
SECOND SUBSTITUTE HOUSE BILL 1201

State of Washington

55th Legislature

1997 Regular Session

By House Committee on Appropriations (originally sponsored by Representatives Buck, Johnson, Sheldon, Blalock, Regala, Linville, Hatfield, Kessler, Tokuda, Anderson, Morris, Zellinsky, Dunn, Conway, Doumit, Ogden, Grant, Mastin, Butler and Murray)

Read first time 03/10/97.

1 AN ACT Relating to economic and employment impact of natural
2 resources harvest variation in rural communities; amending RCW
3 43.31.601, 43.31.611, 43.31.621, 43.63A.021, 43.31.641, 43.63A.440,
4 43.160.020, 43.160.076, 28B.50.030, 28B.80.570, 28B.80.580, 50.12.270,
5 43.131.385, and 43.131.386; amending 1995 c 226 s 7 (uncodified);
6 amending 1995 c 226 s 8 (uncodified); amending 1995 c 226 s 9
7 (uncodified); reenacting and amending RCW 50.22.090 and 43.20A.750;
8 creating a new section; repealing RCW 43.31.651; providing an effective
9 date; providing expiration dates; and declaring an emergency.

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

11 **Sec. 1.** RCW 43.31.601 and 1995 c 226 s 1 are each amended to read
12 as follows:

13 For the purposes of RCW 43.31.601 through ((43.31.661)) 43.31.641:
14 (1) "Timber impact area" means a county having a population of less
15 than five hundred thousand, or a city or town located within a county
16 having a population of less than five hundred thousand, and meeting two
17 of the following three criteria, as determined by the employment
18 security department, for the most recent year such data is available:
19 (a) A lumber and wood products employment location quotient at or above

1 the state average; (b) projected or actual direct lumber and wood
2 products job losses of one hundred positions or more, except counties
3 having a population greater than two hundred thousand but less than
4 five hundred thousand must have direct lumber and wood products job
5 losses of one thousand positions or more; or (c) an annual unemployment
6 rate twenty percent or more above the state average.

7 (2)(a) "Rural natural resources impact area" means:

8 (i) A nonmetropolitan county, as defined by the 1990 decennial
9 census, that meets ~~((two))~~ three of the five criteria set forth in (b)
10 of this subsection; ~~((or))~~

11 (ii) A nonmetropolitan county with a population of less than forty
12 thousand in the 1990 decennial census, that meets two of the five
13 criteria as set forth in (b) of this subsection; or

14 (iii) A nonurbanized area, as defined by the 1990 decennial census,
15 that is located in a metropolitan county that meets ~~((two))~~ three of
16 the five criteria set forth in (b) of this subsection.

17 (b) For the purposes of designating rural natural resources impact
18 areas, the following criteria shall be considered:

19 (i) A lumber and wood products employment location quotient at or
20 above the state average;

21 (ii) A commercial salmon fishing employment location quotient at or
22 above the state average;

23 (iii) Projected or actual direct lumber and wood products job
24 losses of one hundred positions or more;

25 (iv) Projected or actual direct commercial salmon fishing job
26 losses of one hundred positions or more; and

27 (v) An unemployment rate twenty percent or more above the state
28 average.

29 The counties that meet these criteria shall be determined by the
30 employment security department for the most recent year for which data
31 is available. For the purposes of administration of programs under
32 this chapter, the United States post office five-digit zip code
33 delivery areas will be used to determine residence status for
34 eligibility purposes. For the purpose of this definition, a zip code
35 delivery area ~~((that is located wholly or partially in an urbanized~~
36 ~~area or within two))~~ of which any part is ten miles ~~((of))~~ or more from
37 an urbanized area is considered nonurbanized. A zip code totally
38 surrounded by zip codes qualifying as nonurbanized under this
39 definition is also considered nonurbanized. The office of financial

1 management shall make available a zip code listing of the areas to all
2 agencies and organizations providing services under this chapter.

3 **Sec. 2.** RCW 43.31.611 and 1995 c 226 s 2 are each amended to read
4 as follows:

5 (1) The governor shall appoint a rural community assistance
6 coordinator. The coordinator shall coordinate the state and federal
7 economic and social programs targeted to rural natural resources impact
8 areas.

9 (2) The coordinator's responsibilities shall include but not be
10 limited to:

11 (a) Chairing the agency rural community assistance task force and
12 directing staff associated with the task force.

13 (b) Coordinating and maximizing the impact of state and federal
14 assistance to rural natural resources impact areas.

15 (c) Coordinating and expediting programs to assist rural natural
16 resources impact areas.

17 (d) Providing the legislature with a status and impact report on
18 the rural community assistance program in January ((1996)) 1998.

19 (3) To assist in carrying out the duties set out under this
20 section, the coordinator shall consult with the Washington state rural
21 development council and may appoint an advisory body that has
22 representation from local governments and natural resources interest
23 groups representing impacted rural communities.

24 (4) This section shall expire June 30, ((1997)) 2000.

25 **Sec. 3.** RCW 43.31.621 and 1996 c 186 s 508 are each amended to
26 read as follows:

27 (1) There is established the agency rural community assistance task
28 force. The task force shall be chaired by the rural community
29 assistance coordinator. It shall be the responsibility of the
30 coordinator that all directives of chapter 314, Laws of 1991, and
31 chapter 226, Laws of 1995 are carried out expeditiously by the agencies
32 represented in the task force. The task force shall consist of the
33 directors, or representatives of the directors, of the following
34 agencies: The department of community, trade, and economic
35 development, employment security department, department of social and
36 health services, state board for community and technical colleges, work
37 force training and education coordinating board, department of natural

1 resources, department of transportation, department of fish and
2 wildlife, University of Washington center for international trade in
3 forest products, department of agriculture, and department of ecology.
4 The task force shall solicit and consider input from the rural
5 development council in coordinating agency programs targeted to rural
6 natural resources impacted communities. The task force may consult and
7 enlist the assistance of the following: The higher education
8 coordinating board, University of Washington college of forest
9 resources, University of Washington school of fisheries, Washington
10 State University school of forestry, Northwest policy center, state
11 superintendent of public instruction, Washington state labor council,
12 the Evergreen partnership, Washington state association of counties,
13 and others as needed.

