

CERTIFICATION OF ENROLLMENT
ENGROSSED SUBSTITUTE HOUSE BILL 1410

Chapter 18, Laws of 1995

(partial veto)

54th Legislature
1995 2nd Special Session

OPERATING BUDGET, 1995-1997

EFFECTIVE DATE: 7/1/95 - Except Section 807 which becomes effective
6/16/95

Passed by the House May 24, 1995
Yeas 54 Nays 42

CLYDE BALLARD

**Speaker of the
House of Representatives**

Passed by the Senate May 24, 1995
Yeas 36 Nays 11

JOEL PRITCHARD

President of the Senate

Approved 6/16/95 with the exception of
sections 126(13); 139(4); 146 (lines
11-21); 201(3); 205(5)(d); 205 (5)(e);
206(2); 206(3); 207(1)(c);
207(2)(c)(i); 207(2)(c)(iii); 219(5);
219(6); 303(2); 303(10); 308; 309(3);
311 (beginning with the word "subject"
on line 20, and ending with the word
"section" on line 28); 914; 916; 917;
and 925, which are vetoed.

MIKE LOWRY

Governor of the State of Washington

CERTIFICATE

I, Timothy A. Martin, Chief Clerk of
the House of Representatives of the
State of Washington, do hereby certify
that the attached is **ENGROSSED
SUBSTITUTE HOUSE BILL 1410** as passed
by the House of Representatives and
the Senate on the dates hereon set
forth.

TIMOTHY A. MARTIN

Chief Clerk

FILED

June 16, 1995 - 11:20 a.m.

**Secretary of State
State of Washington**

ENGROSSED SUBSTITUTE HOUSE BILL 1410

AS AMENDED BY THE SENATE

Passed Legislature - 1995 2nd Special Session

State of Washington **54th Legislature** **1995 Regular Session**

By House Committee on Appropriations (originally sponsored by Representatives Silver and Sommers; by request of Office of Financial Management)

Read first time 03/24/95.

1 AN ACT Relating to fiscal matters; making appropriations and
2 authorizing expenditures for the operations of state agencies for the
3 fiscal biennium beginning July 1, 1995, and ending June 30, 1997;
4 amending RCW 19.118.110, 43.08.250, 70.47.030, 70.105D.070, 86.26.007,
5 43.155.050, 69.50.520, 70.146.020, 70.146.030, 74.14C.065, and
6 79.24.580; reenacting and amending RCW 41.06.150; creating new
7 sections; providing an effective date; and declaring an emergency.

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

9 NEW SECTION. **Sec. 1.** (1) A budget is hereby adopted and, subject
10 to the provisions set forth in the following sections, the several
11 amounts specified in the following sections, or so much thereof as
12 shall be sufficient to accomplish the purposes designated, are hereby
13 appropriated and authorized to be incurred for salaries, wages, and
14 other expenses of the agencies and offices of the state and for other
15 specified purposes for the fiscal biennium beginning July 1, 1995, and

1 ending June 30, 1997, except as otherwise provided, out of the several
2 funds of the state hereinafter named.

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

5 (a) "Fiscal year 1996" or "FY 1996" means the fiscal year ending
6 June 30, 1996.

7 (b) "Fiscal year 1997" or "FY 1997" means the fiscal year ending
8 June 30, 1997.

9 (c) "FTE" means full time equivalent.

10 (d) "Lapse" or "revert" means the amount shall return to an
11 unappropriated status.

12 (e) "Provided solely" means the specified amount may be spent only
13 for the specified purpose. Unless otherwise specifically authorized in
14 this act, any portion of an amount provided solely for a specified
15 purpose which is unnecessary to fulfill the specified purpose shall
16 lapse.

17 **PART I**

18 **GENERAL GOVERNMENT**

19 **NEW SECTION. Sec. 101. FOR THE HOUSE OF REPRESENTATIVES**

20	General Fund Appropriation (FY 1996)	\$	23,862,000
21	General Fund Appropriation (FY 1997)	\$	23,685,000
22	TOTAL APPROPRIATION	\$	47,547,000

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

25 (1) \$125,000 of the appropriation in this section is for the joint
26 legislative ethics board.

27 (2) The legislature shall establish a medical assistance fiscal
28 study group to analyze health care costs and utilization to seek
29 solutions to the rapid increases in medical assistance expenditures.

30 (3) The legislature shall study the process and information used to
31 determine eligibility for the general assistance-unemployable program
32 administered by the department of social and health services economic
33 services administration. The legislature shall: (a) Seek assistance
34 from medical professionals with experience in assessing physical and
35 mental disabilities; (b) explore options to provide designated training
36 or support services for general assistance-unemployable recipients to
37 enable them to become employable; and (c) propose program changes to

1 meet the funding levels provided in the 1995-97 biennial budget.
2 Findings and proposed program changes shall be reported to the fiscal
3 committees of the legislature no later than December 20, 1995.

4 (4)(a) The respective fiscal committees of the house of
5 representatives and the senate shall evaluate the fiscal notes used by
6 the legislature to inform it of the costs and savings estimated to
7 result from proposed legislation. The evaluation shall identify: (i)
8 Whether the process for developing fiscal notes has adequate controls
9 to ensure that the data and methodologies used are current and
10 reliable, and (ii) how the accuracy, reliability and timeliness of
11 fiscal notes can be improved.

12 (b) The study shall include: (i) A review of fiscal notes on
13 legislation pertaining to a variety of state programs; (ii) a survey of
14 fiscal note requirements, systems, and agencies in other states; (iii)
15 an analysis of methods used in the public and private sectors that
16 could be used to improve the reliability and accuracy and timeliness of
17 fiscal notes; (iv) identification of statutes, policies, and rules that
18 should be changed to improve the reliability and accuracy of fiscal
19 notes; (v) recommendations on when fiscal notes should be required;
20 (vi) recommendations on the appropriate assignment of responsibility
21 for the development of fiscal notes; and (vii) recommendations on how
22 the process for developing fiscal notes can be changed to reduce the
23 time it takes to produce a reliable and accurate fiscal note.

24 (5) Within the funds provided in this section, the legislature
25 shall review and identify state programs or services that may be
26 competitively contracted to produce cost savings or improvements in the
27 quality or level of services without harm to the public good. The
28 review will include an evaluation of results obtained in other states
29 that have competitively contracted for these and other programs or
30 services. The review may include specific information regarding the
31 feasibility of privatizing the construction and operation of
32 correctional institutions and juvenile rehabilitation facilities. A
33 preliminary report shall be completed by January 1, 1996, and a final
34 report by January 1, 1997.

35 NEW SECTION. **Sec. 102. FOR THE SENATE**

36	General Fund Appropriation (FY 1996)	\$	17,397,000
37	General Fund Appropriation (FY 1997)	\$	19,198,000
38	TOTAL APPROPRIATION	\$	36,595,000

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2 conditions and limitations:

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4 legislative ethics board.

5 (2) The legislature shall establish a medical assistance fiscal
6 study group to analyze health care costs and utilization to seek
7 solutions to the rapid increases in medical assistance expenditures.

8 (3) The legislature shall study the process and information used to
9 determine eligibility for the general assistance-unemployable program
10 administered by the department of social and health services economic
11 services administration. The legislature shall: (a) Seek assistance
12 from medical professionals with experience in assessing physical and
13 mental disabilities; (b) explore options to provide designated training
14 or support services for general assistance-unemployable recipients to
15 enable them to become employable; and (c) propose program changes to
16 meet the funding levels provided in the 1995-97 biennial budget.
17 Findings and proposed program changes shall be reported to the fiscal
18 committees of the legislature no later than December 20, 1995.

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20 representatives and the senate shall evaluate the fiscal notes used by
21 the legislature to inform it of the costs and savings estimated to
22 result from proposed legislation. The evaluation shall identify: (i)
23 Whether the process for developing fiscal notes has adequate controls
24 to ensure that the data and methodologies used are current and
25 reliable, and (ii) how the accuracy, reliability and timeliness of
26 fiscal notes can be improved.

27 (b) The study shall include: (i) A review of fiscal notes on
28 legislation pertaining to a variety of state programs; (ii) a survey of
29 fiscal note requirements, systems, and agencies in other states; (iii)
30 an analysis of methods used in the public and private sectors that
31 could be used to improve the reliability and accuracy and timeliness of
32 fiscal notes; (iv) identification of statutes, policies, and rules that
33 should be changed to improve the reliability and accuracy of fiscal
34 notes; (v) recommendations on when fiscal notes should be required;
35 (vi) recommendations on the appropriate assignment of responsibility
36 for the development of fiscal notes; and (vii) recommendations on how
37 the process for developing fiscal notes can be changed to reduce the
38 time it takes to produce a reliable and accurate fiscal note.

1 (5) Within the funds provided in this section, the legislature
2 shall review and identify state programs or services that may be
3 competitively contracted to produce cost savings or improvements in the
4 quality or level of services without harm to the public good. The
5 review will include an evaluation of results obtained in other states
6 that have competitively contracted for these and other programs or
7 services. The review may include specific information regarding the
8 feasibility of privatizing the construction and operation of
9 correctional institutions and juvenile rehabilitation facilities. A
10 preliminary report shall be completed by January 1, 1996, and a final
11 report by January 1, 1997.

12 **NEW SECTION. Sec. 103. FOR THE LEGISLATIVE BUDGET COMMITTEE**

13 General Fund Appropriation (FY 1996)	\$	1,557,000
14 General Fund Appropriation (FY 1997)	\$	1,268,000
15 TOTAL APPROPRIATION	\$	2,825,000

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

18 (1) \$288,000 is provided solely for the legislative budget
19 committee to conduct a performance audit of the office of the
20 superintendent of public instruction and report its finding to the
21 appropriate committees of the legislature by December 31, 1995. In
22 addition to the standard items reviewed in a performance audit, the
23 committee is directed to provide the following: (a) A determination of
24 methods to maximize the amount of federal funds received by the state;
25 (b) the identification of potential cost savings from any office
26 programs which could be eliminated or transferred to the private
27 sector; (c) an analysis of gaps and overlaps in office programs; and
28 (d) an evaluation of the efficiency with which the office of the
29 superintendent of public instruction operates the programs under its
30 jurisdiction and fulfills the duties assigned to it by law. In
31 conducting the performance audit, the legislative budget committee is
32 also directed to use performance measures or standards used by other
33 states or other large education organizations in developing its
34 findings.

35 (2) The general fund appropriation contains sufficient funds for
36 the legislative budget committee to perform the study required in
37 Second Substitute Senate Bill No. 5574 regarding the transfer of forest
38 board lands to the counties.

1 NEW SECTION. **Sec. 104. FOR THE PERFORMANCE PARTNERSHIP COUNCIL**
2 General Fund Appropriation (FY 1996) \$ 250,000

3 NEW SECTION. **Sec. 105. FOR THE LEGISLATIVE EVALUATION AND**
4 **ACCOUNTABILITY PROGRAM COMMITTEE**
5 General Fund Appropriation (FY 1996) \$ 1,162,000
6 General Fund Appropriation (FY 1997) \$ 1,162,000
7 TOTAL APPROPRIATION \$ 2,324,000

8 NEW SECTION. **Sec. 106. FOR THE OFFICE OF THE STATE ACTUARY**
9 Department of Retirement Systems Expense Account
10 Appropriation \$ 1,573,000

11 NEW SECTION. **Sec. 107. FOR THE JOINT LEGISLATIVE SYSTEMS**
12 **COMMITTEE**
13 General Fund Appropriation (FY 1996) \$ 4,450,000
14 General Fund Appropriation (FY 1997) \$ 4,450,000
15 TOTAL APPROPRIATION \$ 8,900,000

16 The appropriations in this section are subject to the following
17 conditions and limitations: The appropriations shall be transferred to
18 the legislative systems revolving fund.

19 NEW SECTION. **Sec. 108. FOR THE STATUTE LAW COMMITTEE**
20 General Fund Appropriation (FY 1996) \$ 3,076,000
21 General Fund Appropriation (FY 1997) \$ 3,356,000
22 TOTAL APPROPRIATION \$ 6,432,000

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

25 (1) \$55,000 is provided solely for the uniform legislation
26 commission.

27 (2) \$40,000 is provided for the compilation and publication of a
28 quarterly report on agency rule-making activity pursuant to section 704
29 of Engrossed Substitute House Bill No. 1010 (regulatory reform).

30 NEW SECTION. **Sec. 109. LEGISLATIVE AGENCIES.** In order to
31 implement cost reduction measures required by this act and to achieve
32 operating efficiencies within the financial resources available to the
33 legislative branch, the executive rules committee of the house of

1 representatives and the facilities and operations committee of the
 2 senate by joint action may transfer funds among the house of
 3 representatives, senate, legislative budget committee, legislative
 4 evaluation and accountability program committee, legislative
 5 transportation committee, office of the state actuary, joint
 6 legislative systems committee, and statute law committee.

7 NEW SECTION. **Sec. 110. FOR THE SUPREME COURT**

8	General Fund Appropriation (FY 1996)	. . . . . \$	4,419,000
9	General Fund Appropriation (FY 1997)	. . . . . \$	4,456,000
10	TOTAL APPROPRIATION	. . . . . \$	8,875,000

11 NEW SECTION. **Sec. 111. FOR THE LAW LIBRARY**

12	General Fund Appropriation (FY 1996)	. . . . . \$	1,607,000
13	General Fund Appropriation (FY 1997)	. . . . . \$	1,608,000
14	TOTAL APPROPRIATION	. . . . . \$	3,215,000

15 NEW SECTION. **Sec. 112. FOR THE COURT OF APPEALS**

16	General Fund Appropriation (FY 1996)	. . . . . \$	8,834,000
17	General Fund Appropriation (FY 1997)	. . . . . \$	8,834,000
18	TOTAL APPROPRIATION	. . . . . \$	17,668,000

19 NEW SECTION. **Sec. 113. FOR THE COMMISSION ON JUDICIAL CONDUCT**

20	General Fund Appropriation (FY 1996)	. . . . . \$	595,000
21	General Fund Appropriation (FY 1997)	. . . . . \$	606,000
22	TOTAL APPROPRIATION	. . . . . \$	1,201,000

23 NEW SECTION. **Sec. 114. FOR THE ADMINISTRATOR FOR THE COURTS**

24	General Fund Appropriation (FY 1996)	. . . . . \$	11,658,000
25	General Fund Appropriation (FY 1997)	. . . . . \$	11,728,000
26	Public Safety and Education Account		
27	Appropriation . . . . .	. . . . . \$	41,403,000
28	Judicial Information Systems Account		
29	Appropriation . . . . .	. . . . . \$	6,446,000
30	TOTAL APPROPRIATION	. . . . . \$	71,235,000

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

1 (1) Funding provided in the judicial information systems account
2 shall be used to fund computer systems for the supreme court, the court
3 of appeals, and the office of the administrator for the courts.
4 Expanding services to the courts, technology improvements, and criminal
5 justice proposals shall receive priority consideration for the use of
6 these funds.

7 (2) \$63,000 of the general fund appropriation is provided solely to
8 implement Second Substitute Senate Bill No. 5235 (judgeship for Clark
9 county). If the bill is not enacted by June 30, 1995, the amount
10 provided in this subsection shall lapse.

11 (3) \$6,510,000 of the public safety and education account
12 appropriation is provided solely for the continuation of treatment
13 alternatives to street crimes (TASC) programs in Pierce, Snohomish,
14 Clark, King, Spokane, and Yakima counties.

15 (4) \$9,326,000 of the public safety and education account is
16 provided solely for the indigent appeals program.

17 (5) \$26,000 of the public safety and education account and \$110,000
18 of the judicial information systems account are to implement Engrossed
19 Substitute Senate Bill No. 5219 (domestic violence). If the bill is
20 not enacted by June 30, 1995, the amounts provided in this subsection
21 shall lapse.

22 (6) \$138,000 of the public safety and education account is provided
23 solely for Thurston county impact costs.

24 (7) \$223,000 of the public safety and education account is provided
25 solely for the gender and justice commission.

26 (8) \$308,000 of the public safety and education account
27 appropriation is provided solely for the minority and justice
28 commission.

29 (9) No moneys appropriated in this section may be expended by the
30 administrator for the courts for payments in excess of fifty percent of
31 the employer contribution on behalf of superior court judges for
32 insurance and health care plans and federal social security and
33 medicare and medical aid benefits. Consistent with Article IV, section
34 13 of the state Constitution, it is the intent of the legislature that
35 the cost of these employer contributions shall be shared equally
36 between the state and the county or counties in which the judges serve.
37 The administrator for the courts shall establish procedures for the
38 collection and disbursement of these employer contributions.

1 NEW SECTION. **Sec. 115. FOR THE OFFICE OF THE GOVERNOR**

2	General Fund Appropriation (FY 1996)	. . . . . \$	2,899,000
3	General Fund Appropriation (FY 1997)	. . . . . \$	2,898,000
4	TOTAL APPROPRIATION	. . . . . \$	5,797,000

5 NEW SECTION. **Sec. 116. FOR THE LIEUTENANT GOVERNOR**

6	General Fund Appropriation (FY 1996)	. . . . . \$	242,000
7	General Fund Appropriation (FY 1997)	. . . . . \$	243,000
8	TOTAL APPROPRIATION	. . . . . \$	485,000

9 NEW SECTION. **Sec. 117. FOR THE PUBLIC DISCLOSURE COMMISSION**

10	General Fund Appropriation (FY 1996)	. . . . . \$	1,107,000
11	General Fund Appropriation (FY 1997)	. . . . . \$	1,045,000
12	Industrial Insurance Premium Refund Account		
13	Appropriation	. . . . . \$	725
14	TOTAL APPROPRIATION	. . . . . \$	2,152,725

15 NEW SECTION. **Sec. 118. FOR THE SECRETARY OF STATE**

16	General Fund Appropriation (FY 1996)	. . . . . \$	9,175,000
17	General Fund Appropriation (FY 1997)	. . . . . \$	5,924,000
18	Archives and Records Management Account		
19	Appropriation	. . . . . \$	4,330,000
20	Department of Personnel Service Account		
21	Appropriation	. . . . . \$	647,000
22	TOTAL APPROPRIATION	. . . . . \$	20,076,000

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

25 (1) \$3,859,975 of the general fund appropriation is provided solely
26 to reimburse counties for the state's share of primary and general
27 election costs and the costs of conducting mandatory recounts on state
28 measures.

29 (2) \$5,183,762 of the general fund appropriation is provided solely
30 for the verification of initiative and referendum petitions,
31 maintenance of related voter registration records, legal advertising of
32 state measures, and the publication and distribution of the voters and
33 candidates pamphlet.

34 (3) \$140,000 of the general fund appropriation is provided solely
35 for the state's participation in the United States census block
36 boundary suggestion program.

1 (4) The general fund appropriation for fiscal year 1996 shall be
2 reduced by \$726,000 if Engrossed Senate Bill No. 5852 (presidential
3 preference primary) is enacted by March 15, 1996.

4 (5) \$10,000 is provided solely for the purposes of Substitute House
5 Bill No. 1497 (preservation of electronic public records),

6 NEW SECTION. **Sec. 119. FOR THE GOVERNOR'S OFFICE OF INDIAN**
7 **AFFAIRS**

8	General Fund Appropriation (FY 1996)	\$	151,000
9	General Fund Appropriation (FY 1997)	\$	152,000
10	TOTAL APPROPRIATION	\$	303,000

11 NEW SECTION. **Sec. 120. FOR THE COMMISSION ON ASIAN-AMERICAN**
12 **AFFAIRS**

13	General Fund Appropriation (FY 1996)	\$	173,000
14	General Fund Appropriation (FY 1997)	\$	173,000
15	TOTAL APPROPRIATION	\$	346,000

16 NEW SECTION. **Sec. 121. FOR THE STATE TREASURER**

17 State Treasurer's Service Account

18	Appropriation	\$	10,454,000
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19 NEW SECTION. **Sec. 122. FOR THE STATE AUDITOR**

20	General Fund Appropriation (FY 1996)	\$	12,000
21	General Fund Appropriation (FY 1997)	\$	10,000
22	Municipal Revolving Account		
23	Appropriation	\$	24,886,000
24	Auditing Services Revolving Account		
25	Appropriation	\$	11,814,000
26	TOTAL APPROPRIATION	\$	36,722,000

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

29 (1) Audits of school districts by the division of municipal
30 corporations shall include findings regarding the accuracy of: (a)
31 Student enrollment data; and (b) the experience and education of the
32 district's certified instructional staff, as reported to the
33 superintendent of public instruction for allocation of state funding.

34 (2) The state auditor, in consultation with the legislative budget
35 committee, shall conduct a performance audit of the state investment

1 board. In conducting the audit, the state auditor shall: (a)
 2 Establish and publish a schedule of the performance audit and shall
 3 solicit public comments relative to the operations of the state
 4 investment board at least three months prior to conducting the
 5 scheduled performance audit; (b) under the provisions of chapter 39.29
 6 RCW, obtain and utilize a private firm to conduct the audit. The firm
 7 selected shall utilize professional staff possessing the education,
 8 training, and practical experience in auditing private and governmental
 9 entities responsible for the investment of funds necessary to capably
 10 conduct the audit required by this subsection. The firm selected for
 11 the audit shall determine the extent to which the state investment
 12 board is operating consistently with the performance audit measures
 13 developed by the state auditor, acting together with the board, the
 14 legislative budget committee, the office of financial management, the
 15 state treasurer, and other state agencies, as appropriate. The audit
 16 measures shall incorporate appropriate institutional investment
 17 industry criteria for measuring management practices and operations.
 18 The firm shall recommend in its report any actions deemed appropriate
 19 that the board can take to operate more consistently with such
 20 measures. The cost of the performance audit conducted shall be paid by
 21 the board from nonappropriated investment earnings.

22 NEW SECTION. **Sec. 123. FOR THE CITIZENS' COMMISSION ON SALARIES**
 23 **FOR ELECTED OFFICIALS**

24	General Fund Appropriation (FY 1996)	. . . . . \$	6,000
25	General Fund Appropriation (FY 1997)	. . . . . \$	59,000
26	TOTAL APPROPRIATION	. . . . . \$	65,000

27 NEW SECTION. **Sec. 124. FOR THE ATTORNEY GENERAL**

28	General Fund--State Appropriation (FY 1996)	. . . \$	3,228,000
29	General Fund--State Appropriation (FY 1997)	. . . \$	3,225,000
30	General Fund--Federal Appropriation	. . . . . \$	1,624,000
31	Public Safety and Education Account		
32	Appropriation	. . . . . \$	1,250,000
33	State Investment Board Expense Account		
34	Appropriation	. . . . . \$	4,000,000
35	New Motor Vehicle Arbitration Account		
36	Appropriation	. . . . . \$	1,782,000
37	Legal Services Revolving Account		

1	Appropriation	\$	113,972,000
2	Health Services Account Appropriation	\$	300,000
3	TOTAL APPROPRIATION	\$	129,381,000

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

6 (1) The attorney general shall report each fiscal year on actual
7 legal services expenditures and actual attorney staffing levels for
8 each agency receiving legal services. The report shall be submitted to
9 the office of financial management and the fiscal committees of the
10 senate and house of representatives no later than ninety days after the
11 end of each fiscal year.

12 (2) The attorney general shall include, at a minimum, the following
13 information with each bill sent to agencies receiving legal services:

14 (a) The number of hours and cost of attorney services provided during
15 the billing period; (b) cost of support staff services provided during
16 the billing period; (c) attorney general overhead and central support
17 costs charged to the agency for the billing period; (d) direct legal
18 costs, such as filing and docket fees, charged to the agency for the
19 billing period; and (e) other costs charged to the agency for the
20 billing period. The attorney general may, with approval of the office
21 of financial management change its billing system to meet the needs of
22 its user agencies.

23 (3) \$4,000,000 from the state investment board expense account
24 appropriation is provided solely for attorney general costs and related
25 expenses in aggressively pursuing litigation related to real estate
26 investments on behalf of the state investment board. To the maximum
27 extent possible, attorney general staff shall be used in pursuing this
28 litigation.

29 NEW SECTION. **Sec. 125. FOR THE DEPARTMENT OF FINANCIAL**
30 **INSTITUTIONS**

31 Securities Regulation Account

32	Appropriation	\$	4,515,000
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33 *NEW SECTION. **Sec. 126. FOR THE DEPARTMENT OF COMMUNITY, TRADE,**
34 **AND ECONOMIC DEVELOPMENT**

35	General Fund--State Appropriation (FY 1996)	\$	48,627,000
36	General Fund--State Appropriation (FY 1997)	\$	47,328,000
37	General Fund--Federal Appropriation	\$	147,991,000

1	General Fund--Private/Local Appropriation	\$	1,676,000
2	Public Safety and Education Account		
3	Appropriation	\$	8,764,000
4	Waste Reduction, Recycling, and Litter Control		
5	Account Appropriation	\$	2,006,000
6	Washington Marketplace Program Account		
7	Appropriation	\$	150,000
8	Public Works Assistance Account		
9	Appropriation	\$	1,068,000
10	Building Code Council Account		
11	Appropriation	\$	1,289,000
12	Administrative Contingency Account		
13	Appropriation	\$	1,776,000
14	Low-Income Weatherization Assistance Account		
15	Appropriation	\$	923,000
16	Violence Reduction and Drug Enforcement Account		
17	Appropriation	\$	6,027,000
18	Manufactured Home Installation Training Account		
19	Appropriation	\$	150,000
20	Washington Housing Trust Account		
21	Appropriation	\$	4,686,000
22	Public Facility Construction Revolving Account		
23	Appropriation	\$	238,000
24	Solid Waste Management Account Appropriation	\$	700,000
25	Growth Management Planning and Environmental		
26	Review Fund Appropriation	\$	3,000,000
27	TOTAL APPROPRIATION	\$	276,399,000

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

30 (1) \$6,065,000 of the general fund--state appropriation is provided
31 solely for a contract with the Washington technology center. For work
32 essential to the mission of the Washington technology center and
33 conducted in partnership with universities, the center shall not pay
34 any increased indirect rate nor increases in other indirect charges
35 above the absolute amount paid during the 1993-95 biennium.

36 (2) \$538,000 of the general fund--state appropriation is provided
37 solely to implement Substitute House Bill No. 1724 (growth management).

38 (3) In order to offset reductions in federal community services
39 block grant funding for community action agencies, the department shall

1 set aside \$4,800,000 of federal community development block grant funds
2 for distribution to local governments to allocate to community action
3 agencies state-wide.

4 (4) \$8,915,000 of the general fund--federal appropriation is
5 provided solely for the drug control and system improvement formula
6 grant program, to be distributed in state fiscal year 1996 as follows:

7 (a) \$3,603,250 to local units of government to continue
8 multijurisdictional drug task forces;

9 (b) \$934,000 to the Washington state patrol for coordination,
10 technical assistance, and investigative and supervisory staff support
11 for multijurisdictional narcotics task forces;

12 (c) \$456,000 to the department to continue the state-wide drug
13 prosecution assistance program;

14 (d) \$93,000 to the department to continue a substance-abuse
15 treatment in jails program, to test the effect of treatment on future
16 criminal behavior;

17 (e) \$744,000 to the department to continue the youth violence
18 prevention and intervention projects;

19 (f) \$240,000 to the department for grants to support tribal law
20 enforcement needs;

21 (g) \$495,000 is provided to the Washington state patrol for a
22 state-wide integrated narcotics system;

23 (h) \$538,000 to the department for grant administration and program
24 evaluation, monitoring, and reporting, pursuant to federal
25 requirements;

26 (i) \$51,000 to the Washington state patrol for data collection;

27 (j) \$445,750 to the office of financial management for the criminal
28 history records improvement program;

29 (k) \$42,000 to the department to support local services to victims
30 of domestic violence;

31 (l) \$300,000 to the department of community, trade, and economic
32 development for domestic violence legal advocacy;

33 (m) \$300,000 to the department of community, trade, and economic
34 development for grants to provide a defender training program; and

35 (n) \$673,000 to the department of corrections for the expansion of
36 correctional industries projects that place inmates in a realistic
37 working and training environment.

1 (5) \$3,960,000 of the public safety and education account
2 appropriation is provided solely for the office of crime victims'
3 advocacy.

4 (6) \$216,000 of the general fund--state appropriation is provided
5 solely to implement Engrossed Substitute House Bill No. 1010
6 (regulatory reform). If the bill is not enacted by June 30, 1995, the
7 amount provided in this subsection shall lapse.

8 (7) \$200,000 of the general fund--state appropriation is provided
9 solely as a grant for the community connections program in Walla Walla
10 county.

11 (8) \$30,000 of the Washington housing trust account appropriation
12 is provided solely for the department to conduct an assessment of the
13 per square foot cost associated with constructing or rehabilitating
14 buildings financed by the housing trust fund for low-income housing.
15 The department may contract with specially trained teams to conduct
16 this assessment. The department shall report to the legislature by
17 December 31, 1995. The report shall include:

18 (a) The per square foot cost of each type of housing unit financed
19 by the housing trust fund;

20 (b) An assessment of the factors that affect the per square foot
21 cost;

22 (c) Recommendations for reducing the per square foot cost, if
23 possible;

24 (d) Guidelines for housing costs per person assisted; and

25 (e) Other relevant information.

26 (9) \$350,000 of the general fund--state appropriation is provided
27 solely for the retired senior volunteer program.

28 (10) \$300,000 of the general fund--state appropriation is provided
29 solely to implement House Bill No. 1687 (court-appointed special
30 advocates). If the bill is not enacted by June 30, 1995, the amount
31 provided in this subsection shall lapse.

32 (11) \$50,000 of the general fund--state appropriation is provided
33 solely for the purpose of a feasibility study of the infrastructure,
34 logistical, and informational needs for the region involving
35 Washington, Oregon, and British Columbia to host the summer Olympic
36 Games in the year 2004 or 2008. The feasibility study shall be
37 conducted using the services of a nonprofit corporation currently
38 pursuing and having shown progress toward this purpose. The amount
39 provided in this subsection may be expended only to the extent that it

1 is matched on a dollar-for-dollar basis by funds for the same purpose
2 from nonstate sources.

3 (12) \$100,000 of the general fund--state appropriation is provided
4 solely as a grant to a nonprofit organization for costs associated with
5 development of the Columbia Breaks Fire Interpretive Center.

6 ***(13) \$150,000 of the general fund--state appropriation is provided***
7 ***solely for operation of the marketplace program and to provide state***
8 ***matching funds for a federal grant.***

9 (14) \$100,000 of the general fund--state appropriation is provided
10 solely for the Pierce county long-term care ombudsman program.

11 (15) \$60,000 of the general fund--state appropriation is provided
12 solely for the Pacific Northwest economic region.

13 (16) \$500,000 of the general fund--state appropriation is provided
14 solely for distribution to the city of Burien for analysis of the
15 proposed Port of Seattle third runway including preparation of a draft
16 environmental impact statement and other technical studies. The amount
17 provided in this subsection shall not be expended directly or
18 indirectly for litigation, public relations, or any form of consulting
19 services for the purposes of opposing the construction of the proposed
20 third runway.

21 (17) Not more than \$458,000 of the general fund--state
22 appropriation may be expended for the operation of the Pacific
23 northwest export assistance project. The department will continue to
24 implement a plan for assessing fees for services provided by the
25 project. It is the intent of the legislature that the revenues raised
26 to defray the expenditures of this program will be increased to fifty
27 percent of the expenditures in fiscal year 1996 and seventy-five
28 percent of the expenditures in fiscal year 1997. Beginning in fiscal
29 year 1998, the legislature intends that this program will be fully
30 self-supporting.

31 (18) \$4,804,000 of the public safety and education account
32 appropriation is provided solely for contracts with qualified legal aid
33 programs for civil indigent legal representation pursuant to RCW
34 43.08.260. It is the intent of the legislature to ensure that legal
35 aid programs receiving funds appropriated in this act pursuant to RCW
36 43.08.260 comply with all applicable restrictions on use of these
37 funds. To this end, during the 1995-97 fiscal biennium the department
38 shall monitor compliance with the authorizing legislation, shall
39 oversee the implementation of this subsection, and shall report

1 directly to the appropriations committee of the house of
2 representatives and the ways and means committee of the senate.

3 (a) It is the intent of the legislature to improve communications
4 between legal aid programs and persons affected by the activities of
5 legal aid programs. There is established for the 1995-97 fiscal
6 biennium a task force on agricultural interests/legal aid relations.
7 The task force shall promote better understanding and cooperation
8 between agricultural interests and legal aid programs and shall provide
9 a forum for discussion of issues of common concern. The task force
10 shall not involve itself in pending litigation.

11 (i) The task force shall consist of the following sixteen members:
12 Four representatives of agricultural organizations, to be appointed by
13 the legislator members; two individuals who represent the corresponding
14 interests of legal clients, to be appointed by organizations designated
15 by the three legal services programs; two representatives of Evergreen
16 Legal Services, to be appointed by its board of directors; one
17 representative each from Puget Sound Legal Assistance Foundation and
18 Spokane Legal Services Center, each to be appointed by its directors;
19 one member from each of the majority and minority caucuses of the house
20 of representatives, to be appointed by the speaker of the house of
21 representatives; one member from each of the majority and minority
22 caucuses of the senate, to be appointed by the president of the senate;
23 and two members of the supreme court-appointed access to justice board,
24 to be appointed by the board. During fiscal year 1996, the task force
25 shall be chaired by a legislative member, to be selected by the task
26 force members. During fiscal year 1997, the committee shall be chaired
27 by a nonlegislator member, to be selected by the task force members.

28 (ii) All costs associated with the meetings shall be borne by the
29 individual task force members or by the organizations that the
30 individuals represent. No task force member shall be eligible for
31 reimbursement of expenses under RCW 43.03.050 or 43.03.060. Nothing in
32 this subsection prevents the legal aid programs from using funds
33 appropriated in this act to reimburse their representatives or the
34 individuals representing legal clients.

35 (iii) The task force will meet at least four times during the first
36 year of the biennium and as frequently as necessary thereafter at
37 mutually agreed upon times and locations. Any member of the task force
38 may place items on meeting agendas. Members present at the first two
39 task force meetings shall agree upon a format for subsequent meetings.

1 (b) The legislature recognizes that farmworkers have the right to
2 receive basic information and to consult with attorneys at farm labor
3 camps without fear of intimidation or retaliation. It is the intent of
4 the legislature and in the interest of the public to ensure the safety
5 of all persons affected by legal aid programs' farm labor camp outreach
6 activities. Legal aid program employees have the legal right to enter
7 the common areas of a labor camp or to request permission of employees
8 to enter their dwellings. Employees living in grower supplied housing
9 have the right to refuse entry to anyone including attorneys unless
10 they have a warrant. Individual employees living in employer supplied
11 housing do not have the right to force legal aid program employees to
12 leave common areas of housing (outside) as long as one person who
13 resides in the associated dwellings wants that person to be there. Any
14 legal aid program employee wishing to visit employees housed on grower
15 property has the right to enter the driveway commonly used by the
16 housing occupants. This means that if agricultural employees must use
17 a grower's personal driveway to get to their housing, legal aid program
18 employees also may use that driveway to access the housing without a
19 warrant so long as at least some of the housing is occupied. When
20 conducting outreach activities that involve entry onto labor camps,
21 legal aid programs shall establish and abide by policies regarding
22 conduct of outreach activities. The policies shall include a
23 requirement that legal aid program employees identify themselves to
24 persons whom they encounter at farm labor camps. The legal aid
25 programs shall provide copies of their current outreach policies to
26 known agricultural organizations and shall provide copies upon request
27 to any owner of property on which farmworkers are housed. Legal aid
28 program employees involved in outreach activities shall attempt to
29 inform operators of licensed farm labor camps or their agents, and
30 known grower organizations of the approximate time frame for outreach
31 activities and shall cooperate with operators of farm labor camps at
32 which farmworkers are housed in assuring compliance with all pertinent
33 laws and ordinances, including those related to trespass and
34 harassment. Employers who believe that Evergreen Legal Services
35 Outreach Guidelines have been violated shall promptly provide all
36 available information on the alleged violation to the director of
37 Evergreen Legal Services and to the chair of the Task Force on
38 Agricultural Interests/Legal Aid Relations. Evergreen Legal Services
39 will promptly investigate any alleged violations of the outreach

1 guidelines and inform the complaining party of the result. If the
2 resolution of the investigation is not satisfactory to the complainant,
3 the matter shall be placed on the Task Force agenda for discussion at
4 the next scheduled meeting. Employers who believe that Evergreen Legal
5 Services staff members have trespassed should immediately contact local
6 law enforcement authorities.

