
SECOND SUBSTITUTE SENATE BILL 5740

State of Washington**55th Legislature****1997 Regular Session**

By Senate Committee on Ways & Means (originally sponsored by Senators Hargrove, Schow, Snyder, Morton, Hale, Prentice, Heavey, West, McDonald, Swanson, Spanel and Rasmussen)

Read first time 03/10/97.

1 AN ACT Relating to the rural area marketing plan; amending RCW
2 43.168.140, 43.163.210, 67.28.210, 43.160.080, 43.160.076, 19.85.011,
3 19.85.020, 19.85.025, 19.85.030, 19.85.040, 19.85.050, 19.85.070,
4 43.31.601, 43.31.611, 43.31.621, 43.63A.021, 43.31.641, 43.63A.440,
5 43.160.020, 28B.50.030, 28B.80.570, 28B.80.580, 50.12.270, 43.131.385,
6 and 43.131.386; amending 1995 2nd sp.s. c 16 s 108 (uncodified);
7 amending 1995 c 226 s 7 (uncodified); amending 1995 c 226 s 8
8 (uncodified); amending 1995 c 226 s 9 (uncodified); reenacting and
9 amending RCW 50.22.090 and 43.20A.750; adding new sections to chapter
10 43.31 RCW; adding a new section to chapter 28C.04 RCW; adding a new
11 section to chapter 19.85 RCW; adding a new section to chapter 43.63A
12 RCW; creating new sections; repealing RCW 43.31.651; and providing
13 expiration dates.

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

15 NEW SECTION. **Sec. 1.** LEGISLATIVE RECOGNITION AND INTENT. The
16 legislature recognizes the economic hardship that rural distressed
17 areas throughout the state have undergone in recent years. Numerous
18 rural distressed areas across the state have encountered serious
19 economic downturns resulting in significant job loss and business

1 failure. In 1991 the legislature enacted two major pieces of
2 legislation to promote economic development and job creation, with
3 particular emphasis on worker training, income, and emergency services
4 support, along with community revitalization through planning services
5 and infrastructure assistance. However even though these programs have
6 been of assistance, rural distressed areas still face serious economic
7 problems including: Above-average unemployment rates from job losses
8 and below-average employment growth; low rate of business start-ups;
9 and persistent erosion of vitally important resource-driven industries.

10 The legislature also recognizes that rural distressed areas in
11 Washington have an abiding ability and consistent will to overcome
12 these economic obstacles by building upon their historic foundations of
13 business enterprise, local leadership, and outstanding work ethic.

14 The legislature intends to assist rural distressed areas in their
15 ongoing efforts to address these difficult economic problems by
16 providing a comprehensive and significant array of economic tools,
17 necessary to harness the persistent and undaunted spirit of enterprise
18 that resides in the citizens of rural distressed areas throughout the
19 state.

20 The further intent of this act is to provide:

21 (1) A strategically designed plan of assistance, emphasizing state,
22 local, and private sector leadership and partnership;

23 (2) A comprehensive and significant array of business assistance,
24 services, and tax incentives that are accountable and performance
25 driven;

26 (3) An array of community assistance including infrastructure
27 development and business retention, attraction, and expansion programs
28 that will provide a competitive advantage to rural distressed areas
29 throughout Washington; and

30 (4) Regulatory relief to reduce and streamline zoning, permitting,
31 and regulatory requirements in order to enhance the capability of
32 businesses to grow and prosper in rural distressed areas.

33 NEW SECTION. **Sec. 2.** GOALS. The primary goals of chapter . . . ,
34 Laws of 1997 (this act) are to:

35 (1) Promote the ongoing operation of business in rural distressed
36 areas;

37 (2) Promote the expansion of existing businesses in rural
38 distressed areas;

- 1 (3) Attract new businesses to rural distressed areas;
2 (4) Assist in the development of new businesses from within rural
3 distressed areas;
4 (5) Provide family wage jobs to the citizens of rural distressed
5 areas; and
6 (6) Promote the development of communities of excellence in rural
7 distressed areas.

8 **PART I**
9 **ADMINISTRATION**

10 NEW SECTION. **Sec. 3.** RURAL DISTRESSED AREAS ECONOMIC RECOVERY
11 COORDINATION BOARD. (1) There is established the rural distressed
12 areas economic recovery coordination board consisting of one
13 representative, appointed by the governor, from each county that is a
14 rural distressed area. In addition, one member from each of the two
15 largest political caucuses of the house of representatives shall be
16 appointed by the speaker of the house of representatives and one member
17 from each of the two largest political caucuses of the senate shall be
18 appointed by the president of the senate. The rural distressed areas
19 assistance coordinator shall also be a member of the board. Each
20 associate development organization from rural distressed areas, in
21 consultation with the county legislative authority, shall submit to the
22 governor the names of three nominees representing different interests
23 in each county. Within sixty days after the effective date of this
24 section, the governor shall select one nominee from each list submitted
25 by associate development organizations. In making the appointments,
26 the governor shall endeavor to ensure that the board represents a
27 diversity of backgrounds. Vacancies shall be filled in the same manner
28 as the original appointment.

29 (2) The board shall:

30 (a) Advise the rural distressed areas coordinator and the rural
31 distressed areas assistance task force on issues relating to economic
32 and social development, and review and provide recommendations on
33 proposals for the economic diversification of the rural distressed
34 areas presented to it by the coordinator.

35 (b) Respond to the needs and concerns of citizens at the local
36 level.

1 (c) Develop strategies for the economic recovery of rural
2 distressed areas.

3 (d) Provide recommendations to the governor, the legislature, and
4 congress on land management and economic and regulatory policies that
5 affect rural distressed areas.

6 (e) Recommend to the legislature any changes or improvements in
7 existing programs designed to benefit rural distressed areas.

8 (3) Members of the board and committees shall receive no
9 compensation but shall be reimbursed for travel expenses under RCW
10 43.03.050 and 43.03.060.