14 ~~(2) ((The task force, in conjunction with the rural development~~
15 ~~council, shall undertake a study to determine whether additional~~
16 ~~communities and industries are impacted, or are likely to be impacted,~~
17 ~~by salmon preservation and recovery efforts. The task force shall~~
18 ~~consider possible impacts in the following industries and associated~~
19 ~~communities: Barge transportation, irrigation dependent agriculture,~~
20 ~~food processing, aluminum, charter recreational fishing, boatbuilding,~~
21 ~~and other sectors suggested by the task force. The task force shall~~
22 ~~report its findings and recommendations to the legislature by January~~
23 ~~1996)) Recognizing that some rural natural resources areas have greater~~
24 ~~economic distress than others, the task force will consider the~~
25 ~~severity of the impact as a significant project selection criteria,~~
26 ~~both at the county and subcounty level.~~

27 (3) This section shall expire June 30, ~~((1997))~~ 2000.

28 **Sec. 4.** RCW 50.22.090 and 1995 c 226 s 5 and 1995 c 57 s 2 are
29 each reenacted and amended to read as follows:

30 (1) An additional benefit period is established for rural natural
31 resources impact areas, defined in RCW 43.31.601, and determined by the
32 office of financial management and the employment security department.
33 Benefits shall be paid as provided in subsection (3) of this section to
34 exhaustees eligible under subsection (4) of this section.

35 (2) The additional benefit period for a county may end no sooner
36 than fifty-two weeks after the additional benefit period begins.

37 (3) Additional benefits shall be paid as follows:

1 (a) No new claims for additional benefits shall be accepted for
2 weeks beginning after July 1, (~~(1997)~~) 1999, but for claims established
3 on or before July 1, (~~(1997)~~) 1999, weeks of unemployment occurring
4 after July 1, (~~(1997)~~) 1999, shall be compensated as provided in this
5 section.

6 (b) The total additional benefit amount shall be one hundred four
7 times the individual's weekly benefit amount, reduced by the total
8 amount of regular benefits and extended benefits paid, or deemed paid,
9 with respect to the benefit year. Additional benefits shall not be
10 payable for weeks more than two years beyond the end of the benefit
11 year of the regular claim for an individual whose benefit year ends on
12 or after July 27, 1991, and shall not be payable for weeks ending on or
13 after two years after March 26, 1992, for individuals who become
14 eligible as a result of chapter 47, Laws of 1992.

15 (c) Notwithstanding the provisions of (b) of this subsection,
16 individuals will be entitled to up to five additional weeks of benefits
17 following the completion or termination of training.

18 (d) Notwithstanding the provisions of (b) of this subsection,
19 individuals enrolled in prerequisite remedial education for a training
20 program expected to last at least one year will be entitled to up to
21 thirteen additional weeks of benefits which shall not count toward the
22 total in (b) of this subsection.

23 (e) The weekly benefit amount shall be calculated as specified in
24 RCW 50.22.040.

25 (f) Benefits paid under this section shall be paid under the same
26 terms and conditions as regular benefits. The additional benefit
27 period shall be suspended with the start of an extended benefit period,
28 or any totally federally funded benefit program, with eligibility
29 criteria and benefits comparable to the program established by this
30 section, and shall resume the first week following the end of the
31 federal program.

32 (g) The amendments in chapter 316, Laws of 1993 affecting
33 subsection (3)(b) and (c) of this section shall apply in the case of
34 all individuals determined to be monetarily eligible under this section
35 without regard to the date eligibility was determined.

36 (4) An additional benefit eligibility period is established for any
37 exhaustee who:

38 (a)(i) At the time of last separation from employment, resided in
39 or was employed in a rural natural resources impact area defined in RCW

1 43.31.601 and determined by the office of financial management and the
2 employment security department; (~~or~~) and

3 (ii) During his or her base year, earned wages in at least six
4 hundred eighty hours in either the forest products industry, which
5 shall be determined by the department but shall include the industries
6 assigned the major group standard industrial classification codes "24"
7 and "26" and the industries involved in the harvesting and management
8 of logs, transportation of logs and wood products, processing of wood
9 products, and the manufacturing and distribution of wood processing and
10 logging equipment or the fishing industry assigned the standard
11 industrial classification code "0912". The commissioner may adopt
12 rules further interpreting the industries covered under this
13 subsection. For the purposes of this subsection, "standard industrial
14 classification code" means the code identified in RCW 50.29.025(6)(c);
15 and

16 (b)(i) Has received notice of termination or layoff; and

17 (ii) Is unlikely to return to employment in his or her principal
18 occupation or previous industry because of a diminishing demand within
19 his or her labor market for his or her skills in the occupation or
20 industry; and

21 (c)(i) Is notified by the department of the requirements of this
22 section and develops an individual training program that is submitted
23 to the commissioner for approval not later than sixty days after the
24 individual is notified of the requirements of this section, and enters
25 the approved training program not later than ninety days after the date
26 of the individual's termination or layoff, or ninety days after July 1,
27 1991, whichever is later, unless the department determines that the
28 training is not available during the ninety-day period, in which case
29 the individual shall enter training as soon as it is available; or

30 (ii) Is enrolled in training approved under this section on a full-
31 time basis and maintains satisfactory progress in the training.

32 (5) For the purposes of this section:

33 (a) "Training program" means:

34 (i) A remedial education program determined to be necessary after
35 counseling at the educational institution in which the individual
36 enrolls pursuant to his or her approved training program; or

37 (ii) A vocational training program at an educational institution
38 that:

39 (A) Is training for a labor demand occupation; and

1 (B) Is likely to facilitate a substantial enhancement of the
2 individual's marketable skills and earning power.

