

CERTIFICATION OF ENROLLMENT
ENGROSSED SUBSTITUTE HOUSE BILL 1719

65th Legislature
2017 Regular Session

Passed by the House April 19, 2017
Yeas 97 Nays 0

Speaker of the House of Representatives

Passed by the Senate April 11, 2017
Yeas 45 Nays 4

President of the Senate

Approved

Governor of the State of Washington

CERTIFICATE

I, Bernard Dean, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **ENGROSSED SUBSTITUTE HOUSE BILL 1719** as passed by House of Representatives and the Senate on the dates hereon set forth.

Chief Clerk

FILED

**Secretary of State
State of Washington**

ENGROSSED SUBSTITUTE HOUSE BILL 1719

AS AMENDED BY THE SENATE

Passed Legislature - 2017 Regular Session

State of Washington **65th Legislature** **2017 Regular Session**

By House Early Learning & Human Services (originally sponsored by Representatives Lovick, Dent, Kagi, Senn, and Frame; by request of Department of Early Learning)

READ FIRST TIME 02/14/17.

1 AN ACT Relating to updating certain department of early learning
2 advising and contracting mechanisms to reflect federal requirements,
3 legislative mandates, and planned system improvements; and amending
4 RCW 43.215.090 and 43.215.130.

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

6 **Sec. 1.** RCW 43.215.090 and 2015 3rd sp.s. c 7 s 16 are each
7 amended to read as follows:

8 (1) The early learning advisory council is established to advise
9 the department on statewide early learning issues that (~~would~~
10 ~~build~~) contribute to the ongoing efforts of building a comprehensive
11 system of quality early learning programs and services for
12 Washington's young children and families (~~by assessing needs and the~~
13 ~~availability of services, aligning resources, developing plans for~~
14 ~~data collection and professional development of early childhood~~
15 ~~educators, and establishing key performance measures~~)).

16 (2) The council shall work in conjunction with the department to
17 (~~develop a statewide early learning plan that guides~~) assist in
18 policy development and implementation that assist the department in
19 promoting alignment of private and public sector actions, objectives,
20 and resources, (~~and~~) ensuring school readiness.

1 (3) The council shall include diverse, statewide representation
2 from public, nonprofit, and for-profit entities. Its membership shall
3 include critical partners in service delivery and reflect regional,
4 racial, and cultural diversity to adequately represent the needs of
5 all children and families in the state.

6 (4) Councilmembers shall serve two-year terms. However, to
7 stagger the terms of the council, the initial appointments for twelve
8 of the members shall be for one year. Once the initial one-year to
9 two-year terms expire, all subsequent terms shall be for two years,
10 with the terms expiring on June 30th of the applicable year. The
11 terms shall be staggered in such a way that, where possible, the
12 terms of members representing a specific group do not expire
13 simultaneously.

14 (5) The council shall consist of ~~((not more than twenty three))~~
15 members essential to coordinating services statewide prenatal through
16 age five, as follows:

17 (a) In addition to being staffed and supported by the department,
18 the governor shall appoint ~~((at least))~~ one representative from each
19 of the following: ~~The ((department, the office of financial~~
20 ~~management, the department of social and health services, the))~~
21 department of health, the student achievement council, and the state
22 board for community and technical colleges;

23 (b) One representative from the office of the superintendent of
24 public instruction, to be appointed by the superintendent of public
25 instruction;

26 (c) The governor shall appoint ~~((seven))~~ leaders in early
27 childhood education to represent critical service delivery and
28 support sectors, with at least one ~~((representative with experience~~
29 ~~or expertise in one or more of the areas such as))~~ individual
30 representing each of the following: ~~((The K-12 system, family day~~
31 ~~care providers, and child care centers with four of the seven~~
32 ~~governor's appointees made as follows:))~~

33 (i) The head start state collaboration office director or the
34 director's designee;

35 (ii) A representative of a head start, early head start, or
36 migrant/seasonal head start~~((, or tribal head start))~~ program;

37 (iii) A representative of a local education agency; ~~((and))~~

38 (iv) A representative of the state agency responsible for
39 programs under section 619 or part C of the federal individuals with
40 disabilities education act;

1 (v) A representative of the early childhood education and
2 assistance program;

3 (vi) A representative of licensed family day care providers;

4 (vii) A representative of child day care centers; and

5 (viii) A representative from the home visiting advisory committee
6 established in RCW 43.215.130;

7 (d) Two members of the house of representatives, one from each
8 caucus, ~~((and two members of the senate, one from each caucus,))~~ to
9 be appointed by the speaker of the house of representatives and ~~((the~~
10 ~~president of the senate, respectively))~~ two members of the senate,
11 one from each caucus, to be appointed by the majority leader in the
12 senate and the minority leader in the senate;

13 (e) Two parents, one of whom serves on the department's parent
14 advisory group, to be appointed by the governor;

15 (f) One representative of the private-public partnership created
16 in RCW 43.215.070, to be appointed by the partnership board;

17 (g) One representative from the developmental disabilities
18 community;

19 (h) Two representatives from early learning regional coalitions;

20 (i) Representatives of underserved communities who have a special
21 expertise or interest in high quality early learning, one to be
22 appointed by each of the following commissions:

23 (i) The Washington state commission on Asian Pacific American
24 affairs;

25 (ii) The Washington state commission on African-American affairs;
26 and

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

28 ~~((g) One))~~ (j) Two representatives designated by sovereign
29 tribal governments, one of whom must be a representative of a tribal
30 early childhood education assistance program or head start program;
31 ~~((and~~

32 ~~h))~~ (k) One representative from the Washington federation of
33 independent schools;

34 (l) One representative from the Washington library association;
35 and

36 (m) One representative from a statewide advocacy coalition of
37 organizations that focuses on early learning.