11 **PART II**

12 **BUSINESS ASSISTANCE**

13 NEW SECTION. **Sec. 4.** STATE OFFICE OF BUSINESS ASSISTANCE AND
14 RECRUITMENT FOR RURAL DISTRESSED AREAS. There is established within
15 the department of community, trade, and economic development the office
16 of business assistance and recruitment for rural distressed areas. The
17 primary responsibilities of the office are to coordinate and administer
18 a comprehensive and effective set of business assistance programs and
19 services including:

20 (1) Business recruitment. The office shall: Provide a
21 comprehensive and aggressive program to attract viable businesses to
22 rural distressed areas; work with local communities to identify select
23 industry sectors that have a competitive advantage in specific rural
24 distressed areas; collaborate with state and local officials to modify
25 their infrastructure plans and priorities to facilitate business
26 growth; and assist rural distressed areas in developing strategic
27 business recruitment plans.

28 (2) Business permitting and zoning one-stop shop. The office
29 shall: Provide a streamlined and customer driven siting service to
30 businesses in order to promote their attraction and expansion in rural
31 distressed areas; provide preliminary permit application and zoning
32 information and services for businesses in order to attract firms and
33 facilitate business growth in rural distressed areas.

34 (3) Business regulatory assistance and ombudsman services. The
35 office shall: Provide comprehensive business regulatory services to
36 assist businesses in addressing and responding to local, state, and

1 federal regulations; and provide recommendations on streamlining and
2 modifying government regulations.

3 (a) The office is authorized to review state zoning, permitting, or
4 regulatory requirements that pose difficulty for businesses wishing or
5 likely to site in a rural enterprise area. In situations where the
6 office considers the zoning, permitting, or regulatory requirements
7 placed on a business in a rural enterprise area unfairly burdensome the
8 director may petition the regulatory agency or agencies for regulatory
9 relief. In addition the director may petition the agency or agencies
10 for relief under the regulatory fairness act, chapter 19.85 RCW.

11 (b) In situations where a business or entity in a rural enterprise
12 area is encountering regulatory oversight from more than one state
13 agency and is experiencing conflicting direction or confusing process,
14 the business or entity may petition the director to intercede. The
15 director upon review of the circumstances involved is authorized to
16 designate a lead agency to collaborate with other state agencies in
17 order to streamline and reduce the regulatory difficulties.

18 (c) Businesses or entities in a rural enterprise zone may petition
19 the director for an accelerated zoning, permitting, or regulatory
20 process. The director upon reviewing the petition and the
21 circumstances involved may make a finding of regulatory unfairness and
22 may direct the state agency or agencies to process the business or
23 entities application in an expeditious manner with a maximum timeline
24 of six months from the director's receipt of the petition.

25 (4) "Brown Fields" Program. The office shall develop with the
26 department of ecology and recommend to the legislature a streamlined
27 and cost-effective process to redevelop hazardous industrial sites in
28 order to promote business growth in rural distressed areas.

29 (5) Rural enterprise zone development and foreign trade zone. The
30 office is authorized to provide technical assistance to local
31 governments in rural distressed areas to establish rural enterprise
32 zones and foreign trade zones. The office shall target rural
33 enterprise zones and foreign trade zones in the delivery of its
34 services in order to maximize the impact of its economic development
35 assistance as outlined in section 24 of this act to businesses and
36 rural distressed areas.

37 NEW SECTION. **Sec. 5.** OFFICE ADMINISTRATION. The office shall be
38 administered by a director appointed by the director of community,

1 trade, and economic development, in consultation with the rural
2 distressed areas economic recovery coordination board. The office
3 director shall coordinate activities with the rural distressed areas
4 resource coordinator and report on the activities and performance of
5 the office on a quarterly basis.

6 NEW SECTION. **Sec. 6.** RURAL DISTRESSED AREAS RESOURCE COORDINATOR.

7 (1) The governor shall appoint, subject to senate confirmation, a rural
8 distressed areas resource coordinator. The coordinator shall
9 coordinate the state and federal economic and social programs targeted
10 to rural distressed areas.

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

13 (a) Chairing the rural distressed areas economic recovery
14 coordination board and directing staff associated with the board.

15 (b) Coordinating and maximizing the impact of state and federal
16 assistance to rural distressed areas.

17 (c) Coordinating and expediting programs to assist rural distressed
18 areas.

19 (d) Providing the legislature with a status and impact report on
20 the rural area marketing plan and other programs and resources
21 assisting rural distressed areas.

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

27 NEW SECTION. **Sec. 7.** A new section is added to chapter 28C.04 RCW
28 to read as follows:

29 JOB SKILLS/RURAL DISTRESSED AREA EMPLOYEE TRAINING. At least
30 seventy-five percent of all discretionary expenditures in the job
31 skills program shall be made to assist businesses in rural distressed
32 areas. For the purposes of this section, "rural distressed area" means
33 the same as "rural natural resources impact area" under RCW 43.31.601.

34 NEW SECTION. **Sec. 8.** DEVELOPMENT LOAN FUND RECAPITALIZATION. The
35 legislature finds that the development loan fund is a revolving loan
36 fund capitalized primarily with federal funds. The fund, administered

1 by the department of community, trade, and economic development,
 2 provides low-interest loans to businesses in economically distressed
 3 areas and other parts of the state. During the 1995-97 biennium, the
 4 department provided three million six hundred thousand dollars in
 5 loans, thereby exhausting its 1995-97 appropriation authority six
 6 months prior to the end of the biennium. However, due to early
 7 repayment of several loans, the account has an estimated fund balance
 8 of approximately one million seven hundred thousand dollars. In order
 9 to make the fund balance available for issuance of new loans prior to
 10 the end of the biennium, it is necessary to provide a supplemental
 11 appropriation.