3 (b) "Educational institution" means an institution of higher
4 education as defined in RCW 28B.10.016 or an educational institution as
5 defined in RCW 28C.04.410(3).

6 (c) "Training allowance or stipend" means discretionary use, cash-
7 in-hand payments available to the individual to be used as the
8 individual sees fit, but does not mean direct or indirect compensation
9 for training costs, such as tuition or books and supplies.

10 (6) The commissioner shall adopt rules as necessary to implement
11 this section.

12 (7) The provisions of RCW 50.22.010(10) shall not apply to anyone
13 who establishes eligibility for additional benefits under this section
14 and whose benefit year ends after January 1, 1994. These individuals
15 will have the option of remaining on the original claim or filing a new
16 claim.

17 **Sec. 5.** RCW 43.63A.021 and 1995 c 226 s 11 are each amended to
18 read as follows:

19 Unless the context clearly requires otherwise, the definitions in
20 this section apply throughout this chapter.

21 (1) "Dislocated forest products worker" means a forest products
22 worker who: (a)(i) Has been terminated or received notice of
23 termination from employment and is unlikely to return to employment in
24 the individual's principal occupation or previous industry because of
25 a diminishing demand for his or her skills in that occupation or
26 industry; or (ii) is self-employed and has been displaced from his or
27 her business because of the diminishing demand for the business's
28 services or goods; and (b) at the time of last separation from
29 employment, resided in or was employed in a rural natural resources
30 impact area.

31 (2) "Forest products worker" means a worker in the forest products
32 industries affected by the reduction of forest fiber enhancement,
33 transportation, or production. The workers included within this
34 definition shall be determined by the employment security department,
35 but shall include workers employed in the industries assigned the major
36 group standard industrial classification codes "24" and "26" and the
37 industries involved in the harvesting and management of logs,
38 transportation of logs and wood products, processing of wood products,

1 and the manufacturing and distribution of wood processing and logging
2 equipment. The commissioner may adopt rules further interpreting these
3 definitions. For the purposes of this subsection, "standard industrial
4 classification code" means the code identified in RCW 50.29.025(6)(c).

5 (3) "Dislocated salmon fishing worker" means a ~~((salmon))~~ finfish
6 products worker who: (a)(i) Has been terminated or received notice of
7 termination from employment and is unlikely to return to employment in
8 the individual's principal occupation or previous industry because of
9 a diminishing demand for his or her skills in that occupation or
10 industry; or (ii) is self-employed and has been displaced from his or
11 her business because of the diminishing demand for the business's
12 services or goods; and (b) at the time of last separation from
13 employment, resided in or was employed in a rural natural resources
14 impact area.

15 (4) "Salmon fishing worker" means a worker in the ~~((salmon))~~
16 finfish industry affected by 1994 or future salmon disasters. The
17 workers included within this definition shall be determined by the
18 employment security department, but shall include workers employed in
19 the industries involved in the commercial and recreational harvesting
20 of ~~((salmon))~~ finfish including buying and processing ~~((salmon))~~
21 finfish. The commissioner may adopt rules further interpreting these
22 definitions.

23 **Sec. 6.** RCW 43.31.641 and 1995 c 226 s 4 are each amended to read
24 as follows:

25 The department of community, trade, and economic development, as a
26 member of the agency rural community assistance task force, shall:

27 ~~(1) ((Implement an expanded value-added forest products development~~
28 ~~industrial extension program. The department shall provide technical~~
29 ~~assistance to small and medium-sized forest products companies to~~
30 ~~include:~~

31 ~~(a) Secondary manufacturing product development;~~

32 ~~(b) Plant and equipment maintenance;~~

33 ~~(c) Identification and development of domestic market~~
34 ~~opportunities;~~

35 ~~(d) Building products export development assistance;~~

36 ~~(e) At risk business development assistance;~~

37 ~~(f) Business network development; and~~

38 ~~(g) Timber impact area industrial diversification.~~

1 ~~(2) Provide local contracts for small and medium sized forest~~
2 ~~product companies, start-ups, and business organizations for business~~
3 ~~feasibility, market development, and business network contracts that~~
4 ~~will benefit value added production efforts in the industry.~~

5 ~~(3) Contract with local business organizations in timber impact~~
6 ~~areas for development of programs to promote industrial~~
7 ~~diversification. The department shall provide local capacity building~~
8 ~~grants to local governments and community based organizations in timber~~
9 ~~impact areas, which may include long range planning and needs~~
10 ~~assessments.~~

11 ~~For the 1991-93 biennium, the department of community, trade, and~~
12 ~~economic development shall use funds appropriated for this section for~~
13 ~~contracts and for no more than two additional staff positions))~~
14 Administer available federal grant funds to support strategic
15 diversification needs and opportunities of timber-dependent
16 communities, value-added forest products firms, and the value-added
17 forest products industry in Washington state.

18 (2) Provide value-added wood products companies with building
19 products export development assistance.

20 **Sec. 7.** RCW 43.63A.440 and 1995 c 226 s 13 are each amended to
21 read as follows:

22 The department of community, trade, and economic development shall
23 provide technical and financial assistance to communities adversely
24 impacted by reductions in timber harvested from federal, state, and
25 private lands and reduction of salmon fishing caused by efforts to
26 maintain the long-term viability of salmon stocks. ~~((This assistance~~
27 ~~shall include the formation and implementation of community economic~~
28 ~~development plans. The department of community, trade, and economic~~
29 ~~development shall utilize existing state technical and financial~~
30 ~~assistance programs, and shall aid communities in seeking private and~~
31 ~~federal financial assistance for the purposes of this section. The~~
32 ~~department may contract for services provided for under this section))~~
33 The department shall use existing technical and financial assistance
34 resources to aid communities in planning, implementing, and assembling
35 financing for high priority community economic development projects.