7 (c) It is the intent of the legislature to provide the greatest
8 amount of legal services to the largest number of clients by
9 discouraging inefficient use of state funding for indigent legal
10 representation. To this end, it is the intent of the legislature that,
11 prior to the commencement of litigation against any private employer
12 relating to the terms and conditions of employment legal aid programs
13 receiving funds appropriated in this act make good faith written demand
14 for the requested relief, a good faith offer of settlement or an offer
15 to submit to nonbinding arbitration prior to filing a lawsuit, unless
16 the making of the offer is, in the opinion of the director of the legal
17 services program or his/her designee, clearly prejudicial to: (i) The
18 health, safety, or security of the client; or (ii) the timely
19 availability of judicial relief. The director of the legal aid program
20 may designate not more than two persons for purposes of making the
21 determination of prejudice permitted by this section.

22 (d)(i) The legislature encourages legal aid programs to devote
23 their state and nonstate funding to the basic, daily legal needs of
24 indigent persons. No funds appropriated under this act may be used for
25 legal representation and activities outside the scope of RCW 43.08.260.

26 (ii) No funds appropriated in this act may be used for lobbying as
27 defined in RCW 43.08.260(3). Legal aid programs receiving funds
28 appropriated in this act shall comply with all restrictions on lobbying
29 contained in Federal Legal Services Corporation Act (P.L. 99-951) and
30 regulations promulgated thereunder.

31 (e) No funds appropriated in this act may be used by legal aid
32 programs for representation of undocumented aliens.

33 (f) The legislature recognizes the duty of legal aid programs to
34 preserve inviolate and prevent the disclosure of, in the absence of
35 knowing and voluntary client consent, client information protected by
36 the United States Constitution, the Washington Constitution, the
37 attorney-client privilege, or any applicable attorney rule of
38 professional conduct. However, to the extent permitted by applicable
39 law, legal aid programs receiving funds appropriated in this act shall,

1 upon request, provide information on their activities to the department
2 and to legislators for purposes of monitoring compliance with
3 authorizing legislation and this subsection.

4 (g) Nothing in this subsection is intended to limit the authority
5 of existing entities, including but not limited to the Washington state
6 bar association, the public disclosure commission, and the Federal
7 Legal Services Corporation, to resolve complaints or disputes within
8 their jurisdiction.

9 *Sec. 126 was partially vetoed. See message at end of chapter.

10 NEW SECTION. **Sec. 127. FOR THE ECONOMIC AND REVENUE FORECAST**
11 **COUNCIL**

12	General Fund Appropriation (FY 1996)	\$	410,000
13	General Fund Appropriation (FY 1997)	\$	410,000
14	TOTAL APPROPRIATION	\$	820,000

15 NEW SECTION. **Sec. 128. FOR THE OFFICE OF FINANCIAL MANAGEMENT**

16	General Fund--State Appropriation (FY 1996)	\$	9,482,000
17	General Fund--State Appropriation (FY 1997)	\$	9,138,000
18	General Fund--Federal Appropriation	\$	12,432,000
19	General Fund--Private/Local Appropriation	\$	720,000
20	Health Services Account Appropriation	\$	330,000
21	Public Safety and Education Account		
22	Appropriation	\$	200,000
23	TOTAL APPROPRIATION	\$	32,302,000

24 The appropriations in this subsection are subject to the following
25 conditions and limitations: \$300,000 of the general fund--state
26 appropriation is provided solely as the state's share of funding for
27 the "Americorps" youth employment program.

28 NEW SECTION. **Sec. 129. FOR THE OFFICE OF ADMINISTRATIVE HEARINGS**

29	Administrative Hearings Revolving Account		
30	Appropriation	\$	14,487,000

31 NEW SECTION. **Sec. 130. FOR THE DEPARTMENT OF PERSONNEL**

32	General Fund--State Appropriation (FY 1996)	\$	360,000
33	General Fund--State Appropriation (FY 1997)	\$	360,000
34	General Fund--Federal Appropriation	\$	700,000
35	Personnel Data Revolving Account Appropriation	\$	880,000

1	Department of Personnel Service Account	
2	Appropriation	\$ 15,354,000
3	Higher Education Personnel Services Account	
4	Appropriation	\$ 1,656,000
5	TOTAL APPROPRIATION	\$ 19,310,000

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

8 (1) The department shall reduce its charge for personnel services
9 to the lowest rate possible.

10 (2) \$32,000 of the department of personnel service fund
11 appropriation is provided solely for the creation, printing, and
12 distribution of the personal benefits statement for state employees.

13 (3) The general fund--state appropriation, the general fund--
14 federal appropriation, the personnel data revolving account
15 appropriation, and \$300,000 of the department of personnel service
16 account appropriation shall be used solely for the establishment of a
17 state-wide human resource information data system and network within
18 the department of personnel and to improve personnel data integrity.
19 Authority to expend these amounts is conditioned on compliance with
20 section 902 of this act. The personnel data revolving account is
21 hereby created in the state treasury to facilitate the transfer of
22 moneys from dedicated funds and accounts. To allocate the
23 appropriation from the personnel data revolving account among the
24 state's dedicated funds and accounts based on each fund or account's
25 pro rata share of the state salary base, the state treasurer is
26 directed to transfer sufficient money from each fund or account to the
27 personnel data revolving account in accordance with schedules provided
28 by the office of financial management.

29 (4) The department of personnel shall charge all administrative
30 services costs incurred by the committee for deferred compensation or
31 the department of retirement systems for the deferred compensation
32 program to the deferred compensation administrative account.
33 Department billings to the committee or the department of retirement
34 systems shall be for actual costs only.

35 (5) The department of personnel service fund appropriation contains
36 sufficient funds to continue the employee exchange program with the
37 Hyogo prefecture in Japan.

38 (6) \$500,000 of the department of personnel service account
39 appropriation is provided solely for a career transition program to

1 assist state employees who are separated or are at risk of lay-off due
2 to reduction-in-force, including employee retraining and career
3 counseling.

4 (7) The department of personnel has the authority to charge
5 agencies for expenses resulting from the administration of a benefits
6 contribution plan established by the health care authority. Fundings
7 to cover these expenses shall be realized from agency FICA tax savings
8 associated with the benefits contributions plan.

9 NEW SECTION. **Sec. 131. FOR THE COMMITTEE FOR DEFERRED**
10 **COMPENSATION**

11 Dependent Care Administrative Account
12 Appropriation \$ 166,000

13 NEW SECTION. **Sec. 132. FOR THE WASHINGTON STATE LOTTERY**

14 Lottery Administrative Account
15 Appropriation \$ 18,813,000

16 NEW SECTION. **Sec. 133. FOR THE WASHINGTON STATE GAMBLING**
17 **COMMISSION**

18 Industrial Insurance Premium Refund Account
19 Appropriation \$ 14,000

20 NEW SECTION. **Sec. 134. FOR THE COMMISSION ON HISPANIC AFFAIRS**

21 General Fund Appropriation (FY 1996) \$ 195,000
22 General Fund Appropriation (FY 1997) \$ 195,000
23 TOTAL APPROPRIATION \$ 390,000

24 NEW SECTION. **Sec. 135. FOR THE COMMISSION ON AFRICAN-AMERICAN**
25 **AFFAIRS**

26 General Fund Appropriation (FY 1996) \$ 148,000
27 General Fund Appropriation (FY 1997) \$ 146,000
28 TOTAL APPROPRIATION \$ 294,000

29 NEW SECTION. **Sec. 136. FOR THE PERSONNEL APPEALS BOARD**

30 Department of Personnel Service Account
31 Appropriation \$ 1,593,000

1 NEW SECTION. **Sec. 137. FOR THE DEPARTMENT OF RETIREMENT SYSTEMS--**

2 **OPERATIONS**

3 Department of Retirement Systems Expense Account

4 Appropriation \$ 30,152,000

5 Dependent Care Administrative Account

6 Appropriation \$ 183,000

7 TOTAL APPROPRIATION \$ 30,335,000

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

10 (1) \$857,000 of the department of retirement systems expense
11 account appropriation is provided solely for information systems
12 projects known by the following names or successor names: Support of
13 member database, support of audit, and audit of member files.
14 Authority to expend this amount is conditioned on compliance with
15 section 902 of this act.

16 (2) \$779,000 of the department of retirement systems expense
17 account appropriation is provided solely for the in-house design
18 development, and implementation of the information systems project
19 known as the disbursement system. Authority to expend this amount is
20 conditioned on compliance with section 902 of this act.

21 (3) \$1,900,000 of the department of retirement systems expense
22 account appropriation and the entire dependent care administrative
23 account appropriation are provided solely for the implementation of
24 Substitute House Bill No. 1206 (restructuring retirement systems). If
25 the bill is not enacted by June 30, 1995, the amount provided in this
26 subsection from the department of retirement systems expense account
27 shall lapse, and the entire dependent care administrative account
28 appropriation shall be transferred to the committee for deferred
29 compensation.

30 NEW SECTION. **Sec. 138. FOR THE STATE INVESTMENT BOARD**

31 State Investment Board Expense Account

32 Appropriation \$ 8,068,000

33 The appropriation in this section is subject to the following
34 conditions and limitations: The board shall conduct a feasibility
35 study on the upgrade or replacement of the state-wide investment
36 accounting system and report its findings to the fiscal committees of
37 the legislature by January 1, 1996.

1 ***NEW SECTION. Sec. 139. FOR THE DEPARTMENT OF REVENUE**

2	General Fund Appropriation (FY 1996)	\$	62,528,000
3	General Fund Appropriation (FY 1997)	\$	63,139,000
4	Timber Tax Distribution Account		
5	Appropriation	\$	4,585,000
6	Waste Reduction, Recycling, and Litter Control		
7	Account Appropriation	\$	95,000
8	State Toxics Control Account		
9	Appropriation	\$	67,000
10	Solid Waste Management Account		
11	Appropriation	\$	88,000
12	Oil Spill Administration Account		
13	Appropriation	\$	14,000
14	Pollution Liability Insurance Program Trust Account		
15	Appropriation	\$	230,000
16	TOTAL APPROPRIATION	\$	130,746,000

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

19 (1) \$4,197,000 of the general fund appropriation is provided solely
20 for senior citizen property tax deferral distribution. \$103,000 of
21 this amount is provided solely to reimburse counties for the expansion
22 of the senior citizen property tax deferral program enacted by
23 Substitute House Bill No. 1673.

24 (2) \$280,000 of the general fund appropriation is provided solely
25 for implementation of Engrossed Substitute House Bill No. 1010
26 (regulatory reform). If the bill is not enacted by June 30, 1995, the
27 amount provided in this subsection shall lapse.

28 (3) The general fund appropriation contains sufficient funds for
29 the department of revenue to collect use tax on advertising materials
30 printed outside the state and mailed directly to Washington residents
31 at the direction of an in-state business to promote sales of products
32 or services, pursuant to RCW 82.12.010(5).

33 *(4) The general fund appropriation contains sufficient funds for*
34 *the department of revenue to study the feasibility of rewriting Titles*
35 *82 and 84 RCW for clarity and ease of understanding, without making*
36 *substantive changes in the law. The department may study this issue by*
37 *redrafting certain sections of the existing law and reviewing with*
38 *legislators, interest groups, and affected parties whether or not such*

1 a project is feasible. The department shall report the results of this
2 study to the legislature in the 1996 legislative session.

3 *Sec. 139 was partially vetoed. See message at end of chapter.

4 NEW SECTION. **Sec. 140. FOR THE BOARD OF TAX APPEALS**

5	General Fund Appropriation (FY 1996)	. . . . . \$	993,000
6	General Fund Appropriation (FY 1997)	. . . . . \$	996,000
7	TOTAL APPROPRIATION	. . . . . \$	1,989,000

8 NEW SECTION. **Sec. 141. FOR THE MUNICIPAL RESEARCH COUNCIL**

9	General Fund Appropriation (FY 1996)	. . . . . \$	1,593,000
10	General Fund Appropriation (FY 1997)	. . . . . \$	1,637,000
11	TOTAL APPROPRIATION	. . . . . \$	3,230,000

12 NEW SECTION. **Sec. 142. FOR THE OFFICE OF MINORITY AND WOMEN'S**
13 **BUSINESS ENTERPRISES**

14	OMWBE Enterprises Account		
15	Appropriation	. . . . . \$	2,121,000

16 NEW SECTION. **Sec. 143. FOR THE DEPARTMENT OF GENERAL**
17 **ADMINISTRATION**

18	General Fund--State Appropriation (FY 1996)	. . . \$	284,000
19	General Fund--State Appropriation (FY 1997)	. . . \$	283,000
20	General Fund--Federal Appropriation	. . . . . \$	1,304,000
21	General Fund--Private/Local Appropriation	. . . . . \$	388,000
22	Motor Transport Account Appropriation	. . . . . \$	10,814,000
23	Industrial Insurance Premium Refund Account		
24	Appropriation	. . . . . \$	140,000
25	Air Pollution Control Account		
26	Appropriation	. . . . . \$	111,000
27	Department of General Administration Facilities		
28	and Services Revolving Account		
29	Appropriation	. . . . . \$	21,271,000
30	Central Stores Revolving Account		
31	Appropriation	. . . . . \$	3,056,000
32	Risk Management Account Appropriation	. . . . . \$	2,033,000
33	TOTAL APPROPRIATION	. . . . . \$	39,684,000

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

1 (1) \$1,776 of the industrial insurance premium refund account
2 appropriation is provided solely for the Washington school directors
3 association.

4 (2) The cost of purchasing and material control operations may be
5 recovered by the department through charging agencies utilizing these
6 services. The department must begin directly charging agencies
7 utilizing the services on September 1, 1995. Amounts charged may not
8 exceed the cost of purchasing and contract administration. Funds
9 collected may not be used for purposes other than cost recovery and
10 must be separately accounted for within the central stores revolving
11 fund.

12 **NEW SECTION. Sec. 144. FOR THE DEPARTMENT OF INFORMATION SERVICES**

13 Data Processing Revolving Account

14 Appropriation \$ 3,847,000

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

17 (1) The department shall provide a toll-free telephone number and
18 operator service staff for the general public to call for information
19 about state agencies. The department may provide such staff,
20 equipment, and facilities as are necessary for this purpose. The
21 director shall adopt rules to fix terms and charges for these services.
22 All state agencies and the legislature shall participate in the
23 information program and shall reimburse the department of information
24 services in accordance with rules established by the director. The
25 department shall also provide conference calling services for state and
26 other public agencies on a fee-for-service basis.

27 (2) \$364,000 of the data processing revolving account appropriation
28 is provided solely for maintenance and support of the WIN Network. The
29 department is authorized to recover the costs through billings to
30 affected agencies.

31 **NEW SECTION. Sec. 145. FOR THE INSURANCE COMMISSIONER**

32 General Fund--Federal Appropriation \$ 104,000

33 Insurance Commissioner's Regulatory Account

34 Appropriation \$ 20,126,000

35 TOTAL APPROPRIATION \$ 20,230,000

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

3 (1) The insurance commissioner shall obtain the approval of the
4 department of information services for any feasibility plan for
5 proposed technology improvements.

6 (2) \$895,000 of the insurance commissioner's regulatory account
7 appropriation is provided solely for implementing Engrossed Substitute
8 House Bill No. 1010 (regulatory reform). If the bill is not enacted by
9 June 30, 1995, the amount provided in this subsection shall lapse.

10 ***NEW SECTION. Sec. 146. FOR THE BOARD OF ACCOUNTANCY**

11 Certified Public Accountants' Account

12 Appropriation \$ 1,293,000

13 *The appropriation in this section is subject to the following*
14 *conditions and limitations: \$50,000 of the certified public*
15 *accountants' account appropriation is provided solely to conduct a*
16 *study in conjunction with the higher education coordinating board of*
17 *the financial impact on public and private higher education*
18 *institutions of any increase in the education requirements for CPA*
19 *certification. Such study shall include impacts on enrollment and*
20 *access of other students to higher education. No rule to increase*
21 *education requirements may be implemented until such study has been*
22 *completed and reported to the higher education and fiscal committees of*
23 *both houses of the legislature.*

24 *Sec. 146 was partially vetoed. See message at end of chapter.

25 **NEW SECTION. Sec. 147. FOR THE DEATH INVESTIGATION COUNCIL**

26 Death Investigations Account Appropriation . . . \$ 12,000

27 **NEW SECTION. Sec. 148. FOR THE HORSE RACING COMMISSION**

28 Horse Racing Commission Account Appropriation . . \$ 4,733,000

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

31 (1) None of this appropriation may be used for the purpose of
32 certifying Washington-bred horses under RCW 67.16.075.

33 (2) The commission shall conduct a complete examination of Playfair
34 racecourse, identifying problems and offering possible solutions that

1 are designed to resolve the continuing decline in parimutuel racing at
2 that track.

3 NEW SECTION. **Sec. 149. FOR THE LIQUOR CONTROL BOARD**

4 Liquor Revolving Account Appropriation \$ 113,461,000

5 NEW SECTION. **Sec. 150. FOR THE UTILITIES AND TRANSPORTATION**
6 **COMMISSION**

7 Public Service Revolving Account--State
8 Appropriation \$ 25,802,000

9 Public Service Revolving Account--Federal
10 Appropriation \$ 200,000

11 TOTAL APPROPRIATION \$ 26,002,000

12 NEW SECTION. **Sec. 151. FOR THE BOARD FOR VOLUNTEER FIRE FIGHTERS**

13 Volunteer Fire Fighters' Relief and Pension

14 Administrative Account Appropriation \$ 442,000

15 NEW SECTION. **Sec. 152. FOR THE MILITARY DEPARTMENT**

16 General Fund--State Appropriation (FY 1996) \$ 7,474,000

17 General Fund--State Appropriation (FY 1997) \$ 7,477,000

18 General Fund--Federal Appropriation \$ 28,293,000

19 General Fund--Private/Local Appropriation \$ 237,000

20 Enhanced 911 Account Appropriation \$ 18,541,000

21 Industrial Insurance Premium Refund Account
22 Appropriation \$ 34,000

23 TOTAL APPROPRIATION \$ 62,056,000

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

26 (1) \$205,238 of the total appropriation is provided solely to pay
27 loan obligations on the energy partnership contract number 90-07-01.
28 This obligation includes unpaid installments from September 1993
29 through June 1997. This amount may be reduced by any payments made in
30 the 1993-95 Biennium on installments made in the 1993-95 Biennium on
31 installments due between September 1993 and June 1995.

32 (2) \$70,000 of the general fund--state appropriation is provided
33 solely for the north county emergency medical service.

PART II
HUMAN SERVICES

***NEW SECTION. Sec. 201. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES.** (1) Appropriations made in this act to the department of social and health services shall initially be allotted as required by this act. Subsequent allotment modifications shall not include transfers of moneys between sections of this act except as expressly provided in this act, nor shall allotment modifications permit moneys that are provided solely for a specified purpose to be used for other than that purpose.

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

(3) The department of social and health services is prohibited from requiring special authorization for nonmedical reasons for prescription drugs and medications for medicaid-eligible recipients.

*Sec. 201 was partially vetoed. See message at end of chapter.

NEW SECTION. Sec. 202. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--CHILDREN AND FAMILY SERVICES PROGRAM

General Fund--State Appropriation (FY 1996) . . .	\$	144,801,000
General Fund--State Appropriation (FY 1997) . . .	\$	151,569,000
General Fund--Federal Appropriation	\$	263,843,000

1	General Fund--Private/Local Appropriation	\$	400,000
2	Violence Reduction and Drug Enforcement Account		
3	Appropriation	\$	5,719,000
4	TOTAL APPROPRIATION	\$	566,332,000

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

7 (1) \$1,660,000 of the general fund--state appropriation for fiscal
8 year 1996 and \$10,086,000 of the general fund--federal appropriation
9 are provided solely for the modification of the case and management
10 information system (CAMIS). Authority to expend these funds is
11 conditioned on compliance with section 902 of this act.

12 (2) \$5,524,000 of the general fund--state appropriation is provided
13 solely to implement the division's responsibilities under Engrossed
14 Second Substitute Senate Bill No. 5439 (nonoffender at-risk youth). Of
15 this amount:

16 (a) \$150,000 of the general fund--state appropriation is provided
17 in fiscal year 1996 to develop a plan for children at risk. The
18 department shall work with a variety of service providers and community
19 representatives, including the community public health and safety
20 networks, and shall present the plan to the legislature and the
21 governor by December 1, 1995. The plan shall contain a strategy for
22 the development of an intensive treatment system with outcome-based
23 information on the level of services that are achievable under an
24 annual appropriation of \$5,000,000, \$7,000,000, and \$9,000,000; address
25 the issue of chronic runaways; and determine caseload impacts.

26 (b) \$219,000 of the general fund--state appropriation is provided
27 in fiscal year 1996 and \$4,678,000 of the general fund--state
28 appropriation is provided in fiscal year 1997 for crisis residential
29 center training and administrative duties and secure crisis residential
30 center contracts.

31 (c) \$266,000 of the general fund--state appropriation is provided
32 for the multidisciplinary teams and \$211,000 of the general fund--state
33 appropriation is provided in fiscal year 1997 for family reconciliation
34 services.

35 (d) The state may enter into agreements with the counties to
36 provide residential and treatment services to runaway youth at a rate
37 of reimbursement to be negotiated by the state and county.

38 (3) \$1,997,000 of the violence reduction and drug enforcement
39 account appropriation and \$8,421,000 of the general fund--federal

1 appropriation are provided solely for the operation of the family
2 policy council, the community public health and safety networks, and
3 delivery of services authorized under the federal family preservation
4 and support act. Of these amounts:

5 (a) \$1,060,000 of the violence reduction and drug enforcement
6 account appropriation is provided solely for distribution to the
7 community public health and safety networks for planning in fiscal year
8 1996.

9 (b) \$937,000 of the violence reduction and drug enforcement account
10 appropriation is provided for staff in the children and family services
11 division of the department of social and health services to support
12 family policy council activities. The family policy council is
13 directed to provide training, design, technical assistance,
14 consultation, and direct service dollars to the networks. Of this
15 amount, \$300,000 is provided for the evaluation activities outlined in
16 RCW 70.190.050, to be conducted exclusively by the Washington state
17 institute for public policy. To the extent that private funds can be
18 raised for the evaluation activities, the state funding may be retained
19 by the department to support the family policy council activities.

20 (c) \$8,421,000 of the general fund--federal appropriation is
21 provided solely for the delivery of services authorized by the federal
22 family preservation and support act.

23 (4) \$2,575,000 of the general fund--state appropriation is provided
24 solely to implement Engrossed Substitute Senate Bill No. 5885 (family
25 preservation services). If the bill is not enacted by June 30, 1995,
26 the amount provided in this subsection shall lapse. Of this amount:

27 (a) \$75,000 is provided in fiscal year 1996 to develop an
28 implementation and evaluation plan for providing intensive family
29 preservation services and family preservation services. The department
30 shall present the plan to the legislature and the governor no later
31 than December 1, 1995. The plan shall contain outcome based
32 information on the level of services that are achievable under an
33 annual appropriation of \$3,000,000, \$5,000,000, and \$7,000,000; and

34 (b) \$2,500,000 is provided in fiscal year 1997 for additional
35 family preservation services based upon the report.

36 (5) \$4,646,000 of the general fund--state is provided solely to
37 increase payment rates to contracted social services providers. It is
38 the legislature's intent that these funds shall be used primarily to

1 increase compensation for persons employed in direct, front-line
2 service delivery.

3 (6) \$2,672,000 of the general fund--state is provided solely to
4 increase payment rates to contracted social services child care
5 providers. It is the legislature's intent that these funds shall be
6 used primarily to increase compensation for persons employed in direct,
7 front-line service delivery.

8 (7) \$854,000 of the violence reduction and drug enforcement account
9 appropriation and \$300,000 of the general fund--state appropriation are
10 provided solely to contract for the operation of one pediatric interim
11 care facility. The facility shall provide residential care for up to
12 twelve children through two years of age. Seventy-five percent of the
13 children served by the facility must be in need of special care as a
14 result of substance abuse by their mothers. The facility also shall
15 provide on-site training to biological, adoptive, or foster parents.
16 The facility shall provide at least three months of consultation and
17 support to parents accepting placement of children from the facility.
18 The facility may recruit new and current foster and adoptive parents
19 for infants served by the facility. The department shall not require
20 case management as a condition of the contract.

21 (8) \$700,000 of the general fund--state appropriation and \$262,000
22 of the drug enforcement and education account appropriation are
23 provided solely for up to three nonfacility-based programs for the
24 training, consultation, support, and recruitment of biological, foster,
25 and adoptive parents of children through age three in need of special
26 care as a result of substance abuse by their mothers, except that each
27 program may serve up to three medically fragile nonsubstance-abuse-
28 affected children. In selecting nonfacility-based programs, preference
29 shall be given to programs whose federal or private funding sources
30 have expired or have successfully performed under the existing
31 pediatric interim care program.

32
33 NEW SECTION. **Sec. 203. FOR THE DEPARTMENT OF SOCIAL AND HEALTH**
34 **SERVICES--JUVENILE REHABILITATION PROGRAM**

35 (1) COMMUNITY SERVICES

36 General Fund--State Appropriation (FY 1996) \$	24,944,000
37 General Fund--State Appropriation (FY 1997) \$	25,771,000
38 General Fund--Federal Appropriation \$	20,167,000
39 General Fund--Private/Local Appropriation \$	286,000

1	Violence Reduction and Drug Enforcement Account	
2	Appropriation	\$ 5,695,000
3	TOTAL APPROPRIATION	\$ 76,863,000

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

6 (a) \$650,000 of the general fund--state appropriation for fiscal
7 year 1996 and \$650,000 of the general fund--state appropriation for
8 fiscal year 1997 are provided solely for operation of learning and life
9 skills centers established pursuant to chapter 152, Laws of 1994.

10 (b) \$1,379,000 of the general fund--state appropriation and
11 \$134,000 of the violence reduction and drug enforcement account
12 appropriation are provided solely to increase payment rates to
13 contracted social services providers. It is the legislature's intent
14 that these funds shall be used primarily to increase compensation for
15 persons employed in direct, front-line service delivery.

16 (2) INSTITUTIONAL SERVICES

17	General Fund--State Appropriation (FY 1996) . . .	\$ 25,701,000
18	General Fund--State Appropriation (FY 1997) . . .	\$ 29,120,000
19	General Fund--Federal Appropriation	\$ 23,011,000
20	General Fund--Private/Local Appropriation	\$ 830,000
21	Violence Reduction and Drug Enforcement Account	
22	Appropriation	\$ 10,634,000
23	TOTAL APPROPRIATION	\$ 89,296,000

24 (3) PROGRAM SUPPORT

25	General Fund--State Appropriation (FY 1996) . . .	\$ 1,021,000
26	General Fund--State Appropriation (FY 1997) . . .	\$ 1,024,000
27	General Fund--Federal Appropriation	\$ 881,000
28	Violence Reduction and Drug Enforcement Account	
29	Appropriation	\$ 421,000
30	TOTAL APPROPRIATION	\$ 3,347,000

31 (4) SPECIAL PROJECTS

32	General Fund--Federal Appropriation	\$ 107,000
33	Violence Reduction and Drug Enforcement Account	
34	Appropriation	\$ 1,177,000
35	TOTAL APPROPRIATION	\$ 1,284,000

36 NEW SECTION. **Sec. 204. FOR THE DEPARTMENT OF SOCIAL AND HEALTH**
37 **SERVICES--MENTAL HEALTH PROGRAM**

38 (1) COMMUNITY SERVICES/REGIONAL SUPPORT NETWORKS

1	General Fund--State Appropriation (FY 1996) . . . \$	162,878,000
2	General Fund--State Appropriation (FY 1997) . . . \$	169,206,000
3	General Fund--Federal Appropriation \$	241,564,000
4	General Fund--Private/Local Appropriation \$	9,000,000
5	Health Services Account Appropriation \$	19,647,000
6	TOTAL APPROPRIATION \$	602,295,000

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

9 (a) \$8,160,000 of the general fund--state appropriation and
10 \$279,000 of the health services account appropriation are provided
11 solely to increase payment rates to contracted social services
12 providers. It is the legislature's intent that these funds shall be
13 used primarily to increase compensation for persons employed in direct,
14 front-line service delivery.

15 (b) Regional support networks shall use portions of the general
16 fund--state appropriation for implementation of working agreements with
17 the vocational rehabilitation program which will maximize the use of
18 federal funding for vocational programs.

19 (c) From the general fund--state appropriation in this section, the
20 secretary of social and health services shall assure that regional
21 support networks reimburse the aging and adult services program for the
22 general fund--state cost of medicaid personal care services that are
23 used by enrolled regional support network consumers by reason of their
24 psychiatric disability. The secretary of social and health services
25 shall convene representatives from the aging and adult services
26 program, the mental health division, and the regional support networks
27 to establish an equitable and efficient mechanism for accomplishing
28 this reimbursement.

29 (d) The appropriations in this section assume that expenditures for
30 voluntary psychiatric hospitalization total \$23,600,000 from the
31 general fund--state appropriation and \$4,300,000 from the health
32 services account appropriation in fiscal year 1996, and \$26,200,000
33 from the general fund--state appropriation and \$4,600,000 from the
34 health services account appropriation in fiscal year 1997. To the
35 extent that regional support networks succeed in reducing
36 hospitalization costs below these levels, one-half of the funds saved
37 shall be provided as bonus payments to regional support networks for
38 delivery of additional community mental health services, and one-half
39 shall revert to the state treasury. Actual expenditures and bonus

1 payments shall be calculated at the end of each biennial quarter,
2 except for the final quarter, when expenditures and bonuses shall be
3 projected based on actual experience through the end of April 1997.

4 (e) \$1,000,000 of the general fund--state appropriation is provided
5 solely to implement the division's responsibilities under Engrossed
6 Second Substitute Senate Bill No. 5439 (nonoffender at-risk youth).

7 (2) INSTITUTIONAL SERVICES

8	General Fund--State Appropriation (FY 1996)	\$	56,033,000
9	General Fund--State Appropriation (FY 1997)	\$	56,579,000
10	General Fund--Federal Appropriation	\$	112,097,000
11	General Fund--Private/Local Appropriation	\$	42,512,000
12	Industrial Insurance Premium Refund Account		
13	Appropriation	\$	747,000
14	TOTAL APPROPRIATION	\$	267,968,000

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

17 (a) The mental health program at Western state hospital shall
18 continue to utilize labor provided by the Tacoma prerelease program of
19 the department of corrections.

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

23 (3) CIVIL COMMITMENT

24	General Fund Appropriation (FY 1996)	\$	3,378,000
25	General Fund Appropriation (FY 1997)	\$	3,378,000
26	TOTAL APPROPRIATION	\$	6,756,000

27 (4) SPECIAL PROJECTS

28	General Fund--Federal Appropriation	\$	6,341,000
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29 (5) PROGRAM SUPPORT

30	General Fund--State Appropriation (FY 1996)	\$	2,549,000
31	General Fund--State Appropriation (FY 1997)	\$	2,544,000
32	General Fund--Federal Appropriation	\$	1,511,000
33	TOTAL APPROPRIATION	\$	6,604,000

34 ***NEW SECTION. Sec. 205. FOR THE DEPARTMENT OF SOCIAL AND HEALTH**
35 **SERVICES--DEVELOPMENTAL DISABILITIES PROGRAM**

36 (1) COMMUNITY SERVICES

37	General Fund--State Appropriation (FY 1996)	\$	117,802,000
38	General Fund--State Appropriation (FY 1997)	\$	121,580,000

1	General Fund--Federal Appropriation	\$	165,632,000
2	Health Services Account Appropriation	\$	4,699,000
3	TOTAL APPROPRIATION	\$	409,713,000
4	(2) INSTITUTIONAL SERVICES		
5	General Fund--State Appropriation (FY 1996) . . .	\$	62,357,000
6	General Fund--State Appropriation (FY 1997) . . .	\$	62,953,000
7	General Fund--Federal Appropriation	\$	139,600,000
8	General Fund--Private/Local Appropriation	\$	9,100,000
9	TOTAL APPROPRIATION	\$	274,010,000
10	(3) PROGRAM SUPPORT		
11	General Fund--State Appropriation (FY 1996) . . .	\$	2,837,000
12	General Fund--State Appropriation (FY 1997) . . .	\$	2,848,000
13	General Fund--Federal Appropriation	\$	777,000
14	TOTAL APPROPRIATION	\$	6,462,000

15 (4) SPECIAL PROJECTS

16 General Fund--Federal Appropriation \$ 7,878,000

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

19 (a) \$6,569,000 of the general fund--state appropriation and \$19,000
20 of the health services account appropriation and \$4,298,000 of the
21 general fund--federal appropriation are provided solely to increase
22 payment rates to contracted social services providers. It is the
23 legislature's intent that these funds shall be used primarily to
24 increase compensation for persons employed in direct, front-line
25 service delivery.

26 (b) \$1,447,000 of the general fund--state appropriation is provided
27 solely for employment or other day programs for eligible persons who
28 complete a high school curriculum during the 1995-97 biennium.

29 (c) \$500,000 of the health services account appropriation is
30 provided solely for fiscal year 1996 and \$3,500,000 of the health
31 services account appropriation is provided solely for fiscal year 1997
32 for family support services for families who need but are currently
33 unable to receive such services because of funding limitations. The
34 fiscal year 1996 amount shall be prioritized for unserved families who
35 have the most critical need for assistance. The fiscal year 1997
36 amount shall be distributed among unserved families according to
37 priorities developed in consultation with organizations representing
38 families of people with developmental disabilities.

1 (d) The secretary of social and health services shall work with
2 provider organizations and advocacy groups to plan and implement
3 strategies for increasing the efficiency of community residential
4 services funded under this section. As a result of those efforts, the
5 average number of persons receiving out-of-home community residential
6 care, on a full-time rather than respite basis, shall be increased by
7 at least 50 persons during fiscal year 1996 over the June 1995 level,
8 and by at least 100 more during fiscal year 1997. Priority for such
9 services shall be given to persons who are residing with elderly
10 parents or relatives. The secretary shall report on plans and progress
11 to the appropriate fiscal and policy committees of the legislature by
12 November 15, 1995, and November 15, 1996.

13 (e) If, at the end of any biennial quarter, either the total
14 expenditures or the average cost per recipient for medicaid personal
15 care services exceed allotted levels, the secretary of social and
16 health services shall immediately take action in accordance with RCW
17 74.09.520 to adjust functional eligibility standards and/or service
18 levels sufficiently to bring expenditures back within appropriated
19 levels, except to the extent that such over-expenditures are offset by
20 under-expenditures elsewhere within the program's general fund--state
21 appropriation.

22 (f) The secretary of social and health services shall investigate
23 and by November 15, 1995, report to the appropriations committee of the
24 house of representatives and the ways and means committee of the senate
25 on the feasibility of obtaining a federal managed-care waiver under
26 which growth which would otherwise occur in state and federal spending
27 for the medicaid personal care and targeted case management programs is
28 instead capitated and used to provide a flexible array of employment,
29 day program, and in-home supports.

30 (g) \$1,015,000 of the program support general fund--state
31 appropriation is provided solely for distribution among the five
32 regional deaf centers for services for the deaf and hard of hearing.

33 *Sec. 205 was partially vetoed. See message at end of chapter.