12 **Sec. 9.** 1995 2nd sp.s. c 16 s 108 (uncodified) is amended to read
 13 as follows:

14	FOR THE DEPARTMENT OF COMMUNITY, TRADE, AND ECONOMIC DEVELOPMENT		
15	Development loan fund (88-2-002)		
16	Reappropriation:		
17	St Bldg Constr Acct--State	\$	2,000,000
18	Wa St Dev Loan Acct--Federal	\$	186,654
19			-----
20	Subtotal Reappropriation	\$	2,186,654
21	Appropriation:		
22	Wa St Dev Loan Acct--Federal	\$((3,500,000))	
23			<u>4,200,000</u>
24	Prior Biennia (Expenditures)	\$	5,932,935
25	Future Biennia (Projected Costs)	\$	20,000,000
26			-----
27	TOTAL	\$	((31,619,589))
28			<u>32,319,589</u>

29 **Sec. 10.** RCW 43.168.140 and 1995 c 226 s 28 are each amended to
 30 read as follows:

31 RURAL DISTRESSED AREAS. Any funds appropriated by the legislature
 32 to the development loan fund for purposes of the timber recovery act
 33 shall be used for development loans in rural (~~natural resources impact~~
 34 ~~areas as defined in RCW 43.31.601~~) distressed areas. At least
 35 seventy-five percent of all discretionary expenditures shall be made on
 36 behalf of businesses in rural distressed areas. For the purposes of
 37 this section, "rural distressed area" means the same as "rural natural
 38 resources impact area" under RCW 43.31.601.

1 **Sec. 11.** RCW 43.163.210 and 1996 c 310 s 1 are each amended to
2 read as follows:

3 ECONOMIC DEVELOPMENT FINANCE AUTHORITY. For the purpose of
4 facilitating economic development in the state of Washington and
5 encouraging the employment of Washington workers at meaningful wages:

6 (1) ~~((The authority may develop and conduct a program or programs
7 to provide nonrecourse revenue bond financing for the project costs for
8 no more than five economic development activities, per fiscal year,
9 included under the authority's general plan of economic development
10 finance objectives. In addition, the authority may issue tax exempt
11 bonds to finance ten manufacturing or processing activities, per fiscal
12 year, for which the total project cost is less than one million dollars
13 per project.~~

14 (2)) The authority may ((also)) develop and conduct a program that
15 will stimulate and encourage the development of new products within
16 Washington state by the infusion of financial aid for invention and
17 innovation in situations in which the financial aid would not otherwise
18 be reasonably available from commercial sources. The authority is
19 authorized to provide nonrecourse revenue bond financing for this
20 program.

21 (a) For the purposes of this program, the authority shall have the
22 following powers and duties:

23 (i) To enter into financing agreements with eligible persons doing
24 business in Washington state, upon terms and on conditions consistent
25 with the purposes of this chapter, for the advancement of financial and
26 other assistance to the persons for the development of specific
27 products, procedures, and techniques, to be developed and produced in
28 this state, and to condition the agreements upon contractual assurances
29 that the benefits of increasing or maintaining employment and tax
30 revenues shall remain in this state and accrue to it;

31 (ii) Own, possess, and take license in patents, copyrights, and
32 proprietary processes and negotiate and enter into contracts and
33 establish charges for the use of the patents, copyrights, and
34 proprietary processes when the patents and licenses for products result
35 from assistance provided by the authority;

36 (iii) Negotiate royalty payments to the authority on patents and
37 licenses for products arising as a result of assistance provided by the
38 authority;

1 (iv) Negotiate and enter into other types of contracts with
2 eligible persons that assure that public benefits will result from the
3 provision of services by the authority; provided that the contracts are
4 consistent with the state Constitution;

5 (v) Encourage and provide technical assistance to eligible persons
6 in the process of developing new products;

7 (vi) Refer eligible persons to researchers or laboratories for the
8 purpose of testing and evaluating new products, processes, or
9 innovations; and

10 (vii) To the extent permitted under its contract with eligible
11 persons, to consent to a termination, modification, forgiveness, or
12 other change of a term of a contractual right, payment, royalty,
13 contract, or agreement of any kind to which the authority is a party.

14 (b) Eligible persons seeking financial and other assistance under
15 this program shall forward an application, together with an application
16 fee prescribed by rule, to the authority. An investigation and report
17 concerning the advisability of approving an application for assistance
18 shall be completed by the staff of the authority. The investigation
19 and report may include, but is not limited to, facts about the company
20 under consideration as its history, wage standards, job opportunities,
21 stability of employment, past and present financial condition and
22 structure, pro forma income statements, present and future markets and
23 prospects, integrity of management as well as the feasibility of the
24 proposed product and invention to be granted financial aid, including
25 the state of development of the product as well as the likelihood of
26 its commercial feasibility. After receipt and consideration of the
27 report set out in this subsection and after other action as is deemed
28 appropriate, the application shall be approved or denied by the
29 authority. The applicant shall be promptly notified of action by the
30 authority. In making the decision as to approval or denial of an
31 application, priority shall be given to those persons operating or
32 planning to operate businesses of special importance to Washington's
33 economy, including, but not limited to: (i) Existing resource-based
34 industries of agriculture, forestry, and fisheries; (ii) existing
35 advanced technology industries of electronics, computer and instrument
36 manufacturing, computer software, and information and design; and (iii)
37 emerging industries such as environmental technology, biotechnology,
38 biomedical sciences, materials sciences, and optics.

1 (~~(3)~~) (2) The authority may also develop and implement, if
2 authorized by the legislature, such other economic development
3 financing programs adopted in future general plans of economic
4 development finance objectives developed under RCW 43.163.090.

5 (3) The authority shall develop a program and target their
6 resources in assisting rural distressed areas in their business and job
7 creation and assistance efforts under chapter . . . , Laws of 1997 (this
8 act). For the purposes of this section, "rural distressed area" means
9 the same as "rural natural resources impact area" under RCW 43.31.601.

10 (4) The authority may not issue any bonds for the programs
11 authorized under this section after June 30, 2000.