36 **Sec. 8.** RCW 43.160.020 and 1996 c 51 s 2 are each amended to read
37 as follows:

1 Unless the context clearly requires otherwise, the definitions in
2 this section apply throughout this chapter.

3 (1) "Board" means the community economic revitalization board.

4 (2) "Bond" means any bond, note, debenture, interim certificate, or
5 other evidence of financial indebtedness issued by the board pursuant
6 to this chapter.

7 (3) "Department" means the department of community, trade, and
8 economic development.

9 (4) "Financial institution" means any bank, savings and loan
10 association, credit union, development credit corporation, insurance
11 company, investment company, trust company, savings institution, or
12 other financial institution approved by the board and maintaining an
13 office in the state.

14 (5) "Industrial development facilities" means "industrial
15 development facilities" as defined in RCW 39.84.020.

16 (6) "Industrial development revenue bonds" means tax-exempt revenue
17 bonds used to fund industrial development facilities.

18 (7) "Local government" or "political subdivision" means any port
19 district, county, city, town, special purpose district, and any other
20 municipal corporations or quasi-municipal corporations in the state
21 providing for public facilities under this chapter.

22 (8) "Sponsor" means any of the following entities which customarily
23 provide service or otherwise aid in industrial or other financing and
24 are approved as a sponsor by the board: A bank, trust company, savings
25 bank, investment bank, national banking association, savings and loan
26 association, building and loan association, credit union, insurance
27 company, or any other financial institution, governmental agency, or
28 holding company of any entity specified in this subsection.

29 (9) "Umbrella bonds" means industrial development revenue bonds
30 from which the proceeds are loaned, transferred, or otherwise made
31 available to two or more users under this chapter.

32 (10) "User" means one or more persons acting as lessee, purchaser,
33 mortgagor, or borrower under a financing document and receiving or
34 applying to receive revenues from bonds issued under this chapter.

35 (11) "Public facilities" means bridges, roads, domestic and
36 industrial water, sanitary sewer, storm sewer, railroad, electricity,
37 natural gas, buildings or structures, and port facilities.

38 (12) "Rural natural resources impact area" means:

1 (a) A nonmetropolitan county, as defined by the 1990 decennial
2 census, that meets ~~((two))~~ three of the five criteria set forth in
3 subsection (13) of this section; ~~((or))~~

4 (b) A nonmetropolitan county with a population of less than forty
5 thousand in the 1990 decennial census, that meets two of the five
6 criteria as set forth in subsection (13) of this section; or

7 (c) A nonurbanized area, as defined by the 1990 decennial census,
8 that is located in a metropolitan county that meets ~~((two))~~ three of
9 the five criteria set forth in subsection (13) of this section.

10 (13) For the purposes of designating rural natural resources impact
11 areas, the following criteria shall be considered:

12 (a) A lumber and wood products employment location quotient at or
13 above the state average;

14 (b) A commercial salmon fishing employment location quotient at or
15 above the state average;

16 (c) Projected or actual direct lumber and wood products job losses
17 of one hundred positions or more;

18 (d) Projected or actual direct commercial salmon fishing job losses
19 of one hundred positions or more; and

20 (e) An unemployment rate twenty percent or more above the state
21 average. The counties that meet these criteria shall be determined by
22 the employment security department for the most recent year for which
23 data is available. For the purposes of administration of programs
24 under this chapter, the United States post office five-digit zip code
25 delivery areas will be used to determine residence status for
26 eligibility purposes. For the purpose of this definition, a zip code
27 delivery area ~~((that is located wholly or partially in an urbanized~~
28 ~~area or within two))~~ of which any part is ten miles ~~((of))~~ or more from
29 an urbanized area is considered nonurbanized. A zip code totally
30 surrounded by zip codes qualifying as nonurbanized under this
31 definition is also considered nonurbanized. The office of financial
32 management shall make available a zip code listing of the areas to all
33 agencies and organizations providing services under this chapter.

34 **Sec. 9.** RCW 43.160.076 and 1996 c 51 s 7 are each amended to read
35 as follows:

36 (1) Except as authorized to the contrary under subsection (2) of
37 this section, from all funds available to the board for financial
38 assistance in a biennium, the board shall spend at least ~~((fifty))~~

1 seventy-five percent for financial assistance for projects in
2 distressed counties or rural natural resources impact areas. For
3 purposes of this section, the term "distressed counties" includes any
4 county, in which the average level of unemployment for the three years
5 before the year in which an application for financial assistance is
6 filed, exceeds the average state employment for those years by twenty
7 percent.

8 (2) If at any time during the last six months of a biennium the
9 board finds that the actual and anticipated applications for qualified
10 projects in distressed counties or rural natural resources impact areas
11 are clearly insufficient to use up the (~~fifty~~) seventy-five percent
12 allocation, then the board shall estimate the amount of the
13 insufficiency and during the remainder of the biennium may use that
14 amount of the allocation for financial assistance to projects not
15 located in distressed counties or rural natural resources impact areas.

16 **Sec. 10.** 1995 c 226 s 7 (uncodified) is amended to read as follows:
17 RCW 43.160.076 and 1991 c 314 s 24 & 1985 c 446 s 6 are each
18 repealed effective June 30, (~~1997~~) 2000.

19 **Sec. 11.** 1995 c 226 s 8 (uncodified) is amended to read as follows:
20 RCW 43.160.200 expires June 30, (~~1997~~) 2000.

21 **Sec. 12.** 1995 c 226 s 9 (uncodified) is amended to read as follows:
22 RCW 43.160.210 shall take effect June 30, (~~1997~~) 2000.

23 **Sec. 13.** RCW 28B.50.030 and 1995 c 226 s 17 are each amended to
24 read as follows:

25 As used in this chapter, unless the context requires otherwise, the
26 term:

27 (1) "System" shall mean the state system of community and technical
28 colleges, which shall be a system of higher education.

29 (2) "Board" shall mean the work force training and education
30 coordinating board.

31 (3) "College board" shall mean the state board for community and
32 technical colleges created by this chapter.