34 *NEW SECTION. **Sec. 206. FOR THE DEPARTMENT OF SOCIAL AND HEALTH**
35 **SERVICES--AGING AND ADULT SERVICES PROGRAM**

36	General Fund--State Appropriation (FY 1996) . . . \$	378,972,000
37	General Fund--State Appropriation (FY 1997) . . . \$	393,491,000
38	General Fund--Federal Appropriation \$	793,250,000

1 Health Services Account--State Appropriation . . \$ 9,885,000
2 TOTAL APPROPRIATION \$ 1,575,598,000

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

5 (1) \$6,492,000 of the general fund--state appropriation is provided
6 solely to increase payment rates to contracted social services
7 providers. It is the legislature's intent that these funds shall be
8 used primarily to increase compensation for persons employed in direct,
9 front-line service delivery.

10 (2) *If, at the end of any biennial quarter, either the total*
11 *expenditures or the average cost per recipient for medicaid personal*
12 *care services exceed allotted levels, the secretary of social and*
13 *health services shall immediately take action in accordance with RCW*
14 *74.09.520 to adjust functional eligibility standards and/or service*
15 *levels sufficiently to bring expenditures back within appropriated*
16 *levels, except to the extent that such over-expenditures are offset by*
17 *under-expenditures elsewhere within the program's general fund--state*
18 *appropriation.*

19 (3) *If, at the end of any biennial quarter, either the total*
20 *expenditures or the average cost per recipient for the community*
21 *options program entry system exceed allotted levels, the secretary of*
22 *social and health services shall immediately take action to adjust*
23 *functional eligibility standards, service levels, and/or the terms of*
24 *the medicaid waiver sufficiently to bring expenditures back within*
25 *appropriated levels, except to the extent that such over-expenditures*
26 *are offset by under-expenditures elsewhere within the program's general*
27 *fund--state appropriation.*

28 (4) The department shall seek a federal plan amendment to increase
29 the home maintenance needs allowance for unmarried COPES recipients
30 only to 100 percent of the federal poverty level. No changes shall be
31 implemented in COPES home maintenance needs allowances until the
32 amendment has been approved.

33 (5) The secretary of social and health services shall transfer
34 funds appropriated under section 207(2) of this act to this section for
35 the purpose of integrating and streamlining programmatic and financial
36 eligibility determination for long-term care services.

37 (6) A maximum of \$2,603,000 of the general fund--state
38 appropriation and \$2,670,000 of the general fund--federal appropriation
39 for fiscal year 1996 and \$5,339,000 of the general fund--state

1 appropriation and \$5,380,000 of the general fund--federal appropriation
2 for fiscal year 1997 are provided to fund the medicaid share of any
3 prospective payment rate adjustments as may be necessary in accordance
4 with RCW 74.46.460.

5 (7) The health services account appropriation is to be used solely
6 for the enrollment of home care workers employed through state
7 contracts in the basic health plan.

8 *Sec. 206 was partially vetoed. See message at end of chapter.

9 *NEW SECTION. Sec. 207. FOR THE DEPARTMENT OF SOCIAL AND HEALTH
10 SERVICES--ECONOMIC SERVICES PROGRAM

11 (1) GRANTS AND SERVICES TO CLIENTS

12	General Fund--State Appropriation (FY 1996) . . .	\$	403,859,000
13	General Fund--State Appropriation (FY 1997) . . .	\$	405,332,000
14	General Fund--Federal Appropriation	\$	677,127,000
15	TOTAL APPROPRIATION	\$	1,486,318,000

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

18 (a) Payment levels in the programs for aid to families with
19 dependent children, general assistance, and refugee assistance shall
20 contain an energy allowance to offset the costs of energy. The
21 allowance shall be excluded from consideration as income for the
22 purpose of determining eligibility and benefit levels of the food stamp
23 program to the maximum extent such exclusion is authorized under
24 federal law and RCW 74.08.046. To this end, up to \$300,000,000 of the
25 income assistance payments is so designated for exemptions of the
26 following amounts:

27	Family size:	1	2	3	4	5	6	7	8 or more
28	Exemption:	\$55	71	86	102	117	133	154	170

29 (b) \$18,000 of the general fund--state appropriation for fiscal
30 year 1996 and \$37,000 of the general fund--state appropriation for
31 fiscal year 1997 are provided solely to increase payment rates to
32 contracted social services providers. It is the legislature's intent
33 that these funds shall be used primarily to increase compensation for
34 persons employed in direct, front-line service delivery.

35 (c) *Not more than \$7,700,000 of the general fund--state*
36 *appropriation may be expended to provide cash assistance through the*

1 *general assistance for pregnancy program as specified in RCW 74.04.005*
2 *as amended (Substitute House Bill No. 2083).*

3 (2) PROGRAM SUPPORT

4	General Fund--State Appropriation (FY 1996) . . . \$	113,329,000
5	General Fund--State Appropriation (FY 1997) . . . \$	110,137,000
6	General Fund--Federal Appropriation \$	202,152,000
7	Health Services Account Appropriation \$	750,000
8	TOTAL APPROPRIATION \$	426,368,000

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

11 (a) \$16,000 of the general fund--state appropriation for fiscal
12 year 1996 and \$34,000 of the general fund--state appropriation for
13 fiscal year 1997 are provided solely to increase payment rates to
14 contracted social service providers. It is the legislature's intent
15 that these funds shall be used primarily to increase compensation for
16 persons employed in direct, front-line service delivery.

17 (b) The department shall report to the fiscal committees of the
18 legislature no later than December 20, 1995, concerning the number and
19 dollar value of contracts for services provided as part of the job
20 opportunities and basic skills program. This report shall indicate the
21 criteria used in the choice of state agencies or private entities for
22 a particular contract, the total value of contracts with state
23 agencies, and the total value of contracts with private entities. The
24 report shall also indicate what, if any, performance criteria are
25 included in job opportunities and basic skills program contracts.

26 (c) The department shall:

27 *(i) Reinstate the SAVE program by September 30, 1995, and report to*
28 *the fiscal committees of the house of representatives and senate by*
29 *December 1, 1995, regarding the progress of implementation and outcomes*
30 *by region of the program;*

31 (ii) Coordinate with other state agencies, including but not
32 limited to the employment security department, to ensure that persons
33 receiving federal or state funds are eligible in terms of citizenship
34 and residency status;

35 *(iii) Post at every community service office a sign letting*
36 *applicants and recipients know that illegal aliens will be reported to*
37 *the United States immigration and naturalization service and that the*
38 *systematic alien verification for entitlements system is in use in the*
39 *office; and*

1 (iv) Systematically use all processes available to verify
2 eligibility in terms of the citizenship and residency status of
3 applicants and recipients for public assistance.
4 *Sec. 207 was partially vetoed. See message at end of chapter.

5 NEW SECTION. **Sec. 208. FOR THE DEPARTMENT OF SOCIAL AND HEALTH**
6 **SERVICES--ALCOHOL AND SUBSTANCE ABUSE PROGRAM**

7	General Fund--State Appropriation (FY 1996)	\$	8,199,000
8	General Fund--State Appropriation (FY 1997)	\$	8,736,000
9	General Fund--Federal Appropriation	\$	76,400,000
10	Violence Reduction and Drug Enforcement Account		
11	Appropriation	\$	71,900,000
12	Health Services Account Appropriation	\$	969,000
13	TOTAL APPROPRIATION	\$	166,204,000

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

16 (1) \$9,544,000 of the total appropriation is provided solely for
17 the grant programs for school districts and educational service
18 districts set forth in RCW 28A.170.080 through 28A.170.100, including
19 state support activities, as administered through the office of the
20 superintendent of public instruction.

21 (2) \$400,000 of the health services account appropriation is
22 provided solely to implement Second Substitute Senate bill No. 5688
23 (fetal alcohol syndrome). If the bill is not enacted by June 30, 1995,
24 the amount provided in this subsection shall lapse.

25 (3) \$502,000 of the general fund--state appropriation and \$435,000
26 of the violence reduction and drug enforcement account appropriation
27 for fiscal year 1996 and \$1,015,000 of the general fund--state
28 appropriation and \$1,023,000 of the violence reduction and drug
29 enforcement account appropriation for fiscal year 1997 are provided
30 solely to increase payment rates to contracted and subcontract social
31 services providers. It is the legislature's intent that these funds
32 shall be used primarily to increase compensation for persons employed
33 in direct, front-line service delivery.

34 (4) \$552,000 of the general fund--state appropriation is provided
35 solely to implement the division's responsibilities under Engrossed
36 Second Substitute Senate Bill No. 5439 (nonoffender at-risk youth).

1 NEW SECTION. **Sec. 209. FOR THE DEPARTMENT OF SOCIAL AND HEALTH**

2 **SERVICES--MEDICAL ASSISTANCE PROGRAM**

3	General Fund--State Appropriation (FY 1996) . . . \$	670,792,000
4	General Fund--State Appropriation (FY 1997) . . . \$	692,015,000
5	General Fund--Federal Appropriation \$	1,761,005,000
6	General Fund--Private/Local Appropriation \$	242,525,000
7	Health Services Account Appropriation \$	199,571,000
8	TOTAL APPROPRIATION \$	3,565,908,000

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

11 (1) The department shall continue to make use of the special
12 eligibility category created for children through age 18 and in
13 households with incomes below 200 percent of the federal poverty level
14 made eligible for medicaid as of July 1, 1994. The department shall
15 also continue to provide consistent reporting on other medicaid
16 children served through the basic health plan.

17 (2) The department shall contract for the services of private debt
18 collection agencies to maximize financial recoveries from third parties
19 where it is not cost-effective for the state to seek the recovery
20 directly.

21 (3) It is the intent of the legislature that Harborview medical
22 center continue to be an economically viable component of the health
23 care system and that the state's financial interest in Harborview
24 medical center be recognized.

25 (4) \$3,682,000 of the general fund--state appropriation for fiscal
26 year 1996 and \$7,844,000 of the general fund--state appropriation for
27 fiscal year 1997 are provided solely to increase payment rates to
28 contracted medical services providers.

29 (5)(a) Pursuant to RCW 74.09.700, the medically needy program shall
30 be limited to include only the following groups: Those persons who,
31 except for income and resources, would be eligible for the medicaid
32 categorically needy aged, blind, or disabled programs and medically
33 needy persons under age 21 or over age 65 in institutions for mental
34 diseases or in intermediate care facilities for the mentally retarded.
35 Existing departmental rules concerning income, resources, and other
36 aspects of eligibility for the medically needy program shall continue
37 to apply to these groups. The medically needy program will not provide
38 coverage for caretaker relatives of medicaid-eligible children or for
39 adults in families with dependent children who, except for income and

1 resources, would be eligible for the medicaid categorically needy aid
2 to families with dependent children program.

3 (b) Notwithstanding (a) of this subsection, the medically needy
4 program shall provide coverage until December 31, 1995, to those
5 persons who, except for income and resources, would be eligible for the
6 medicaid aid to families with dependent children program. Not more
7 than \$2,020,000 of the general fund--state appropriation may be
8 expended for this purpose.

9 (6) These appropriations may not be used for any purpose related to
10 a supplemental discount drug program or agreement created under WAC
11 388-91-007 and 388-91-010.

12 (7) Funding is provided in this section for the adult dental
13 program for Title XIX categorically eligible and medically needy
14 persons and to provide foot care services by podiatric physicians and
15 surgeons.

16 (8) \$160,000 of the general fund--state appropriation and \$160,000
17 of the general fund--federal appropriation are provided solely for the
18 prenatal triage clearinghouse to provide access and outreach to reduce
19 infant mortality.

20 (9) \$3,128,000 of the general fund--state appropriation is provided
21 solely for treatment of low-income kidney dialysis patients.

22 (10) Funding is provided in this section to fund payment of
23 insurance premiums for persons with human immunodeficiency virus who
24 are not eligible for medicaid.

25 (11) Not more than \$11,410,000 of the general fund--state
26 appropriation may be expended for the purposes of operating the
27 medically indigent program during fiscal year 1996. Funding is
28 provided solely for emergency transportation and acute emergency
29 hospital services, including emergency room physician services and
30 related inpatient hospital physician services. Funding for such
31 services is to be provided to an eligible individual for a maximum of
32 three months following a hospital admission and only after \$2,000 of
33 emergency medical expenses have been incurred in any twelve-month
34 period.

35 (12) Not more than \$10,000,000 of the health services account
36 appropriation may be expended for the purposes of providing
37 reimbursement during fiscal year 1997 to those hospitals and physicians
38 most adversely affected by the provision of uncompensated emergency

1 room and uncompensated inpatient hospital care. The department shall
2 develop rules stating the conditions for and rates of compensation.

3 (13) \$21,525,000 of the health services account appropriation and
4 \$21,031,000 of the general fund--federal appropriation are provided
5 solely to increase access to dental services and to increase the use of
6 preventative dental services for title XIX categorically eligible
7 children.

8 (14) After considering administrative and cost factors, the
9 department shall adopt measures to realize savings in the purchase of
10 prescription drugs, hearing aids, home health services, wheelchairs and
11 other durable medical equipment, and disposable supplies. Such
12 measures may include, but not be limited to, point-of-sale pharmacy
13 adjudication systems, modification of reimbursement methodologies or
14 payment schedules, selective contracting, and inclusion of such
15 services in managed care rates.

16 (15) As part of the long-term care reforms contained in Engrossed
17 Second Substitute House Bill No. 1908, after receiving acute inpatient
18 hospital care, eligible clients shall be transferred from the high cost
19 institutional setting to the least restrictive, least costly, and most
20 appropriate facility as soon as medically reasonable. Physical
21 medicine and rehabilitation services (acute rehabilitation) shall take
22 place in the least restrictive environment, at the least cost and in
23 the most appropriate facility as determined by the department in
24 coordination with appropriate health care professionals and facilities.
25 Facilities providing physical medicine and rehabilitation services must
26 meet the quality care certification standards required of acute
27 rehabilitation hospitals and rehabilitation units of hospitals.

28 (16) The department is authorized to provide no more than five
29 chiropractic service visits per person per year for those eligible
30 recipients with acute conditions.

31 NEW SECTION. **Sec. 210. FOR THE DEPARTMENT OF SOCIAL AND HEALTH**
32 **SERVICES--VOCATIONAL REHABILITATION PROGRAM**

33	General Fund--State Appropriation (FY 1996) . . . \$	7,741,000
34	General Fund--State Appropriation (FY 1997) . . . \$	7,846,000
35	General Fund--Federal Appropriation \$	73,180,000
36	General Fund--Private/Local Appropriation \$	2,904,000
37	TOTAL APPROPRIATION \$	91,671,000

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

3 (1) \$39,000 of the general fund--state appropriation is provided
4 solely to increase payment rates to contracted social services
5 providers. It is the legislature's intent that these funds shall be
6 used primarily to increase compensation for persons employed in the
7 direct delivery of service to clients.

8 (2) The division of vocational rehabilitation shall negotiate
9 cooperative interagency agreements with local organizations, including
10 higher education institutions, mental health regional support networks,
11 and county developmental disabilities programs to improve and expand
12 employment opportunities for people with severe disabilities served by
13 those local agencies.

14 (3) \$310,000 of the general fund--state appropriation and
15 \$1,144,000 of the general fund--federal appropriation are provided
16 solely for vocational rehabilitation services for individuals with
17 developmental disabilities who complete a high school curriculum during
18 the 1995-97 biennium.

19 NEW SECTION. **Sec. 211. FOR THE DEPARTMENT OF SOCIAL AND HEALTH**
20 **SERVICES--ADMINISTRATION AND SUPPORTING SERVICES PROGRAM**

21	General Fund--State Appropriation (FY 1996) . . . \$	25,933,000
22	General Fund--State Appropriation (FY 1997) . . . \$	25,934,000
23	General Fund--Federal Appropriation \$	41,503,000
24	General Fund--Private/Local Appropriation \$	270,000
25	TOTAL APPROPRIATION \$	93,640,000

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

28 (1) The secretary of social and health services and the director of
29 labor and industries shall report to the appropriate fiscal and policy
30 committees of the legislature by July 1, 1995, and every six months
31 thereafter, on the measurable changes in employee injury and time-loss
32 rates that have occurred in the state developmental disabilities,
33 juvenile rehabilitation, and mental health institutions as a result of
34 the upfront loss-control discount agreement between the agencies.

35 (2) \$500,000 of the general fund--state appropriation and \$300,000
36 of the general fund--federal appropriation are provided solely to
37 implement Engrossed Substitute House Bill No. 1010 (regulatory reform).
38 The department may transfer all or a portion of these amounts to the

1 appropriate divisions of the department for this purpose. If Engrossed
2 Substitute House Bill No. 1010 (regulatory reform) is not enacted by
3 June 30, 1995, the amounts provided in this subsection shall lapse.

4 NEW SECTION. **Sec. 212. FOR THE DEPARTMENT OF SOCIAL AND HEALTH**
5 **SERVICES--CHILD SUPPORT PROGRAM**

6	General Fund--State Appropriation (FY 1996) . . . \$	18,058,000
7	General Fund--State Appropriation (FY 1997) . . . \$	18,169,000
8	General Fund--Federal Appropriation \$	135,488,000
9	General Fund--Local Appropriation \$	33,232,000
10	TOTAL APPROPRIATION \$	204,947,000

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

13 (1) The department shall contract with private collection agencies
14 to pursue collection of AFDC child support arrearages in cases that
15 might otherwise consume a disproportionate share of the department's
16 collection efforts. The department's child support collection staff
17 shall determine which cases are appropriate for referral to private
18 collection agencies. In determining appropriate contract provisions,
19 the department shall consult with other states that have successfully
20 contracted with private collection agencies to the extent allowed by
21 federal support enforcement regulations.

22 (2) The department shall request a waiver from federal support
23 enforcement regulations to replace the current program audit criteria,
24 which is process-based, with performance measures based on program
25 outcomes.

26 (3) The amounts appropriated in this section for child support
27 legal services shall only be expended by means of contracts with local
28 prosecutor's offices.

29 NEW SECTION. **Sec. 213. FOR THE DEPARTMENT OF SOCIAL AND HEALTH**
30 **SERVICES--PAYMENTS TO OTHER AGENCIES PROGRAM**

31	General Fund--State Appropriation (FY 1996) . . . \$	21,112,000
32	General Fund--State Appropriation (FY 1997) . . . \$	20,668,000
33	General Fund--Federal Appropriation \$	16,281,000
34	TOTAL APPROPRIATION \$	58,061,000

35 NEW SECTION. **Sec. 214. FOR THE STATE HEALTH CARE POLICY BOARD**

36	General Fund--Private/Local Appropriation \$	110,000
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1	Health Services Account Appropriation	\$	4,229,000
2	TOTAL APPROPRIATION	\$	4,339,000

3 NEW SECTION. **Sec. 215. FOR THE STATE HEALTH CARE AUTHORITY**

4	General Fund--State Appropriation (FY 1996) . . .	\$	3,403,000
5	General Fund--State Appropriation (FY 1997) . . .	\$	3,403,000
6	State Health Care Authority Administrative		
7	Account Appropriation	\$	15,744,000
8	Health Services Account Appropriation	\$	249,642,000
9	TOTAL APPROPRIATION	\$	272,192,000

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

12 (1) \$6,806,000 of the general fund appropriation and \$5,590,000 of
13 the health services account appropriation are provided solely for
14 health care services provided through local community clinics.

15 (2) \$1,268,000 of the health care authority administrative fund
16 appropriation is provided to accommodate additional enrollment from
17 school districts that voluntarily choose to purchase employee benefits
18 through public employee benefits board programs. The office of
19 financial management is directed to monitor K-12 enrollment in PEBB
20 plans and to reduce allotments proportionally if the number of K-12
21 active employees enrolled after January 1995 is less than 11,837.

22 NEW SECTION. **Sec. 216. FOR THE HUMAN RIGHTS COMMISSION**

23	General Fund--State Appropriation (FY 1996) . . .	\$	1,905,000
24	General Fund--State Appropriation (FY 1997) . . .	\$	1,912,000
25	General Fund--Federal Appropriation	\$	1,344,000
26	General Fund--Private/Local Appropriation	\$	402,000
27	TOTAL APPROPRIATION	\$	5,563,000

28 NEW SECTION. **Sec. 217. FOR THE BOARD OF INDUSTRIAL INSURANCE**

29 **APPEALS**

30	Worker and Community Right-to-Know Account		
31	Appropriation	\$	20,000
32	Accident Account Appropriation	\$	9,806,000
33	Medical Aid Account Appropriation	\$	9,807,000
34	TOTAL APPROPRIATION	\$	19,633,000

1 NEW SECTION. **Sec. 218. FOR THE CRIMINAL JUSTICE TRAINING**

2 **COMMISSION**

3	Death Investigations Account Appropriation	\$	38,000
4	Public Safety and Education Account		
5	Appropriation	\$	10,654,000
6	Violence Reduction and Drug Enforcement Account		
7	Appropriation	\$	344,000
8	TOTAL APPROPRIATION	\$	11,036,000

9 The appropriations in this section are subject to the following
10 conditions and limitations: \$28,000 of the public safety and education
11 account is provided solely to implement Engrossed Second Substitute
12 Senate Bill No. 5219 (domestic violence). If the bill is not enacted
13 by June 30, 1995, the amount provided in this subsection shall lapse.

14 *NEW SECTION. **Sec. 219. FOR THE DEPARTMENT OF LABOR AND**

15 **INDUSTRIES**

16	General Fund Appropriation (FY 1996)	\$	5,270,000
17	General Fund Appropriation (FY 1997)	\$	5,311,000
18	Public Safety and Education Account--State		
19	Appropriation	\$	19,547,000
20	Public Safety and Education Account--Federal		
21	Appropriation	\$	6,002,000
22	Public Safety and Education Account--Private/Local		
23	Appropriation	\$	972,000
24	Electrical License Account Appropriation	\$	19,321,000
25	Farm Labor Revolving Account--Private/Local		
26	Appropriation	\$	28,000
27	Worker and Community Right-to-Know Account		
28	Appropriation	\$	2,138,000
29	Public Works Administration Account		
30	Appropriation	\$	1,928,000
31	Accident Account--State Appropriation	\$	137,909,000
32	Accident Account--Federal Appropriation	\$	9,112,000
33	Medical Aid Account--State Appropriation	\$	148,204,000
34	Medical Aid Account--Federal Appropriation	\$	1,592,000
35	Plumbing Certificate Account Appropriation	\$	682,000
36	Pressure Systems Safety Account Appropriation	\$	2,053,000
37	TOTAL APPROPRIATION	\$	360,069,000

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

3 (1) Expenditures of funds appropriated in this section for the
4 information systems projects identified in agency budget requests as
5 "crime victims--prime migration" and "document imaging--field offices"
6 are conditioned upon compliance with section 902 of this act. In
7 addition, funds for the "document imaging--field offices" project shall
8 not be released until the required components of a feasibility study
9 are completed and approved by the department of information services.

10 (2) Pursuant to RCW 7.68.015, the department shall operate the
11 crime victims compensation program within the public safety and
12 education account funds appropriated in this section. In the event
13 that cost containment measures are necessary, the department may (a)
14 Institute copayments for services; (b) develop preferred provider and
15 managed care contracts; and (c) coordinate with the department of
16 social and health services to use public safety and education account
17 funds as matching funds for federal Title XIX reimbursement, to the
18 extent this maximizes total funds available for services to crime
19 victims.

20 (3) \$108,000 of the general fund appropriation is provided solely
21 for an interagency agreement to reimburse the board of industrial
22 insurance appeals for crime victims appeals.

23 (4) The secretary of social and health services and the director of
24 labor and industries shall report to the appropriate fiscal and policy
25 committees of the legislature by July 1, 1995, and every six months
26 thereafter, on the measurable changes in employee injury and time-loss
27 rates that have occurred in the state developmental disabilities,
28 juvenile rehabilitation, and mental health institutions as a result of
29 the upfront loss-control discount agreement between the agencies.

30 *(5) By November 1, 1995, the director of labor and industries shall*
31 *report to the appropriate policy and fiscal committees of the*
32 *legislature with a plan for establishing within existing resources a*
33 *designated claims unit to specialize in claims by state employees.*

34 *(6)(a) The appropriations in this section may not be used to*
35 *implement or enforce rules that are not in compliance with the*
36 *regulatory fairness act, under chapter 19.85 RCW.*

37 (b) The appropriations in this section may not be used to implement
38 or enforce rules that the joint administrative rules review committee

1 finds are not within the intent of the legislature as expressed by the
2 statute that the rule implements.

3 (7) \$450,000 of the accident account--state appropriation and
4 \$450,000 of the medical aid account--state appropriation are provided
5 solely to implement an on-line claims data access system that will
6 include all employers in the retrospective rating plan program.

7 (8) Within the appropriations provided in this section, the
8 department shall implement an integrated state-wide on-line
9 verification system for pharmacy providers. The system shall be
10 implemented by means of contracts that are competitively bid. Until
11 this system is implemented, no department rules may take effect that
12 reduce the dispensing fee for industrial insurance pharmacy services in
13 effect on January 1, 1995.

14 *Sec. 219 was partially vetoed. See message at end of chapter.

15 NEW SECTION. **Sec. 220. FOR THE INDETERMINATE SENTENCE REVIEW**
16 **BOARD**

17	General Fund Appropriation (FY 1996)	. . . . . \$	1,199,000
18	General Fund Appropriation (FY 1997)	. . . . . \$	1,086,000
19	TOTAL APPROPRIATION	. . . . . \$	2,285,000

20 NEW SECTION. **Sec. 221. FOR THE DEPARTMENT OF VETERANS AFFAIRS**

21 (1) HEADQUARTERS

22	General Fund Appropriation (FY 1996)	. . . . . \$	1,227,000
23	General Fund Appropriation (FY 1997)	. . . . . \$	1,226,000
24	Industrial Insurance Refund Account		
25	Appropriation	. . . . . \$	25,000
26	Charitable, Educational, Penal, and Reformatory		
27	Institutions Account Appropriation	. . . . . \$	4,000
28	TOTAL APPROPRIATION	. . . . . \$	2,482,000

29 (2) FIELD SERVICES

30	General Fund--State Appropriation (FY 1996)	. . . \$	1,853,000
31	General Fund--State Appropriation (FY 1997)	. . . \$	1,852,000
32	General Fund--Federal Appropriation	. . . . . \$	736,000
33	General Fund--Private/Local Appropriation	. . . . . \$	85,000
34	TOTAL APPROPRIATION	. . . . . \$	4,526,000

35 (3) VETERANS HOME

36	General Fund--State Appropriation (FY 1996)	. . . \$	4,127,000
37	General Fund--State Appropriation (FY 1997)	. . . \$	3,984,000

1	General Fund--Federal Appropriation	\$	10,703,000
2	General Fund--Private/Local Appropriation	\$	7,527,000
3	TOTAL APPROPRIATION	\$	26,341,000
4	(4) SOLDIERS HOME		
5	General Fund--State Appropriation (FY 1996)	\$	3,135,000
6	General Fund--State Appropriation (FY 1997)	\$	3,049,000
7	General Fund--Federal Appropriation	\$	6,158,000
8	General Fund--Private/Local Appropriation	\$	4,667,000
9	TOTAL APPROPRIATION	\$	17,009,000

10 NEW SECTION. **Sec. 222. FOR THE DEPARTMENT OF HEALTH**

11	General Fund--State Appropriation (FY 1996)	\$	44,314,000
12	General Fund--State Appropriation (FY 1997)	\$	44,313,000
13	General Fund--Federal Appropriation	\$	233,122,000
14	General Fund--Private/Local Appropriation	\$	25,476,000
15	Hospital Commission Account Appropriation	\$	3,019,000
16	Medical Disciplinary Account Appropriation	\$	1,798,000
17	Health Professions Account Appropriation	\$	32,592,000
18	Safe Drinking Water Account Appropriation	\$	2,751,000
19	Public Health Services Account Appropriation	\$	23,753,000
20	Waterworks Operator Certification		
21	Appropriation	\$	605,000
22	Water Quality Account Appropriation	\$	3,079,000
23	State Toxics Control Account Appropriation	\$	2,824,000
24	Violence Reduction and Drug Enforcement Account		
25	Appropriation	\$	469,000
26	Medical Test Site Licensure Account		
27	Appropriation	\$	1,822,000
28	Youth Tobacco Prevention Account Appropriation	\$	1,412,000
29	Health Services Account Appropriation	\$	16,516,000
30	State and Local Improvements Revolving		
31	Account--Water Supply Facilities		
32	Appropriation	\$	40,000
33	TOTAL APPROPRIATION	\$	437,905,000

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

36 (1) \$2,466,000 of the general fund--state appropriation is provided
37 for the implementation of the Puget Sound water quality management
38 plan.

1 (2) \$10,000,000 of the public health services account appropriation
2 is provided solely for distribution to local health departments for
3 distribution on a per capita basis. Prior to distributing these funds,
4 the department shall adopt rules and procedures to ensure that these
5 funds are not used to replace current local support for public health
6 programs.

7 (3) \$4,750,000 of the public health account appropriation is
8 provided solely for distribution to local health departments for
9 capacity building and community assessment and mobilization.

10 (4) \$2,000,000 of the health services account appropriation is
11 provided solely for public health information systems development.
12 Authority to expend this amount is conditioned on compliance with
13 section 902 of this act.

14 (5) \$1,000,000 of the health services account appropriation is
15 provided solely for state level capacity building.

16 (6) \$1,000,000 of the health services account appropriation is
17 provided solely for training of public health professionals.

18 (7) \$200,000 of the health services account appropriation is
19 provided solely for the American Indian health plan.

20 (8) \$1,640,000 of the health services account appropriation is
21 provided solely for health care quality assurance and health care data
22 standards activities as required by Engrossed Substitute House Bill No.
23 1589 (health care quality assurance).

24 (9) \$1,000,000 of the health services account appropriation is
25 provided solely for development of a youth suicide prevention program
26 at the state level, including a state-wide public educational campaign
27 to increase knowledge of suicide risk and ability to respond and
28 provision of twenty-four hour crisis hotlines, staffed to provide
29 suicidal youth and caregivers a source of instant help.

30 (10) The department of health shall not initiate any services that
31 will require expenditure of state general fund moneys unless expressly
32 authorized in this act or other law. The department may seek, receive,
33 and spend, under RCW 43.79.260 through 43.79.282, federal moneys not
34 anticipated in this act as long as the federal funding does not require
35 expenditure of state moneys for the program in excess of amounts
36 anticipated in this act. If the department receives unanticipated
37 unrestricted federal moneys, those moneys shall be spent for services
38 authorized in this act or in any other legislation that provides
39 appropriation authority, and an equal amount of appropriated state

1 moneys shall lapse. Upon the lapsing of any moneys under this
2 subsection, the office of financial management shall notify the
3 legislative fiscal committees. As used in this subsection,
4 "unrestricted federal moneys" includes block grants and other funds
5 that federal law does not require to be spent on specifically defined
6 projects or matched on a formula basis by state funds.

7 (11) \$981,000 of the general fund--state appropriation and
8 \$3,873,000 of the general fund--private/local appropriation are
9 provided solely for implementing Engrossed Substitute House Bill No.
10 1010 (regulatory reform). If the bill is not enacted by June 30, 1995,
11 the amounts provided in this subsection shall lapse.

12 (12) The department is authorized to raise existing fees for
13 nursing assistants and hypnotherapists in excess of the fiscal growth
14 factor established by Initiative 601, if necessary, in order to meet
15 the actual costs of investigative and legal services due to
16 disciplinary activities.

17 NEW SECTION. **Sec. 223. FOR THE DEPARTMENT OF CORRECTIONS**

18 (1) ADMINISTRATION AND PROGRAM SUPPORT

19	General Fund Appropriation (FY 1996)	. . . . . \$	12,269,000
20	General Fund Appropriation (FY 1997)	. . . . . \$	12,047,000
21	TOTAL APPROPRIATION	. . . . . \$	24,316,000

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

24 (a) \$211,000 of the general fund appropriation is provided solely
25 to implement Second Substitute Senate Bill No. 5088 (sexually violent
26 predators). If the bill is not enacted by June 30, 1995, the amount
27 provided in this subsection (a) shall lapse.

28 (b) The department may expend funds generated by contractual
29 agreements entered into for mitigation of severe overcrowding in local
30 jails. If any funds are generated in excess of actual costs, they
31 shall be deposited in the state general fund. Expenditures shall not
32 exceed revenue generated by such agreements and shall be treated as
33 recovery of costs.

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

1 (d) Appropriations in this section provide sufficient funds to
 2 implement the provisions of Second Engrossed Second Substitute House
 3 Bill 2010 (corrections cost-efficiency and inmate responsibility
 4 omnibus act).

5 (e) In treating sex offenders at the Twin Rivers corrections
 6 center, the department of corrections shall prioritize treatment
 7 services to reduce recidivism and shall develop and implement an
 8 evaluation tool that: (i) States the purpose of the treatment; (ii)
 9 measures the amount of treatment provided; (iii) identifies the measure
 10 of success; and (iv) determines the level of successful and
 11 unsuccessful outcomes. The department shall report to the legislature
 12 by December 1, 1995, on how treatment services were prioritized among
 13 categories of offenses and provide a description of the evaluation tool
 14 and its incorporation into the treatment program.

15 (2) INSTITUTIONAL SERVICES

16	General Fund--State Appropriation (FY 1996)	\$	265,008,000
17	General Fund--State Appropriation (FY 1997)	\$	270,221,000
18	General Fund--Federal Appropriation	\$	2,000,000
19	Violence Reduction and Drug Enforcement Account		
20	Appropriation	\$	1,214,000
21	TOTAL APPROPRIATION	\$	538,443,000

22 (3) COMMUNITY CORRECTIONS

23	General Fund Appropriation (FY 1996)	\$	80,068,000
24	General Fund Appropriation (FY 1997)	\$	81,226,000
25	Violence Reduction and Drug Enforcement Account		
26	Appropriation	\$	400,000
27	TOTAL APPROPRIATION	\$	161,694,000

28 (4) CORRECTIONAL INDUSTRIES

29	General Fund Appropriation (FY 1996)	\$	3,330,000
30	General Fund Appropriation (FY 1997)	\$	3,503,000
31	TOTAL APPROPRIATION	\$	6,833,000

32 (5) INTERAGENCY PAYMENTS

33	General Fund Appropriation (FY 1996)	\$	6,223,000
34	General Fund Appropriation (FY 1997)	\$	6,223,000
35	TOTAL APPROPRIATION	\$	12,446,000

36 NEW SECTION. **Sec. 224. FOR THE DEPARTMENT OF SERVICES FOR THE**
 37 **BLIND**

38	General Fund--State Appropriation (FY 1996)	\$	1,466,000
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1	General Fund--State Appropriation (FY 1997)	\$	1,123,000
2	General Fund--Federal Appropriation	\$	9,683,000
3	General Fund--Private/Local Appropriation	\$	80,000
4	TOTAL APPROPRIATION	\$	12,352,000

5 NEW SECTION. **Sec. 225. FOR THE SENTENCING GUIDELINES COMMISSION**

6	General Fund Appropriation (FY 1996)	\$	517,000
7	General Fund Appropriation (FY 1997)	\$	469,000
8	TOTAL APPROPRIATION	\$	986,000

9 NEW SECTION. **Sec. 226. FOR THE EMPLOYMENT SECURITY DEPARTMENT**

10	General Fund--State Appropriation (FY 1996)	\$	334,000
11	General Fund--State Appropriation (FY 1997)	\$	334,000
12	General Fund--Federal Appropriation	\$	190,936,000
13	General Fund--Private/Local Appropriation	\$	21,965,000
14	Unemployment Compensation Administration		
15	Account--Federal Appropriation	\$	177,891,000
16	Administrative Contingency Account--Federal		
17	Appropriation	\$	8,146,000
18	Employment Services Administrative Account--		
19	Federal Appropriation	\$	12,294,000
20	Employment and Training Trust Account		
21	Appropriation	\$	9,294,000
22	TOTAL APPROPRIATION	\$	421,194,000

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

25 (1) The employment security department shall spend no more than
26 \$25,049,511 of the unemployment compensation administration account--
27 federal appropriation for the general unemployment insurance
28 development effort (GUIDE) project. Authority to expend this amount is
29 conditioned on compliance with section 902 of this act.