12 **PART III**

13 **TAX INCENTIVES**

14 **Sec. 12.** RCW 67.28.210 and 1996 c 159 s 4 are each amended to read
15 as follows:

16 All taxes levied and collected under RCW 67.28.180, 67.28.240, and
17 67.28.260 shall be credited to a special fund in the treasury of the
18 county or city imposing such tax. Such taxes shall be levied only for
19 the purpose of paying all or any part of the cost of acquisition,
20 construction, or operating of stadium facilities, convention center
21 facilities, performing arts center facilities, and/or visual arts
22 center facilities or to pay or secure the payment of all or any portion
23 of general obligation bonds or revenue bonds issued for such purpose or
24 purposes under this chapter, or to pay for advertising, publicizing, or
25 otherwise distributing information for the purpose of attracting
26 visitors and encouraging tourist expansion when a county or city has
27 imposed such tax for such purpose, or as one of the purposes hereunder,
28 and until withdrawn for use, the moneys accumulated in such fund or
29 funds may be invested in interest bearing securities by the county or
30 city treasurer in any manner authorized by law. In addition such taxes
31 may be used to develop strategies to expand tourism: PROVIDED, That
32 any county, and any city within a county, bordering upon Grays Harbor
33 may use the proceeds of such taxes for construction and maintenance of
34 a movable tall ships tourist attraction in cooperation with a tall
35 ships restoration society, except to the extent that such proceeds are
36 used for payment of principal and interest on debt incurred prior to
37 June 11, 1986: PROVIDED FURTHER, That any city or county may use the

1 proceeds of such taxes for the refurbishing and operation of a steam
2 railway or historic maritime vessels used primarily for passenger
3 transportation for tourism promotion purposes: PROVIDED FURTHER, That
4 any city bordering on the Pacific Ocean or on Baker Bay with a
5 population of not less than eight hundred and the county in which such
6 a city is located, a city bordering on the Skagit river with a
7 population of not less than twenty thousand, or any city within a
8 county made up entirely of islands may use the proceeds of such taxes
9 for funding special events or festivals, or for the acquisition,
10 construction, or operation of publicly owned tourist promotional
11 infrastructures, structures, or buildings including but not limited to
12 an ocean beach boardwalk, public docks, and viewing towers: PROVIDED
13 FURTHER, That any county which imposes a tax under RCW 67.28.182 or any
14 city with a population less than fifty thousand in such county may use
15 the proceeds of the tax levied and collected under RCW 67.28.180 to
16 provide public restroom facilities available to and intended for use by
17 visitors: PROVIDED FURTHER, That any county made up entirely of
18 islands, (~~and~~) any city or town that has a population less than five
19 thousand, and any county that is a rural distressed area as defined
20 under RCW 43.31.601 or any city within that county, may use the
21 proceeds of the tax levied and collected under RCW 67.28.180 to provide
22 public restroom facilities, parking facilities, or public lighting
23 including sport field lighting that is available to and intended for
24 use by visitors: PROVIDED FURTHER, That any city or county may use the
25 proceeds of such taxes for funding a civic festival, if the following
26 conditions are met: The festival is a community-wide event held not
27 more than once annually; the festival is approved by the city, town, or
28 county in which it is held; the festival is sponsored by an exempt
29 organization defined in section 501(c)(3), (4), or (6) of the federal
30 internal revenue code; the festival provides family-oriented events
31 suiting a broad segment of the community; and the proceeds of such
32 taxes are used solely for advertising and promotional materials
33 intended to attract overnight visitors: PROVIDED FURTHER, That any
34 city may use the proceeds of such taxes for street banners to attract
35 and welcome tourists.

36

PART IV

37

COMMUNITY INFRASTRUCTURE

1 **Sec. 13.** RCW 43.160.080 and 1992 c 235 s 10 are each amended to
2 read as follows:

3 PUBLIC FACILITIES CONSTRUCTION LOAN REVOLVING ACCOUNT. There shall
4 be a fund in the state treasury known as the public facilities
5 construction loan revolving account, which shall consist of all moneys
6 collected under this chapter, except moneys of the board collected in
7 connection with the issuance of industrial development revenue bonds,
8 and any moneys appropriated to it by law(~~(:—PROVIDED, That seventy-~~
9 ~~five percent of all principal and interest payments on loans made with~~
10 ~~the proceeds deposited in the account under section 901, chapter 57,~~
11 ~~Laws of 1983 1st ex. sess. shall be deposited in the general fund as~~
12 ~~reimbursement for debt service payments on the bonds authorized in RCW~~
13 ~~43.83.184)). Disbursements from the revolving account shall be on~~
14 authorization of the board. In order to maintain an effective
15 expenditure and revenue control, the public facilities construction
16 loan revolving account shall be subject in all respects to chapter
17 43.88 RCW.

18 **Sec. 14.** RCW 43.160.076 and 1996 c 51 s 7 are each amended to read
19 as follows:

20 FINANCIAL ASSISTANCE IN DISTRESSED COUNTIES OR NATURAL RESOURCES
21 IMPACT AREAS. (1) Except as authorized to the contrary under
22 subsection (2) of this section, from all funds available to the board
23 for financial assistance in a biennium, the board shall spend at least
24 (~~(fifty))~~ seventy-five percent for financial assistance for projects in
25 distressed counties or rural natural resources impact areas. For
26 purposes of this section, the term "distressed counties" includes any
27 county, in which the average level of unemployment for the three years
28 before the year in which an application for financial assistance is
29 filed, exceeds the average state employment for those years by twenty
30 percent.

31 (2) If at any time during the last six months of a biennium the
32 board finds that the actual and anticipated applications for qualified
33 projects in distressed counties or rural natural resources impact areas
34 are clearly insufficient to use up the fifty percent allocation, then
35 the board shall estimate the amount of the insufficiency and during the
36 remainder of the biennium may use that amount of the allocation for
37 financial assistance to projects not located in distressed counties or
38 rural natural resources impact areas.

1 (4) "Rural distressed areas" means the same as natural resource
2 impact area under RCW 43.31.601.