33 (4) "Director" shall mean the administrative director for the state
34 system of community and technical colleges.

1 (5) "District" shall mean any one of the community and technical
2 college districts created by this chapter.

3 (6) "Board of trustees" shall mean the local community and
4 technical college board of trustees established for each college
5 district within the state.

6 (7) "Occupational education" shall mean that education or training
7 that will prepare a student for employment that does not require a
8 baccalaureate degree.

9 (8) "K-12 system" shall mean the public school program including
10 kindergarten through the twelfth grade.

11 (9) "Common school board" shall mean a public school district board
12 of directors.

13 (10) "Community college" shall include those higher education
14 institutions that conduct education programs under RCW 28B.50.020.

15 (11) "Technical college" shall include those higher education
16 institutions with the sole mission of conducting occupational
17 education, basic skills, literacy programs, and offering on short
18 notice, when appropriate, programs that meet specific industry needs.
19 The programs of technical colleges shall include, but not be limited
20 to, continuous enrollment, competency-based instruction, industry-
21 experienced faculty, curriculum integrating vocational and basic skills
22 education, and curriculum approved by representatives of employers and
23 labor. For purposes of this chapter, technical colleges shall include
24 Lake Washington Vocational-Technical Institute, Renton Vocational-
25 Technical Institute, Bates Vocational-Technical Institute, Clover Park
26 Vocational Institute, and Bellingham Vocational-Technical Institute.

27 (12) "Adult education" shall mean all education or instruction,
28 including academic, vocational education or training, basic skills and
29 literacy training, and "occupational education" provided by public
30 educational institutions, including common school districts for persons
31 who are eighteen years of age and over or who hold a high school
32 diploma or certificate. However, "adult education" shall not include
33 academic education or instruction for persons under twenty-one years of
34 age who do not hold a high school degree or diploma and who are
35 attending a public high school for the sole purpose of obtaining a high
36 school diploma or certificate, nor shall "adult education" include
37 education or instruction provided by any four year public institution
38 of higher education.

1 (13) "Dislocated forest product worker" shall mean a forest
2 products worker who: (a)(i) Has been terminated or received notice of
3 termination from employment and is unlikely to return to employment in
4 the individual's principal occupation or previous industry because of
5 a diminishing demand for his or her skills in that occupation or
6 industry; or (ii) is self-employed and has been displaced from his or
7 her business because of the diminishing demand for the business's
8 services or goods; and (b) at the time of last separation from
9 employment, resided in or was employed in a rural natural resources
10 impact area.

11 (14) "Forest products worker" shall mean a worker in the forest
12 products industries affected by the reduction of forest fiber
13 enhancement, transportation, or production. The workers included
14 within this definition shall be determined by the employment security
15 department, but shall include workers employed in the industries
16 assigned the major group standard industrial classification codes "24"
17 and "26" and the industries involved in the harvesting and management
18 of logs, transportation of logs and wood products, processing of wood
19 products, and the manufacturing and distribution of wood processing and
20 logging equipment. The commissioner may adopt rules further
21 interpreting these definitions. For the purposes of this subsection,
22 "standard industrial classification code" means the code identified in
23 RCW 50.29.025(6)(c).

24 (15) "Dislocated salmon fishing worker" means a ~~((salmon))~~ finfish
25 products worker who: (a)(i) Has been terminated or received notice of
26 termination from employment and is unlikely to return to employment in
27 the individual's principal occupation or previous industry because of
28 a diminishing demand for his or her skills in that occupation or
29 industry; or (ii) is self-employed and has been displaced from his or
30 her business because of the diminishing demand for the business's
31 services or goods; and (b) at the time of last separation from
32 employment, resided in or was employed in a rural natural resources
33 impact area.

34 (16) "Salmon fishing worker" means a worker in the ~~((salmon))~~
35 finfish industry affected by 1994 or future salmon disasters. The
36 workers included within this definition shall be determined by the
37 employment security department, but shall include workers employed in
38 the industries involved in the commercial and recreational harvesting
39 of ~~((salmon))~~ finfish including buying and processing ~~((salmon))~~

1 finfish. The commissioner may adopt rules further interpreting these
2 definitions.

3 (17) "Rural natural resources impact area" means:

4 (a) A nonmetropolitan county, as defined by the 1990 decennial
5 census, that meets ~~((two))~~ three of the five criteria set forth in
6 subsection (18) of this section; ~~((or))~~

7 (b) A nonmetropolitan county with a population of less than forty
8 thousand in the 1990 decennial census, that meets two of the five
9 criteria as set forth in subsection (18) of this section; or

10 (c) A nonurbanized area, as defined by the 1990 decennial census,
11 that is located in a metropolitan county that meets ~~((two))~~ three of
12 the five criteria set forth in subsection (18) of this section.

13 (18) For the purposes of designating rural natural resources impact
14 areas, the following criteria shall be considered:

15 (a) A lumber and wood products employment location quotient at or
16 above the state average;

17 (b) A commercial salmon fishing employment location quotient at or
18 above the state average;

19 (c) Projected or actual direct lumber and wood products job losses
20 of one hundred positions or more;

21 (d) Projected or actual direct commercial salmon fishing job losses
22 of one hundred positions or more; and

23 (e) An unemployment rate twenty percent or more above the state
24 average. The counties that meet these criteria shall be determined by
25 the employment security department for the most recent year for which
26 data is available. For the purposes of administration of programs
27 under this chapter, the United States post office five-digit zip code
28 delivery areas will be used to determine residence status for
29 eligibility purposes. For the purpose of this definition, a zip code
30 delivery area ~~((that is located wholly or partially in an urbanized~~
31 ~~area or within two))~~ of which any part is ten miles ((of)) or more from
32 an urbanized area is considered nonurbanized. A zip code totally
33 surrounded by zip codes qualifying as nonurbanized under this
34 definition is also considered nonurbanized. The office of financial
35 management shall make available a zip code listing of the areas to all
36 agencies and organizations providing services under this chapter.