30 (2) The employment and training trust account appropriation shall
31 not be expended until a plan for such expenditure is reviewed and
32 approved by the workforce training and education coordinating board for
33 consistency with chapter 226, Laws of 1993 (employment and training for
34 unemployed workers), and the comprehensive plan for workforce training
35 provided in RCW 28C.18.060(4).

36 (3) \$95,000 of the employment services administrative account--
37 federal appropriation is provided solely for a study of the financing

1 provisions of the state's unemployment insurance law pursuant to
2 Engrossed Senate Bill No. 5925.

3 (End of part)

PART III
NATURAL RESOURCES

NEW SECTION. **Sec. 301. FOR THE STATE ENERGY OFFICE**

4	General Fund--State Appropriation (FY 1996) . . . \$	508,000
5	General Fund--Federal Appropriation \$	8,896,000
6	General Fund--Private/Local Appropriation \$	3,417,000
7	Geothermal Account Appropriation \$	21,000
8	Industrial Insurance Premium Refund	
9	Appropriation \$	2,000
10	Building Code Council Account Appropriation . . . \$	10,000
11	Air Pollution Control Account Appropriation . . . \$	3,138,000
12	Energy Efficiency Services Account	
13	Appropriation \$	493,000
14	TOTAL APPROPRIATION \$	16,485,000

15 The appropriations in this section are subject to the following
16 conditions and limitations: \$25,000 of the general fund--state
17 appropriation is provided solely for the public policy institute, in
18 consultation with the office of financial management and the state
19 energy office, to review options regarding the distribution of energy-
20 related functions to other entities and develop an implementation plan
21 for the closure of the state energy office. The plan shall include but
22 not be limited to: (1) The feasibility of providing energy-related
23 services through a nonprofit organization or organizations; (2)
24 recommendations for the distribution of energy-related functions to
25 other entities; (3) corresponding recommendations regarding statutory
26 changes necessary to distribute functions and implement the plan; and
27 (4) a time schedule for eliminating functions or transferring functions
28 to other entities. The public policy institute shall submit the plan
29 to the appropriate committees of the house of representatives and the
30 senate by November 1, 1995. It is the intent of the legislature that
31 the state continue to receive oil overcharge restitution funds for the
32 citizens of the state and that every effort be made to maximize federal
33 funds available for energy conservation purposes. To this end, the
34 state energy office or its successor organizations may enter into
35 contracts with appropriate entities to carry out energy conservation
36 programs.

1 NEW SECTION. **Sec. 302. FOR THE COLUMBIA RIVER GORGE COMMISSION**

2	General Fund--State Appropriation (FY 1996) . . . \$	287,000
3	General Fund--State Appropriation (FY 1997) . . . \$	290,000
4	General Fund--Private/Local Appropriation \$	524,000
5	TOTAL APPROPRIATION \$	1,101,000

6 The appropriations in this section are subject to the following
7 conditions and limitations: State agencies shall provide to the
8 commission, without charge, all available data and information
9 necessary to complete its review of the Columbia River Gorge management
10 plan.

11 *NEW SECTION. **Sec. 303. FOR THE DEPARTMENT OF ECOLOGY**

12	General Fund--State Appropriation (FY 1996) . . . \$	22,125,000
13	General Fund--State Appropriation (FY 1997) . . . \$	20,639,000
14	General Fund--Federal Appropriation \$	42,131,000
15	General Fund--Private/Local Appropriation \$	1,385,000
16	Special Grass Seed Burning Research Account	
17	Appropriation \$	42,000
18	Reclamation Revolving Account Appropriation . . . \$	2,664,000
19	Flood Control Assistance Account Appropriation . \$	4,000,000
20	State Emergency Water Projects Revolving Account	
21	Appropriation \$	312,000
22	Waste Reduction, Recycling, and Litter Control	
23	Account Appropriation \$	5,461,000
24	State and Local Improvements Revolving Account--	
25	Waste Disposal Appropriation \$	1,000,000
26	State and Local Improvements Revolving Account--	
27	Water Supply Facilities Appropriation \$	1,344,000
28	Basic Data Account Appropriation \$	182,000
29	Vehicle Tire Recycling Account Appropriation . . \$	3,283,000
30	Water Quality Account Appropriation \$	3,420,000
31	Worker and Community Right to Know Account	
32	Appropriation \$	408,000
33	State Toxics Control Account Appropriation . . . \$	49,924,000
34	Local Toxics Control Account Appropriation . . . \$	3,342,000
35	Water Quality Permit Account Appropriation . . . \$	19,600,000
36	Underground Storage Tank Account	
37	Appropriation \$	2,336,000
38	Solid Waste Management Account Appropriation . . \$	3,631,000

1	Hazardous Waste Assistance Account	
2	Appropriation	\$ 3,476,000
3	Air Pollution Control Account Appropriation . . .	\$ 13,458,000
4	Oil Spill Administration Account Appropriation .	\$ 2,939,000
5	Water Right Permit Processing Account	
6	Appropriation	\$ 500,000
7	Wood Stove Education Account Appropriation . . .	\$ 1,251,000
8	Air Operating Permit Account Appropriation . . .	\$ 4,548,000
9	Freshwater Aquatic Weeds Account Appropriation .	\$ 1,187,000
10	Oil Spill Response Account Appropriation	\$ 7,060,000
11	Metals Mining Account Appropriation	\$ 300,000
12	Water Pollution Control Revolving Account--State	
13	Appropriation	\$ 165,000
14	Water Pollution Control Revolving Account--Federal	
15	Appropriation	\$ 1,019,000
16	TOTAL APPROPRIATION	\$ 223,132,000

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

19 (1) \$6,324,000 of the general fund--state appropriation is provided
20 solely for the implementation of the Puget Sound water quality
21 management plan. In addition, \$394,000 of the general fund--federal
22 appropriation, \$819,000 of the state toxics control account
23 appropriation, \$3,591,000 of the water quality permit fee account
24 appropriation, \$883,000 of the water quality account appropriation, and
25 \$2,715,000 of the oil spill administration account appropriation may be
26 used for the implementation of the Puget Sound water quality management
27 plan.

28 (2) *\$200,000 of the general fund--state appropriation is provided*
29 *solely for implementing Substitute House Bill No. 1327 or substantially*
30 *similar legislation (water rights claims filing). If the bill or*
31 *substantially similar legislation is not enacted by June 30, 1995, the*
32 *amount provided in this subsection shall lapse.*

33 (3) \$150,000 of the state toxics control account appropriation and
34 \$150,000 of the local toxics control account appropriation are provided
35 solely for implementing Engrossed Substitute House Bill No. 1810
36 (hazardous substance cleanup). If the bill is not enacted by June 30,
37 1995, the amount provided in this subsection shall lapse.

38 (4) \$581,000 of the general fund--state appropriation, \$170,000 of
39 the air operating permit account appropriation, \$80,000 of the water

1 quality permit account appropriation, and \$63,000 of the state toxics
2 control account appropriation are provided solely for implementing
3 Engrossed Substitute House Bill No. 1010 (regulatory reform). If the
4 bill is not enacted by June 30, 1995, the amount provided in this
5 subsection shall lapse.

6 (5) \$2,000,000 of the state toxics control account appropriation is
7 provided solely for the following purposes:

8 (a) To conduct remedial actions for sites for which there are no
9 potentially liable persons or for which potentially liable persons
10 cannot be found;

11 (b) To provide funding to assist potentially liable persons under
12 RCW 70.105D.070(2)(d)(xi) to pay for the cost of the remedial actions;
13 and

14 (c) To conduct remedial actions for sites for which potentially
15 liable persons have refused to comply with the orders issued by the
16 department under RCW 70.105D.030 requiring the persons to provide the
17 remedial action.

18 (6) \$250,000 of the flood control assistance account is provided
19 solely for a grant or contract to the lead local entity for technical
20 analysis and coordination with the Army Corps of Engineers and local
21 agencies to address the breach in the south jetty at the entrance of
22 Grays Harbor.

23 (7) \$70,000 of the general fund--state appropriation, \$90,000 of
24 the state toxics control account appropriation, and \$55,000 of the air
25 pollution control account appropriation are provided solely to
26 implement Engrossed Substitute House Bill No. 1724 (growth management).
27 If the bill is not enacted by June 30, 1995, the amounts provided in
28 this subsection shall lapse.

29 (8) If Engrossed Substitute House Bill No. 1125 (dam safety
30 inspections), or substantially similar legislation, is not enacted by
31 June 30, 1995, then the department shall not expend any funds
32 appropriated in this section for any regulatory activity authorized
33 under RCW 90.03.350 with respect to hydroelectric facilities which
34 require a license under the federal power act, 16 U.S.C.S. Sec. 791a et
35 seq. If Engrossed Substitute House Bill No. 1125, or substantially
36 similar legislation, is enacted by June 30, 1995, then the department
37 may apply all available funds appropriated under this section for
38 regulatory activity authorized under RCW 90.03.350 for the purposes of

1 inspecting and regulating the safety of dams under the exclusive
2 jurisdiction of the state.

3 (9) \$425,000 of the general fund--state appropriation and \$525,000
4 of the general fund--federal appropriation are provided solely for the
5 Padilla Bay national estuarine research reserve and interpretive
6 center.

7 (10) *\$500,000 of the water right permit processing account*
8 *appropriation and \$1,854,000 of the general fund--state appropriation*
9 *are provided solely for continuing the department's participation in*
10 *the Yakima adjudicative process.*

11 (11) The water right permit processing account is hereby created in
12 the state treasury. Moneys in the account may be spent only after
13 appropriation. Expenditures from the account may be used solely for
14 water right permit processing, regional water planning, and
15 implementation of regional water plans.

16 (12) \$1,298,000 of the general fund--state appropriation, \$188,000
17 of the general fund--federal appropriation, and \$883,000 of the water
18 quality account appropriation are provided solely to coordinate and
19 implement the activities required by the Puget Sound water quality
20 management plan and to perform the powers and duties under chapter
21 90.70 RCW.

22 *Sec. 303 was partially vetoed. See message at end of chapter.

23 NEW SECTION. **Sec. 304. FOR THE STATE PARKS AND RECREATION**
24 **COMMISSION**

25	General Fund--State Appropriation (FY 1996)	\$	18,020,000
26	General Fund--State Appropriation (FY 1997)	\$	17,877,000
27	General Fund--Federal Appropriation	\$	1,930,000
28	General Fund--Private/Local Appropriation	\$	1,463,000
29	Winter Recreation Program Account		
30	Appropriation	\$	725,000
31	Off Road Vehicle Account Appropriation	\$	241,000
32	Snowmobile Account Appropriation	\$	2,174,000
33	Aquatic Lands Enhancement Account		
34	Appropriation	\$	313,000
35	Public Safety and Education Account		
36	Appropriation	\$	48,000
37	Industrial Insurance Premium Refund Account		
38	Appropriation	\$	10,000

1	Waste Reduction, Recycling, and Litter Control	
2	Account Appropriation	\$ 34,000
3	Water Trail Program Account Appropriation	\$ 26,000
4	Parks Renewal and Stewardship Account	
5	Appropriation	\$ 22,461,000
6	TOTAL APPROPRIATION	\$ 65,322,000

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

9 (1) \$189,000 of the aquatic lands enhancement account appropriation
10 is provided solely to implement the Puget Sound water quality plan.

11 (2) The general fund--state appropriation and the parks renewal and
12 stewardship account appropriation are provided to maintain full funding
13 and continued operation of all state parks and state parks facilities.

14 (3) \$1,800,000 of the general fund--state appropriation is provided
15 solely for the Washington conservation corps program established under
16 chapter 43.220 RCW.

17 (4) \$3,591,000 of the parks renewal and stewardship account
18 appropriation is provided for operation of a centralized reservation
19 system.

20 (5) \$100,000 of the general fund--state appropriation is provided
21 solely for a state match to local funds to prepare a master plan for
22 Mt. Spokane state park.

23 NEW SECTION. **Sec. 305. FOR THE INTERAGENCY COMMITTEE FOR OUTDOOR**
24 **RECREATION**

25	Firearms Range Account Appropriation	\$ 108,000
26	Recreation Resources Account--State	
27	Appropriation	\$ 2,387,000
28	Recreation Resources Account--Federal	
29	Appropriation	\$ 200,000
30	NOVA Appropriation	\$ 524,000
31	TOTAL APPROPRIATION	\$ 3,219,000

32 The appropriations in this section are subject to the following
33 conditions and limitations: \$338,000 of the recreation resources
34 account--state appropriation, \$150,000 of the recreation resources
35 account--federal appropriation, and \$82,000 of the firearms range
36 account appropriation are provided solely for the development and
37 implementation of a grant tracking and management system.

1 *education program that targets small spills from commercial fishing*
2 *vessels, ferries, cruise ships, ports, and marinas. This funding is*
3 *available for the implementation of the Puget Sound water quality*
4 *management plan by the University of Washington.*

5 *Sec. 308 was vetoed. See message at end of chapter.

6 *NEW SECTION. **Sec. 309. FOR THE DEPARTMENT OF FISH AND WILDLIFE**

7	General Fund--State Appropriation (FY 1996)	\$	32,380,000
8	General Fund--State Appropriation (FY 1997)	\$	32,339,000
9	General Fund--Federal Appropriation	\$	54,098,000
10	General Fund--Private/Local Appropriation	\$	15,986,000
11	Off Road Vehicle Account Appropriation	\$	476,000
12	Aquatic Lands Enhancement Account		
13	Appropriation	\$	5,412,000
14	Public Safety and Education Account		
15	Appropriation	\$	590,000
16	Industrial Insurance Premium Refund Account		
17	Appropriation	\$	156,000
18	Recreational Fisheries Enhancement Account		
19	Appropriation	\$	2,200,000
20	Wildlife Account Appropriation	\$	49,741,000
21	Special Wildlife Account Appropriation	\$	1,884,000
22	Oil Spill Administration Account		
23	Appropriation	\$	831,000
24	TOTAL APPROPRIATION	\$	196,093,000

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

27 (1) \$1,532,000 of the general fund--state appropriation is provided
28 solely to implement the Puget Sound water quality management plan.

29 (2) \$250,000 of the general fund--state appropriation is provided
30 solely for attorney general costs on behalf of the department of
31 fisheries, department of natural resources, department of health, and
32 the state parks and recreation commission in defending the state and
33 public interests in tribal shellfish litigation (*United States v.*
34 *Washington*, subproceeding 89-3). The attorney general costs shall be
35 paid as an interagency reimbursement.

36 (3) \$500,000 of the general fund--state appropriation is provided
37 solely to implement *Engrossed Second Substitute Senate Bill No. 5632*

1 *(flood damage reduction). If the bill is not enacted by June 30, 1995,*
2 *the amount provided in this subsection shall lapse.*

3 (4) \$350,000 of the wildlife account appropriation is provided
4 solely for control and eradication of class B designate weeds on
5 department owned and managed lands.

6 (5) \$250,000 of the general fund--state appropriation is provided
7 solely for costs associated with warm water fish production.
8 Expenditure of this amount shall be consistent with the goals
9 established under RCW 77.12.710 for development of a warm water fish
10 program. No portion of this amount may be expended for any type of
11 feasibility study.

12 (6) \$634,000 of the general fund--state appropriation and \$50,000
13 of the wildlife account appropriation are provided solely to implement
14 Engrossed Substitute House Bill No. 1010 (regulatory reform). If the
15 bill is not enacted by June 30, 1995, the amount provided in this
16 subsection shall lapse.

17 (7) \$2,000,000 of the general fund--state appropriation is provided
18 solely for implementation of Second Substitute Senate Bill No. 5157
19 (mass marking), chapter 372, Laws of 1995, under the following
20 conditions:

21 (a) If, by October 1, 1995, the state reaches agreement with Canada
22 on a marking and detection program, implementation will begin with the
23 1994 Puget Sound brood coho.

24 (b) If, by October 1, 1995, the state does not reach agreement with
25 Canada on a marking and detection program, a pilot project shall be
26 conducted with 1994 Puget Sound brood coho.

27 (c) Full implementation will begin with the 1995 brood coho.

28 (d) \$700,000 of the department's equipment funding and \$300,000 of
29 the department's administration funding will be redirected toward
30 implementation of Second Substitute Senate Bill No. 5157 during the
31 1995-97 biennium.

32 (8) The department shall request a reclassification study be
33 conducted by the personnel resources board for hatchery staff. Any
34 implementation of the study, if approved by the board, shall be
35 pursuant to section 911 of this act.

36 (9) Within the appropriations in this section, the department shall
37 maintain the Issaquah hatchery at the current 1993-95 operational
38 level.

1 (10) \$140,000 of the wildlife account appropriation is provided
2 solely for a cooperative effort with the department of agriculture for
3 research and eradication of purple loosestrife on state lands.

4 (11) \$110,000 of the aquatic lands enhancement account
5 appropriation may be used for publishing a brochure concerning
6 hydraulic permit application requirements for the control of spartina
7 and purple loosestrife.

8 *Sec. 309 was partially vetoed. See message at end of chapter.

9 NEW SECTION. **Sec. 310. FOR THE DEPARTMENT OF NATURAL RESOURCES**

10	General Fund--State Appropriation (FY 1996)	\$	20,300,000
11	General Fund--State Appropriation (FY 1997)	\$	20,299,000
12	General Fund--Federal Appropriation	\$	3,024,000
13	General Fund--Private/Local Appropriation	\$	414,000
14	Forest Development Account Appropriation	\$	37,946,000
15	Off Road Vehicle Account Appropriation	\$	3,074,000
16	Surveys and Maps Account Appropriation	\$	1,788,000
17	Aquatic Lands Enhancement Account Appropriation	\$	2,512,000
18	Resource Management Cost Account Appropriation	\$	11,624,000
19	Waste Reduction, Recycling, and Litter Control		
20	Account Appropriation	\$	440,000
21	Surface Mining Reclamation Account		
22	Appropriation	\$	1,273,000
23	Wildlife Account Appropriation	\$	1,300,000
24	Water Quality Account Appropriation	\$	2,000,000
25	Aquatic Land Dredged Material Disposal Site		
26	Account Appropriation	\$	734,000
27	Natural Resources Conservation Areas Stewardship		
28	Account Appropriation	\$	1,003,000
29	Air Pollution Control Account Appropriation	\$	921,000
30	Watershed Restoration Account Appropriation	\$	5,000,000
31	Metals Mining Account Appropriation	\$	41,000
32	TOTAL APPROPRIATION	\$	113,693,000

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

35 (1) \$7,998,000 of the general fund--state appropriation is provided
36 solely for the emergency fire suppression subprogram.

37 (2) \$36,000 of the general fund--state appropriations is provided
38 solely for the implementation of the Puget Sound water quality

1 management plan. In addition, \$957,000 of the aquatics lands
2 enhancement account is provided for the implementation of the Puget
3 Sound water quality management plan.

4 (3) \$450,000 of the resource management cost account appropriation
5 is provided solely for the control and eradication of class B designate
6 weeds on state lands.

7 (4) \$22,000 of the general fund--state appropriation is provided
8 solely to implement Substitute House Bill No. 1437 (amateur radio
9 repeater sites). If the bill is not enacted by June 30, 1995, the
10 amount provided in this subsection shall lapse.

11 (5) \$49,000 of the air pollution control account appropriation is
12 provided solely to implement Substitute House Bill No. 1287
13 (silvicultural burning). If the bill is not enacted by June 30, 1995,
14 the amount provided in this subsection shall lapse.

15 (6) \$290,000 of the general fund--state appropriation, \$10,000 of
16 the surface mining reclamation account appropriation, and \$29,000 of
17 the air pollution control account appropriation are provided solely to
18 implement Engrossed Substitute House Bill No. 1010 (regulatory reform).
19 If this bill is not enacted by June 30, 1995, the amounts provided in
20 this subsection shall lapse.

21 (7) By September 30, 1995, the agency shall report to the
22 appropriate fiscal committees of the legislature on fire suppression
23 costs incurred during the 1993-95 biennium. The report shall provide
24 the following information: (a) An object breakdown of costs for the
25 1993-95 fire suppression subprogram; (b) the amount of reimbursement
26 provided for personnel, services, and equipment outside the agency; (c)
27 FTE levels and salary amounts by fund of positions backfilled as a
28 result of the fires; (d) overtime costs paid to agency personnel; (e)
29 equipment replacement costs, and (f) final allocation of costs for the
30 Hatchery and Tyee fires between the United States forest service, local
31 governments, and the state.

32 (8) By December 1, 1995, the department shall report to the house
33 committee on natural resources and the senate committee on natural
34 resources on measures taken to improve the health of the Loomis state
35 forest.

36 (9) \$13,000 of the general fund--state appropriation is provided
37 solely to pay a portion of the rent charged to nonprofit television
38 reception improvement districts pursuant to chapter 294, Laws of 1994.

1 (10) \$1,200,000 of the general fund--state appropriation is
2 provided solely for cooperative monitoring, evaluation, and research
3 projects related to implementation of the timber-fish-wildlife
4 agreement.

5 (11) Up to \$572,000 of the general fund--state appropriation may be
6 expended for the natural heritage program.

7 (12) \$13,000,000, of which \$5,000,000 is from the watershed
8 restoration account appropriation, \$1,300,000 is from the wildlife
9 account appropriation, \$2,500,000 is from the resource management cost
10 account appropriation, \$500,000 is from the forest development account
11 appropriation, \$2,000,000 is from the water quality account
12 appropriation, and \$1,700,000 is from the general fund--federal
13 appropriation, is provided solely for the jobs in the environment
14 program and/or the watershed restoration partnership program.

15 (a) These funds shall be used to:

16 (i) Restore and protect watersheds in accordance with priorities
17 established to benefit fish stocks in critical or depressed condition
18 as determined by the watershed coordinating council;

19 (ii) Conduct watershed restoration and protection projects
20 primarily on state lands in coordination with federal, local, tribal,
21 and private sector efforts; and

22 (iii) Create market wage jobs in environmental restoration for
23 displaced natural resource impact area workers, as defined under Second
24 Substitute Senate Bill No. 5342 (rural natural resource impact areas).

25 (b) Except as provided in subsection (c) of this section, these
26 amounts are solely for projects jointly selected by the department of
27 natural resources and the department of fish and wildlife. Funds may
28 be expended for planning, design, and engineering for projects that
29 restore and protect priority watersheds identified by the watershed
30 coordinating council and conform to priorities for fish stock recovery
31 developed through watershed analysis conducted by the department of
32 natural resources and the department of fish and wildlife. Funds
33 expended shall be used for specific projects and not for on-going
34 operational costs. Eligible projects include, but are not limited to,
35 closure or improvement of forest roads, repair of culverts, clean-up of
36 stream beds, removal of fish barriers, installation of fish screens,
37 fencing of streams, and construction and planting of fish cover.

38 (c) The department of natural resources and the department of fish
39 and wildlife, in consultation with the watershed coordinating council,

1 the office of financial management, and other appropriate agencies,
2 shall report to the appropriate committees of the legislature on
3 January 1, 1996, and annually thereafter, on any expenditures made from
4 these amounts and a plan for future use of the moneys provided in this
5 subsection. The plan shall include a prioritized list of watersheds
6 and future watershed projects. The plan shall also consider future
7 funding needs, the availability of federal funding, and the integration
8 and coordination of existing watershed and protection programs.

9 (d) All projects shall be consistent with any development
10 regulations or comprehensive plans adopted under the growth management
11 act for the project areas. No funds shall be expended to acquire land
12 through condemnation.

13 (e) Funds from the wildlife account appropriation shall be
14 available only to the extent that the department of fish and wildlife
15 sells surplus property.

16 (f) Funds from the resource management cost account appropriation
17 shall only be used for projects on trust lands. Funds from the forest
18 development account shall only be used for projects on county forest
19 board lands.

20 (g) Projects under contract as of June 1, 1995 will be given first
21 priority.

22 *NEW SECTION. **Sec. 311. RESOURCE MANAGEMENT.** There is hereby
23 appropriated from the resource management cost account for the
24 operations of the department of natural resources, *subject to the*
25 *requirement that the department of natural resources shall not expend*
26 *any moneys from any source to implement any habitat conservation plan*
27 *or other agreement or commitment intended to induce the issuance of a*
28 *permit from the federal government that affects more than ten thousand*
29 *acres of public and/or state forest land for five or more years without*
30 *a specific appropriation for that purpose and prior report to the*
31 *legislative committees on natural resources as provided in this*
32 *section*, seventy-one million dollars for the biennium ending June 30,
33 1997.

34 (1) The department of natural resources shall report to the
35 standing committees on natural resources of the legislature before
36 entering into any agreement or making any commitment intended to induce
37 the issuance of a permit from the federal government which,
38 individually or together with any other agreement or commitment,

1 affects more than ten thousand acres of public and/or state forest land
2 for five or more years. Agreements and commitments to which this
3 section applies include but are not limited to conservation plans and
4 incidental take permits under 16 U.S.C. sec. 1539, and all other
5 agreements, management plans, and "no-take" or similar letters relating
6 to the federal endangered species act. The department shall provide
7 the standing committees with copies of all proposed plans, agreements,
8 and commitments, together with an analysis demonstrating that the
9 proposed agreement or commitment is in the best interests of the trust
10 beneficiaries.

11 (2) The department shall submit the following with each biennial
12 budget request:

13 (a) An analysis of the impacts of any agreement or contract on
14 state lands;

15 (b) Detailed funding requirements to implement the agreement or
16 contract in the next biennium; and

17 (c) An accounting of expenditures during the current biennium with
18 respect to any agreement or contract.

19 (3) The legislature shall review the department's funding request
20 and funds appropriated shall be separate budget items. The legislature
21 shall ensure that the appropriations made to implement any agreements
22 or contracts are in conformity with Article 8, section 4 of the state
23 Constitution and chapter 43.88 RCW.

24 *Sec. 311 was partially vetoed. See message at end of chapter.

25 NEW SECTION. **Sec. 312. FOR THE DEPARTMENT OF AGRICULTURE**

26	General Fund--State Appropriation (FY 1996) . . . \$	6,770,000
27	General Fund--State Appropriation (FY 1997) . . . \$	6,572,000
28	General Fund--Federal Appropriation \$	4,278,000
29	General Fund--Private/Local Appropriation \$	406,000
30	Aquatic Lands Enhancement Account	
31	Appropriation \$	800,000
32	Industrial Insurance Premium Refund Account	
33	Appropriation \$	178,000
34	State Toxics Control Account Appropriation . . . \$	1,088,000
35	TOTAL APPROPRIATION \$	20,092,000

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

1 (1) \$300,000 of the general fund--state appropriation is provided
2 solely for consumer protection activities of the department's weights
3 and measures program. Moneys provided in this subsection may not be
4 used for device inspection of the weights and measures program.

5 (2) \$142,000 of the general fund--state appropriation is provided
6 solely for the implementation of Engrossed Substitute House Bill No.
7 1010 (regulatory reform). If the bill is not enacted by June 30, 1995,
8 the amount provided in this subsection shall lapse.

9 (3) \$100,000 of the general fund--state appropriation is provided
10 solely for grasshopper and mormon cricket control.

11 (4) \$200,000 of the general fund--state appropriation is provided
12 solely for the agricultural showcase.

13 NEW SECTION. **Sec. 313. FOR THE WASHINGTON POLLUTION LIABILITY**
14 **REINSURANCE PROGRAM**

15 Pollution Liability Insurance Program Trust
16 Account Appropriation \$ 966,000

17 The appropriation in this section is subject to the following
18 conditions and limitations: \$60,000 of the pollution liability
19 insurance program trust account appropriation is provided solely to
20 conduct a study of privatization of the functions performed by the
21 pollution liability insurance program. The study will be conducted by
22 the pollution liability insurance program management. Results of the
23 study shall be reported to the financial institutions and housing
24 committees of the legislature by November 30, 1995.

25 (End of part)

**PART IV
TRANSPORTATION**

NEW SECTION. Sec. 401. FOR THE DEPARTMENT OF LICENSING

4	General Fund Appropriation (FY 1996)	\$	4,229,000
5	General Fund Appropriation (FY 1997)	\$	4,257,000
6	Architects' License Account Appropriation	\$	872,000
7	Cemetery Account Appropriation	\$	167,000
8	Professional Engineers' Account		
9	Appropriation	\$	2,235,000
10	Real Estate Commission Account		
11	Appropriation	\$	6,172,000
12	Master License Account Appropriation	\$	5,800,000
13	Uniform Commercial Code Account		
14	Appropriation	\$	4,929,000
15	Real Estate Education Account		
16	Appropriation	\$	606,000
17	Funeral Directors and Embalmers Account		
18	Appropriation	\$	400,000
19	TOTAL APPROPRIATION	\$	29,667,000

20 The appropriations in this section are subject to the following
21 conditions and limitations: \$637,000 of the general fund appropriation
22 is provided solely to implement sections 1001 through 1007 of Engrossed
23 Substitute House Bill No. 1010 (regulatory reform). If the bill is not
24 enacted by June 30, 1995, the amounts provided in this subsection shall
25 lapse.

NEW SECTION. Sec. 402. FOR THE STATE PATROL

27	General Fund--State Appropriation (FY 1996)	\$	7,198,000
28	General Fund--State Appropriation (FY 1997)	\$	7,883,000
29	General Fund--Federal Appropriation	\$	1,035,000
30	General Fund--Private/Local Appropriation	\$	254,000
31	Public Safety and Education Account		
32	Appropriation	\$	4,492,000
33	County Criminal Justice Assistance		
34	Appropriation	\$	3,572,000
35	Municipal Criminal Justice Assistance Account		

1	Appropriation	\$	1,430,000
2	Fire Services Trust Account Appropriation	\$	90,000
3	Fire Services Training Account Appropriation . .	\$	1,740,000
4	State Toxics Control Account Appropriation . . .	\$	425,000
5	Violence Reduction and Drug Enforcement		
6	Account Appropriation	\$	2,133,000
7	TOTAL APPROPRIATION	\$	30,252,000

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

10 (1) Expenditures from the nonappropriated fingerprint
11 identification account for the automation of pre-employment background
12 checks for public and private employers and background checks for
13 firearms dealers and firearm purchasers are subject to office of
14 financial management approval of a completed feasibility study.

15 (2) Expenditures from the county criminal justice assistance
16 account appropriation and municipal criminal justice assistance account
17 appropriation in this section shall be expended solely for enhancements
18 to crime lab services.

19 (3) The Washington state patrol shall report to the department of
20 information services and office of financial management by October 30,
21 1995, on the implementation and financing plan for the state-wide
22 integrated narcotics system.

23 (4) \$300,000 of the violence reduction and drug enforcement account
24 appropriation is provided solely for enhancements to the organized
25 crime intelligence unit.

26 (End of part)

1 (d) The entire public safety and education account appropriation is
2 provided solely for administration of the traffic safety education
3 program, including in-service training related to instruction in the
4 risks of driving while under the influence of alcohol and other drugs.

5 (2) STATE-WIDE PROGRAMS

6 (a) \$2,174,000 of the general fund--state appropriation is provided
7 for in-service training and educational programs conducted by the
8 Pacific Science Center.

9 (b) \$63,000 of the general fund--state appropriation is provided
10 for operation of the Cispus environmental learning center.

11 (c) \$2,654,000 of the general fund--state appropriation is provided
12 for educational centers, including state support activities.

13 (d) \$3,093,000 of the general fund--state appropriation is provided
14 for grants for magnet schools to be distributed as recommended by the
15 superintendent of public instruction pursuant to chapter 232, section
16 516(13), Laws of 1992.

17 (e) \$4,370,000 of the general fund--state appropriation is provided
18 for complex need grants. Grants shall be provided according to funding
19 ratios established in LEAP Document 30C as developed on May 21, 1995,
20 at 23:46 hours.

21 (f) \$3,050,000 of the drug enforcement and education account
22 appropriation is provided solely for matching grants to enhance
23 security in secondary schools. Not more than seventy-five percent of
24 a district's total expenditures for school security in any school year
25 may be paid from a grant under this subsection. The grants shall be
26 expended solely for the costs of employing or contracting for building
27 security monitors in secondary schools during school hours and school
28 events. Of the amount provided in this subsection, at least \$2,850,000
29 shall be spent for grants to districts that, during the 1988-89 school
30 year, employed or contracted for security monitors in schools during
31 school hours. However, these grants may be used only for increases in
32 school district expenditures for school security over expenditure
33 levels for the 1988-89 school year.

34 (g) Districts receiving allocations from subsections (2) (d) and
35 (e) of this section shall submit an annual report to the superintendent
36 of public instruction on the use of all district resources to address
37 the educational needs of at-risk students in each school building. The
38 superintendent of public instruction shall make copies of the reports
39 available to the office of financial management and the legislature.

1 (h) \$500,000 of the general fund--federal appropriation is provided
2 for plan development and coordination as required by the federal goals
3 2000: Educate America Act. The superintendent shall collaborate with
4 the commission on student learning for the plan development and
5 coordination and submit quarterly reports on the plan development to
6 the education committees of the legislature.

7 (i) \$400,000 of the health services account appropriation is
8 provided solely for media productions by students at up to 40 sites to
9 focus on issues and consequences of teenage pregnancy and child
10 rearing. The projects shall be consistent with the provisions of
11 Engrossed Second Substitute House Bill No. 2798 as passed by the 1994
12 legislature, including a local/private or public sector match equal to
13 fifty percent of the state grant; and shall be awarded to schools or
14 consortia not granted funds in 1993-94.

15 (j) \$7,000 of the general fund--state appropriation is provided to
16 the state board of education to establish teacher competencies in the
17 instruction of braille to legally blind and visually impaired students.

18 (k) \$50,000 of the general fund--state appropriation is provided
19 solely for matching grants to school districts for analysis of budgets
20 for classroom-related activities as specified in chapter 230, Laws of
21 1995.

22 (l) \$3,050,000 of the general fund--state appropriation is provided
23 solely to implement Engrossed Second Substitute Senate Bill No. 5439
24 (nonoffender at-risk youth). Of that amount, \$50,000 is provided for
25 a contract in fiscal year 1996 to the Washington state institute for
26 public policy to conduct an evaluation and review as outlined in
27 section 81 of Engrossed Second Substitute Senate Bill No. 5439.
28 Allocation of the remaining amount shall be based on the number of
29 petitions filed in each district.

30 NEW SECTION. **Sec. 502. FOR THE SUPERINTENDENT OF PUBLIC**
31 **INSTRUCTION--FOR GENERAL APPORTIONMENT (BASIC EDUCATION)**

32	General Fund Appropriation (FY 1996)	. . . . . \$	3,174,826,000
33	General Fund Appropriation (FY 1997)	. . . . . \$	3,284,918,000
34	TOTAL APPROPRIATION	. . . . . \$	6,459,744,000

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

37 (1) The appropriation includes such funds as are necessary for the
38 remaining months of the 1994-95 school year.