3 **Sec. 18.** RCW 19.85.025 and 1995 c 403 s 401 are each amended to
4 read as follows:

5 (1) Unless an agency receives a written objection to the expedited
6 repeal of a rule, this chapter does not apply to a rule proposed for
7 expedited repeal pursuant to RCW 34.05.354. If an agency receives a
8 written objection to expedited repeal of the rule, this chapter applies
9 to the rule-making proceeding.

10 (2) This chapter does not apply to the adoption of a rule described
11 in RCW 34.05.310(4).

12 (3) An agency is not required to prepare a separate small business
13 or rural distressed areas economic impact statement under RCW 19.85.040
14 if it prepared an analysis under RCW 34.05.328 that meets the
15 requirements of a small business or rural distressed areas economic
16 impact statement, and if the agency reduced the costs imposed by the
17 rule on small business or rural distressed areas to the extent required
18 by RCW 19.85.030(3). The portion of the analysis that meets the
19 requirements of RCW 19.85.040 shall be filed with the code reviser and
20 provided to any person requesting it in lieu of a separate small
21 business or rural distressed areas economic impact statement.

22 **Sec. 19.** RCW 19.85.030 and 1995 c 403 s 402 are each amended to
23 read as follows:

24 (1) In the adoption of a rule under chapter 34.05 RCW, an agency
25 shall prepare a small business or rural distressed areas economic
26 impact statement: (a) If the proposed rule will impose more than minor
27 costs on businesses in an industry or rural distressed areas; or (b) if
28 requested to do so by a majority vote of the joint administrative rules
29 review committee within forty-five days of receiving the notice of
30 proposed rule making under RCW 34.05.320. However, if the agency has
31 completed the pilot rule process as defined by RCW 34.05.313 before
32 filing the notice of a proposed rule, the agency is not required to
33 prepare a small business or rural distressed areas economic impact
34 statement.

35 An agency shall prepare the small business or rural distressed
36 areas economic impact statement in accordance with RCW 19.85.040, and
37 file it with the code reviser along with the notice required under RCW

1 34.05.320. An agency shall file a statement prepared at the request of
2 the joint administrative rules review committee with the code reviser
3 upon its completion before the adoption of the rule. An agency shall
4 provide a copy of the small business or rural distressed areas economic
5 impact statement to any person requesting it.

6 An agency may request assistance from (~~the business assistance~~
7 ~~center~~) the affected businesses or rural distressed areas in the
8 preparation of the small business or rural distressed areas economic
9 impact statement.

10 (2) (~~The business assistance center~~) Agencies shall develop
11 guidelines to assist (~~agencies~~) in determining whether a proposed
12 rule will impose more than minor costs on businesses in an industry or
13 rural distressed areas and therefore require preparation of a small
14 business or rural distressed areas economic impact statement. The
15 (~~business assistance center~~) affected businesses or rural distressed
16 areas may review an agency determination that a proposed rule will not
17 impose such costs, and shall advise the joint administrative rules
18 review committee on disputes involving agency determinations under this
19 section.

20 (3) Based upon the extent of disproportionate impact on small
21 business or rural distressed areas identified in the statement prepared
22 under RCW 19.85.040, the agency shall, where legal and feasible in
23 meeting the stated objectives of the statutes upon which the rule is
24 based, reduce the costs imposed by the rule on small businesses or
25 rural distressed areas. Methods to reduce the costs on small
26 businesses or rural distressed areas may include:

27 (a) Reducing, modifying, or eliminating substantive regulatory
28 requirements;

29 (b) Simplifying, reducing, or eliminating recordkeeping and
30 reporting requirements;

31 (c) Reducing the frequency of inspections;

32 (d) Delaying compliance timetables;

33 (e) Reducing or modifying fine schedules for noncompliance; or

34 (f) Any other mitigation techniques.

35 **Sec. 20.** RCW 19.85.040 and 1995 c 403 s 403 are each amended to
36 read as follows:

37 (1) A small business or rural distressed areas economic impact
38 statement must include a brief description of the reporting,

1 recordkeeping, and other compliance requirements of the proposed rule,
2 and the kinds of professional services that a small business or rural
3 distressed areas is likely to need in order to comply with such
4 requirements. It shall analyze the costs of compliance for businesses
5 or rural distressed areas required to comply with the proposed rule
6 adopted pursuant to RCW 34.05.320, including costs of equipment,
7 supplies, labor, and increased administrative costs. It shall
8 consider, based on input received, whether compliance with the rule
9 will cause businesses or rural distressed areas to lose sales or
10 revenue. To determine whether the proposed rule will have a
11 disproportionate impact on small businesses or rural distressed areas,
12 the impact statement must compare the cost of compliance for small
13 business or rural distressed areas with the cost of compliance for the
14 ten percent of businesses or rural distressed areas that are the
15 largest businesses or rural distressed areas required to comply with
16 the proposed rules using one or more of the following as a basis for
17 comparing costs:

- 18 (a) Cost per employee;
- 19 (b) Cost per hour of labor; or
- 20 (c) Cost per one hundred dollars of sales.

21 (2) A small business or rural distressed areas economic impact
22 statement must also include:

23 (a) A statement of the steps taken by the agency to reduce the
24 costs of the rule on small businesses or rural distressed areas as
25 required by RCW 19.85.030(3), or reasonable justification for not doing
26 so, addressing the options listed in RCW 19.85.030(3);

27 (b) A description of how the agency will involve small businesses
28 and rural distressed areas in the development of the rule; and

29 (c) A list of industries or rural distressed areas that will be
30 required to comply with the rule. However, this subsection (2)(c)
31 shall not be construed to preclude application of the rule to any
32 business ((or)), industry, or rural distressed areas to which it would
33 otherwise apply.

34 (3) To obtain information for purposes of this section, an agency
35 may survey a representative sample of affected businesses ((or)), trade
36 associations, and rural distressed areas and should, whenever possible,
37 appoint a committee under RCW 34.05.310(2) to assist in the accurate
38 assessment of the costs of a proposed rule, and the means to reduce the
39 costs imposed on small business and rural distressed areas.