37 **Sec. 14.** RCW 28B.80.570 and 1995 c 226 s 20 are each amended to
38 read as follows:

1 Unless the context clearly requires otherwise, the definitions in
2 this section apply throughout RCW 28B.80.575 through 28B.80.585.

3 (1) "Board" means the higher education coordinating board.

4 (2) "Dislocated forest products worker" means a forest products
5 worker who: (a)(i) Has been terminated or received notice of
6 termination from employment and is unlikely to return to employment in
7 the individual's principal occupation or previous industry because of
8 a diminishing demand for his or her skills in that occupation or
9 industry; or (ii) is self-employed and has been displaced from his or
10 her business because of the diminishing demand for the business's
11 services or goods; and (b) at the time of last separation from
12 employment, resided in or was employed in a rural natural resources
13 impact area.

14 (3) "Forest products worker" means a worker in the forest products
15 industries affected by the reduction of forest fiber enhancement,
16 transportation, or production. The workers included within this
17 definition shall be determined by the employment security department,
18 but shall include workers employed in the industries assigned the major
19 group standard industrial classification codes "24" and "26" and the
20 industries involved in the harvesting and management of logs,
21 transportation of logs and wood products, processing of wood products,
22 and the manufacturing and distribution of wood processing and logging
23 equipment. The commissioner may adopt rules further interpreting these
24 definitions. For the purposes of this subsection, "standard industrial
25 classification code" means the code identified in RCW 50.29.025(6)(c).

26 (4) "Dislocated salmon fishing worker" means a (~~salmon~~) finfish
27 products worker who: (a)(i) Has been terminated or received notice of
28 termination from employment and is unlikely to return to employment in
29 the individual's principal occupation or previous industry because of
30 a diminishing demand for his or her skills in that occupation or
31 industry; or (ii) is self-employed and has been displaced from his or
32 her business because of the diminishing demand for the business's
33 services or goods; and (b) at the time of last separation from
34 employment, resided in or was employed in a rural natural resources
35 impact area.

36 (5) "Salmon fishing worker" means a worker in the (~~salmon~~)
37 finfish industry affected by 1994 or future salmon disasters. The
38 workers included within this definition shall be determined by the
39 employment security department, but shall include workers employed in

1 the industries involved in the commercial and recreational harvesting
2 of ~~((salmon))~~ finfish including buying and processing ~~((salmon))~~
3 finfish. The commissioner may adopt rules further interpreting these
4 definitions.

5 (6) "Rural natural resources impact area" means:

6 (a) A nonmetropolitan county, as defined by the 1990 decennial
7 census, that meets ~~((two))~~ three of the five criteria set forth in
8 subsection (7) of this section; ~~((or))~~

9 (b) A nonmetropolitan county with a population of less than forty
10 thousand in the 1990 decennial census, that meets two of the five
11 criteria as set forth in subsection (7) of this section; or

12 (c) A nonurbanized area, as defined by the 1990 decennial census,
13 that is located in a metropolitan county that meets ~~((two))~~ three of
14 the five criteria set forth in subsection (7) of this section.

15 (7) For the purposes of designating rural natural resources impact
16 areas, the following criteria shall be considered:

17 (a) A lumber and wood products employment location quotient at or
18 above the state average;

19 (b) A commercial salmon fishing employment location quotient at or
20 above the state average;

21 (c) Projected or actual direct lumber and wood products job losses
22 of one hundred positions or more;

23 (d) Projected or actual direct commercial salmon fishing job losses
24 of one hundred positions or more; and

25 (e) An unemployment rate twenty percent or more above the state
26 average. The counties that meet these criteria shall be determined by
27 the employment security department for the most recent year for which
28 data is available. For the purposes of administration of programs
29 under this chapter, the United States post office five-digit zip code
30 delivery areas will be used to determine residence status for
31 eligibility purposes. For the purpose of this definition, a zip code
32 delivery area ~~((that is located wholly or partially in an urbanized~~
33 ~~area or within two))~~ of which any part is ten miles ~~((of))~~ or more from
34 an urbanized area is considered nonurbanized. A zip code totally
35 surrounded by zip codes qualifying as nonurbanized under this
36 definition is also considered nonurbanized. The office of financial
37 management shall make available a zip code listing of the areas to all
38 agencies and organizations providing services under this chapter.

1 **Sec. 15.** RCW 28B.80.580 and 1995 c 226 s 22 are each amended to
2 read as follows:

3 (1) The board shall contract with institutions of higher education
4 to provide upper division classes to serve additional placebound
5 students in the rural natural resources impact areas meeting the
6 following criteria, as determined by the employment security
7 department: (a) A lumber and wood products employment location
8 quotient at or above the state average; (b) a commercial salmon fishing
9 employment location quotient at or above the state average; (c) a
10 direct lumber and wood products job loss of one hundred positions or
11 more; (d) projected or actual direct commercial salmon fishing job
12 losses of one hundred positions or more; and (e) an annual unemployment
13 rate twenty percent above the state average; and which are not served
14 by an existing state-funded upper division degree program. The number
15 of full-time equivalent students served in this manner shall be
16 determined by the applicable omnibus appropriations act. The board may
17 direct that all the full-time equivalent enrollments be served in one
18 of the eligible rural natural resources impact areas if it should
19 determine that this would be the most viable manner of establishing the
20 program and using available resources. The institutions shall utilize
21 telecommunication technology, if available, to carry out the purposes
22 of this section. Subject to the limitations of RCW 28B.15.910, the
23 institutions providing the service may waive all or a portion of the
24 tuition, and service and activities fees for dislocated forest products
25 workers and dislocated salmon fishing workers or their unemployed
26 spouses enrolled as one of the full-time equivalent students allocated
27 to the college under this section.

28 (2) Unemployed spouses of eligible dislocated forest products
29 workers and dislocated salmon fishing workers may participate in the
30 program, but tuition and fees may be waived under the program only for
31 the worker or the spouse and not both.