38 (6) The council shall be cochaired by ~~((one representative of a~~
39 ~~state agency and one nongovernmental))~~ two members, to be elected by

1 the council for two-year terms and not more than one cochair may
2 represent a state agency.

3 (7) The council shall appoint two members and stakeholders with
4 expertise in early learning to sit on the technical working group
5 created in section 2, chapter 234, Laws of 2010.

6 (8) Each member of the board shall be compensated in accordance
7 with RCW 43.03.240 and reimbursed for travel expenses incurred in
8 carrying out the duties of the board in accordance with RCW 43.03.050
9 and 43.03.060.

10 (9)(a) The council shall convene an early achievers review
11 subcommittee to provide feedback and guidance on strategies to
12 improve the quality of instruction and environment for early learning
13 and provide input and recommendations on the implementation and
14 refinement of the early achievers program. The review conducted by
15 the subcommittee shall be a part of the annual progress report
16 required in RCW 43.215.102. At a minimum the review shall address the
17 following:

18 (i) Adequacy of data collection procedures;

19 (ii) Coaching and technical assistance standards;

20 (iii) Progress in reducing barriers to participation for low-
21 income providers and providers from diverse cultural backgrounds,
22 including a review of the early achievers program's rating tools,
23 quality standard areas, and components, and how they are applied;

24 (iv) Strategies in response to data on the effectiveness of early
25 achievers program standards in relation to providers and children
26 from diverse cultural backgrounds;

27 (v) Status of the life circumstance exemption protocols; and

28 (vi) Analysis of early achievers program data trends.

29 (b) The subcommittee must include consideration of cultural
30 linguistic responsiveness when analyzing the areas for review
31 required by (a) of this subsection.

32 (c) The subcommittee shall include representatives from child
33 care centers, family child care, the early childhood education and
34 assistance program, contractors for early achievers program technical
35 assistance and coaching, tribal governments, the organization
36 responsible for conducting early (~~achiever[s]~~) achievers program
37 ratings, and parents of children participating in early learning
38 programs, including working connections child care and early
39 childhood education and assistance programs. The subcommittee shall

1 include representatives from diverse cultural and linguistic
2 backgrounds.

3 (10) The department shall provide staff support to the council.

4 **Sec. 2.** RCW 43.215.130 and 2013 c 165 s 1 are each amended to
5 read as follows:

6 (1)(a) The home visiting services account is created in the state
7 treasury. Revenues to the account shall consist of appropriations by
8 the legislature and all other sources deposited in the account. All
9 federal funds received by the department for home visiting activities
10 must be deposited into the account.

11 (b)(i) Expenditures from the account shall be used for state
12 matching funds for the purposes of the program established in this
13 section and federally funded activities for the home visiting
14 program, including administrative expenses.

15 (ii) The department oversees the account and is the lead state
16 agency for home visiting system development. The nongovernmental
17 private-public partnership (~~((administers))~~) supports the home visiting
18 service delivery system and provides (~~((implementation))~~) support
19 functions to funded programs.

20 (iii) It is the intent of the legislature that state funds
21 invested in the account be matched (~~((at fifty percent))~~) by the
22 private-public partnership each fiscal year. (~~((However, state funds
23 in the account may be accessed in the event that the private-public
24 partnership fails to meet the fifty percent match target. Should the
25 private-public partnership not meet the fifty percent match target by
26 the conclusion of the fiscal year ending on June 30th, the department
27 and the private-public partnership, shall jointly submit a report to
28 the relevant legislative committees detailing the reasons why the
29 fifty percent match target was not met, the actual match rate
30 achieved, and a plan to achieve fifty percent match in the subsequent
31 fiscal year. This report shall be submitted as promptly as
32 practicable, but the lack of receipt of this report shall not prevent
33 state funds in the account from being accessed.))~~)

34 (iv) Amounts used for program administration by the department
35 may not exceed an average of (~~((four))~~) ten percent in any two
36 consecutive fiscal years.

37 (v) Authorizations for expenditures may be given only after
38 private funds are committed. The nongovernmental private-public

1 partnership must report to the department quarterly to demonstrate
2 ((sufficient)) investment of private match funds.

3 (c) Expenditures from the account are subject to appropriation
4 and the allotment provisions of chapter 43.88 RCW.

5 (2) The department must expend moneys from the account to provide
6 state matching funds for partnership activities to implement home
7 visiting services and administer the infrastructure necessary to
8 develop, support, and evaluate evidence-based, research-based, and
9 promising home visiting programs.

10 (3) Activities eligible for funding through the account include,
11 but are not limited to:

12 (a) Home visiting services that achieve one or more of the
13 following: (i) Enhancing child development and well-being by
14 alleviating the effects on child development of poverty and other
15 known risk factors; (ii) reducing the incidence of child abuse and
16 neglect; or (iii) promoting school readiness for young children and
17 their families; and

18 (b) Development and maintenance of the infrastructure for home
19 visiting programs, including training, quality improvement, and
20 evaluation.

21 (4) Beginning July 1, 2010, the department shall contract with
22 the nongovernmental private-public partnership designated in RCW
23 43.215.070 to ((administer)) support programs funded through the home
24 visiting services account. The department shall monitor performance
25 and provide periodic reports on the ((use)) uses and outcomes of the
26 home visiting services account.

27 (5) The ((nongovernmental private-public partnership)) department
28 shall, in the administration of the programs:

29 (a) Fund programs through a competitive bid process or in
30 compliance with the regulations of the funding source; and

31 (b) Convene an advisory committee of early learning and home
32 visiting experts, including one representative from the department,
33 to advise the partnership regarding research and the distribution of
34 funds from the account to eligible programs.

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