1 **Sec. 21.** RCW 19.85.050 and 1989 c 175 s 74 are each amended to
2 read as follows:

3 (1) Within one year after (~~June 10, 1982~~) the effective date of
4 this act, each agency shall publish and deliver to the office of
5 financial management and to all persons who make requests of the agency
6 for a copy of a plan to periodically review all rules then in effect
7 and which have been issued by the agency which have an economic impact
8 on more than twenty percent of all industries or ten percent of the
9 businesses in any one industry or significant number of rural
10 distressed areas. Such plan may be amended by the agency at any time
11 by publishing a revision to the review plan and delivering such revised
12 plan to the office of financial management and to all persons who make
13 requests of the agency for the plan. The purpose of the review is to
14 determine whether such rules should be continued without change or
15 should be amended or rescinded, consistent with the stated objectives
16 of applicable statutes, to minimize the economic impact on small
17 businesses or rural distressed areas as described by this chapter. The
18 plan shall provide for the review of all such agency rules in effect on
19 (~~June 10, 1982~~) the effective date of this act, within ten years of
20 that date.

21 (2) In reviewing rules to minimize any significant economic impact
22 of the rule on small businesses or rural distressed areas as described
23 by this chapter, and in a manner consistent with the stated objectives
24 of applicable statutes, the agency shall consider the following
25 factors:

26 (a) The continued need for the rule;

27 (b) The nature of complaints or comments received concerning the
28 rule from the public;

29 (c) The complexity of the rule;

30 (d) The extent to which the rule overlaps, duplicates, or conflicts
31 with other state or federal rules, and, to the extent feasible, with
32 local governmental rules; and

33 (e) The degree to which technology, economic conditions, or other
34 factors have changed in the subject area affected by the rule.

35 (3) Each year each agency shall publish a list of rules which are
36 to be reviewed pursuant to this section during the next twelve months
37 and deliver a copy of the list to the office of financial management
38 and all persons who make requests of the agency for the list. The list
39 shall include a brief description of the legal basis for each rule as

1 described by RCW 34.05.360, and shall invite public comment upon the
2 rule.

3 **Sec. 22.** RCW 19.85.070 and 1992 c 197 s 1 are each amended to read
4 as follows:

5 When any rule is proposed for which a small business or rural
6 distressed areas economic impact statement is required, the adopting
7 agency shall provide notice to small businesses and rural distressed
8 areas of the proposed rule through any of the following:

9 (1) Direct notification of known interested small businesses
10 ~~((or))~~, trade organizations, and rural distressed areas affected by the
11 proposed rule; or

12 (2) Providing information of the proposed rule making to
13 publications likely to be obtained by small businesses and the
14 legislative authority of rural distressed areas of the types affected
15 by the proposed rule.

16 NEW SECTION. **Sec. 23.** A new section is added to chapter 19.85 RCW
17 to read as follows:

18 The office of business assistance and recruitment for rural
19 distressed areas is authorized to:

20 (1) Petition state agencies for regulatory relief for businesses or
21 other entities in rural distressed areas that encounter regulatory
22 problems;

23 (2) Designate a lead state agency when businesses or other entities
24 in a rural enterprise zone are encountering conflicting or confusing
25 regulatory requirements from more than one state agency; and

26 (3) Direct a state regulatory agency or agencies to accelerate a
27 permitting, zoning, or regulatory requirement according to the
28 requirements outlined in section 4(3) of this act. The maximum time
29 length of the accelerated process is six months from the time of the
30 petition to the office by the business or entity located in a rural
31 area enterprise zone.

32 NEW SECTION. **Sec. 24.** A new section is added to chapter 43.63A
33 RCW to read as follows:

34 **RURAL ENTERPRISE ZONES.** The legislature recognizes the unique
35 difficulties encountered by communities in rural distressed areas
36 wishing to promote business development, increase employment

1 opportunities, and provide a high quality of life for its citizens. In
2 response the legislature authorizes the establishment of rural
3 enterprise zones that will allow the targeting of state services and
4 resources in the form of business, industry recruitment, regulatory
5 relief, and infrastructure development. It is the intent of the
6 legislature to provide the critical level of resources and services to
7 businesses and entities located in these rural enterprise zones that
8 they will be the catalyst for economic prosperity and diversity
9 throughout rural distressed areas in Washington.

10 (1) The department in cooperation with the department of revenue
11 and other state agencies shall approve applications submitted by local
12 governments in rural distressed areas. The application shall be in the
13 form and manner and contain the necessary information designated by the
14 department. The application shall:

15 (a) Be submitted on behalf of the local government by the chief
16 elected official or, if none, by the governing body of the local
17 government;

18 (b) Outline the purpose for the economic development enterprise
19 zone and the process in which the application was developed;

20 (c) Demonstrate the level of government and community support for
21 the enterprise zone;

22 (d) Outline the manner in which the enterprise zone will be
23 governed and report its activities to the local government and the
24 department; and

25 (e) Designate the geographic area in which the rural enterprise
26 zone will exist.

27 (2) Rural enterprise zones are authorized to:

28 (a) Hire a director or designate an individual to oversee
29 operations;

30 (b) Seek federal, state, and local government support in its
31 efforts to target, develop, and attract viable businesses;

32 (c) Work with the office of business assistance and recruitment for
33 rural distressed areas in the pursuit of its economic development
34 activities;

35 (d) Provide a local one-stop shop for businesses intending to
36 locate, retain, expand, or start their businesses within its zone;

37 (e) Provide comprehensive permitting, zoning, and regulatory
38 assistance to businesses or entities within the zone; and

1 (f) Petition the office of business assistance and recruitment for
2 rural distressed areas for regulatory relief, or designation of a lead
3 regulatory agency, or accelerated permitting, zoning, or regulatory
4 process as provided in section 23 of this act.

5 (3) Rural enterprise zones are authorized to receive the services
6 and funding resources as provided under the rural area marketing plan
7 and other resources assisting rural distressed areas.