32 (3) Subject to the limitations of RCW 28B.15.910, for any eligible
33 participant, all or a portion of tuition may be waived for a maximum of
34 ~~((four semesters or six quarters within a two-year time period))~~ ninety
35 quarter credit hours or sixty semester credit hours earned within four
36 years. The participant must be enrolled for a minimum of ~~((ten credits~~
37 ~~per semester or quarter))~~ five credit hours per quarter or three credit
38 hours per semester.

1 **Sec. 16.** RCW 43.20A.750 and 1995 c 269 s 1901 and 1995 c 226 s 25
2 are each reenacted and amended to read as follows:

3 (1) The department of social and health services shall help
4 families and workers in rural natural resources impact areas make the
5 transition through economic difficulties and shall provide services to
6 assist workers to gain marketable skills. The department, as a member
7 of the agency rural community assistance task force and, where
8 appropriate, under an interagency agreement with the department of
9 community, trade, and economic development, shall provide grants
10 through the office of the secretary for services to the unemployed in
11 rural natural resources impact areas and to dislocated salmon fishing
12 workers as defined in RCW 43.63A.021 who live in urban areas of
13 qualifying rural natural resource impact counties, including providing
14 direct or referral services, establishing and operating service
15 delivery programs, and coordinating delivery programs and delivery of
16 services. These grants may be awarded for family support centers,
17 reemployment centers, or other local service agencies.

18 (2) The services provided through the grants may include, but need
19 not be limited to: Credit counseling; social services including
20 marital counseling; psychotherapy or psychological counseling; mortgage
21 foreclosures and utilities problems counseling; drug and alcohol abuse
22 services; medical services; and residential heating and food
23 acquisition.

24 (3) Funding for these services shall be coordinated through the
25 agency rural community assistance task force which will establish a
26 fund to provide child care assistance, mortgage assistance, and
27 counseling which cannot be met through current programs. No funds
28 shall be used for additional full-time equivalents for administering
29 this section.

30 (4)(a) Grants for family support centers are intended to provide
31 support to families by responding to needs identified by the families
32 and communities served by the centers. Services provided by family
33 support centers may include parenting education, child development
34 assessments, health and nutrition education, counseling, and
35 information and referral services. Such services may be provided
36 directly by the center or through referral to other agencies
37 participating in the interagency team.

38 (b) The department shall consult with the council on child abuse or
39 neglect regarding grants for family support centers.

1 (5) "Rural natural resources impact area" means:

2 (a) A nonmetropolitan county, as defined by the 1990 decennial
3 census, that meets ~~((two))~~ three of the five criteria set forth in
4 subsection (6) of this section; ~~((or))~~

5 (b) A nonmetropolitan county with a population of less than forty
6 thousand in the 1990 decennial census, that meets two of the five
7 criteria as set forth in subsection (6) of this section; or

8 (c) A nonurbanized area, as defined by the 1990 decennial census,
9 that is located in a metropolitan county that meets ~~((two))~~ three of
10 the five criteria set forth in subsection (6) of this section.

11 (6) For the purposes of designating rural natural resources impact
12 areas, the following criteria shall be considered:

13 (a) A lumber and wood products employment location quotient at or
14 above the state average;

15 (b) A commercial salmon fishing employment location quotient at or
16 above the state average;

17 (c) Projected or actual direct lumber and wood products job losses
18 of one hundred positions or more;

19 (d) Projected or actual direct commercial salmon fishing job losses
20 of one hundred positions or more; and

21 (e) An unemployment rate twenty percent or more above the state
22 average. The counties that meet these criteria shall be determined by
23 the employment security department for the most recent year for which
24 data is available. For the purposes of administration of programs
25 under this chapter, the United States post office five-digit zip code
26 delivery areas will be used to determine residence status for
27 eligibility purposes. For the purpose of this definition, a zip code
28 delivery area ~~((that is located wholly or partially in an urbanized~~
29 ~~area or within two))~~ of which any part is ten miles ~~((of))~~ or more from
30 an urbanized area is considered nonurbanized. A zip code totally
31 surrounded by zip codes qualifying as nonurbanized under this
32 definition is also considered nonurbanized. The office of financial
33 management shall make available a zip code listing of the areas to all
34 agencies and organizations providing services under this chapter.

35 **Sec. 17.** RCW 50.12.270 and 1995 c 226 s 30 are each amended to
36 read as follows:

37 (1) Subject to the availability of state or federal funds, the
38 employment security department, as a member of the agency rural

1 community assistance task force, shall consult with and may subcontract
2 with local educational institutions, local businesses, local labor
3 organizations, local associate development organizations, local private
4 industry councils, local social service organizations, and local
5 governments in carrying out a program of training and services,
6 including training through the entrepreneurial training program, for
7 dislocated workers in rural natural resources impact areas.

8 (2) The department shall conduct a survey to determine the actual
9 future employment needs and jobs skills in rural natural resources
10 impact areas.

11 (3) The department shall coordinate the services provided in this
12 section with all other services provided by the department and with the
13 other economic recovery efforts undertaken by state and local
14 government agencies on behalf of the rural natural resources impact
15 areas.

16 (4) The department shall make every effort to procure additional
17 federal and other moneys for the efforts enumerated in this section.

18 (5) For the purposes of this section, "rural natural resources
19 impact area" means:

20 (a) A nonmetropolitan county, as defined by the 1990 decennial
21 census, that meets ~~((two))~~ three of the five criteria set forth in
22 subsection (6) of this section; ~~((or))~~

23 (b) A nonmetropolitan county with a population of less than forty
24 thousand in the 1990 decennial census, that meets two of the five
25 criteria as set forth in subsection (6) of this section; or

26 (c) A nonurbanized area, as defined by the 1990 decennial census,
27 that is located in a metropolitan county that meets ~~((two))~~ three of
28 the five criteria set forth in subsection (6) of this section.