1 (2) Allocations for certificated staff salaries for the 1995-96 and
2 1996-97 school years shall be determined using formula-generated staff
3 units calculated pursuant to this subsection. Staff allocations for
4 small school enrollments in (d) through (f) of this subsection shall be
5 reduced for vocational full-time equivalent enrollments. Staff
6 allocations for small school enrollments in grades K-6 shall be the
7 greater of that generated under (a) of this subsection, or under (d)
8 and (e) of this subsection. Certificated staffing allocations shall be
9 as follows:

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

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

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

18 (iii) An additional 5.3 certificated instructional staff units for
19 grades K-3. Any funds allocated for these additional certificated
20 units shall not be considered as basic education funding;

21 (A) Funds provided under this subsection (2)(a)(iii) in excess of
22 the amount required to maintain the statutory minimum ratio established
23 under RCW 28A.150.260(2)(b) shall be allocated only if the district
24 documents an actual ratio equal to or greater than 54.3 certificated
25 instructional staff per thousand full-time equivalent students in
26 grades K-3. For any school district documenting a lower certificated
27 instructional staff ratio, the allocation shall be based on the
28 district's actual grades K-3 certificated instructional staff ratio
29 achieved in that school year, or the statutory minimum ratio
30 established under RCW 28A.150.260(2)(b), if greater;

31 (B) Districts at or above 51.0 certificated instructional staff per
32 one thousand full-time equivalent students in grades K-3 may dedicate
33 up to 1.3 of the 54.3 funding ratio to employ additional classified
34 instructional assistants assigned to basic education classrooms in
35 grades K-3. For purposes of documenting a district's staff ratio under
36 this section, funds used by the district to employ additional
37 classified instructional assistants shall be converted to a
38 certificated staff equivalent and added to the district's actual
39 certificated instructional staff ratio. Additional classified

1 instructional assistants, for the purposes of this subsection, shall be
2 determined using the 1989-90 school year as the base year;

3 (C) Any district maintaining a ratio equal to or greater than 54.3
4 certificated instructional staff per thousand full-time equivalent
5 students in grades K-3 may use allocations generated under this
6 subsection (2)(a)(iii) in excess of that required to maintain the
7 minimum ratio established under RCW 28A.150.260(2)(b) to employ
8 additional basic education certificated instructional staff or
9 classified instructional assistants in grades 4-6. Funds allocated
10 under this subsection (2)(a)(iii) shall only be expended to reduce
11 class size in grades K-6. No more than 1.3 of the certificated
12 instructional funding ratio amount may be expended for provision of
13 classified instructional assistants; and

14 (iv) Forty-six certificated instructional staff units per thousand
15 full-time equivalent students in grades 4-12; and

16 (b) For school districts with a minimum enrollment of 250 full-time
17 equivalent students whose full-time equivalent student enrollment count
18 in a given month exceeds the first of the month full-time equivalent
19 enrollment count by 5 percent, an additional state allocation of 110
20 percent of the share that such increased enrollment would have
21 generated had such additional full-time equivalent students been
22 included in the normal enrollment count for that particular month;

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

24 (i) Vocational education programs approved by the superintendent of
25 public instruction, 0.92 certificated instructional staff units and
26 0.08 certificated administrative staff units for each 18.3 full-time
27 equivalent vocational students;

28 (ii) Skills center programs approved by the superintendent of
29 public instruction, 0.92 certificated instructional staff units and
30 0.08 certificated administrative units for each 16.67 full-time
31 equivalent vocational students; and

32 (iii) Indirect cost charges to vocational-secondary programs shall
33 not exceed 10 percent;

34 (d) For districts enrolling not more than twenty-five average
35 annual full-time equivalent students in grades K-8, and for small
36 school plants within any school district which have been judged to be
37 remote and necessary by the state board of education and enroll not
38 more than twenty-five average annual full-time equivalent students in
39 grades K-8:

1 (i) For those enrolling no students in grades seven and eight, 1.76
2 certificated instructional staff units and 0.24 certificated
3 administrative staff units for enrollment of not more than five
4 students, plus one-twentieth of a certificated instructional staff unit
5 for each additional student enrolled; and

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

11 (e) For specified enrollments in districts enrolling more than
12 twenty-five but not more than one hundred average annual full-time
13 equivalent students in grades K-8, and for small school plants within
14 any school district which enroll more than twenty-five average annual
15 full-time equivalent students in grades K-8 and have been judged to be
16 remote and necessary by the state board of education:

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

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

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

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

32 (ii) For all other small high schools under this subsection, nine
33 certificated instructional staff units and one-half of a certificated
34 administrative staff unit for the first sixty average annual full time
35 equivalent students, and additional staff units based on a ratio of
36 0.8732 certificated instructional staff units and 0.1268 certificated
37 administrative staff units per each additional forty-three and one-half
38 average annual full time equivalent students.

1 Units calculated under (f)(ii) of this subsection shall be reduced
2 by certificated staff units at the rate of forty-six certificated
3 instructional staff units and four certificated administrative staff
4 units per thousand vocational full-time equivalent students.

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

10 (h) For each nonhigh school district having an enrollment of more
11 than fifty annual average full-time equivalent students and less than
12 one hundred eighty students, operating a grades K-6 program or a grades
13 1-6 program, an additional one-half of a certificated instructional
14 staff unit.

15 (3) Allocations for classified salaries for the 1995-96 and 1996-97
16 school years shall be calculated using formula-generated classified
17 staff units determined as follows:

18 (a) For enrollments generating certificated staff unit allocations
19 under subsection (2) (d) through (h) of this section, one classified
20 staff unit for each three certificated staff units allocated under such
21 subsections;

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

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

29 (4) Fringe benefit allocations shall be calculated at a rate of
30 20.71 percent in the 1995-96 school year and 20.71 percent in the 1996-
31 97 school year of certificated salary allocations provided under
32 subsection (2) of this section, and a rate of 18.77 percent in the
33 1995-96 school year and 18.77 percent in the 1996-97 school year of
34 classified salary allocations provided under subsection (3) of this
35 section.

36 (5) Insurance benefit allocations shall be calculated at the rates
37 specified in section 504(2) of this act, based on the number of benefit
38 units determined as follows:

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

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

9 (6)(a) For nonemployee-related costs associated with each
10 certificated staff unit allocated under subsection (2) (a), (b), and
11 (d) through (h) of this section, there shall be provided a maximum of
12 \$7,656 per certificated staff unit in the 1995-96 school year and a
13 maximum of \$7,893 per certificated staff unit in the 1996-97 school
14 year.

15 (b) For nonemployee-related costs associated with each vocational
16 certificated staff unit allocated under subsection (2)(c) of this
17 section, there shall be provided a maximum of \$14,587 per certificated
18 staff unit in the 1995-96 school year and a maximum of \$15,039 per
19 certificated staff unit in the 1996-97 school year.

20 (7) Allocations for substitute costs for classroom teachers shall
21 be distributed at a maximum rate of \$341 for the 1995-96 school year
22 and \$341 per year for the 1996-97 school year for allocated classroom
23 teachers. Solely for the purposes of this subsection, allocated
24 classroom teachers shall be equal to the number of certificated
25 instructional staff units allocated under subsection (2) of this
26 section, multiplied by the ratio between the number of actual basic
27 education certificated teachers and the number of actual basic
28 education certificated instructional staff reported state-wide for the
29 1994-95 school year.

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

1 (9) The superintendent may distribute a maximum of \$3,122,000
2 outside the basic education formula during fiscal years 1996 and 1997
3 as follows:

4 (a) For fire protection for school districts located in a fire
5 protection district as now or hereafter established pursuant to chapter
6 52.04 RCW, a maximum of \$431,000 may be expended in fiscal year 1996
7 and a maximum of \$444,000 may be expended in fiscal year 1997;

8 (b) For summer vocational programs at skills centers, a maximum of
9 \$1,938,000 may be expended in the 1995-96 school year; and

10 (c) A maximum of \$309,000 may be expended for school district
11 emergencies.

12 (10) For the purposes of RCW 84.52.0531, the increase per full-time
13 equivalent student in state basic education appropriations provided
14 under this act, including appropriations for salary and benefits
15 increases, is 2.2 percent from the 1994-95 school year to the 1995-96
16 school year, and 1.5 percent from the 1995-96 school year to the
17 1996-97 school year.

18 (11) If two or more school districts consolidate and each district
19 was receiving additional basic education formula staff units pursuant
20 to subsection (2) (b) through (h) of this section, the following shall
21 apply:

22 (a) For three school years following consolidation, the number of
23 basic education formula staff units shall not be less than the number
24 of basic education formula staff units received by the districts in the
25 school year prior to the consolidation; and

26 (b) For the fourth through eighth school years following
27 consolidation, the difference between the basic education formula staff
28 units received by the districts for the school year prior to
29 consolidation and the basic education formula staff units after
30 consolidation pursuant to subsection (2) (a) through (h) of this
31 section shall be reduced in increments of twenty percent per year.

32 NEW SECTION. **Sec. 503. FOR THE SUPERINTENDENT OF PUBLIC**
33 **INSTRUCTION--BASIC EDUCATION EMPLOYEE COMPENSATION**

34 (1) The following calculations determine the salaries used in the
35 general fund allocations for certificated instructional, certificated
36 administrative, and classified staff units under section 502 of this
37 act:

1 (a) Salary allocations for certificated instructional staff units
2 shall be determined for each district by multiplying the district's
3 certificated instructional derived base salary shown on LEAP Document
4 12C, by the district's average staff mix factor for basic education
5 certificated instructional staff in that school year, computed using
6 LEAP Document 1A; and

7 (b) Salary allocations for certificated administrative staff units
8 and classified staff units for each district shall be based on the
9 district's certificated administrative and classified salary allocation
10 amounts shown on LEAP Document 12C.

11 (2) For the purposes of this section:

12 (a) "Basic education certificated instructional staff" is defined
13 as provided in RCW 28A.150.100;

14 (b) "LEAP Document 1A" means the computerized tabulation
15 establishing staff mix factors for basic education certificated
16 instructional staff according to education and years of experience, as
17 developed by the legislative evaluation and accountability program
18 committee on April 8, 1991, at 13:35 hours; and

19 (c) "LEAP Document 12C" means the computerized tabulation of 1995-
20 96 and 1996-97 school year salary allocations for basic education
21 certificated administrative staff and basic education classified staff
22 and derived base salaries for basic education certificated
23 instructional staff as developed by the legislative evaluation and
24 accountability program committee on May 21, 1995, at 23:35 hours.

25 (3) Incremental fringe benefit factors shall be applied to salary
26 adjustments at a rate of 20.07 percent for certificated staff and 15.27
27 percent for classified staff for both years of the biennium.

28 (4)(a) Pursuant to RCW 28A.150.410, the following state-wide salary
29 allocation schedules for certificated instructional staff are
30 established for basic education salary allocations:

31 STATE-WIDE SALARY ALLOCATION SCHEDULE
32 FOR SCHOOL YEARS 1995-96 AND 1996-97

33 Years of					
34 Service	BA	BA+15	BA+30	BA+45	BA+90
35 0	22,282	22,884	23,508	24,131	26,137
36 1	23,012	23,633	24,277	24,942	27,007
37 2	23,757	24,398	25,060	25,790	27,889
38 3	24,539	25,200	25,881	26,651	28,787

1	4	25,336	26,037	26,738	27,549	29,740
2	5	26,169	26,889	27,609	28,482	30,709
3	6	27,037	27,754	28,515	29,450	31,710
4	7	27,919	28,654	29,434	30,429	32,745
5	8	28,814	29,590	30,388	31,465	33,813
6	9		30,559	31,396	32,512	34,915
7	10			32,417	33,613	36,048
8	11				34,746	37,235
9	12				35,843	38,452
10	13					39,700
11	14					40,955
12	15 or more					42,020

13	Years of				MA+90
14	Service	BA+135	MA	MA+45	or PHD
15	0	27,429	26,715	28,720	30,012
16	1	28,316	27,526	29,590	30,899
17	2	29,238	28,374	30,472	31,820
18	3	30,195	29,235	31,370	32,779
19	4	31,188	30,133	32,324	33,771
20	5	32,214	31,065	33,292	34,797
21	6	33,253	32,033	34,294	35,837
22	7	34,347	33,013	35,329	36,931
23	8	35,473	34,048	36,397	38,057
24	9	36,632	35,095	37,499	39,215
25	10	37,822	36,196	38,632	40,405
26	11	39,044	37,329	39,818	41,627
27	12	40,316	38,508	41,036	42,900
28	13	41,620	39,726	42,284	44,203
29	14	42,972	40,981	43,619	45,556
30	15 or more	44,089	42,046	44,753	46,740

31 (b) As used in this subsection, the column headings "BA+(N)" refer
32 to the number of credits earned since receiving the baccalaureate
33 degree.

34 (c) For credits earned after the baccalaureate degree but before
35 the masters degree, any credits in excess of forty-five credits may be
36 counted after the masters degree. Thus, as used in this subsection,
37 the column headings "MA+(N)" refer to the total of:

38 (i) Credits earned since receiving the masters degree; and

1 (ii) Any credits in excess of forty-five credits that were earned
2 after the baccalaureate degree but before the masters degree.

3 (5) For the purposes of this section:

4 (a) "BA" means a baccalaureate degree.

5 (b) "MA" means a masters degree.

6 (c) "PHD" means a doctorate degree.

7 (d) "Years of service" shall be calculated under the same rules
8 used by the superintendent of public instruction for salary allocations
9 in the 1994-95 school year.

10 (e) "Credits" means college quarter hour credits and equivalent in-
11 service credits computed in accordance with RCW 28A.415.020 or as
12 hereafter amended.

13 (6) No more than ninety college quarter-hour credits received by
14 any employee after the baccalaureate degree may be used to determine
15 compensation allocations under the state salary allocation schedule and
16 LEAP documents referenced in this act, or any replacement schedules and
17 documents, unless:

18 (a) The employee has a masters degree; or

19 (b) The credits were used in generating state salary allocations
20 before January 1, 1992.

21 (7)(a) Credits earned by certificated instructional staff after
22 September 1, 1995, shall be counted only if the content of the course:

23 (i) Is consistent with the school district's strategic plan for
24 improving student learning; (ii) is consistent with a school-based plan
25 for improving student learning developed under section 520(2) of this
26 act for the school in which the individual is assigned; (iii) pertains
27 to the individual's current assignment or expected assignment for the
28 following school year; (iv) is necessary for obtaining an endorsement
29 as prescribed by the state board of education; (v) is specifically
30 required for obtaining advanced levels of certification; or (vi) is
31 included in a college or university degree program that pertains to the
32 individual's current assignment, or potential future assignment, as a
33 certificated instructional staff.

34 (b) Once credits earned by certificated instructional staff have
35 been determined to meet one or more of the criteria in (a) of this
36 subsection, the credits shall be counted even if the individual
37 transfers to other school districts.

38 (8) The salary allocation schedules established in this section are
39 for allocation purposes only except as provided in RCW 28A.400.200(2).

1 (iv) For transitional bilingual education, an increase of \$22.77
2 per eligible bilingual student for the 1995-96 school year and
3 maintained for the 1996-97 school year.

4 (2) The maintenance rate for insurance benefits shall be \$313.95
5 for the 1995-96 school year and \$314.51 for the 1996-97 school year.
6 Funding for insurance benefits is included within appropriations made
7 in other sections of Part V of this act.

8 (3) Effective September 1, 1995, a maximum of \$1,129,000 is
9 provided for a 4 percent increase in the state allocation for
10 substitute teachers in the general apportionment programs.

11 (4) The rates specified in this section are subject to revision
12 each year by the legislature.

13 NEW SECTION. **Sec. 505. INCREMENT SALARY INCREASES** The
14 appropriations in sections 502 through 519 of this act contain
15 \$27,880,000 in fiscal year 1996 and \$63,950,000 in fiscal year 1997 for
16 funding of experience and education increments for certificated
17 instructional staff. This provides an average salary increase of 1.55
18 percent per year.

19 NEW SECTION. **Sec. 506. FOR THE SUPERINTENDENT OF PUBLIC**
20 **INSTRUCTION--FOR PUPIL TRANSPORTATION**

21	General Fund Appropriation (FY 1996)	. . . . . \$	155,970,000
22	General Fund Appropriation (FY 1997)	. . . . . \$	164,511,000
23	TOTAL APPROPRIATION	. . . . . \$	320,481,000

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

26 (1) The appropriation includes such funds as are necessary for the
27 remaining months of the 1994-95 school year.

28 (2) A maximum of \$1,347,000 may be expended for regional
29 transportation coordinators and related activities. The transportation
30 coordinators shall ensure that data submitted by school districts for
31 state transportation funding shall, to the greatest extent practical,
32 reflect the actual transportation activity of each district. The 1994
33 travel time to contiguous school district study shall be continued and
34 a report submitted to the fiscal committees of the legislature by
35 December 1, 1995.

36 (3) A maximum of \$40,000 is provided to complete the computerized
37 state map project containing school bus routing information. This

1 information and available data on school buildings shall be
2 consolidated. Data formats shall be compatible with the geographic
3 information system (GIS) and included insofar as possible in the GIS
4 system.

5 (4) \$180,000 is provided solely for the transportation of students
6 enrolled in "choice" programs. Transportation shall be limited to low-
7 income students who are transferring to "choice" programs solely for
8 educational reasons.

9 (5) Beginning with the 1995-96 school year, the superintendent of
10 public instruction shall implement a state bid process for the purchase
11 of school buses pursuant to Engrossed Substitute Senate Bill No. 5408.

12 (6) Of this appropriation, a maximum of \$8,807,000 may be allocated
13 in the 1995-96 school year and a maximum of \$8,894,000 may be allocated
14 in the 1996-97 school year for hazardous walking conditions. The
15 superintendent shall ensure that the conditions specified in RCW
16 28A.160.160(4) for state funding of hazardous walking conditions for
17 any district are fully and strictly adhered to, and that no funds are
18 allocated in any instance in which a district is not actively and to
19 the greatest extent possible engaged in efforts to mitigate hazardous
20 walking conditions.

21 NEW SECTION. **Sec. 507. FOR THE SUPERINTENDENT OF PUBLIC**
22 **INSTRUCTION--FOR SCHOOL FOOD SERVICE PROGRAMS**

23	General Fund--State Appropriation (FY 1996) . . . \$	3,000,000
24	General Fund--State Appropriation (FY 1997) . . . \$	3,000,000
25	General Fund--Federal Appropriation \$	183,619,000
26	TOTAL APPROPRIATION \$	189,619,000

27 NEW SECTION. **Sec. 508. SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR**
28 **SPECIAL EDUCATION PROGRAMS**

29	General Fund--State Appropriation (FY 1996) . . . \$	380,179,000
30	General Fund--State Appropriation (FY 1997) . . . \$	373,289,000
31	General Fund--Federal Appropriation \$	98,684,000
32	TOTAL APPROPRIATION \$	852,152,000

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

35 (1) The general fund--state appropriation includes such funds as
36 are necessary for the remaining months of the 1994-95 school year.

1 (2) In recognition of the need for increased flexibility at the
2 local district level to facilitate the provision of appropriate
3 education to children with disabilities, and the need for substantive
4 educational reform for a significant portion of the school population,
5 the funding formula for special education is modified. These changes
6 result from a 1994 study and recommendations by the institute for
7 public policy and the legislative budget committee, aided by the office
8 of the superintendent of public instruction and the statewide task
9 force for the development of special education funding alternatives.
10 The new formula is for allocation purposes only and is not intended to
11 prescribe or imply any particular pattern of special education service
12 delivery other than that contained in a properly formulated, locally
13 determined, individualized education program.

14 (3) The superintendent of public instruction shall distribute state
15 funds to school districts based on two categories, the mandatory
16 special education program for special education students ages three to
17 twenty-one and the optional birth through age two program for
18 developmentally delayed infants and toddlers. The superintendent shall
19 review current state eligibility criteria for the fourteen special
20 education categories and consider changes which would reduce assessment
21 time and administrative costs associated with the special education
22 program.

23 (4) For the 1995-96 and 1996-97 school years, the superintendent
24 shall distribute state funds to each district based on the sum of:

25 (a) A district's annual average headcount enrollment of
26 developmentally delayed infants and toddlers ages birth through two,
27 times the district's average basic education allocation per full-time
28 equivalent student, times 1.15; and

29 (b) A district's annual average full-time equivalent basic
30 education enrollment times the enrollment percent, times the district's
31 average basic education allocation per full-time equivalent student
32 times 0.9309.

33 (5) The definitions in this subsection apply throughout this
34 section.

35 (a) "Average basic education allocation per full-time equivalent
36 student" for a district shall be based on the staffing ratios required
37 by RCW 28A.150.260 (i.e., 49/1000 certificated instructional staff in
38 grades K-3, and 46/1000 in grades 4-12), and shall not include
39 enhancements for K-3, secondary vocational education, or small schools.

1 (b) "Annual average full-time equivalent basic education
2 enrollment" means the resident enrollment including students enrolled
3 through choice (RCW 28A.225.225) and students from nonhigh districts
4 (RCW 28A.225.210) and excluding students residing in another district
5 enrolled as part of an interdistrict cooperative program (RCW
6 28A.225.250).

7 (c) "Enrollment percent" shall mean the district's resident special
8 education annual average enrollment including those students counted
9 under the special education demonstration projects, excluding the birth
10 through age two enrollment, as a percent of the district's annual
11 average full-time equivalent basic education enrollment. For the 1995-
12 96 and the 1996-97 school years, each district's enrollment percent
13 shall be:

14 (i) For districts whose enrollment percent for 1994-95 was at or
15 below 12.7 percent, the lesser of the district's actual enrollment
16 percent for the school year for which the allocation is being
17 determined or 12.7 percent.

18 (ii) For districts whose enrollment percent for 1994-95 was above
19 12.7 percent, the lesser of:

20 (A) The district's actual enrollment percent for the school year
21 for which the special education allocation is being determined; or

22 (B) The district's actual enrollment percent for the school year
23 immediately prior to the school year for which the special education
24 allocation is being determined; or

25 (C) For 1995-96, the 1994-95 enrollment percent reduced by 25
26 percent of the difference between the district's 1994-95 enrollment
27 percent and 12.7. For 1996-97, the 1994-95 enrollment percent reduced
28 by 50 percent of the difference between the district's 1994-95
29 enrollment percent and 12.7.

30 (6) A minimum of \$4.5 million of the general fund--federal
31 appropriation shall be expended for safety net funding to meet the
32 extraordinary needs of individual special education students.

33 (7) From the general fund--state appropriation, \$14,600,000 is
34 provided for the 1995-96 school year, and \$19,575,000 for the 1996-97
35 school year, for safety net purposes for districts with demonstrable
36 funding needs for special education beyond the combined amounts
37 provided in subsection (4) of this section. The superintendent of
38 public instruction shall, by rule, establish procedures and standards
39 for allocation of safety net funds. School districts shall submit

1 their requests for safety net funds to the appropriate regional
2 committee established by the superintendent of public instruction.
3 Regional committees shall make recommendations to the state oversight
4 committee for approval. The following conditions and limitations shall
5 be applicable to school districts requesting safety net funds:

6 (a) For a school district requesting state safety net funds due to
7 special characteristics of the district and costs of providing services
8 which differ significantly from the assumptions contained in the
9 funding formula, the procedures and standards shall permit relief only
10 if a district can demonstrate at a minimum that:

11 (i) Individualized education plans are appropriate and are properly
12 and efficiently prepared and formulated;

13 (ii) The district is making a reasonable effort to provide
14 appropriate program services for special education students utilizing
15 state funds generated by the apportionment and special education
16 funding formulas;

17 (iii) The district's programs are operated in a reasonably
18 efficient manner and that the district has adopted a plan of action to
19 contain or eliminate any unnecessary, duplicative, or inefficient
20 practices;

21 (iv) Indirect costs charged to this program do not exceed the
22 allowable percent for the federal special education program;

23 (v) Any available federal funds are insufficient to address the
24 additional needs; and

25 (vi) The costs of any supplemental contracts are not charged to
26 this program for purposes of making these determinations.

27 (b) For districts requesting safety net funds due to federal
28 maintenance of effort requirements, the procedures and standards shall
29 permit relief only if a district can demonstrate at a minimum that:

30 (i) Individualized education plans are appropriate and are properly
31 and efficiently prepared and formulated;

32 (ii) The district is making a reasonable effort to provide
33 appropriate program services for special education students utilizing
34 state funds generated by the apportionment and special education
35 funding formulas; and

36 (iii) Calculations made in accordance with subsection (8) of this
37 section with respect to state fund allocations justify a need for
38 additional funds for compliance with federal maintenance of effort
39 requirements.

1 (8)(a) For purposes of making safety net determinations pursuant to
2 subsection (7) of this section, the superintendent shall make available
3 to each school district, from available data, prior to June 1st of each
4 year:

5 (i) The district's 1994-95 enrollment percent;

6 (ii) For districts with a 1994-95 enrollment percent over 12.7
7 percent, the maximum 1995-96 enrollment percent, and prior to 1996-97
8 the maximum 1996-97 enrollment percent;

9 (iii) The estimate to be used for purposes of subsection (7) of
10 this section of each district's 1994-95 special education allocation
11 showing the excess cost and the basic education portions; and

12 (iv) If necessary, a process for each district to estimate the
13 1995-96 school year excess cost allocation for special education and
14 the portion of the basic education allocation formerly included in the
15 special education allocation. This process may utilize the allocations
16 generated pursuant to subsection (4) of this section, each district's
17 1994-95 estimated basic education backout percent for the 1994-95
18 school year, and state compensation increases for 1995-96.

19 (b) The superintendent, in consultation with the state auditor,
20 shall take all necessary steps to successfully transition to the new
21 formula and minimize paperwork at the district level associated with
22 maintenance of effort calculations. The superintendent shall develop
23 such rules and procedures as are necessary to implement this process
24 for the 1995-96 school year, and may use the same process for the 1996-
25 97 school year if found necessary for federal maintenance of effort
26 calculations.

27 (9) Prior to adopting any standards, procedures, or processes
28 required to implement this section, the superintendent shall consult
29 with the office of financial management and the fiscal committees of
30 the legislature.

31 (10) Membership of the regional committees may include, but not be
32 limited to:

33 (a) A representative of the superintendent of public instruction;

34 (b) One or more representatives from school districts including
35 board members, superintendents, special education directors, and
36 business managers; and

37 (c) One or more staff from an educational service district.

38 (11) The state oversight committee appointed by the superintendent
39 of public instruction shall consist of:

- 1 (a) Staff of the office of superintendent of public instruction;
- 2 (b) Staff of the office of the state auditor;
- 3 (c) Staff from the office of the financial management; and
- 4 (d) One or more representatives from school districts or
- 5 educational service districts knowledgeable of special education
- 6 programs and funding.

7 (12) The institute for public policy, in cooperation with the
 8 superintendent of public instruction, the office of financial
 9 management, and the fiscal committees of the legislature, shall
 10 evaluate the operation of the safety nets under subsections (6) and (7)
 11 of this section and shall prepare an interim report by December 15,
 12 1995, and a final report on the first school year of operation by
 13 October 15, 1996.

14 (13) A maximum of \$678,000 may be expended from the general fund--
 15 state appropriation to fund 5.43 full-time equivalent teachers and 2.1
 16 full-time equivalent aides at Children's orthopedic hospital and
 17 medical center. This amount is in lieu of money provided through the
 18 home and hospital allocation and the special education program.

19 (14) \$1,000,000 of the general fund--federal appropriation is
 20 provided solely for projects to provide special education students with
 21 appropriate job and independent living skills, including work
 22 experience where possible, to facilitate their successful transition
 23 out of the public school system. The funds provided by this subsection
 24 shall be from federal discretionary grants.

25 (15) Not more than \$80,000 of the general fund--federal
 26 appropriation shall be expended for development of an inservice
 27 training program to identify students with dyslexia who may be in need
 28 of special education.

29 **NEW SECTION. Sec. 509. FOR THE SUPERINTENDENT OF PUBLIC**
 30 **INSTRUCTION--FOR TRAFFIC SAFETY EDUCATION PROGRAMS**

31 Public Safety and Education Account
 32 Appropriation \$ 17,488,000

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

35 (1) The appropriation includes such funds as are necessary for the
 36 remaining months of the 1994-95 school year.

37 (2) A maximum of \$507,000 shall be expended for regional traffic
 38 safety education coordinators.

1 (3) The maximum basic state allocation per student completing the
2 program shall be \$137.16 in the 1995-96 and 1996-97 school years.

3 (4) Additional allocations to provide tuition assistance for
4 students from low-income families who complete the program shall be a
5 maximum of \$66.81 per eligible student in the 1995-96 and 1996-97
6 school years.

7 NEW SECTION. **Sec. 510. FOR THE SUPERINTENDENT OF PUBLIC**
8 **INSTRUCTION--FOR EDUCATIONAL SERVICE DISTRICTS**

9	General Fund Appropriation (FY 1996)	\$	4,411,000
10	General Fund Appropriation (FY 1997)	\$	4,410,000
11	TOTAL APPROPRIATION	\$	8,821,000

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

14 (1) The educational service districts shall continue to furnish
15 financial services required by the superintendent of public instruction
16 and RCW 28A.310.190 (3) and (4).

17 (2) \$225,000 of the general fund appropriation is provided solely
18 for student teaching centers as provided in RCW 28A.415.100.

19 (3) \$360,000 of the general fund appropriation is provided solely
20 to continue implementation of chapter 109, Laws of 1993 (collaborative
21 development school projects).

22 NEW SECTION. **Sec. 511. FOR THE SUPERINTENDENT OF PUBLIC**
23 **INSTRUCTION--FOR LOCAL EFFORT ASSISTANCE**

24	General Fund Appropriation (FY 1996)	\$	75,408,000
25	General Fund Appropriation (FY 1997)	\$	79,592,000
26	TOTAL APPROPRIATION	\$	155,000,000

27 NEW SECTION. **Sec. 512. FOR THE SUPERINTENDENT OF PUBLIC**
28 **INSTRUCTION--FOR PROGRAMS FUNDED UNDER THE ELEMENTARY AND SECONDARY**
29 **SCHOOL IMPROVEMENT ACT**

30	General Fund--Federal Appropriation	\$	222,376,000
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31 NEW SECTION. **Sec. 513. FOR THE SUPERINTENDENT OF PUBLIC**
32 **INSTRUCTION--FOR EDUCATION OF INDIAN CHILDREN**

33	General Fund--Federal Appropriation	\$	370,000
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1 NEW SECTION. **Sec. 514. FOR THE SUPERINTENDENT OF PUBLIC**

2 **INSTRUCTION--FOR INSTITUTIONAL EDUCATION PROGRAMS**

3	General Fund--State Appropriation (FY 1996)	\$	15,417,000
4	General Fund--State Appropriation (FY 1997)	\$	15,795,000
5	General Fund--Federal Appropriation	\$	8,548,000
6	TOTAL APPROPRIATION	\$	39,760,000

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

9 (1) The general fund--state appropriation includes such funds as
10 are necessary for the remaining months of the 1994-95 school year.

11 (2) State funding provided under this section is based on salaries
12 and other expenditures for a 220-day school year. The superintendent
13 of public instruction shall monitor school district expenditure plans
14 for institutional education programs to ensure that districts plan for
15 a full-time summer program.

16 (3) State funding for each institutional education program shall be
17 based on the institution's annual average full-time equivalent student
18 enrollment. Staffing ratios for each category of institution and other
19 state funding assumptions shall be those specified in the legislative
20 budget notes.

21 NEW SECTION. **Sec. 515. FOR THE SUPERINTENDENT OF PUBLIC**

22 **INSTRUCTION--FOR PROGRAMS FOR HIGHLY CAPABLE STUDENTS**

23	General Fund Appropriation (FY 1996)	\$	4,254,000
24	General Fund Appropriation (FY 1997)	\$	4,277,000
25	TOTAL APPROPRIATION	\$	8,531,000

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

28 (1) The appropriation includes such funds as are necessary for the
29 remaining months of the 1994-95 school year.

30 (2) Allocations for school district programs for highly capable
31 students shall be distributed for up to one and one-half percent of
32 each district's full-time equivalent basic education act enrollment.

33 (3) \$436,000 of the appropriation is for the Centrum program at
34 Fort Worden state park.

35 NEW SECTION. **Sec. 516. FOR THE SUPERINTENDENT OF PUBLIC**

36 **INSTRUCTION--EDUCATION REFORM PROGRAMS**

1	General Fund--State Appropriation (FY 1996) . . . \$	17,904,000
2	General Fund--State Appropriation (FY 1997) . . . \$	18,062,000
3	General Fund--Federal Appropriation \$	12,500,000
4	TOTAL APPROPRIATION \$	48,466,000

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

7 (1) \$3,819,000 of the general fund--state appropriation is provided
8 solely for the operation of the commission on student learning under
9 RCW 28A.630.883 through 28A.630.953. The commission on student
10 learning shall report on a regular basis regarding proposed activities
11 and expenditures of the commission.

12 (2) \$4,890,000 of the general fund--state appropriation and
13 \$800,000 of the general fund--federal appropriation are provided solely
14 for development of assessments as required in RCW 28A.630.885 as
15 amended by House Bill No. 1249.

16 (3) \$2,190,000 of the general fund--state appropriation is provided
17 solely for training of paraprofessional classroom assistants and
18 certificated staff who work with classroom assistants as provided in
19 RCW 28A.415.310.

20 (4) \$2,970,000 of the general fund--state appropriation is provided
21 for school-to-work transition projects in the common schools, including
22 state support activities, under RCW 28A.630.861 through 28A.630.880.

23 (5) \$2,970,000 of the general fund--state appropriation is provided
24 for mentor teacher assistance, including state support activities,
25 under RCW 28A.415.250 and 28A.415.260. Funds for the teacher
26 assistance program shall be allocated to school districts based on the
27 number of beginning teachers.

28 (6) \$1,620,000 of the general fund--state appropriation is provided
29 for superintendent and principal internships, including state support
30 activities, under RCW 28A.415.270 through 28A.415.300.

31 (7) \$4,050,000 of the general fund--state appropriation is provided
32 for improvement of technology infrastructure, the creation of a student
33 database, and educational technology support centers, including state
34 support activities, under chapter 28A.650 RCW.

35 (8) \$7,200,000 of the general fund--state appropriation is provided
36 for grants to school districts to provide a continuum of care for
37 children and families to help children become ready to learn. Grant
38 proposals from school districts shall contain local plans designed
39 collaboratively with community service providers. If a continuum of

1 care program exists in the area in which the school district is
2 located, the local plan shall provide for coordination with existing
3 programs to the greatest extent possible. Grant funds shall be
4 allocated pursuant to RCW 70.190.040.

5 (9) \$5,000,000 of the general fund--state appropriation is provided
6 solely for the meals for kids program under RCW 28A.235.145 through
7 28A.235.155 and shall be distributed as follows:

8 (a) \$442,000 is provided solely for start-up grants for schools not
9 eligible for federal start-up grants and for summer food service
10 programs; and

11 (b) \$4,558,000 of the general fund--state appropriation is provided
12 solely to increase the state subsidy for free and reduced-price
13 breakfasts.

14 (10) \$1,260,000 of the general fund--state appropriation is
15 provided for technical assistance related to education reform through
16 the office of the superintendent of public instruction, in consultation
17 with the commission on student learning, as specified in RCW
18 28A.300.130 (center for the improvement of student learning).

19 (11) \$1,700,000 of the general fund--federal appropriation is
20 provided for professional development grants.

21 (12) \$10,000,000 of the general fund--federal appropriation is
22 provided solely for competitive grants to school districts for
23 implementation of education reform. To the extent that additional
24 federal goals 2000 funds become available, the superintendent shall
25 also allocate such additional funds for the same purpose.

26 NEW SECTION. **Sec. 517. FOR THE SUPERINTENDENT OF PUBLIC**
27 **INSTRUCTION--FOR ENCUMBRANCES OF FEDERAL GRANTS**

28 General Fund--Federal Appropriation \$ 51,216,000

29 NEW SECTION. **Sec. 518. FOR THE SUPERINTENDENT OF PUBLIC**
30 **INSTRUCTION--FOR TRANSITIONAL BILINGUAL PROGRAMS**

31 General Fund Appropriation (FY 1996) \$ 27,286,000

32 General Fund Appropriation (FY 1997) \$ 29,566,000

33 TOTAL APPROPRIATION \$ 56,852,000

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

36 (1) The appropriation provides such funds as are necessary for the
37 remaining months of the 1994-95 school year.

1 (2) The superintendent shall distribute a maximum of \$623.21 per
2 eligible bilingual student in the 1995-96 school year and \$623.31 in
3 the 1996-97 school year.