8 (4) Rural enterprise zones may be established in conjunction with
9 a foreign trade zone.

10 **PART VII**

11 **REAUTHORIZATION OF EXISTING PROGRAMS**

12 **Sec. 25.** RCW 43.31.601 and 1995 c 226 s 1 are each amended to read
13 as follows:

14 For the purposes of RCW 43.31.601 through (~~43.31.661~~) 43.31.641:

15 (1) "Timber impact area" means a county having a population of less
16 than five hundred thousand, or a city or town located within a county
17 having a population of less than five hundred thousand, and meeting two
18 of the following three criteria, as determined by the employment
19 security department, for the most recent year such data is available:
20 (a) A lumber and wood products employment location quotient at or above
21 the state average; (b) projected or actual direct lumber and wood
22 products job losses of one hundred positions or more, except counties
23 having a population greater than two hundred thousand but less than
24 five hundred thousand must have direct lumber and wood products job
25 losses of one thousand positions or more; or (c) an annual unemployment
26 rate twenty percent or more above the state average.

27 (2)(a) "Rural natural resources impact area" or "rural distressed
28 area" means:

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

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

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

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

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

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

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

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

11 (v) An unemployment rate twenty percent or more above the state
12 average.

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

26 **Sec. 26.** RCW 43.31.611 and 1995 c 226 s 2 are each amended to read
27 as follows:

28 (1) The governor shall appoint a rural community assistance
29 coordinator. The coordinator shall coordinate the state and federal
30 economic and social programs targeted to rural natural resources impact
31 areas.

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

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

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

1 (c) Coordinating and expediting programs to assist rural natural
2 resources impact areas.

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

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

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

11 **Sec. 27.** RCW 43.31.621 and 1996 c 186 s 508 are each amended to
12 read as follows:

13 (1) There is established the agency rural community assistance task
14 force. The task force shall be chaired by the rural community
15 assistance coordinator. It shall be the responsibility of the
16 coordinator that all directives of chapter 314, Laws of 1991, and
17 chapter 226, Laws of 1995 are carried out expeditiously by the agencies
18 represented in the task force. The task force shall consist of the
19 directors, or representatives of the directors, of the following
20 agencies: The department of community, trade, and economic
21 development, employment security department, department of social and
22 health services, state board for community and technical colleges, work
23 force training and education coordinating board, department of natural
24 resources, department of transportation, department of fish and
25 wildlife, University of Washington center for international trade in
26 forest products, department of agriculture, and department of ecology.
27 The task force shall solicit and consider input from the rural
28 development council in coordinating agency programs targeted to rural
29 natural resources impacted communities. The task force may consult and
30 enlist the assistance of the following: The higher education
31 coordinating board, University of Washington college of forest
32 resources, University of Washington school of fisheries, Washington
33 State University school of forestry, Northwest policy center, state
34 superintendent of public instruction, Washington state labor council,
35 the Evergreen partnership, Washington state association of counties,
36 and others as needed.

37 (2) ~~((The task force, in conjunction with the rural development~~
38 ~~council, shall undertake a study to determine whether additional~~

1 ~~communities and industries are impacted, or are likely to be impacted,~~
2 ~~by salmon preservation and recovery efforts. The task force shall~~
3 ~~consider possible impacts in the following industries and associated~~
4 ~~communities: Barge transportation, irrigation dependent agriculture,~~
5 ~~food processing, aluminum, charter recreational fishing, boatbuilding,~~
6 ~~and other sectors suggested by the task force. The task force shall~~
7 ~~report its findings and recommendations to the legislature by January~~
8 ~~1996.~~

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

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

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

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

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

20 (a) No new claims for additional benefits shall be accepted for
21 weeks beginning after July 1, ((1997)) 1999, but for claims established
22 on or before July 1, ((1997)) 1999, weeks of unemployment occurring
23 after July 1, ((1997)) 1999, shall be compensated as provided in this
24 section.

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

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

37 (d) Notwithstanding the provisions of (b) of this subsection,
38 individuals enrolled in prerequisite remedial education for a training

1 program expected to last at least one year will be entitled to up to
2 thirteen additional weeks of benefits which shall not count toward the
3 total in (b) of this subsection.

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

6 (f) Benefits paid under this section shall be paid under the same
7 terms and conditions as regular benefits. The additional benefit
8 period shall be suspended with the start of an extended benefit period,
9 or any totally federally funded benefit program, with eligibility
10 criteria and benefits comparable to the program established by this
11 section, and shall resume the first week following the end of the
12 federal program.

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

17 (4) An additional benefit eligibility period is established for any
18 exhaustee who:

19 (a)(i) At the time of last separation from employment, resided in
20 or was employed in a rural natural resources impact area defined in RCW
21 43.31.601 and determined by the office of financial management and the
22 employment security department; or

23 (ii) During his or her base year, earned wages in at least six
24 hundred eighty hours in either the forest products industry, which
25 shall be determined by the department but shall include the industries
26 assigned the major group standard industrial classification codes "24"
27 and "26" and the industries involved in the harvesting and management
28 of logs, transportation of logs and wood products, processing of wood
29 products, and the manufacturing and distribution of wood processing and
30 logging equipment or the fishing industry assigned the standard
31 industrial classification code "0912". The commissioner may adopt
32 rules further interpreting the industries covered under this
33 subsection. For the purposes of this subsection, "standard industrial
34 classification code" means the code identified in RCW 50.29.025(6)(c);
35 and

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

37 (ii) Is unlikely to return to employment in his or her principal
38 occupation or previous industry because of a diminishing demand within

1 his or her labor market for his or her skills in the occupation or
2 industry; and

3 (c)(i) Is notified by the department of the requirements of this
4 section and develops an individual training program that is submitted
5 to the commissioner for approval not later than sixty days after the
6 individual is notified of the requirements of this section, and enters
7 the approved training program not later than ninety days after the date
8 of the individual's termination or layoff, or ninety days after July 1,
9 1991, whichever is later, unless the department determines that the
10 training is not available during the ninety-day period, in which case
11 the individual shall enter training as soon as it is available; or

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

14 (5) For the purposes of this section:

15 (a) "Training program" means:

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

19 (ii) A vocational training program at an educational institution
20 that:

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

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

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

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

31 (6) The commissioner shall adopt rules as necessary to implement
32 this section.