29 (6) For the purposes of designating rural natural resources impact
30 areas, the following criteria shall be considered:

31 (a) A lumber and wood products employment location quotient at or
32 above the state average;

33 (b) A commercial salmon fishing employment location quotient at or
34 above the state average;

35 (c) Projected or actual direct lumber and wood products job losses
36 of one hundred positions or more;

37 (d) Projected or actual direct commercial salmon fishing job losses
38 of one hundred positions or more; and

1 (e) An unemployment rate twenty percent or more above the state
2 average. The counties that meet these criteria shall be determined by
3 the employment security department for the most recent year for which
4 data is available. For the purposes of administration of programs
5 under this chapter, the United States post office five-digit zip code
6 delivery areas will be used to determine residence status for
7 eligibility purposes. For the purpose of this definition, a zip code
8 delivery area (~~that is located wholly or partially in an urbanized~~
9 ~~area or within two~~) of which any part is ten miles ((of)) or more from
10 an urbanized area is considered nonurbanized. A zip code totally
11 surrounded by zip codes qualifying as nonurbanized under this
12 definition is also considered nonurbanized. The office of financial
13 management shall make available a zip code listing of the areas to all
14 agencies and organizations providing services under this chapter.

15 **Sec. 18.** RCW 43.131.385 and 1995 c 226 s 34 are each amended to
16 read as follows:

17 The rural natural resources impact area programs shall be
18 terminated on June 30, (~~(1998))~~ 2000, as provided in RCW 43.131.386.

19 **Sec. 19.** RCW 43.131.386 and 1996 c 168 s 5 are each amended to
20 read as follows:

21 The following acts or parts of acts are each repealed, effective
22 June 30, (~~(1999))~~ 2001:

23 (1) RCW 43.31.601 and 1995 c 226 s 1, 1992 c 21 s 2, & 1991 c 314
24 s 2;

25 (2) RCW 43.31.641 and 1995 c 226 s 4, 1993 c 280 s 50, & 1991 c 314
26 s 7;

27 (3) RCW 50.22.090 and 1995 c 226 s 5, 1993 c 316 s 10, 1992 c 47 s
28 2, & 1991 c 315 s 4;

29 (4) RCW 43.160.212 and 1996 c 168 s 4, 1995 c 226 s 6, & 1993 c 316
30 s 5;

31 (5) (~~RCW 43.31.651 and 1995 c 226 s 10, 1993 c 280 s 51, & 1991 c~~
32 ~~314 s 9;~~

33 ~~(6))~~ RCW 43.63A.021 and 1995 c 226 s 11;

34 (~~(7))~~ (6) RCW 43.63A.600 and 1995 c 226 s 12, 1994 c 114 s 1,
35 1993 c 280 s 77, & 1991 c 315 s 23;

36 (~~(8))~~ (7) RCW 43.63A.440 and 1995 c 226 s 13, 1993 c 280 s 74, &
37 1989 c 424 s 7;

1 (~~(9)~~) (8) RCW 43.160.200 and 1995 c 226 s 16, 1993 c 320 s 7,
2 1993 c 316 s 4, & 1991 c 314 s 23;
3 (~~(10)~~) (9) RCW 28B.50.258 and 1995 c 226 s 18 & 1991 c 315 s 16;
4 (~~(11)~~) (10) RCW 28B.50.262 and 1995 c 226 s 19 & 1994 c 282 s 3;
5 (~~(12)~~) (11) RCW 28B.80.570 and 1995 c 226 s 20, 1992 c 21 s 6, &
6 1991 c 315 s 18;
7 (~~(13)~~) (12) RCW 28B.80.575 and 1995 c 226 s 21 & 1991 c 315 s 19;
8 (~~(14)~~) (13) RCW 28B.80.580 and 1995 c 226 s 22, 1993 sp.s. c 18
9 s 34, 1992 c 231 s 31, & 1991 c 315 s 20;
10 (~~(15)~~) (14) RCW 28B.80.585 and 1995 c 226 s 23 & 1991 c 315 s 21;
11 (~~(16)~~) (15) RCW 43.17.065 and 1995 c 226 s 24, 1993 c 280 s 37,
12 1991 c 314 s 28, & 1990 1st ex.s. c 17 s 77;
13 (~~(17)~~) (16) RCW 43.20A.750 and 1995 c 226 s 25, 1993 c 280 s 38,
14 1992 c 21 s 4, & 1991 c 153 s 28;
15 (~~(18)~~) (17) RCW 43.168.140 and 1995 c 226 s 28 & 1991 c 314 s 20;
16 (~~(19)~~) (18) RCW 50.12.270 and 1995 c 226 s 30 & 1991 c 315 s 3;
17 (~~(20)~~) (19) RCW 50.70.010 and 1995 c 226 s 31, 1992 c 21 s 1, &
18 1991 c 315 s 5; and
19 (~~(21)~~) (20) RCW 50.70.020 and 1995 c 226 s 32 & 1991 c 315 s 6.

20 NEW SECTION. **Sec. 20.** RCW 43.31.651 and 1995 c 226 s 10, 1993 c
21 280 s 51, & 1991 c 314 s 9 are each repealed.

22 NEW SECTION. **Sec. 21.** If any provision of this act or its
23 application to any person or circumstance is held invalid, the
24 remainder of the act or the application of the provision to other
25 persons or circumstances is not affected.

26 NEW SECTION. **Sec. 22.** If any part of this act is found to be in
27 conflict with federal requirements that are a prescribed condition to
28 the allocation of federal funds to the state, the conflicting part of
29 this act is inoperative solely to the extent of the conflict and with
30 respect to the agencies directly affected, and this finding does not
31 affect the operation of the remainder of this act in its application to
32 the agencies concerned. The rules under this act shall meet federal
33 requirements that are a necessary condition to the receipt of federal
34 funds by the state.

1 NEW SECTION. **Sec. 23.** This act is necessary for the immediate
2 preservation of the public peace, health, or safety, or support of the
3 state government and its existing public institutions, and takes effect
4 July 1, 1997.

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