4 NEW SECTION. **Sec. 519. FOR THE SUPERINTENDENT OF PUBLIC**
5 **INSTRUCTION--FOR THE LEARNING ASSISTANCE PROGRAM**

6	General Fund Appropriation (FY 1996)	. . . . . \$	56,293,000
7	General Fund Appropriation (FY 1997)	. . . . . \$	57,807,000
8	TOTAL APPROPRIATION	. . . . . \$	114,100,000

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

11 (1) The appropriation provides such funds as are necessary for the
12 remaining months of the 1994-95 school year.

13 (2) For making the calculation of the percentage of students
14 scoring in the lowest quartile as compared with national norms,
15 beginning with the 1991-92 school year, the superintendent shall
16 multiply each school district's 4th and 8th grade test results by 0.86.

17 (3) Funding for school district learning assistance programs shall
18 be allocated at a maximum rate of \$366.74 per unit for the 1995-96
19 school year and a maximum of \$366.81 per unit in the 1996-97 school
20 year. School districts may carryover up to 10 percent of funds
21 allocated under this program; however, carryover funds shall be
22 expended for the learning assistance program.

23 (a) A school district's units for the 1995-96 school year shall be
24 the sum of the following:

25 (i) The 1995-96 full-time equivalent enrollment in kindergarten
26 through 6th grade, times the 5-year average 4th grade test result as
27 adjusted pursuant to subsection (2) of this section, times 0.96; and

28 (ii) The 1995-96 full-time equivalent enrollment in grades 7
29 through 9, times the 5-year average 8th grade test result as adjusted
30 pursuant to subsection (2) of this section, times 0.96; and

31 (iii) If the district's percentage of October 1994 headcount
32 enrollment in grades K-12 eligible for free and reduced price lunch
33 exceeds the state average, subtract the state average percentage of
34 students eligible for free and reduced price lunch from the district's
35 percentage and multiply the result by the district's 1995-96 K-12
36 annual average full-time equivalent enrollment times 11.68 percent.

37 (b) A school district's units for the 1996-97 school year shall be
38 the sum of the following:

1 (3) Forty-two percent of the allocations to school districts shall
2 be calculated on the basis of full-time enrollment at an annual rate
3 per student of up to \$26.30 for the 1995-96 and 1996-97 school years.
4 For school districts enrolling not more than one hundred average annual
5 full-time equivalent students, and for small school plants within any
6 school district designated as remote and necessary schools, the
7 allocations shall be as follows:

8 (a) Enrollment of not more than 60 average annual full-time
9 equivalent students in grades kindergarten through six shall generate
10 funding based on sixty full-time equivalent students;

11 (b) Enrollment of not more than 20 average annual full-time
12 equivalent students in grades seven and eight shall generate funding
13 based on twenty full-time equivalent students; and

14 (c) Enrollment of not more than 60 average annual full-time
15 equivalent students in grades nine through twelve shall generate
16 funding based on sixty full-time equivalent students.

17 (4) Fifty-eight percent of the allocations to school districts
18 shall be calculated on the basis of full-time enrollment at an annual
19 rate per student of up to \$36.69 for the 1995-96 and 1996-97 fiscal
20 years. The state schools for the deaf and the blind may qualify for
21 allocations of funds under this subsection. For school districts
22 enrolling not more than one hundred average annual full-time equivalent
23 students, and for small school plants within any school district
24 designated as remote and necessary schools, the allocations shall be as
25 follows:

26 (a) Enrollment of not more than 60 average annual full-time
27 equivalent students in grades kindergarten through six shall generate
28 funding based on sixty full-time equivalent students;

29 (b) Enrollment of not more than 20 average annual full-time
30 equivalent students in grades seven and eight shall generate funding
31 based on twenty full-time equivalent students; and

32 (c) Enrollment of not more than 60 average annual full-time
33 equivalent students in grades nine through twelve shall generate
34 funding based on sixty full-time equivalent students.

35 (5) Beginning with the 1995-96 school year, to provide parents, the
36 local community, and the legislature with information on the student
37 learning improvement block grants, schools receiving funds for such
38 purpose shall include, in the annual performance report required in RCW
39 28A.320.205, information on how the student learning improvement block

1 grant moneys were spent and what results were achieved. Each school
2 district shall submit the reports to the superintendent of public
3 instruction and the superintendent shall provide the legislature with
4 an annual report.

5 (6) Receipt by a school district of one-fourth of the district's
6 allocation of funds under this section, shall be conditioned on a
7 finding by the superintendent that the district is enrolled as a
8 medicaid service provider and is actively pursuing federal matching
9 funds for medical services provided through special education programs,
10 pursuant to RCW 74.09.5241 through 74.09.5256 (Title XIX funding).

11 NEW SECTION. **Sec. 521. FOR THE SUPERINTENDENT OF PUBLIC**
12 **INSTRUCTION.** The appropriations in sections 502, 504, 506, 508, 510,
13 514, 515, 518, and 519 of this act include amounts to pay increased
14 state retirement system contributions resulting from enactment of
15 Substitute Senate Bill No. 5119 (uniform COLA).

16 (End of part)

1 (a) No more than \$300,000 of the appropriations provided in
2 sections 602 through 608 of this act may be expended for purposes
3 designated in section 911 of this act.

4 (b) Each institution of higher education shall provide to each
5 classified staff employee as defined by the office of financial
6 management a salary increase of 4.0 percent on July 1, 1995. Each
7 institution of higher education shall provide to instructional and
8 research faculty, exempt professional staff, academic administrators,
9 academic librarians, counselors, teaching and research assistants as
10 classified by the office of financial management and all other
11 nonclassified staff, including those employees under RCW 28B.16.015, an
12 average salary increase of 4.0 percent on July 1, 1995. For employees
13 under the jurisdiction of chapter 41.56 RCW pursuant to the provisions
14 of RCW 28B.16.015, distribution of the salary increases will be in
15 accordance with the applicable collective bargaining agreement.

16 (c) Funds under section 717 of this act are in addition to any
17 increases provided in (a) and (b) of this subsection. Specific salary
18 increases authorized in sections 603 and 604 of this act are in
19 addition to any salary increase provided in this subsection.

20 NEW SECTION. **Sec. 602.** The appropriations in sections 603 through
21 609 of this act provide state general fund support or employment and
22 training trust account support for student full-time equivalent
23 enrollments at each institution of higher education. Listed below are
24 the annual full-time equivalent student enrollments by institution
25 assumed in this act.

	1995-96	1996-97
	Annual	Annual
	Average	Average
	FTE	FTE
26 University of Washington		
27 Main campus	29,857	29,888
28 Evening Degree Program	571	617
29 Tacoma branch	588	687
30 Bothell branch	533	617
31 Washington State University		
32 Main campus	16,205	16,419

1	Spokane branch	283	308
2	Tri-Cities branch	624	707
3	Vancouver branch	723	851
4	Central Washington University	6,903	6,997
5	Eastern Washington University	7,656	7,739
6	The Evergreen State College	3,278	3,298
7	Western Washington University	9,483	9,606
8	State Board for Community and		
9	Technical Colleges	111,986	113,586
10	Higher Education Coordinating		
11	Board	50	50

12 NEW SECTION. **Sec. 603. FOR THE STATE BOARD FOR COMMUNITY AND**
13 **TECHNICAL COLLEGES**

14	General Fund--State Appropriation (FY 1996)	\$	345,763,000
15	General Fund--State Appropriation (FY 1997)	\$	348,728,000
16	General Fund--Federal Appropriation	\$	11,404,000
17	Employment and Training Trust Account		
18	Appropriation	\$	58,575,000
19	TOTAL APPROPRIATION	\$	764,470,000

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

22 (1) \$2,883,000 of the general fund appropriation is provided solely
23 for 500 supplemental FTE enrollment slots to implement RCW 28B.50.259
24 (timber-dependent communities).

25 (2) \$58,575,000 of the employment and training trust account
26 appropriation is provided solely for training and related support
27 services specified in chapter 226, Laws of 1993 (employment and
28 training for unemployed workers). Of this amount:

29 (a) \$41,090,000 is to provide enrollment opportunity for 6,100
30 full-time equivalent students in fiscal year 1996 and 7,200 full-time
31 equivalent students in fiscal year 1997. The state board for community
32 and technical colleges shall submit to the workforce training and
33 education coordinating board for review and approval a plan for the
34 allocation of the full-time equivalents provided in this subsection.

35 (b) \$8,403,000 is to provide child care assistance, transportation,
36 and financial aid for the student enrollments funded in (a) of this
37 subsection.

1 (c) \$7,632,000 is to provide financial assistance for student
2 enrollments funded in (a) of this subsection in order to enhance
3 program completion for those enrolled students whose unemployment
4 benefit eligibility will be exhausted before their training program is
5 completed. The state board for community and technical colleges shall
6 submit to the workforce training and education coordinating board for
7 review and approval a plan for eligibility and disbursement criteria to
8 be used in determining the award of moneys provided in this subsection.

9 (d) \$750,000 is provided solely for an interagency agreement with
10 the workforce training and education coordinating board for an
11 independently contracted net-impact study to determine the overall
12 effectiveness and outcomes of retraining and other services provided
13 under chapter 226, Laws of 1993, (employment and training for
14 unemployed workers). The net-impact study shall be completed and
15 delivered to the legislature no later than December 31, 1996.

16 (e) \$700,000 is to provide the operating resources for seven
17 employment security department job service centers located on community
18 and technical college campuses.

19 (3) \$3,725,000 of the general fund appropriation is provided solely
20 for assessment of student outcomes at community and technical colleges.

21 (4) \$1,412,000 of the general fund appropriation is provided solely
22 to recruit and retain minority students and faculty.

23 (5) \$3,296,720 of the general fund appropriation is provided solely
24 for instructional equipment.

25 (6) \$688,000 of the general fund appropriation is provided for new
26 building operations and maintenance and shall be placed in reserve and
27 expended only pursuant to allotment authority provided by the office of
28 financial management.

29 (7) Up to \$4,200,000 of the appropriations in this section may be
30 used in combination with salary and benefit savings from faculty
31 turnover to provide faculty salary increments.

32 (8) The technical colleges may increase tuition and fees to conform
33 with the percentage increase in community college operating fees
34 authorized in Substitute Senate Bill No. 5325.

35 (9) Up to \$6,000,000 of general operating funds may be used to
36 address accreditation issues at the technical colleges.

37 (10) Up to \$50,000, if matched by an equal amount from private
38 sources, may be used to initiate an international trade education
39 consortium, composed of selected community colleges, to fund and

1 promote international trade education and training services in a
2 variety of locations throughout the state, which services shall include
3 specific business skills needed to develop and sustain international
4 business opportunities that are oriented toward vocational, applied
5 skills. The board shall report to appropriate legislative committees
6 on these efforts at each regular session of the legislature.

7 NEW SECTION. **Sec. 604. FOR THE UNIVERSITY OF WASHINGTON**

8	General Fund Appropriation (FY 1996)	\$	263,981,000
9	General Fund Appropriation (FY 1997)	\$	258,321,000
10	Death Investigations Account Appropriation	\$	1,685,000
11	Accident Account Appropriation	\$	4,335,000
12	Medical Aid Account Appropriation	\$	4,330,000
13	Health Services Account Appropriation	\$	6,244,000
14	TOTAL APPROPRIATION	\$	538,896,000

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

17 (1) \$9,516,000 of the general fund appropriation is provided solely
18 to operate upper-division and graduate level courses offered at the
19 Tacoma branch campus. Of this amount, \$237,000 is provided solely for
20 continuation of the two-plus-two program operated jointly with the
21 Olympic Community College.

22 (2) \$9,438,000 of the general fund appropriation is provided solely
23 to operate upper-division and graduate level courses offered at the
24 Bothell branch campus.

25 (3) \$2,300,000 of the health services account appropriation is
26 provided solely for the implementation of chapter 492, Laws of 1993
27 (health care reform) to increase the supply of primary health care
28 providers.

29 (4) \$300,000 of the health services account appropriation is
30 provided solely to expand community-based training for physician
31 assistants.

32 (5) \$300,000 of the health services account appropriation is
33 provided solely for the advanced registered nurse program.

34 (6) \$2,909,000 of the health services account appropriation is
35 provided solely for health benefits for teaching and research
36 assistants pursuant to RCW 28B.10.660 (graduate service appointment
37 health insurance).

1 (7) \$372,000 of the general fund appropriation is provided solely
2 for assessment of student outcomes.

3 (8) \$648,000 of the general fund appropriation is provided solely
4 to recruit and retain minority students and faculty.

5 (9) \$1,471,000 of the general fund appropriation is provided for
6 new building operations and maintenance and shall be placed in reserve
7 and expended only pursuant to allotment authority provided by the
8 office of financial management.

9 (10) \$500,000 of the general fund appropriation is provided solely
10 for enhancements to the mathematics, engineering and science
11 achievement (MESA) program.

12 (11) \$227,000 of the general fund appropriation is provided solely
13 for implementation of the Puget Sound water quality management plan.

14 (12) The university shall begin implementation of the professional
15 staff and librarian market gap remedy plan II, which was submitted to
16 the legislature in response to section 603(3), chapter 24, Laws of 1993
17 sp. sess. and section 603(3), chapter 6, Laws of 1994 sp. sess. As
18 part of the implementation of the plan, an average salary increase of
19 5.0 percent may be provided to librarians and professional staff on
20 July 1, 1995, to meet salary gaps as described in the plan.

21 (13) \$184,000 of the health services account appropriation is
22 provided solely for participation of the University of Washington
23 dental school in migrant/community health centers in the Yakima valley.

24 (14) At least \$50,000 of the general fund appropriation shall be
25 used for research at the Olympic natural resources center.

26 **NEW SECTION. Sec. 605. FOR WASHINGTON STATE UNIVERSITY**

27	General Fund Appropriation (FY 1996)	\$	150,520,000
28	General Fund Appropriation (FY 1997)	\$	153,906,000
29	Industrial Insurance Premium Refund Account		
30	Appropriation	\$	33,000
31	Health Services Account Appropriation	\$	1,400,000
32	TOTAL APPROPRIATION	\$	305,859,000

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

35 (1) \$12,008,000 of the general fund appropriation is provided
36 solely to operate upper-division and graduate level courses and other
37 educational services offered at the Vancouver branch campus.
38 \$1,198,000 of this amount is provided for new building operations and

1 maintenance and shall be placed in reserve and expended only pursuant
2 to allotment authority provided by the office of financial management.

3 (2) \$7,534,000 of the general fund appropriation is provided solely
4 to operate upper-division and graduate level courses and other
5 educational services offered at the Tri-Cities branch campus. \$53,000
6 of this amount is provided for new building operations and maintenance
7 and shall be placed in reserve and expended only pursuant to allotment
8 authority provided by the office of financial management.

9 (3) \$7,691,000 of the general fund appropriation is provided solely
10 to operate graduate and professional level courses and other
11 educational services offered at the Spokane branch campus.

12 (4) \$372,000 of the general fund appropriation is provided solely
13 for assessment of student outcomes.

14 (5) \$280,000 of the general fund appropriation is provided solely
15 to recruit and retain minority students and faculty.

16 (6) \$1,400,000 of the health services account appropriation is
17 provided solely for health benefits for teaching and research
18 assistants pursuant to RCW 28B.10.660 (graduate service appointment
19 health insurance).

20 (7) \$2,167,000 of the general fund appropriation is provided for
21 new building operations and maintenance on the main campus and shall be
22 placed in reserve and expended only pursuant to allotment authority
23 provided by the office of financial management.

24 (8) \$525,000 of the general fund appropriation is provided solely
25 to implement House Bill No. 1741 (wine and wine grape research). If
26 the bill is not enacted by June 30, 1995, the amount provided in this
27 subsection shall lapse.

28 (9) \$1,000,000 of the general fund appropriation is provided solely
29 to implement Engrossed Second Substitute House Bill No. 1009 (pesticide
30 research). If the bill is not enacted by June 30, 1995, the amount
31 provided in this subsection shall lapse.

32 (10) \$314,000 of the general fund appropriation is provided solely
33 for implementation of the Puget Sound water quality management plan.

34 **NEW SECTION. Sec. 606. FOR EASTERN WASHINGTON UNIVERSITY**

35	General Fund Appropriation (FY 1996)	\$	36,741,000
36	General Fund Appropriation (FY 1997)	\$	37,084,000
37	Health Services Account Appropriation	\$	200,000
38	TOTAL APPROPRIATION	\$	74,025,000

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

3 (1) \$372,000 of the general fund appropriation is provided solely
4 for assessment of student outcomes.

5 (2) \$186,000 of the general fund appropriation is provided solely
6 to recruit and retain minority students and faculty.

7 (3) \$200,000 of the health services account appropriation is
8 provided solely for health benefits for teaching and research
9 assistants pursuant to RCW 28B.10.660 (graduate service appointment
10 health insurance).

11 NEW SECTION. **Sec. 607. FOR CENTRAL WASHINGTON UNIVERSITY**

12	General Fund Appropriation (FY 1996)	. . . . . \$	33,683,000
13	General Fund Appropriation (FY 1997)	. . . . . \$	34,055,000
14	Industrial Insurance Premium Refund Account		
15	Appropriation	. . . . . \$	10,000
16	Health Services Account Appropriation	. . . . . \$	140,000
17	TOTAL APPROPRIATION	. . . . . \$	67,888,000

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

20 (1) \$372,000 of the general fund appropriation is provided solely
21 for assessment of student outcomes.

22 (2) \$140,000 of the general fund appropriation is provided solely
23 to recruit and retain minority students and faculty.

24 (3) \$140,000 of the health services account appropriation is
25 provided solely for health benefits for teaching and research
26 assistants pursuant to RCW 28B.10.660 (graduate service appointment
27 health insurance).

28 NEW SECTION. **Sec. 608. FOR THE EVERGREEN STATE COLLEGE**

29	General Fund Appropriation (FY 1996)	. . . . . \$	18,436,000
30	General Fund Appropriation (FY 1997)	. . . . . \$	18,504,000
31	TOTAL APPROPRIATION	. . . . . \$	36,940,000

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

34 (1) \$372,000 of the general fund appropriation is provided solely
35 for assessment of student outcomes.

1 (2) \$94,000 of the general fund appropriation is provided solely to
2 recruit and retain minority students and faculty.

3 (3) \$58,000 of the general fund appropriation is provided for new
4 building operations and maintenance and shall be placed in reserve and
5 expended only pursuant to allotment authority provided by the office of
6 financial management.

7 NEW SECTION. **Sec. 609. FOR WESTERN WASHINGTON UNIVERSITY**

8	General Fund Appropriation (FY 1996)	. . . . . \$	42,533,000
9	General Fund Appropriation (FY 1997)	. . . . . \$	43,173,000
10	Health Services Account Appropriation	. . . . . \$	200,000
11	TOTAL APPROPRIATION	. . . . . \$	85,906,000

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

14 (1) \$372,000 of the general fund appropriation is provided solely
15 for assessment of student outcomes.

16 (2) \$186,000 of the general fund appropriation is provided solely
17 to recruit and retain minority students and faculty.

18 (3) \$200,000 of the health services account appropriation is
19 provided solely for health benefits for teaching and research
20 assistants pursuant to RCW 28B.10.660 (graduate service appointment
21 health insurance).

22 (4) \$275,000 of the general fund appropriation is provided for new
23 building operations and maintenance and shall be placed in reserve and
24 expended only pursuant to allotment authority provided by the office of
25 financial management.

26 NEW SECTION. **Sec. 610. FOR THE HIGHER EDUCATION COORDINATING**
27 **BOARD--POLICY COORDINATION AND ADMINISTRATION**

28	General Fund--State Appropriation (1996)	. . . . . \$	1,933,000
29	General Fund--State Appropriation (1997)	. . . . . \$	1,811,000
30	General Fund--Federal Appropriation	. . . . . \$	1,073,000
31	TOTAL APPROPRIATION	. . . . . \$	4,817,000

32 The appropriations in this section are provided to carry out the
33 policy coordination, planning, studies, and administrative functions of
34 the board and are subject to the following conditions and limitations:
35 \$560,000 of the general fund--state appropriation is provided solely
36 for enrollment to implement RCW 28B.80.570 through 28B.80.580 (timber

1 dependent communities). The number of students served shall be 50
2 full-time equivalent students per fiscal year. The higher education
3 coordinating board (HECB) in cooperation with the state board for
4 community and technical college education (SBCTC) shall review the
5 outcomes of the timber program and report to the governor and
6 legislature by November 1, 1995. The review should include programs
7 administered by the HECB and SBCTC. The review should address student
8 satisfaction, academic success, and employment success resulting from
9 expenditure of these funds. The boards should consider a broad range
10 of recommendations, from strengthening the program with existing
11 resources to terminating the program.

12 NEW SECTION. **Sec. 611. FOR THE HIGHER EDUCATION COORDINATING**
13 **BOARD--FINANCIAL AID AND GRANT PROGRAMS**

14	General Fund--State Appropriation (1996) \$	71,412,000
15	General Fund--State Appropriation (1997) \$	71,613,000
16	General Fund--Federal Appropriation \$	3,579,000
17	State Educational Grant Account Appropriation . . \$	40,000
18	Health Services Account Appropriation \$	2,230,000
19	TOTAL APPROPRIATION \$	148,874,000

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

22 (1) \$1,044,000 of the general fund--state appropriation is provided
23 solely for the displaced homemakers program.

24 (2) \$431,000 of the general fund--state appropriation is provided
25 solely for the western interstate commission for higher education.

26 (3) \$230,000 of the health services account appropriation is
27 provided solely for the health personnel resources plan.

28 (4) \$2,000,000 of the health services account appropriation is
29 provided solely for scholarships and loans under chapter 28B.115 RCW,
30 the health professional conditional scholarship program. This amount
31 shall be deposited to the health professional loan repayment and
32 scholarship trust fund to carry out the purposes of the program.

33 (5) \$140,543,000 of the general fund--state appropriation is
34 provided solely for student financial aid, including all administrative
35 costs. Of this amount:

36 (a) \$110,504,000 is provided solely for the state need grant
37 program;

1 (b) \$24,200,000 is provided solely for the state work study
2 program;

3 (c) \$1,000,000 is provided solely for educational opportunity
4 grants;

5 (d) A maximum of \$2,650,000 may be expended for financial aid
6 administration, excluding the four percent state work study program
7 administrative allowance provision;

8 (e) \$633,000 is provided solely for the educator's excellence
9 awards;

10 (f) \$876,000 is provided solely to implement the Washington
11 scholars program pursuant to Second Substitute House Bill No. 1318 or
12 substantially similar legislation (Washington scholars program); and

13 (g) \$680,000 is provided solely to implement Substitute House Bill
14 No. 1814 (Washington award for vocational excellence). If the bill is
15 not enacted by June 30, 1995, the amount provided in this subsection
16 (g) shall lapse.

17 **NEW SECTION. Sec. 612. FOR THE JOINT CENTER FOR HIGHER EDUCATION**

18	General Fund Appropriation (FY 1996)	...	\$	1,127,000
19	General Fund Appropriation (FY 1997)	...	\$	1,311,000
20	TOTAL APPROPRIATION	...	\$	2,438,000

21 The appropriation in this section is subject to the following
22 conditions and limitations: \$765,000 of the general fund appropriation
23 is provided for new building operations and maintenance and shall be
24 placed in reserve and expended only pursuant to allotment authority
25 provided by the office of financial management.

26 **NEW SECTION. Sec. 613. FOR THE WORK FORCE TRAINING AND EDUCATION**
27 **COORDINATING BOARD**

28	General Fund--State Appropriation (FY 1996)	...	\$	1,634,000
29	General Fund--State Appropriation (FY 1997)	...	\$	1,634,000
30	General Fund--Federal Appropriation	...	\$	34,641,000
31	TOTAL APPROPRIATION	...	\$	37,909,000

32 **NEW SECTION. Sec. 614. FOR WASHINGTON STATE LIBRARY**

33	General Fund--State Appropriation (FY 1996)	...	\$	7,069,000
34	General Fund--State Appropriation (1997)	...	\$	7,071,000
35	General Fund--Federal Appropriation	...	\$	4,799,000
36	General Fund--Private/Local Appropriation	...	\$	46,000

1	Industrial Insurance Premium Refund Account		
2	Appropriation	\$	7,000
3	TOTAL APPROPRIATION	\$	18,992,000

4 The appropriations in this section are subject to the following
5 conditions and limitations: \$2,439,516 of the general fund--state
6 appropriation and federal funds are provided for a contract with the
7 Seattle public library for library services for the Washington book and
8 braille library.

9 NEW SECTION. **Sec. 615. FOR THE WASHINGTON STATE ARTS COMMISSION**

10	General Fund--State Appropriation (1996)	\$	2,236,000
11	General Fund--State Appropriation (1997)	\$	1,929,000
12	General Fund--Federal Appropriation	\$	934,000
13	Industrial Insurance Premium Refund Account		
14	Appropriation	\$	1,000
15	TOTAL APPROPRIATION	\$	5,100,000

16 NEW SECTION. **Sec. 616. FOR THE WASHINGTON STATE HISTORICAL**
17 **SOCIETY**

18	General Fund Appropriation (FY 1996)	\$	1,965,000
19	General Fund Appropriation (FY 1997)	\$	2,186,000
20	TOTAL APPROPRIATION	\$	4,151,000

21 The appropriation in this section is subject to the following
22 conditions and limitations: \$1,731,000 is provided solely for the new
23 Washington state historical society operations and maintenance located
24 in Tacoma.

25 NEW SECTION. **Sec. 617. FOR THE EASTERN WASHINGTON STATE**
26 **HISTORICAL SOCIETY**

27	General Fund Appropriation (FY 1996)	\$	473,000
28	General Fund Appropriation (FY 1997)	\$	473,000
29	TOTAL APPROPRIATION	\$	946,000

30 NEW SECTION. **Sec. 618. FOR THE STATE SCHOOL FOR THE BLIND**

31	General Fund--State Appropriation (1996)	\$	3,421,000
32	General Fund--State Appropriation (1997)	\$	3,440,000
33	Industrial Insurance Premium Refund Account		
34	Appropriation	\$	7,000

1 TOTAL APPROPRIATION \$ 6,868,000

2 NEW SECTION. **Sec. 619. FOR THE STATE SCHOOL FOR THE DEAF**

3 General Fund--State Appropriation (1996) \$ 6,182,000

4 General Fund--State Appropriation (1997) \$ 6,215,000

5 Industrial Insurance Premium Refund Account

6 Appropriation \$ 15,000

7 TOTAL APPROPRIATION \$ 12,412,000

8 (End of part)

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**PART VII
SPECIAL APPROPRIATIONS**

**NEW SECTION. Sec. 701. FOR THE STATE TREASURER--BOND RETIREMENT
AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR
GENERAL FUND BOND DEBT**

General Fund Appropriation	\$	852,281,000
State Building and Construction Account Appropriation	\$	21,500,000
TOTAL APPROPRIATION	\$	873,781,000

The general fund appropriation is for deposit into the account listed in section 801 of this act.

**NEW SECTION. Sec. 702. FOR THE STATE TREASURER--BOND RETIREMENT
AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR
GENERAL OBLIGATION DEBT TO BE REIMBURSED BY ENTERPRISE ACTIVITIES**

State Convention and Trade Center Account Appropriation	\$	24,179,000
Accident Account Appropriation	\$	5,548,000
Medical Account Appropriation	\$	5,548,000
TOTAL APPROPRIATION	\$	35,275,000

**NEW SECTION. Sec. 703. 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 Appropriation	\$	37,031,000
Higher Education Reimbursable Construction Account Appropriation	\$	197,000
Community College Capital Construction Bond Retirement Fund 1975 Appropriation	\$	450,000
Higher Education Bond Retirement Fund 1979 Appropriation	\$	2,887,000
TOTAL APPROPRIATION	\$	40,565,000

**NEW SECTION. Sec. 704. FOR THE STATE TREASURER--BOND RETIREMENT
AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR
DEBT TO BE PAID BY STATUTORILY PRESCRIBED REVENUE**

1	Common School Building Bond Redemption Fund 1967		
2	Appropriation	\$	6,923,000
3	State Building and Parking Bond Redemption		
4	Fund 1969 Appropriation	\$	2,453,000
5	TOTAL APPROPRIATION	\$	9,376,000

6 NEW SECTION. **Sec. 705. FOR THE STATE TREASURER--BOND RETIREMENT**
7 **AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR**
8 **BOND SALE EXPENSES**

9	General Fund Appropriation	\$	1,535,000
10	State Convention and Trade Center Account		
11	Appropriation	\$	15,000
12	State Building Construction Account		
13	Appropriation	\$	364,000
14	Higher Education Reimbursable Construction		
15	Account Appropriation	\$	3,000
16	TOTAL APPROPRIATION	\$	1,917,000

17 Total Bond Retirement and Interest Appropriations
18 contained in sections 701 through 705 of this
19 act \$ 960,914,000

20 NEW SECTION. **Sec. 706. FOR THE GOVERNOR--FOR TRANSFER TO THE TORT**
21 **CLAIMS REVOLVING FUND**

22	General Fund Appropriation (FY 1996)	\$	1,815,000
23	General Fund Appropriation (FY 1997)	\$	1,815,000
24	Wildlife Fund Appropriation	\$	78,000
25	TOTAL APPROPRIATION	\$	3,708,000

26 NEW SECTION. **Sec. 707. FOR THE GOVERNOR--AMERICANS WITH**
27 **DISABILITIES ACT**

28 Americans with Disabilities Special Revolving Fund
29 Appropriation \$ 426,000

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

32 (1) The appropriation shall be used solely to fund requests from
33 state agencies complying with the program requirements of the federal
34 Americans with disabilities act. This appropriation will be
35 administered by the office of financial management and will be
36 apportioned to agencies meeting distribution criteria.

1 (2) To facilitate payment from special funds dedicated to agency
2 programs receiving allocations under this section, the state treasurer
3 is directed to transfer sufficient moneys from the special funds to the
4 Americans with disabilities special revolving fund, hereby created in
5 the state treasury, in accordance with schedules provided by the office
6 of financial management.

7 NEW SECTION. **Sec. 708. FOR THE GOVERNOR--TORT DEFENSE SERVICES**

8	General Fund Appropriation (FY 1996)	\$	965,000
9	General Fund Appropriation (FY 1997)	\$	966,000
10	TOTAL APPROPRIATION	\$	
11	Special Fund Agency Tort Defense Services		
12	Revolving Fund Appropriation	\$	1,287,000
13	TOTAL APPROPRIATION	\$	3,218,000

14 The appropriations in this section are subject to the following
15 conditions and limitations: To facilitate payment of tort defense
16 services from special funds, the state treasurer is directed to
17 transfer sufficient moneys from each special fund to the special fund
18 agency tort defense services revolving fund, in accordance with
19 schedules provided by the office of financial management. The governor
20 shall distribute the moneys appropriated in this section to agencies to
21 pay for tort defense services.

22 NEW SECTION. **Sec. 709. FOR THE OFFICE OF FINANCIAL MANAGEMENT--**
23 **EMERGENCY FUND**

24	General Fund Appropriation (FY 1996)	\$	850,000
25	General Fund Appropriation (FY 1997)	\$	850,000
26	TOTAL APPROPRIATION	\$	1,700,000

27 The appropriation in this section is for the governor's emergency
28 fund for the critically necessary work of any agency.

29 NEW SECTION. **Sec. 710. BELATED CLAIMS.** The agencies and
30 institutions of the state may expend moneys appropriated in this act,
31 upon approval of the office of financial management, for the payment of
32 supplies and services furnished to the agency or institution in prior
33 fiscal biennia.

1 NEW SECTION. **Sec. 711. FOR THE GOVERNOR--COMPENSATION--INSURANCE**

2 **BENEFITS**

3	General Fund--State Appropriation (FY 1996) . . . \$	2,390,000
4	General Fund--State Appropriation (FY 1997) . . . \$	2,561,000
5	General Fund--Federal Appropriation \$	1,835,000
6	General Fund--Private/Local Appropriation \$	136,000
7	Salary and Insurance Increase Revolving Account	
8	Appropriation \$	4,105,000
9	TOTAL APPROPRIATION \$	11,027,000

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

12 (1)(a) The monthly contribution for insurance benefit premiums
13 shall not exceed \$308.14 per eligible employee for fiscal year 1996,
14 and \$308.96 for fiscal year 1997.

15 (b) The monthly contributions for the margin in the self-insured
16 medical and dental plans and for the operating costs of the health care
17 authority shall not exceed \$5.81 per eligible employee for fiscal year
18 1996, and \$5.55 for fiscal year 1997.

19 (c) Surplus moneys accruing to the public employees' and retirees'
20 insurance account due to lower-than-projected insurance costs or due to
21 employee waivers of coverage may not be reallocated by the health care
22 authority to increase the actuarial value of public employee insurance
23 plans. Such funds shall be held in reserve in the public employees'
24 and retirees' insurance account and may not be expended without
25 subsequent legislative authorization.

26 (d) In order to achieve the level of funding provided for health
27 benefits, the public employees' benefits board may require employee
28 premium co-payments, increase point-of-service cost sharing, and/or
29 implement managed competition.

30 (2) To facilitate the transfer of moneys from dedicated funds and
31 accounts, the state treasurer is directed to transfer sufficient moneys
32 from each dedicated fund or account to the special fund salary and
33 insurance contribution increase revolving fund in accordance with
34 schedules provided by the office of financial management.

35 (3) The health care authority, subject to the approval of the
36 public employees' benefits board, shall provide subsidies for health
37 benefit premiums to eligible retired or disabled public employees and
38 school district employees who are eligible for parts A and B of
39 medicare, pursuant to RCW 41.05.085. From July 1, 1995, through

1 December 31, 1995, the subsidy shall be \$34.20 per month. From January
2 1, 1996, through December 31, 1996, the subsidy shall be \$36.77 per
3 month. Starting January 1, 1997, the subsidy shall be \$39.52 per
4 month.

5 (4) Technical colleges, school districts, and educational service
6 districts shall remit to the health care authority for deposit in the
7 public employees' and retirees' insurance account established in RCW
8 41.05.120:

9 (a) For each full-time employee, \$14.79 per month beginning October
10 1, 1995, and \$14.80 per month beginning September 1, 1996;

11 (b) For each part-time employee who, at the time of the remittance,
12 is employed in an eligible position as defined in RCW 41.32.010 or
13 41.40.010 and is eligible for employer fringe benefit contributions for
14 basic benefits, \$14.79 each month beginning October 1, 1995, and \$14.80
15 each month beginning September 1, 1996, prorated by the proportion of
16 employer fringe benefit contributions for a full-time employee that the
17 part-time employee receives.

18 The remittance requirements specified in this subsection shall not
19 apply to employees of a technical college, school district, or
20 educational service district who purchase insurance benefits through
21 contracts with the health care authority.

22 (5) The salary and insurance increase revolving account
23 appropriation includes funds sufficient to fund health benefits for
24 ferry workers at the premium levels specified in subsection (1) of this
25 section, consistent with the 1995-97 transportation appropriations act.

26 (6) Rates charged to school districts voluntarily purchasing
27 employee benefits through the health care authority shall be equivalent
28 to the actual insurance costs of benefits and administration costs for
29 state and higher education employees except:

30 (a) The health care authority is authorized to reduce rates charged
31 to school districts for up to 10,000 new subscribers by applying
32 surplus funds accumulated in the public employees' and retirees'
33 insurance account. Rates may be reduced up to a maximum of \$10.93 per
34 subscriber per month in fiscal year 1996 and a maximum of \$7.36 per
35 subscriber per month in fiscal year 1997; and

36 (b) For employees who first begin receiving benefits through the
37 health care authority after September 1, 1995, districts shall remit
38 the additional costs of health care authority administration resulting

1 from their enrollment. The additional health care authority
2 administration costs shall not exceed \$.30 per month per subscriber.