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

1 **Sec. 29.** RCW 43.63A.021 and 1995 c 226 s 11 are each amended to
2 read as follows:

3 Unless the context clearly requires otherwise, the definitions in
4 this section apply throughout this chapter.

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

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

37 (4) "Salmon fishing worker" means a worker in the (~~salmon~~)
38 finfish industry affected by 1994 or future salmon disasters. The
39 workers included within this definition shall be determined by the

1 employment security department, but shall include workers employed in
2 the industries involved in the commercial and recreational harvesting
3 of ((salmon)) finfish including buying and processing ((salmon))
4 finfish. The commissioner may adopt rules further interpreting these
5 definitions.

6 **Sec. 30.** RCW 43.31.641 and 1995 c 226 s 4 are each amended to read
7 as follows:

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

10 (1) ~~((Implement an expanded value-added forest products development~~
11 ~~industrial extension program. The department shall provide technical~~
12 ~~assistance to small and medium-sized forest products companies to~~
13 ~~include:~~

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

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

16 (c) ~~Identification and development of domestic market~~
17 ~~opportunities;~~

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

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

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

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

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

26 (3) ~~Contract with local business organizations in timber impact~~
27 ~~areas for development of programs to promote industrial~~
28 ~~diversification. The department shall provide local capacity building~~
29 ~~grants to local governments and community-based organizations in timber~~
30 ~~impact areas, which may include long-range planning and needs~~
31 ~~assessments.~~

32 For the 1991-93 biennium, the department of community, trade, and
33 economic development shall use funds appropriated for this section for
34 contracts and for no more than two additional staff positions))
35 Administer available federal grant funds to support strategic
36 diversification needs and opportunities of timber-dependent
37 communities, value-added forest products firms, and the value-added
38 forest products industry in Washington state.

1 (2) Provide technical aid to value-added wood products companies
2 for new investment and job creation; and work with wood products firms
3 to assure the continued operation and help retain jobs.

4 (3) Provide value-added wood products companies with building
5 products export development assistance.

6 **Sec. 31.** RCW 43.63A.440 and 1995 c 226 s 13 are each amended to
7 read as follows:

8 The department of community, trade, and economic development shall
9 provide technical and financial assistance to communities adversely
10 impacted by reductions in timber harvested from federal, state, and
11 private lands and reduction of salmon fishing caused by efforts to
12 maintain the long-term viability of salmon stocks. ~~((This assistance~~
13 ~~shall include the formation and implementation of community economic~~
14 ~~development plans. The department of community, trade, and economic~~
15 ~~development shall utilize existing state technical and financial~~
16 ~~assistance programs, and shall aid communities in seeking private and~~
17 ~~federal financial assistance for the purposes of this section. The~~
18 ~~department may contract for services provided for under this section))~~
19 The department shall use existing technical and financial assistance
20 resources to aid communities in planning, implementing, and assembling
21 financing for high priority community economic development projects.

22 **Sec. 32.** RCW 43.160.020 and 1996 c 51 s 2 are each amended to read
23 as follows:

24 Unless the context clearly requires otherwise, the definitions in
25 this section apply throughout this chapter.

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

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

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

32 (4) "Financial institution" means any bank, savings and loan
33 association, credit union, development credit corporation, insurance
34 company, investment company, trust company, savings institution, or
35 other financial institution approved by the board and maintaining an
36 office in the state.

1 (5) "Industrial development facilities" means "industrial
2 development facilities" as defined in RCW 39.84.020.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

21 **Sec. 33.** 1995 c 226 s 8 (uncodified) is amended to read as follows:
22 RCW 43.160.200 expires June 30, ((1997)) 2000.

23 **Sec. 34.** 1995 c 226 s 9 (uncodified) is amended to read as follows:
24 RCW 43.160.210 shall take effect June 30, ((1997)) 2000.

25 **Sec. 35.** RCW 28B.50.030 and 1995 c 226 s 17 are each amended to
26 read as follows:

27 As used in this chapter, unless the context requires otherwise, the
28 term:

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

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

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

35 (4) "Director" shall mean the administrative director for the state
36 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. 36.** 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. 37.** 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. 38.** 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. 39.** 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. 40.** 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. 41.** 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. 42.** 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 **PART VIII**
23 **EVALUATION**

24 NEW SECTION. **Sec. 43.** REVIEW AND EVALUATION. The joint
25 legislative audit and review committee shall design an evaluation
26 mechanism for economically distressed counties under this act and
27 undertake an evaluation of the act's effectiveness by November 1, 1999.
28 The agencies implementing the programs under this act shall assist the
29 joint legislative audit and review committee evaluation.

30 **PART IX**
31 **MISCELLANEOUS**

32 NEW SECTION. **Sec. 44.** If any part of this act is found to be in
33 conflict with federal requirements that are a prescribed condition to
34 the allocation of federal funds to the state, the conflicting part of

1 this act is inoperative solely to the extent of the conflict and with
2 respect to the agencies directly affected, and this finding does not
3 affect the operation of the remainder of this act in its application to
4 the agencies concerned. The rules under this act shall meet federal
5 requirements that are a necessary condition to the receipt of federal
6 funds by the state.

7 NEW SECTION. **Sec. 45.** Section captions and part headings used in
8 this act are not any part of the law.

9 NEW SECTION. **Sec. 46.** Sections 3 through 6 of this act are each
10 added to chapter 43.31 RCW.

11 NEW SECTION. **Sec. 47.** If specific funding for the purposes of
12 this act, referencing this act by bill or chapter number, is not
13 provided by June 30, 1997, in the omnibus appropriations act, this act
14 is null and void.

--- END ---