3 NEW SECTION. **Sec. 712. FOR THE DEPARTMENT OF RETIREMENT SYSTEMS--**
4 **CONTRIBUTIONS TO RETIREMENT SYSTEMS**

5 The appropriations in this section are subject to the following
6 conditions and limitations: The appropriations shall be made on a
7 quarterly basis.

8 (1) There is appropriated for state contributions to the law
9 enforcement officers' and fire fighters' retirement system:

	FY 1996	FY 1997
10		
11 General Fund Appropriation \$	87,500,000	87,500,000

12 (2) There is appropriated for contributions to the judicial
13 retirement system:

	FY 1996	FY 1997
14		
15 General Fund Appropriation \$	6,500,000	6,500,000

16 (3) There is appropriated for contributions to the judges
17 retirement system:

	FY 1996	FY 1997
18		
19 General Fund Appropriation \$	800,000	800,000

20 NEW SECTION. **Sec. 713. FOR THE OFFICE OF FINANCIAL MANAGEMENT--**
21 **CONTRIBUTIONS TO RETIREMENT SYSTEMS**

	FY 1996	FY 1997
22		
23 General Fund--State		
24 Appropriation \$	1,007,000	1,224,000
25 General Fund--Federal		
26 Appropriation \$	367,000	447,000
27 Special Account Retirement Contribution		
28 Increase Revolving Account		
29 Appropriation \$	904,000	1,089,000
30 TOTAL APPROPRIATION . . \$		5,038,000

31 The appropriations in this section are subject to the following
32 conditions and limitations: The appropriations in this section are
33 provided solely to pay the increased retirement contributions resulting
34 from enactment of Substitute Senate Bill No. 5119 (uniform COLA). If
35 the bill is not enacted by June 30, 1995, the amounts provided in this
36 section shall lapse.

1 NEW SECTION. **Sec. 714. SALARY COST OF LIVING ADJUSTMENT**

2	General Fund--State Appropriation (FY 1996)	\$	36,020,000
3	General Fund--State Appropriation (FY 1997)	\$	36,590,000
4	General Fund--Federal Appropriation	\$	29,603,000
5	Salary and Insurance Increase Revolving Account		
6	Appropriation	\$	60,213,000
7	TOTAL APPROPRIATION	\$	162,426,000

8 The appropriations in this section shall be expended solely for the
9 purposes designated in this section and are subject to the conditions
10 and limitations in this section.

11 (1) In addition to the purposes set forth in subsections (2), (3),
12 and (4) of this section, appropriations in this section are provided
13 solely for a 4.0 percent salary increase effective July 1, 1995, for
14 all classified employees (including those employees in the Washington
15 management service) and exempt employees under the jurisdiction of the
16 personnel resources board.

17 (2) The appropriations in this section are sufficient to fund a 4.0
18 percent salary increase for general government, legislative, and
19 judicial employees exempt from merit system rules whose salaries are
20 not set by the commission on salaries for elected officials.

21 (3) The salary and insurance increase revolving account
22 appropriation in this section includes funds sufficient to fund a 4.0
23 percent cost-of-living adjustment, effective July 1, 1995, for ferry
24 workers consistent with the 1995-97 transportation appropriations act.

25 (4) The appropriations in this section include funds sufficient to
26 fund the salary increases approved by the commission on salaries for
27 elected officials for legislators and judges.

28 (5) No salary increase may be paid under this section to any person
29 whose salary has been Y-rated pursuant to rules adopted by the
30 personnel resources board.

31 NEW SECTION. **Sec. 715. FOR THE ATTORNEY GENERAL--SALARY**
32 **ADJUSTMENTS**

33	General Fund Appropriation (FY 1996)	\$	1,129,000
34	General Fund Appropriation (FY 1997)	\$	1,129,000
35	Attorney General Salary Increase Revolving		
36	Account Appropriation	\$	1,542,000
37	TOTAL APPROPRIATION	\$	3,800,000

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

3 (1) The appropriations are provided solely for increases in
4 salaries and related benefits of assistant attorneys general. The
5 attorney general shall distribute these funds in a manner that will
6 maintain or increase the quality and experience of the attorney
7 general's staff. Market value, specialization, retention, and merit
8 (including billable hours) shall be the factors in determining the
9 distribution of these funds.

10 (2) To facilitate the transfer of moneys from dedicated funds and
11 accounts, the state treasurer is directed to transfer sufficient moneys
12 from each dedicated fund or account to the attorney general salary
13 increase revolving account, hereby created in the state treasury, in
14 accordance with schedules provided by the office of financial
15 management.

16 NEW SECTION. **Sec. 716. SALARY INCREMENT INCREASES.** General
17 government and higher education general service employees whose
18 salaries were frozen in the 1993-95 biennium and who are below the top
19 step of their salary range will receive a step increase on their next
20 periodic increment date on or after July 1, 1995. Thereafter, periodic
21 increments will occur on the subsequent increment dates. Affected
22 Washington management service (WMS) employees may receive increments as
23 provided in the pertinent WMS rules on or after July 1, 1995. Civil
24 service exempt employees who are below the top step may receive an
25 increase at the discretion of the relevant appointing authority.

26 NEW SECTION. **Sec. 717. INCREMENT SALARY INCREASES.** The
27 appropriations in Parts I through VI of this act to the agencies and
28 institutions of the state contain \$28,000,000 from the general fund--
29 state and \$34,000,000 from other funds for the purposes of providing
30 increment salary increases for longevity to employees of the state
31 pursuant to RCW 41.06.150(18), chapter 41.56 RCW, and other statutes.
32 This amount will provide average salary increases of 1.0 percent during
33 the 1995-97 biennium.

34 NEW SECTION. **Sec. 718. FOR THE OFFICE OF FINANCIAL MANAGEMENT--**
35 **COMPENSATION ACTIONS OF PERSONNEL RESOURCES BOARD**

36 General Fund Appropriation (FY 1997) \$ 5,000,000

PART VIII

OTHER TRANSFERS AND APPROPRIATIONS

NEW SECTION. Sec. 801. FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR GENERAL OBLIGATION DEBT SUBJECT TO THE STATUTORY DEBT LIMIT

State General Obligation Bond Retirement Fund 1979
Fund Appropriation \$ 852,281,000

The total expenditures from the state treasury under the appropriation in this section and the general fund appropriation in section 701 of this act shall not exceed the total appropriation in this section.

NEW SECTION. Sec. 802. FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR GENERAL OBLIGATION DEBT TO BE REIMBURSED BY AS PRESCRIBED BY STATUTE

State General Obligation Bond Retirement Fund 1979
Appropriation \$ 37,031,000

The total expenditures from the state treasury under the appropriation in this section and the general fund appropriation in section 703 of this act shall not exceed the total appropriation in this section.

NEW SECTION. Sec. 803. FOR THE STATE TREASURER--STATE REVENUES FOR DISTRIBUTION

General Fund Appropriation for fire insurance
premiums distribution \$ 6,025,000
General Fund Appropriation for public utility
district excise tax distribution \$ 29,885,000
General Fund Appropriation for prosecuting
attorneys salaries \$ 2,800,000
General Fund Appropriation for motor vehicle
excise tax distribution \$ 72,684,000
General Fund Appropriation for local mass
transit assistance \$ 335,869,000
General Fund Appropriation for camper and

1	travel trailer excise tax distribution . . .	\$	3,554,000
2	General Fund Appropriation for boating		
3	safety/education and law enforcement		
4	distribution	\$	3,224,000
5	General Fund Appropriation for public health		
6	distribution	\$	36,465,000
7	Aquatic Lands Enhancement Account Appropriation		
8	for harbor improvement revenue		
9	distribution	\$	130,000
10	Liquor Excise Tax Account Appropriation for		
11	liquor excise tax distribution	\$	22,185,000
12	Liquor Revolving Fund Appropriation for liquor		
13	profits distribution	\$	42,778,000
14	Timber Tax Distribution Account Appropriation		
15	for distribution to "Timber" counties	\$	115,950,000
16	Municipal Sales and Use Tax Equalization Account		
17	Appropriation	\$	58,181,000
18	County Sales and Use Tax Equalization Account		
19	Appropriation	\$	12,940,000
20	Death Investigations Account Appropriation		
21	for distribution to counties for publicly		
22	funded autopsies	\$	1,200,000
23	County Criminal Justice Account Appropriation . .	\$	69,940,000
24	Municipal Criminal Justice Account		
25	Appropriation	\$	27,972,000
26	County Public Health Account Appropriation . . .	\$	29,709,000
27	TOTAL APPROPRIATION	\$	871,491,000

28 The total expenditures from the state treasury under the
29 appropriations in this section shall not exceed the funds available
30 under statutory distributions for the stated purposes.

31 NEW SECTION. **Sec. 804. FOR THE STATE TREASURER--FEDERAL REVENUES**
32 **FOR DISTRIBUTION**

33	Forest Reserve Fund Appropriation for federal		
34	forest reserve fund distribution	\$	50,740,000
35	General Fund Appropriation for federal flood		
36	control funds distribution	\$	48,000
37	General Fund Appropriation for federal grazing		
38	fees distribution	\$	73,000

1	General Fund Appropriation for distribution of	
2	federal funds to counties in conformance with	
3	P.L. 97-99 Federal Aid to Counties	\$ 220,000
4	TOTAL APPROPRIATION	\$ 51,081,000

5 The total expenditures from the state treasury under the
6 appropriations in this section shall not exceed the funds available
7 under statutory distributions for the stated purposes.

8 NEW SECTION. **Sec. 805. FOR THE STATE TREASURER--TRANSFERS**

9	Public Works Assistance Account: For transfer to the	
10	Flood Control Assistance Account	\$ 4,000,000
11	General Fund: For transfer to the Natural Resources	
12	New Motor Vehicle Arbitration Account: For transfer to	
13	the Public Safety and Education Account	\$ 3,200,000
14	Fund--Water Quality Account	\$ 18,471,000
15	Water Quality Account: For transfer to the Water	
16	Pollution Revolving Fund. Transfers shall be	
17	made at intervals coinciding with deposits of	
18	federal capitalization grant money into the	
19	revolving fund. The amounts transferred shall	
20	not exceed the match required for each federal	
21	deposit	\$ 25,000,000
22	Water Quality Account: For transfer to the Water	
23	Right Permit Processing Account	\$ 500,000
24	Trust Land Purchase Account: For transfer to the Parks	
25	Renewal and Stewardship Account	\$ 1,304,000
26	General Government Special Revenue Fund--State	
27	Treasurer's Service Account: For transfer to	
28	the general fund on or before June 30, 1997,	
29	an amount up to \$7,361,000 in excess of the	
30	cash requirements of the state treasurer s	
31	service account	\$ 7,361,000
32	Health Services Account: For transfer to the	
33	Public Health Services Account	\$ 26,003,000
34	Public Health Services Account: For transfer to	
35	the County Public Health Account	\$ 2,250,000
36	Public Works Assistance Account: For transfer to the	
37	Growth Management Planning and Environmental	
38	Review Fund	\$ 3,000,000

1 Basic Health Plan Trust Account: For transfer to
 2 the General Fund--State Account (FY 1996) . . \$ 2,664,778
 3 Basic Health Plan Trust Account: For transfer to
 4 the General Fund--State Account (FY 1997) . . \$ 2,664,778
 5 Oil Spill Response Account: For transfer to
 6 the Oil Spill Administration Account \$ 1,718,000

7 NEW SECTION. **Sec. 806. FOR THE DEPARTMENT OF RETIREMENT SYSTEMS--**
 8 **TRANSFERS**

9 General Fund Appropriation: For transfer to
 10 the department of retirement systems expense
 11 fund \$ 18,000

12 NEW SECTION. **Sec. 807. FOR COMMON SCHOOL CONSTRUCTION.** The sum
 13 of one hundred and ten million dollars is appropriated from the general
 14 fund to the common school construction fund for the purposes under RCW
 15 28A.515.320.

16 This section is necessary for the immediate preservation of the
 17 public peace, health, or safety, or support of the state government and
 18 its existing public institutions, and shall take effect immediately.

19 (End of part)

1 (3) A copy of each feasibility study and project management plan
2 shall be provided to the department of information services, the office
3 of financial management, and legislative fiscal committees. Authority
4 to expend any funds for individual information systems projects is
5 conditioned on approval of the relevant feasibility study and project
6 management plan by the department of information services and the
7 office of financial management.

8 (4) A project status report shall be submitted to the department of
9 information services, the office of financial management, and
10 legislative fiscal committees for each project prior to reaching key
11 decision points identified in the project management plan. Project
12 status reports shall examine and evaluate project management,
13 accomplishments, budget, action to address variances, risk management,
14 costs and benefits analysis, and other aspects critical to completion
15 of a project.

16 Work shall not commence on any task in a subsequent phase of a
17 project until the status report for the preceding key decision point
18 has been approved by the department of information services and the
19 office of financial management.

20 (5) If a project review is requested in accordance with department
21 of information services policies, the reviews shall examine and
22 evaluate: System requirements specifications; scope; system
23 architecture; change controls; documentation; user involvement;
24 training; availability and capability of resources; programming
25 languages and techniques; system inputs and outputs; plans for testing,
26 conversion, implementation, and postimplementation; and other aspects
27 critical to successful construction, integration, and implementation of
28 automated systems. Copies of project review written reports shall be
29 forwarded to the office of financial management and appropriate
30 legislative committees by the agency.

31 (6) A written postimplementation review report shall be prepared by
32 the agency for each information systems project in accordance with
33 published department of information services instructions. In addition
34 to the information requested pursuant to the department of information
35 services instructions, the postimplementation report shall evaluate the
36 degree to which a project accomplished its major objectives including,
37 but not limited to, a comparison of original cost and benefit estimates
38 to actual costs and benefits achieved. Copies of the
39 postimplementation review report shall be provided to the department of

1 information services, the office of financial management, and
2 appropriate legislative committees.

3 NEW SECTION. **Sec. 903. VIDEO TELECOMMUNICATIONS.** The department
4 of information services shall act as lead agency in coordinating video
5 telecommunications services for state agencies. As lead agency, the
6 department shall develop standards and common specifications for leased
7 and purchased telecommunications equipment and assist state agencies in
8 developing a video telecommunications expenditure plan. No agency may
9 spend any portion of any appropriation in this act for new video
10 telecommunication equipment, new video telecommunication transmission,
11 or new video telecommunication programming, or for expanding current
12 video telecommunication systems without first complying with chapter
13 43.105 RCW, including but not limited to, RCW 43.105.041(2), and
14 without first submitting a video telecommunications expenditure plan,
15 in accordance with the policies of the department of information
16 services, for review and assessment by the department of information
17 services under RCW 43.105.052. Prior to any such expenditure by a
18 public school, a video telecommunications expenditure plan shall be
19 approved by the superintendent of public instruction. The office of
20 the superintendent of public instruction shall submit the plans to the
21 department of information services in a form prescribed by the
22 department. The office of the superintendent of public instruction
23 shall coordinate the use of video telecommunications in public schools
24 by providing educational information to local school districts and
25 shall assist local school districts and educational service districts
26 in telecommunications planning and curriculum development. Prior to
27 any such expenditure by a public institution of postsecondary
28 education, a telecommunications expenditure plan shall be approved by
29 the higher education coordinating board. The higher education
30 coordinating board shall coordinate the use of video telecommunications
31 for instruction and instructional support in postsecondary education,
32 including the review and approval of instructional telecommunications
33 course offerings.

34 NEW SECTION. **Sec. 904. EMERGENCY FUND ALLOCATIONS.** Whenever
35 allocations are made from the governor's emergency fund appropriation
36 to an agency that is financed in whole or in part by other than general
37 fund moneys, the director of financial management may direct the

1 repayment of such allocated amount to the general fund from any balance
2 in the fund or funds which finance the agency. No appropriation shall
3 be necessary to effect such repayment.

4 NEW SECTION. **Sec. 905. STATUTORY APPROPRIATIONS.** In addition to
5 the amounts appropriated in this act for revenues for distribution,
6 state contributions to the law enforcement officers' and fire fighters'
7 retirement system, and bond retirement and interest including ongoing
8 bond registration and transfer charges, transfers, interest on
9 registered warrants, and certificates of indebtedness, there is also
10 appropriated such further amounts as may be required or available for
11 these purposes under any statutory formula or under chapter 39.96 RCW
12 or any proper bond covenant made under law.

13 NEW SECTION. **Sec. 906. BOND EXPENSES.** In addition to such other
14 appropriations as are made by this act, there is hereby appropriated to
15 the state finance committee from legally available bond proceeds in the
16 applicable construction or building funds and accounts such amounts as
17 are necessary to pay the expenses incurred in the issuance and sale of
18 the subject bonds.

19 NEW SECTION. **Sec. 907. LEGISLATIVE FACILITIES.** Notwithstanding
20 RCW 43.01.090, the house of representatives, the senate, and the
21 permanent statutory committees shall pay expenses quarterly to the
22 department of general administration facilities and services revolving
23 fund for services rendered by the department for operations,
24 maintenance, and supplies relating to buildings, structures, and
25 facilities used by the legislature for the biennium beginning July 1,
26 1995.

27 NEW SECTION. **Sec. 908. AGENCY RECOVERIES.** Except as otherwise
28 provided by law, recoveries of amounts expended pursuant to an
29 appropriation, including but not limited to, payments for material
30 supplied or services rendered under chapter 39.34 RCW, may be expended
31 as part of the original appropriation of the fund to which such
32 recoveries belong, without further or additional appropriation. Such
33 expenditures shall be subject to conditions and procedures prescribed
34 by the director of financial management. The director may authorize
35 expenditure with respect to recoveries accrued but not received, in

1 accordance with generally accepted accounting principles, except that
2 such recoveries shall not be included in revenues or expended against
3 an appropriation for a subsequent fiscal period. This section does not
4 apply to the repayment of loans, except for loans between state
5 agencies.

6 NEW SECTION. **Sec. 909. GENERALLY ACCEPTED ACCOUNTING PRINCIPLES.**

7 The appropriations of moneys and the designation of funds and accounts
8 by this and other acts of the 1995 legislature shall be construed in a
9 manner consistent with legislation enacted by the 1985, 1987, 1989,
10 1991, and 1993 legislatures to conform state funds and accounts with
11 generally accepted accounting principles.

12 **Sec. 910.** RCW 19.118.110 and 1995 c . . . s 7 (ESSB 5629) are each
13 amended to read as follows:

14 A three-dollar arbitration fee shall be collected by either the new
15 motor vehicle dealer or vehicle lessor from the consumer upon execution
16 of a retail sale or lease agreement. The fee shall be forwarded to the
17 department of licensing at the time of title application for deposit in
18 the new motor vehicle arbitration account hereby created in the state
19 treasury. Moneys in the account shall be used for the purposes of this
20 chapter, subject to appropriation. During the 1995-97 fiscal biennium,
21 the legislature may transfer moneys from the account to the extent that
22 the moneys are not necessary for the purposes of this chapter.

23 At the end of each fiscal year, the attorney general shall prepare
24 a report listing the annual revenue generated and the expenses incurred
25 in implementing and operating the arbitration program under this
26 chapter.

27 **Sec. 911.** RCW 41.06.150 and 1993 sp.s. c 24 s 913 and 1993 c 281
28 s 27 are each reenacted and amended to read as follows:

29 The board shall adopt rules, consistent with the purposes and
30 provisions of this chapter, as now or hereafter amended, and with the
31 best standards of personnel administration, regarding the basis and
32 procedures to be followed for:

33 (1) The reduction, dismissal, suspension, or demotion of an
34 employee;

35 (2) Certification of names for vacancies, including departmental
36 promotions, with the number of names equal to six more names than there

1 are vacancies to be filled, such names representing applicants rated
2 highest on eligibility lists: PROVIDED, That when other applicants
3 have scores equal to the lowest score among the names certified, their
4 names shall also be certified;

5 (3) Examinations for all positions in the competitive and
6 noncompetitive service;

7 (4) Appointments;

8 (5) Training and career development;

9 (6) Probationary periods of six to twelve months and rejections of
10 probationary employees, depending on the job requirements of the class,
11 except that entry level state park rangers shall serve a probationary
12 period of twelve months;

13 (7) Transfers;

14 (8) Sick leaves and vacations;

15 (9) Hours of work;

16 (10) Layoffs when necessary and subsequent reemployment, both
17 according to seniority;

18 (11) Determination of appropriate bargaining units within any
19 agency: PROVIDED, That in making such determination the board shall
20 consider the duties, skills, and working conditions of the employees,
21 the history of collective bargaining by the employees and their
22 bargaining representatives, the extent of organization among the
23 employees, and the desires of the employees;

24 (12) Certification and decertification of exclusive bargaining
25 representatives: PROVIDED, That after certification of an exclusive
26 bargaining representative and upon the representative's request, the
27 director shall hold an election among employees in a bargaining unit to
28 determine by a majority whether to require as a condition of employment
29 membership in the certified exclusive bargaining representative on or
30 after the thirtieth day following the beginning of employment or the
31 date of such election, whichever is the later, and the failure of an
32 employee to comply with such a condition of employment constitutes
33 cause for dismissal: PROVIDED FURTHER, That no more often than once in
34 each twelve-month period after expiration of twelve months following
35 the date of the original election in a bargaining unit and upon
36 petition of thirty percent of the members of a bargaining unit the
37 director shall hold an election to determine whether a majority wish to
38 rescind such condition of employment: PROVIDED FURTHER, That for
39 purposes of this clause, membership in the certified exclusive

1 bargaining representative is satisfied by the payment of monthly or
2 other periodic dues and does not require payment of initiation,
3 reinstatement, or any other fees or fines and includes full and
4 complete membership rights: AND PROVIDED FURTHER, That in order to
5 safeguard the right of nonassociation of public employees, based on
6 bona fide religious tenets or teachings of a church or religious body
7 of which such public employee is a member, such public employee shall
8 pay to the union, for purposes within the program of the union as
9 designated by such employee that would be in harmony with his or her
10 individual conscience, an amount of money equivalent to regular union
11 dues minus any included monthly premiums for union-sponsored insurance
12 programs, and such employee shall not be a member of the union but is
13 entitled to all the representation rights of a union member;

14 (13) Agreements between agencies and certified exclusive bargaining
15 representatives providing for grievance procedures and collective
16 negotiations on all personnel matters over which the appointing
17 authority of the appropriate bargaining unit of such agency may
18 lawfully exercise discretion;

19 (14) Written agreements may contain provisions for payroll
20 deductions of employee organization dues upon authorization by the
21 employee member and for the cancellation of such payroll deduction by
22 the filing of a proper prior notice by the employee with the appointing
23 authority and the employee organization: PROVIDED, That nothing
24 contained herein permits or grants to any employee the right to strike
25 or refuse to perform his or her official duties;

26 (15) Adoption and revision of a comprehensive classification plan
27 for all positions in the classified service, based on investigation and
28 analysis of the duties and responsibilities of each such position.
29 (~~However, beginning July 1, 1993, through June 30, 1995,~~) The board
30 shall not adopt job classification revisions or class studies unless
31 implementation of the proposed revision or study will result in net
32 cost savings, increased efficiencies, or improved management of
33 personnel or services, and the proposed revision or study has been
34 approved by the director of financial management in accordance with
35 chapter 43.88 RCW. Beginning July 1, 1995, through June 30, 1997:

36 (a) The board may approve the implementation of salary increases
37 resulting from adjustments to the classification plan during the 1995-
38 97 fiscal biennium only if:

1 (i) The implementation will not result in additional net costs and
2 the proposed implementation has been approved by the director of
3 financial management in accordance with chapter 43.88 RCW;

4 (ii) The implementation will take effect on July 1, 1996, and the
5 total net cost of all such actions approved by the board for
6 implementation during the 1995-97 fiscal biennium does not exceed the
7 amounts specified by the legislature specifically for this purpose; or

8 (iii) The implementation is a result of emergent conditions.
9 Emergent conditions are defined as newly mandated programs for which
10 moneys are not appropriated, establishment of positions necessary for
11 the preservation of the public health, safety, or general welfare, and
12 related issues which do not exceed \$250,000 of the moneys identified in
13 section 718(2) of this act.

14 (b) The board may approve the implementation of salary increases
15 resulting from adjustments to the classification plan for
16 implementation in the 1997-99 fiscal biennium only if the
17 implementation will not result in additional net costs or the
18 implementation has been approved by the legislature in the omnibus
19 appropriations act or other legislation.

20 (c) The board shall approve only those salary increases resulting
21 from adjustments to the classification plan if they are due to
22 documented recruitment and retention difficulties, salary compression
23 or inversion, increased duties and responsibilities, or inequities.
24 For these purposes, inequities are defined as similar work assigned to
25 different job classes with a salary disparity greater than 7.5 percent.

26 (d) Adjustments made to the higher education hospital special pay
27 plan are exempt from (a) through (c) of this subsection;

28 (16) Allocation and reallocation of positions within the
29 classification plan;

30 (17) Adoption and revision of a state salary schedule to reflect
31 the prevailing rates in Washington state private industries and other
32 governmental units but the rates in the salary schedules or plans shall
33 be increased if necessary to attain comparable worth under an
34 implementation plan under RCW 41.06.155 and that, for institutions of
35 higher education and related boards, shall be competitive for positions
36 of a similar nature in the state or the locality in which an
37 institution of higher education or related board is located, such
38 adoption and revision subject to approval by the director of financial
39 management in accordance with the provisions of chapter 43.88 RCW;

1 (18) Increment increases within the series of steps for each pay
2 grade based on length of service for all employees whose standards of
3 performance are such as to permit them to retain job status in the
4 classified service. (~~However, beginning July 1, 1993, through June~~
5 ~~30, 1995, increment increases shall not be provided to any classified~~
6 ~~or exempt employees under the jurisdiction of the board whose monthly~~
7 ~~salary on or after July 1, 1993, exceeds three thousand seven hundred~~
8 ~~fifty dollars;~~)

9 (19) Providing for veteran's preference as required by existing
10 statutes, with recognition of preference in regard to layoffs and
11 subsequent reemployment for veterans and their surviving spouses by
12 giving such eligible veterans and their surviving spouses additional
13 credit in computing their seniority by adding to their unbroken state
14 service, as defined by the board, the veteran's service in the military
15 not to exceed five years. For the purposes of this section, "veteran"
16 means any person who has one or more years of active military service
17 in any branch of the armed forces of the United States or who has less
18 than one year's service and is discharged with a disability incurred in
19 the line of duty or is discharged at the convenience of the government
20 and who, upon termination of such service has received an honorable
21 discharge, a discharge for physical reasons with an honorable record,
22 or a release from active military service with evidence of service
23 other than that for which an undesirable, bad conduct, or dishonorable
24 discharge shall be given: PROVIDED, HOWEVER, That the surviving spouse
25 of a veteran is entitled to the benefits of this section regardless of
26 the veteran's length of active military service: PROVIDED FURTHER,
27 That for the purposes of this section "veteran" does not include any
28 person who has voluntarily retired with twenty or more years of active
29 military service and whose military retirement pay is in excess of five
30 hundred dollars per month;

31 (20) Permitting agency heads to delegate the authority to appoint,
32 reduce, dismiss, suspend, or demote employees within their agencies if
33 such agency heads do not have specific statutory authority to so
34 delegate: PROVIDED, That the board may not authorize such delegation
35 to any position lower than the head of a major subdivision of the
36 agency;

37 (21) Assuring persons who are or have been employed in classified
38 positions (~~under chapter 28B.16 RCW~~) before July 1, 1993, will be

1 eligible for employment, reemployment, transfer, and promotion in
2 respect to classified positions covered by this chapter;

3 (22) Affirmative action in appointment, promotion, transfer,
4 recruitment, training, and career development; development and
5 implementation of affirmative action goals and timetables; and
6 monitoring of progress against those goals and timetables.

7 The board shall consult with the human rights commission in the
8 development of rules pertaining to affirmative action. The department
9 of personnel shall transmit a report annually to the human rights
10 commission which states the progress each state agency has made in
11 meeting affirmative action goals and timetables.

12 **Sec. 912.** RCW 43.08.250 and 1993 sp.s. c 24 s 917 are each amended
13 to read as follows:

14 The money received by the state treasurer from fees, fines,
15 forfeitures, penalties, reimbursements or assessments by any court
16 organized under Title 3 or 35 RCW, or chapter 2.08 RCW, shall be
17 deposited in the public safety and education account which is hereby
18 created in the state treasury. The legislature shall appropriate the
19 funds in the account to promote traffic safety education, highway
20 safety, criminal justice training, crime victims' compensation,
21 judicial education, the judicial information system, civil
22 representation of indigent persons, winter recreation parking, and
23 state game programs. During the fiscal biennium ending June 30,
24 (~~1995~~) 1997, the legislature may appropriate moneys from the public
25 safety and education account for purposes of appellate indigent
26 defense, the criminal litigation unit of the attorney general's office,
27 the treatment alternatives to street crimes program, crime victims
28 advocacy programs, justice information network telecommunication
29 planning, sexual assault treatment, operations of the office of
30 administrator for the courts, and Washington state patrol criminal
31 justice activities.

32 **Sec. 913.** RCW 70.47.030 and 1993 c 492 s 210 are each amended to
33 read as follows:

34 (1) The basic health plan trust account is hereby established in
35 the state treasury. Any nongeneral fund-state funds collected for this
36 program shall be deposited in the basic health plan trust account and
37 may be expended without further appropriation. Moneys in the account

1 shall be used exclusively for the purposes of this chapter, including
2 payments to participating managed health care systems on behalf of
3 enrollees in the plan and payment of costs of administering the plan.

4 During the 1995-97 fiscal biennium, the legislature may transfer
5 funds from the basic health plan trust account to the state general
6 fund.

7 (2) The basic health plan subscription account is created in the
8 custody of the state treasurer. All receipts from amounts due from or
9 on behalf of nonsubsidized enrollees shall be deposited into the
10 account. Funds in the account shall be used exclusively for the
11 purposes of this chapter, including payments to participating managed
12 health care systems on behalf of nonsubsidized enrollees in the plan
13 and payment of costs of administering the plan. The account is subject
14 to allotment procedures under chapter 43.88 RCW, but no appropriation
15 is required for expenditures.

16 (3) The administrator shall take every precaution to see that none
17 of the funds in the separate accounts created in this section or that
18 any premiums paid either by subsidized or nonsubsidized enrollees are
19 commingled in any way, except that the administrator may combine funds
20 designated for administration of the plan into a single administrative
21 account.

22 **Sec. 914. RCW 70.105D.070 and 1994 c 252 s 5 are each amended to*
23 *read as follows:*

24 (1) *The state toxics control account and the local toxics control*
25 *account are hereby created in the state treasury.*

26 (2) *The following moneys shall be deposited into the state toxics*
27 *control account: (a) Those revenues which are raised by the tax*
28 *imposed under RCW 82.21.030 and which are attributable to that portion*
29 *of the rate equal to thirty-three one-hundredths of one percent; (b)*
30 *the costs of remedial actions recovered under this chapter or chapter*
31 *70.105A RCW; (c) penalties collected or recovered under this chapter;*
32 *and (d) any other money appropriated or transferred to the account by*
33 *the legislature. Moneys in the account may be used only to carry out*
34 *the purposes of this chapter, including but not limited to the*
35 *following activities:*

36 (i) *The state's responsibility for hazardous waste planning,*
37 *management, regulation, enforcement, technical assistance, and public*
38 *education required under chapter 70.105 RCW;*

1 (ii) The state's responsibility for solid waste planning,
2 management, regulation, enforcement, technical assistance, and public
3 education required under chapter 70.95 RCW;

4 (iii) The hazardous waste cleanup program required under this
5 chapter;

6 (iv) State matching funds required under the federal cleanup law;

7 (v) Financial assistance for local programs in accordance with
8 chapters 70.95, 70.95C, 70.95I, and 70.105 RCW;

9 (vi) State government programs for the safe reduction, recycling,
10 or disposal of hazardous wastes from households, small businesses, and
11 agriculture;

12 (vii) Hazardous materials emergency response training;

13 (viii) Water and environmental health protection and monitoring
14 programs;

15 (ix) Programs authorized under chapter 70.146 RCW;

16 (x) A public participation program, including regional citizen
17 advisory committees;

18 (xi) Public funding to assist potentially liable persons to pay for
19 the costs of remedial action in compliance with cleanup standards under
20 RCW 70.105D.030(2)(d) but only when the amount and terms of such
21 funding are established under a settlement agreement under RCW
22 70.105D.040(4) and when the director has found that the funding will
23 achieve both (A) a substantially more expeditious or enhanced cleanup
24 than would otherwise occur, and (B) the prevention or mitigation of
25 unfair economic hardship; and

26 (xii) Development and demonstration of alternative management
27 technologies designed to carry out the top two hazardous waste
28 management priorities of RCW 70.105.150.

29 (3) The following moneys shall be deposited into the local toxics
30 control account: Those revenues which are raised by the tax imposed
31 under RCW 82.21.030 and which are attributable to that portion of the
32 rate equal to thirty-seven one-hundredths of one percent.

33 (a) Moneys deposited in the local toxics control account shall be
34 used by the department for grants or loans to local governments for the
35 following purposes in descending order of priority: (i) Remedial
36 actions; (ii) hazardous waste plans and programs under chapter 70.105
37 RCW; and (iii) solid waste plans and programs under chapters 70.95,
38 70.95C, 70.95I, and 70.105 RCW. Funds for plans and programs shall be

1 allocated consistent with the priorities and matching requirements
2 established in chapters 70.105, 70.95C, 70.95I, and 70.95 RCW.

3 (b) Funds may also be appropriated to the department of health to
4 implement programs to reduce testing requirements under the federal
5 safe drinking water act for public water systems. The department of
6 health shall reimburse the account from fees assessed under RCW
7 70.119A.115 by June 30, 1995.

8 (4) Except for unanticipated receipts under RCW 43.79.260 through
9 43.79.282, moneys in the state and local toxics control accounts may be
10 spent only after appropriation by statute.

11 (5) One percent of the moneys deposited into the state and local
12 toxics control accounts shall be allocated only for public
13 participation grants to persons who may be adversely affected by a
14 release or threatened release of a hazardous substance and to not-for-
15 profit public interest organizations. The primary purpose of these
16 grants is to facilitate the participation by persons and organizations
17 in the investigation and remedying of releases or threatened releases
18 of hazardous substances and to implement the state's solid and
19 hazardous waste management priorities. No grant may exceed fifty
20 thousand dollars though it may be renewed annually. Moneys
21 appropriated for public participation from either account which are not
22 expended at the close of any biennium shall revert to the state toxics
23 control account. During the 1995-97 fiscal biennium no moneys
24 deposited into the state and local toxics control accounts may be
25 committed to public participation grants, except in the case where
26 public participation grants assist in the implementation of the pilot
27 projects established pursuant to Engrossed Substitute House Bill No.
28 1810.

29 (6) No moneys deposited into either the state or local toxics
30 control account may be used for solid waste incinerator feasibility
31 studies, construction, maintenance, or operation.

32 (7) The department shall adopt rules for grant or loan issuance and
33 performance.

34 *Sec. 914 was vetoed. See message at end of chapter.

35 **Sec. 915.** RCW 86.26.007 and 1993 sp.s. c 24 s 928 are each amended
36 to read as follows:

37 The flood control assistance account is hereby established in the
38 state treasury. At the beginning of the ((1995-97)) 1997-99 fiscal

1 biennium and each biennium thereafter the state treasurer shall
2 transfer from the general fund to the flood control assistance account
3 an amount of money which, when combined with money remaining in the
4 account from the previous biennium, will equal four million dollars.
5 Moneys in the flood control assistance account may be spent only after
6 appropriation for purposes specified under this chapter. To the extent
7 that moneys in the flood control assistance account are not
8 appropriated during the (~~(1993-95)~~) 1995-97 fiscal biennium for flood
9 control assistance, the legislature may direct their transfer to the
10 state general fund.

11 ****NEW SECTION. Sec. 916. No funding appropriated in this act shall***
12 ***be expended to support efforts to establish the northwest marine***
13 ***straits sanctuary.***

14 ****Sec. 916 was vetoed. See message at end of chapter.***

15 ****NEW SECTION. Sec. 917. No funding appropriated in this act shall***
16 ***be expended to establish or publish rules which exceed federal***
17 ***requirements for providing habitat protection for northern spotted***
18 ***owls.***

19 ****Sec. 917 was vetoed. See message at end of chapter.***

20 **Sec. 918.** RCW 43.155.050 and 1993 sp.s. c 24 s 921 are each
21 amended to read as follows:

22 The public works assistance account is hereby established in the
23 state treasury. Money may be placed in the public works assistance
24 account from the proceeds of bonds when authorized by the legislature
25 or from any other lawful source. Money in the public works assistance
26 account shall be used to make loans and to give financial guarantees to
27 local governments for public works projects. During the (~~(1993-95)~~)
28 1995-97 fiscal biennium, moneys in the public works assistance account
29 may be appropriated for transfer to the flood control assistance
30 account to be used for flood control assistance, including grants under
31 chapter 86.26 RCW. To the extent that moneys in the public works
32 assistance account are not appropriated during the (~~(1993-95)~~) 1995-97
33 fiscal biennium for public works or flood control assistance, the
34 legislature may direct their transfer to the state general fund. In
35 awarding grants under chapter 86.26 RCW, the department of ecology
36 shall give strong preference to local governments that have: (1)
37 Implemented, or are in the process of implementing, an ordinance that

1 establishes a flood plain policy that is substantially more stringent
2 than minimum federal requirements; (2) completed a comprehensive flood
3 control plan meeting the requirements of RCW 86.12.200; or (3)
4 constructed, or are in the process of constructing, a system of
5 overtopping dikes or levees that allow public access.

6 **Sec. 919.** RCW 69.50.520 and 1994 sp.s. c 7 s 910 are each amended
7 to read as follows:

8 The violence reduction and drug enforcement account is created in
9 the state treasury. All designated receipts from RCW
10 9.41.110(~~(+5)~~)(7), 66.24.210(4), 66.24.290(3), 69.50.505(h)(1),
11 82.08.150(5), 82.24.020(2), 82.64.020, and section 420, chapter 271,
12 Laws of 1989 shall be deposited into the account. Expenditures from
13 the account may be used only for funding services and programs under
14 chapter 271, Laws of 1989 and chapter 7, Laws of 1994 (~~(1st)~~) sp.
15 sess., including state incarceration costs. After July 1, 1997, at
16 least seven and one-half percent of expenditures from the account shall
17 be used for providing grants to community networks under chapter 70.190
18 RCW by the family policy council.

19 **Sec. 920.** RCW 70.146.020 and 1993 sp.s. c 24 s 923 are each
20 amended to read as follows:

21 Unless the context clearly requires otherwise, the definitions in
22 this section apply throughout this chapter.

23 (1) "Account" means the water quality account in the state
24 treasury.

25 (2) "Department" means the department of ecology.

26 (3) "Eligible cost" means the cost of that portion of a water
27 pollution control facility that can be financed under this chapter
28 excluding any portion of a facility's cost attributable to capacity
29 that is in excess of that reasonably required to address one hundred
30 ten percent of the applicant's needs for water pollution control
31 existing at the time application is submitted for assistance under this
32 chapter.

33 (4) "Water pollution control facility" or "facilities" means any
34 facilities or systems for the control, collection, storage, treatment,
35 disposal, or recycling of wastewater, including but not limited to
36 sanitary sewage, storm water, residential, commercial, industrial, and
37 agricultural wastes, which are causing water quality degradation due to

1 concentrations of conventional, nonconventional, or toxic pollutants.
2 Water pollution control facilities include all equipment, utilities,
3 structures, real property, and interests in and improvements on real
4 property necessary for or incidental to such purpose. Water pollution
5 control facilities also include such facilities, equipment, and
6 collection systems as are necessary to protect federally designated
7 sole source aquifers.

8 (5) "Water pollution control activities" means actions taken by a
9 public body for the following purposes: (a) To prevent or mitigate
10 pollution of underground water; (b) to control nonpoint sources of
11 water pollution; (c) to restore the water quality of fresh water lakes;
12 and (d) to maintain or improve water quality through the use of water
13 pollution control facilities or other means. During the ((1993-1995))
14 1995-1997 fiscal biennium, "water pollution control activities"
15 includes activities by state agencies to protect public drinking water
16 supplies and sources.

17 (6) "Public body" means the state of Washington or any agency,
18 county, city or town, conservation district, other political
19 subdivision, municipal corporation, quasi-municipal corporation, and
20 those Indian tribes now or hereafter recognized as such by the federal
21 government.

22 (7) "Water pollution" means such contamination, or other alteration
23 of the physical, chemical, or biological properties of any waters of
24 the state, including change in temperature, taste, color, turbidity, or
25 odor of the waters, or such discharge of any liquid, gaseous, solid,
26 radioactive, or other substance into any waters of the state as will or
27 is likely to create a nuisance or render such waters harmful,
28 detrimental, or injurious to the public health, safety, or welfare, or
29 to domestic, commercial, industrial, agricultural, recreational, or
30 other legitimate beneficial uses, or to livestock, wild animals, birds,
31 fish, or other aquatic life.

32 (8) "Nonpoint source water pollution" means pollution that enters
33 any waters of the state from any dispersed water-based or land-use
34 activities, including, but not limited to, atmospheric deposition,
35 surface water runoff from agricultural lands, urban areas, and forest
36 lands, subsurface or underground sources, and discharges from boats or
37 other marine vessels.

38 (9) "Sole source aquifer" means the sole or principal source of
39 public drinking water for an area designated by the administrator of

1 the environmental protection agency pursuant to Public Law 93-523, Sec.
2 1424(b).

3 **Sec. 921.** RCW 70.146.030 and 1991 sp.s. c 13 s 61 are each amended
4 to read as follows:

5 (1) The water quality account is hereby created in the state
6 treasury. Moneys in the account may be used only in a manner
7 consistent with this chapter. Moneys deposited in the account shall be
8 administered by the department of ecology and shall be subject to
9 legislative appropriation. Moneys placed in the account shall include
10 tax receipts as provided in RCW 82.24.027, 82.26.025, and 82.32.390,
11 principal and interest from the repayment of any loans granted pursuant
12 to this chapter, and any other moneys appropriated to the account by
13 the legislature.

14 (2) The department may use or permit the use of any moneys in the
15 account to make grants or loans to public bodies, including grants to
16 public bodies as cost-sharing moneys in any case where federal, local,
17 or other funds are made available on a cost-sharing basis, for water
18 pollution control facilities and activities, or for purposes of
19 assisting a public body to obtain an ownership interest in water
20 pollution control facilities and/or to defray a part of the payments
21 made by a public body to a service provider under a service agreement
22 entered into pursuant to RCW 70.150.060, within the purposes of this
23 chapter and for related administrative expenses. No more than three
24 percent of the moneys deposited in the account may be used by the
25 department to pay for the administration of the grant and loan program
26 authorized by this chapter.

27 (3) The department shall present a progress report each biennium on
28 the use of moneys from the account to the chairs of the committees on
29 ways and means of the senate and house of representatives, including
30 one copy to the staff of each of the committees.

31 (4) During the fiscal biennium ending June 30, 1997, moneys in the
32 account may be transferred by the legislature to the water right permit
33 processing account.

34 **Sec. 922.** RCW 74.14C.065 and 1992 c 214 s 11 are each amended to
35 read as follows:

36 Any federal funds made available under RCW 74.14C.060 shall be used
37 to supplement and shall not supplant state funds to carry out the

1 purposes of this chapter. However, during the 1995-97 fiscal biennium,
2 federal funds made available under RCW 74.14C.060 may be used to
3 supplant state funds to carry out the purposes of this chapter.

4 **Sec. 923.** RCW 79.24.580 and 1994 c 219 s 12 are each amended to
5 read as follows:

6 After deduction for management costs as provided in RCW 79.64.040
7 and payments to towns under RCW 79.92.110(2), all moneys received by
8 the state from the sale or lease of state-owned aquatic lands and from
9 the sale of valuable material from state-owned aquatic lands shall be
10 deposited in the aquatic lands enhancement account which is hereby
11 created in the state treasury. After appropriation, these funds shall
12 be used solely for aquatic lands enhancement projects; for the
13 purchase, improvement, or protection of aquatic lands for public
14 purposes; for providing and improving access to such lands; and for
15 volunteer cooperative fish and game projects. During the fiscal
16 biennium ending June 30, 1995, the funds may be appropriated for
17 shellfish management, enforcement, and enhancement and for developing
18 and implementing plans for population monitoring and restoration of
19 native wild salmon stock. During the fiscal biennium ending June 30,
20 1997, the funds may be appropriated for shellfish management,
21 enforcement, and enhancement and for developing and implementing plans
22 for population monitoring and restoration of native wild salmon stock.

23 NEW SECTION. **Sec. 924. FISCAL YEAR EXPENDITURE LIMITS.** An
24 agency's total general fund--state expenditures by fiscal year shall
25 not exceed the amount approved by the office of financial management
26 (OFM) in expenditure plans authorized under RCW 43.88.070 and
27 43.88.110. OFM shall ensure that these plans conform with fiscal year
28 expenditures in the OFM budget database as updated to reflect
29 legislative appropriations and governor's vetoes. In no case shall the
30 state-wide total of agency allotments exceed the Initiative 601
31 expenditure limit. The allotments of elected officials must match the
32 GFS fiscal year split contained in the updated OFM database.

33 ****NEW SECTION. Sec. 925. Unless otherwise required by law, no***
34 ***moneys appropriated in this act may be expended for mandatory diversity***
35 ***training for state employees. No moneys appropriated in this act may***
36 ***be expended for voluntary diversity training offered to state employees***

1 *where a record is made of attendance or nonattendance or where state*
2 *employees may be subject to reprimand or other disciplinary action for*
3 *participating or not participating.*

4 *Sec. 925 was vetoed. See message at end of chapter.

5 NEW SECTION. **Sec. 926.** If any provision of this act or its
6 application to any person or circumstance is held invalid, the
7 remainder of the act or the application of the provision to other
8 persons or circumstances is not affected.

9 NEW SECTION. **Sec. 927.** This act is necessary for the immediate
10 preservation of the public peace, health, or safety, or support of the
11 state government and its existing public institutions. Section 807 of
12 this act shall take effect immediately. The remainder of the act shall
13 take effect July 1, 1995.

14 (End of part)

INDEX

	Page #
ADMINISTRATOR FOR THE COURTS	7
ATTORNEY GENERAL	11
ATTORNEY GENERAL: Salary Adjustments	122
BOARD FOR VOLUNTEER FIRE FIGHTERS	28
BOARD OF ACCOUNTANCY	27
BOARD OF INDUSTRIAL INSURANCE APPEALS	48
BOARD OF TAX APPEALS	25
CENTRAL WASHINGTON UNIVERSITY	110
CITIZENS' COMMISSION ON SALARIES FOR ELECTED OFFICIALS	11
COLUMBIA RIVER GORGE COMMISSION	59
COMMISSION ON AFRICAN-AMERICAN AFFAIRS	22
COMMISSION ON ASIAN-AMERICAN AFFAIRS	10
COMMISSION ON HISPANIC AFFAIRS	22
COMMISSION ON JUDICIAL CONDUCT	7
COMMITTEE FOR DEFERRED COMPENSATION	22
COMMON SCHOOL CONSTRUCTION	128
CONSERVATION COMMISSION	64
COURT OF APPEALS	7
CRIMINAL JUSTICE TRAINING COMMISSION	49
DEATH INVESTIGATION COUNCIL	27
DEPARTMENT OF AGRICULTURE	71
DEPARTMENT OF COMMUNITY, TRADE, AND ECONOMIC DEVELOPMENT	12
DEPARTMENT OF CORRECTIONS	54
DEPARTMENT OF ECOLOGY	59
DEPARTMENT OF FINANCIAL INSTITUTIONS	12
DEPARTMENT OF FISH AND WILDLIFE	65
DEPARTMENT OF GENERAL ADMINISTRATION	25
DEPARTMENT OF HEALTH	52
DEPARTMENT OF INFORMATION SERVICES	26
DEPARTMENT OF LABOR AND INDUSTRIES	49
DEPARTMENT OF LICENSING	73
DEPARTMENT OF NATURAL RESOURCES	67
DEPARTMENT OF PERSONNEL	20
DEPARTMENT OF RETIREMENT SYSTEMS: Contributions to Retirement Systems	121
DEPARTMENT OF RETIREMENT SYSTEMS: Operations	23
DEPARTMENT OF RETIREMENT SYSTEMS: Transfers	128
DEPARTMENT OF REVENUE	24
DEPARTMENT OF SERVICES FOR THE BLIND	55
DEPARTMENT OF SOCIAL AND HEALTH SERVICES	30
DEPARTMENT OF SOCIAL AND HEALTH SERVICES: Administration and Supporting Services Program	46
DEPARTMENT OF SOCIAL AND HEALTH SERVICES: Aging and Adult Svcs	38
DEPARTMENT OF SOCIAL AND HEALTH SERVICES: Alcohol and Substance Abuse Program	42
DEPARTMENT OF SOCIAL AND HEALTH SERVICES: Child Support	47
DEPARTMENT OF SOCIAL AND HEALTH SERVICES: Child Support	30
DEPARTMENT OF SOCIAL AND HEALTH SERVICES: Developmental Disabilities Program	36
DEPARTMENT OF SOCIAL AND HEALTH SERVICES: Economic Services	40
DEPARTMENT OF SOCIAL AND HEALTH SERVICES: Juvenile Rehabilitation Program	33
DEPARTMENT OF SOCIAL AND HEALTH SERVICES: Medical Assistance Program	43

DEPARTMENT OF SOCIAL AND HEALTH SERVICES: Mental Health Program	34
DEPARTMENT OF SOCIAL AND HEALTH SERVICES: Payments to Other Agencies Program	47
DEPARTMENT OF SOCIAL AND HEALTH SERVICES: Vocational Rehabilitation Program	45
DEPARTMENT OF VETERANS AFFAIRS	51
EASTERN WASHINGTON STATE HISTORICAL SOCIETY	114
EASTERN WASHINGTON UNIVERSITY	109
ECONOMIC AND REVENUE FORECAST COUNCIL	20
EMPLOYMENT SECURITY DEPARTMENT	56
ENVIRONMENTAL HEARINGS OFFICE	64
GOVERNOR	9
GOVERNOR: American with Disabilities Act	117
GOVERNOR: Compensation--Insurance Benefits	119
GOVERNOR: Office of Indian Affairs	10
GOVERNOR: Office of the Governor	9
GOVERNOR: Tort Defense Services	118
GOVERNOR: Transfer to the Tort Claims Revolving Fund	117
GROWTH PLANNING HEARINGS BOARD	29
HIGHER EDUCATION COORDINATING BOARD: Financial Aid and Grant	112
HIGHER EDUCATION COORDINATING BOARD: Policy Coordination and Administration	111
HORSE RACING COMMISSION	27
HOUSE OF REPRESENTATIVES	2
HUMAN RIGHTS COMMISSION	48
INCREMENT SALARY INCREASES	123
INDETERMINATE SENTENCE REVIEW BOARD	51
INSURANCE COMMISSIONER	26
INTERAGENCY COMMITTEE FOR OUTDOOR RECREATION	63
JOINT CENTER FOR HIGHER EDUCATION	113
JOINT LEGISLATIVE SYSTEMS COMMITTEE	6
LAW LIBRARY	7
LEGISLATIVE BUDGET COMMITTEE	5
LEGISLATIVE EVALUATION AND ACCOUNTABILITY PROGRAM COMMITTEE	6
LIEUTENANT GOVERNOR	9
LIQUOR CONTROL BOARD	28
MILITARY DEPARTMENT	28
MUNICIPAL RESEARCH COUNCIL	25
OFFICE OF ADMINISTRATIVE HEARINGS	20
OFFICE OF FINANCIAL MANAGEMENT	20
OFFICE OF FINANCIAL MANAGEMENT: Compensation Actions	123
OFFICE OF FINANCIAL MANAGEMENT: Contributions to Retirement Systems	121
OFFICE OF FINANCIAL MANAGEMENT: Emergency Fund	118
OFFICE OF MARINE SAFETY	64
OFFICE OF MINORITY AND WOMEN'S BUSINESS ENTERPRISES	25
PERFORMANCE PARTNERSHIP COUNCIL	6
PERSONNEL APPEALS BOARD	22
PUBLIC DISCLOSURE COMMISSION	9
PUBLIC EMPLOYMENT RELATIONS COMMISSION	29
SALARY COST OF LIVING ADJUSTMENT	122
SALARY INCREMENT INCREASES	123
SECRETARY OF STATE	9
SENATE	3
SENTENCING GUIDELINES COMMISSION	56
STATE ACTUARY	6
STATE AUDITOR	10
STATE BOARD FOR COMMUNITY AND TECHNICAL COLLEGES	105

STATE CONVENTION AND TRADE CENTER	29
STATE ENERGY OFFICE	58
STATE HEALTH CARE AUTHORITY	48
STATE HEALTH CARE POLICY BOARD	47
STATE INVESTMENT BOARD	23
STATE PARKS AND RECREATION COMMISSION	62
STATE PATROL	73
STATE SCHOOL FOR THE BLIND	114
STATE SCHOOL FOR THE DEAF	115
STATE TREASURER	10
STATE TREASURER: Bond Retirement and Interest	116, 117, 125
STATE TREASURER: Federal Revenues for Distribution	126
STATE TREASURER: State Revenues for Distribution	125
STATE TREASURER: Transfers	127
STATUTE LAW COMMITTEE	6
SUPERINTENDENT OF PUBLIC INSTRUCTION	102
SUPERINTENDENT OF PUBLIC INSTRUCTION: Basic Ed Employee Comp	83
SUPERINTENDENT OF PUBLIC INSTRUCTION: Education Reform Program	96
SUPERINTENDENT OF PUBLIC INSTRUCTION: Educational Service Districts	95
SUPERINTENDENT OF PUBLIC INSTRUCTION: Elem/Sec Sch Impr Act	95
SUPERINTENDENT OF PUBLIC INSTRUCTION: Encumbrances	98
SUPERINTENDENT OF PUBLIC INSTRUCTION: General Apportionment (Basic Education)	77
SUPERINTENDENT OF PUBLIC INSTRUCTION: Indian Children	95
SUPERINTENDENT OF PUBLIC INSTRUCTION: Institutional Education Programs	96
SUPERINTENDENT OF PUBLIC INSTRUCTION: Learning Assistance Program	99
SUPERINTENDENT OF PUBLIC INSTRUCTION: Local Effort Assistance	95
SUPERINTENDENT OF PUBLIC INSTRUCTION: Local Enhancement Funds	100
SUPERINTENDENT OF PUBLIC INSTRUCTION: Programs for Highly Capable Students	96
SUPERINTENDENT OF PUBLIC INSTRUCTION: Pupil Transportation	88
SUPERINTENDENT OF PUBLIC INSTRUCTION: Sch Emp Comp Adjustments	87
SUPERINTENDENT OF PUBLIC INSTRUCTION: School Food Service Programs	89
SUPERINTENDENT OF PUBLIC INSTRUCTION: Special Education	89
SUPERINTENDENT OF PUBLIC INSTRUCTION: State Administration	75
SUPERINTENDENT OF PUBLIC INSTRUCTION: Traffic Safety Education Programs	94
SUPERINTENDENT OF PUBLIC INSTRUCTION: Transitional Bilingual Programs	98
SUPREME COURT	7
THE EVERGREEN STATE COLLEGE	110
UNIVERSITY OF WASHINGTON	107
UTILITIES AND TRANSPORTATION COMMISSION	28
WASHINGTON POLLUTION LIABILITY REINSURANCE PROGRAM	72
WASHINGTON STATE ARTS COMMISSION	114
WASHINGTON STATE GAMBLING COMMISSION	22
WASHINGTON STATE HISTORICAL SOCIETY	114
WASHINGTON STATE LIBRARY	113
WASHINGTON STATE LOTTERY	22
WASHINGTON STATE UNIVERSITY	108
WESTERN WASHINGTON UNIVERSITY	111
WORK FORCE TRAINING AND EDUCATION COORDINATING BOARD	113

Passed the House May 24, 1995.
Passed the Senate May 24, 1995.
Approved by the Governor June 16, 1995, with the exception of
certain items which were vetoed.
Filed in Office of Secretary of State June 16, 1995.

Note: Governor's explanation of partial veto is as follows:

"I am returning herewith, without my approval as to sections 126(13); 139(4); 146 (lines 11-21); 201(3); 205(5)(d); 205(5)(e); 206(2); 206(3); 207(1)(c); 207(2)(c)(i); 207(2)(c)(iii); 219(5); 219(6); 303(2); 303(10); 308; 309(3); 311 (beginning with the word "subject" on line 20, and ending with the word "section" on line 28); 914; 916; 917; and 925, Engrossed Substitute House Bill No. 1410 entitled:

"AN ACT Relating to fiscal matters; making appropriations and authorizing expenditures for the operations of state agencies for the fiscal biennium beginning July 1, 1995 and ending June 30, 1997;"

Engrossed Substitute House Bill No. 1410, the state operating budget, will fund public schools, colleges, universities and other important public services for the next two years. The legislature deserves great credit for working through their differences and coming to agreement on some very difficult issues. Nonetheless, I am very concerned with certain items included in this budget.

Section 126(13), page 16, Marketplace Program (Department of Community, Trade, and Economic Development)

This provision would require the Department of Community, Trade, and Economic Development to invest \$150,000 General Fund--State in the Marketplace program. While I believe this to be a worthwhile program, I am concerned that this level of expenditure would require reductions in other important trade activities conducted by the Department. I have asked the agency to report to me on the performance of the Marketplace program and recommend an expenditure plan for the 1995-97 Biennium.

Section 139(4), page 24, Study the Feasibility of Rewriting Titles 82 and 84 RCW (Department of Revenue)

This subsection directs the Department of Revenue to study the feasibility of rewriting Titles 82 and 84 RCW "for clarity and ease of understanding" and report its findings to the legislature in the 1996 session. The Department did not, however, receive "sufficient funds" to conduct this study, as stated in this provision. While both the Department and I think this is a very important project and goal, it is unreasonable to expect the Department to undertake this additional task along with the other increased responsibilities mandated by regulatory reform, without funding for this purpose.

Section 146, lines 11-21, page 27, Certified Public Accountants' Account (Board of Accountancy)

This section requires the Board of Accountancy to spend \$50,000 of the Certified Public Accountants' appropriation to study the financial

and enrollment impact of a Board proposal to increase the educational requirements for CPA certification. The Board of Accountancy proposed the new requirements to keep Washington accountants competitive and properly educated. While that proposal has merit, I share the legislature's concern that imposing additional educational requirements on students seeking to qualify for professional certification will cost students and the state additional money and potentially reduce access to higher education. The budget proviso prohibits the Board from implementing the proposed rule until a study is completed of its likely effect on public and private higher education institutions and presented to the higher education and fiscal committees of the legislature. The study is to be conducted in cooperation with the Higher Education Coordinating Board (HECB).

While I agree with the intent of this proviso, I am vetoing it because the required study will not cost \$50,000. The HECB estimates that the study can be done for about \$20,000. The amount not spent on the study can be used for giving CPA exams. Because I think the study is important, I will ask the Board of Accountancy to delay implementation of the increased educational requirements until the HECB and the Board of Accountancy complete a study of the financial and enrollment impact of the proposed changes to CPA certification requirements. The study should provide the legislature and Board of Accountancy with objective information regarding costs and enrollments associated with this important decision.

Section 201(3), page 30, Special Authorization for Prescription Drugs and Medications (Department of Social and Health Services)

This subsection prohibits the Department of Social and Health Services (DSHS) from requiring special authorization before prescription drugs and medications can be prescribed to Medicaid eligible recipients for non-medical reasons. This language would limit the state's ability to curb the growth of health care costs, while also causing serious problems for those charged with ensuring that medications with high risk of abuse and misuse are distributed appropriately. Retaining the ability to require authorization for certain drugs will help control costs and is an important tool in preventing drug abuse.

I believe the original intent of this proviso was to terminate the Washington State Supplemental Drug Discount (WSSDD) program. However, this goal is achieved in section 209(6) of this act, which I have approved. Therefore, as of July 1, 1995, the Supplemental Drug Discount Program is discontinued.

Section 205(5)(d), pages 37 and 38, Out of Home Services (Department of Social and Health Services, Developmental Disabilities)

This section requires DSHS to serve an additional 150 persons in out-of-home community residential care during the 1995-97 Biennium, with service priority given to those currently residing with elderly parents or relatives. The provision of expanded services at a reduced cost is a laudable goal; in fact, my budget included a similar expectation. However, the stipulation that these services must be "out-of-home" conflicts with parental choice and personal preferences. I am vetoing this section; however, I am directing the Department to provide either out-of-home or in-home community residential services to

at least 150 additional persons, with due consideration given to personal and family choices and priority given to those residing with elderly parents or relatives.

Section 205(5)(e), page 38, and Section 206(2), page 39, Medicaid Personal Care Services (Department of Social and Health Services: Developmental Disabilities, and Aging and Adult Services Administration)

These sections attempt to control growth in the Medicaid Personal Care program through adjustments to eligibility standards and service levels. While I agree that Personal Care growth must be managed, the Department must take a more flexible and coordinated approach than limiting expenditures within individual programs. The Department is unable to adjust eligibility criteria within one program without affecting clients and services in another program. Section 205(5)(f) of the operating budget bill requires DSHS to evaluate the feasibility of redesigning the Medicaid Personal Care program for the developmental disabilities community. This study should provide the Department and the legislature with enough information to generate viable options in addressing the future of the Personal Care program.

Sections 206(3), page 39, Community Options Program Entry System (Department of Social and Health Services, Aging and Adult Services Administration)

This section limits growth in the Community Options Program Entry System (COPES) through adjustments to eligibility standards and service levels or the terms of the federal waiver. This proviso would limit the Department's ability to implement the reforms of the Long Term Care system embodied in E2SHB 1908. Furthermore, adjusting the eligibility standards within COPES would similarly affect the rules for eligibility within nursing homes.

Section 207(1)(c), page 40, General Assistance for Pregnancy Program (Department of Social and Health Services, Economic Services)

This proviso limits the General Assistance for Pregnancy program (GA-S) to \$7.7 million as specified in RCW 74.04.005 as amended by Substitute House Bill No. 2083. This bill was not approved by the legislature and the proviso alone, without statutory change, offers neither sufficient specificity nor legal authority to limit program eligibility. Therefore, the Department of Social and Health Services will continue to provide assistance to all eligible pregnant women as specified in current statute.

Section 207(2)(c)(i) and (iii), page 41, Systematic Alien Verification for Entitlements System (SAVE) (Department of Social and Health Services, Economic Services Program)

These subsections require DSHS to reinstate the Systematic Alien Verification for Entitlements System (SAVE) program by September 30, 1995. There is also a requirement to post signs at every community service office letting applicants and recipients know that illegal aliens will be reported to the United States Immigration and Naturalization Services and that SAVE is in use in the office. The

Department's past experience with the SAVE program has established that it is an inefficient and costly method of identifying fraudulent applications for assistance. The federal government has also come to the conclusion that the SAVE program costs twice as much as is saved.

This administration in no way supports granting benefits to persons who are not eligible for assistance. The Department has effective mechanisms currently in place to ensure that benefits are delivered to those truly in need, and not to those who are intent on defrauding the state.

Section 219 (5), page 50, Claims Unit for State Employees (Department of Labor and Industries)

Section 219(5) directs the Department of Labor and Industries (L&I) to report to the appropriate policy and fiscal committees of the legislature with a plan for establishing within existing resources a designated claims unit to specialize in claims by state employees.

This proviso is in conflict with the agency's efforts to decentralize claims management. The agency has just started to implement the Long-Term Disability and Managed Care pilot projects as directed by the legislature. The results from these two pilot projects will be used to improve the Department's overall claims programs.

Additionally, creating a claims unit for state employees would foster a perception that a worker's compensation program managed by state government is planning to give special preference to government agencies at the expense of private industry ratepayers. I believe that any improvements made to the claims program should benefit all workers and employers, not just state employees.

Section 219(6), page 50, Regulatory Reform (Department of Labor and Industries)

Section 219(6) prohibits L&I from spending its appropriated funds to implement rules that do not comply with the Regulatory Fairness Act under RCW 19.85 or that have been determined by the Joint Administrative Rules Review Committee to be outside of legislative intent.

As with section 504 of ESHB 1010, which I just recently vetoed, this proviso is unconstitutional. It violates the state constitutional provisions requiring legislative acts to be passed by the entire legislature with presentment to the Governor for approval. By restricting funds for rule enforcement and ignoring the statutory judicial review process, this proviso violates the separation of power doctrine by unduly encroaching upon those constitutional powers reserved for the executive and judicial branches of government.

Section 303(2), page 59, Water Rights Claims Filing (Department of Ecology)

Section 303(2) provides funding for the implementation of SHB 1327, which was not passed by the legislature. I am directing the Department of Ecology to use these funds for the Water Resources program.

Section 303(10), page 61, Yakima Adjudication (Department of Ecology)

Section 303(10) provides an additional \$500,000 from the Water Right Permit Processing Account for additional staff and resources for the Yakima adjudication of water rights. Although I recognize the importance of the Yakima adjudication, there are currently \$1,854,000 in General Fund--State resources devoted to this effort. The Department was provided woefully inadequate resources to address critical water quantity issues throughout the state. Therefore, I am directing the Department of Ecology to use \$500,000 of the Water Right Permit Processing Account for the Water Resources program. The remaining \$1,854,000 of the General Fund--State appropriation shall be used to continue the Yakima Adjudication.

Section 308, page 63-64, Office of Marine Safety

I am vetoing this section because funding for the Office of Marine Safety (OMS) has been included in the transportation budget. The transportation budget, 2ESHB 2080, contains statutory language that would merge OMS into the Department of Ecology (DOE) on January 1, 1996. In accordance with that merger, the transportation budget provides funding for OMS from July 1, 1995 through December 31, 1995 and funding for the Department of Ecology to sustain the merged oil spill prevention program for the remainder of the biennium.

Although the OMS will be merged into DOE, I am committed to maintaining a strong and viable program aimed at preventing oil spills on our marine waters. I support maintaining a high level, visible and priority focus on these issues through a division of oil spill prevention and response at the Department of Ecology. Moreover, I am committed to ensuring that full funding be available for the program, pending legislative remedy, should any situation arise placing appropriations for this program in jeopardy.

Section 309(3), page 64, Flood Damage Reduction (Department of Fish and Wildlife)

This appropriation to the Department of Fish and Wildlife is for the implementation of E2SSB 5632 regarding flood damage reduction. Although I have signed this legislation, I have vetoed the sections for which this funding was intended. Since no additional funding was provided to the Department for this activity, I am vetoing this budget proviso.

Section 311, beginning with the word "subject" on line 20 and ending with the word "section" on line 28, page 69, Resource Management (Department of Natural Resources)

The limiting language in this section places a condition upon the Department of Natural Resources' (DNR) appropriation from the Resource Management Cost Account (RMCA) that prohibits the agency from expending any moneys, from any source, to implement a long-term management agreement with the federal government such as a Habitat Conservation Plan (HCP), without a specific appropriation for that purpose and a prior report to the legislative committees on natural resources. Although requiring a report is a proper legislative prerogative, this language constrains the vast majority of the agency's RMCA appropriation, which supports the preponderance of agency activities upon state trust land. Expenditures from this account should not be

dependent upon what the agency does or does not do with respect to just one of those activities, such as implementation of a long-term management agreement with the federal government. An HCP is an important tool that can be used to protect species while allowing predictable and stable timber harvest on state trust lands. This limiting condition presents an overly broad constraint upon an agency's operations.

Section 914, pages 138-140, Prohibition on the Use of Toxics Control Accounts for Public Participation Grants (Department of Ecology)

This section prohibits the expenditure of funds for public participation grants, except for those assisting in the implementation of ESHB 1810. I am vetoing this section because I believe it is important to maintain public financial support for non-governmental entities engaged in local environmental projects. This program has proven its value in sustaining citizen oversight activities at sites ranging from the Hanford and Commencement Bay cleanups to the Everett Smelter site. It also provides funding for industry associations to educate their members about pollution prevention and waste reduction practices. In restoring funds for public participation grants, I want to ensure that citizens continue to have a strong voice in this era of changing environmental challenges.

Section 916, page 141, Prohibition on Expenditures for the Northwest Marine Straits Sanctuary

In 1988, Congress directed the National Oceanographic and Atmospheric Agency (NOAA) to conduct a study on whether the Northwest Straits area of Washington should be considered for inclusion in the federal Marine Sanctuary program. The state has insisted that it be an equal partner with NOAA in any such study, in part to ensure that the interests of those in the study area are included in the process. This study is long overdue and the state and NOAA are now working closely in this study process. A study on feasibility and options is quite distinct from any decision to include the Northwest Straits in the Marine Sanctuary program. The study should be allowed to move forward. The state's role in participating in this process is essential and for this reason I am vetoing section 916.

Section 917, page 141, Rules for Spotted Owl Protection

This section prevents any state agency from spending any funds appropriated in this act to establish or publish rules that exceed federal requirements for habitat protection for northern spotted owls. This limitation would prevent the Forest Practices Board or the Board of Natural Resources from taking legitimate actions that they may deem appropriate for the protection of owls or other species. If the Legislature wishes to prohibit either the Forest Practices Board or the Board of Natural Resources from taking such action, it should provide such instruction directly. Limiting action through the budget bill is not appropriate.

Section 925, page 145, Mandatory Diversity Training Prohibition

This section prohibits the use of appropriated funds for mandatory diversity training of state employees. This prohibition is inconsistent with the tenets of my Executive Order 93-07 in that it fails to recognize the reality of today's increasingly diverse workforce, clientele and population and the corresponding training needs and requirements. As an employer, Washington State is responsible for ensuring that our employees have the necessary training to do their jobs. This provision would present serious obstacles to agencies' ability to carry out essential human resource management obligations.

In addition to noting those provisions I have vetoed, I would like to comment on a troubling provision I have determined appropriate to approve. Section 209(16) of this bill authorizes the Department of Social and Health Services to provide no more than five chiropractic service visits per person per year for those eligible recipients with acute conditions. This language is troubling in that the legislature provided no additional funding to the Department for chiropractic services. Moreover, this proviso appears to be in conflict with federal statutes which do not permit states to impose such specific limits on services.

I have decided to not veto this language because I do not wish to definitely preclude DSHS from offering chiropractic services to eligible recipients. However, I feel there needs to be work done to clarify several issues. I am directing the Department of Social and Health Services to work with chiropractors and other medical providers to develop an approach which would provide cost-effective chiropractic services for medical assistance recipients. I would like the results of this study by December 1995 so, if necessary, additional funding could be provided by the 1996 Legislature.

For these reasons, I have vetoed sections 126(13); 139(4); 146 (lines 11-21); 201(3); 205(5)(d); 205(5)(e); 206(2); 206(3); 207(1)(c); 207(2)(c)(i); 207(2)(c)(iii); 219(5); 219(6); 303(2); 303(10); 308; 309(3); 311 (beginning with the word "subject" on line 20, and ending with the word "section" on line 28); 914; 916; 917; and 925 of Engrossed Substitute House Bill No. 1410.

With the exception of sections 126(13); 139(4); 146 (lines 11-21); 201(3); 205(5)(d); 205(5)(e); 206(2); 206(3); 207(1)(c); 207(2)(c)(i); 207(2)(c)(iii); 219(5); 219(6); 303(2); 303(10); 308; 309(3); 311 (beginning with the word "subject" on line 20, and ending with the word "section" on line 28); 914; 916; 917; and 925, Engrossed Substitute House Bill No. 1410 is approved."