
SECOND SUBSTITUTE HOUSE BILL 2319

State of Washington

53rd Legislature

1994 Regular Session

By House Committee on Appropriations (originally sponsored by Representatives Appelwick, Leonard, Johanson, Valle, Wang, Wineberry, Scott, Karahalios, Caver, Kessler, Basich, Wolfe, J. Kohl, Veloria, Quall, Holm, Jones, Shin, King, Patterson, Eide, Dellwo, L. Johnson, Springer, Pruitt, Ogden, H. Myers and Anderson; by request of Governor Lowry)

Read first time 02/08/94.

1 AN ACT Relating to violence prevention; amending RCW 43.121.015,
2 74.14A.020, 70.190.005, 70.190.010, 70.190.030, 74.14A.050, 74.14B.040,
3 70.123.010, 70.123.070, 28A.635.060, 13.40.080, 28A.170.080,
4 28A.170.090, 28A.170.100, 43.63A.700, 43.63A.710, 82.60.020, 82.62.010,
5 43.270.010, 43.270.020, 43.270.030, 43.270.040, 43.270.050, 43.270.060,
6 and 43.270.070; reenacting and amending RCW 43.185.070; adding new
7 sections to chapter 43.131 RCW; adding a new section to chapter 43.84
8 RCW; adding new sections to chapter 74.13 RCW; adding new sections to
9 chapter 28A.300 RCW; adding a new section to chapter 28A.305 RCW;
10 adding new sections to chapter 43.330 RCW; adding a new section to
11 chapter 28A.320 RCW; adding a new section to chapter 28A.225 RCW;
12 adding a new section to chapter 50.67 RCW; adding a new section to
13 chapter 43.310 RCW; adding a new section to chapter 43.185 RCW; adding
14 new sections to chapter 43.121 RCW; adding new sections to chapter
15 70.190 RCW; adding a new chapter to Title 70 RCW; adding new chapters
16 to Title 43 RCW; adding a new chapter to Title 50 RCW; creating new
17 sections; recodifying RCW 43.63A.700 and 43.63A.710; providing an
18 expiration date; and declaring an emergency.

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

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1 **PART I - HUMAN SERVICES: PREVENTION AND EARLY INTERVENTION**

2 **A. PREVENTION OF CHILD ABUSE AND NEGLECT**

3 NEW SECTION. **Sec. 101.** HEALTHY FAMILIES-WASHINGTON PROGRAM--
4 FINDINGS. The legislature finds that:

5 (1) Child abuse and neglect has been shown to be a significant risk
6 factor for violent behavior. Abused or neglected children have an
7 increased likelihood of arrest and involvement in violent crime as
8 youths or adults, and of victimization;

9 (2) One of the most effective strategies for preventing child abuse
10 and neglect is to offer parents education and support, at their
11 request, beginning with the birth of their first baby in locations
12 comfortable for parents; and

13 (3) Primary prevention efforts that offer parents education and
14 support, and thereby reduce the rate of child abuse and neglect, are an
15 essential component of any youth violence prevention effort.

16 **Sec. 102.** RCW 43.121.015 and 1988 c 278 s 4 are each amended to
17 read as follows:

18 As used in this chapter, the following terms have the meanings
19 indicated unless the context clearly requires otherwise.

20 (1) "Child" means an unmarried person who is under eighteen years
21 of age.

22 (2) "Community" means an individual political subdivision of the
23 state, a group of such political subdivisions, or a geographic area
24 within a political subdivision.

25 (3) "Council" means the Washington council for the prevention of
26 child abuse and neglect.

27 ~~((+3))~~ (4) "Parent" means the birth or adoptive parent, or legal
28 guardian of a child.

29 (5) "Primary prevention" of child abuse and neglect means any
30 effort designed to inhibit or preclude the initial occurrence of child
31 abuse and neglect, both by the promotion of positive parenting and
32 family interaction, and the remediation of factors linked to causes of
33 child maltreatment.

34 ~~((+4))~~ (6) "Secondary prevention" means services and programs that
35 identify and assist families under such stress that abuse or neglect is

1 likely or families display symptoms associated with child abuse or
2 neglect.

3 NEW SECTION. **Sec. 103.** HEALTHY FAMILIES--WASHINGTON PROGRAM. (1)
4 There is established in the council a program to coordinate and fund
5 community-based healthy families--Washington program sites. Selection
6 of program sites shall be made competitively based upon compliance with
7 RCW 43.121.070, 43.121.080 and sections 104 and 105 of this act.

8 (2) Participation by parents in the healthy families--Washington
9 program shall be voluntary.

10 (3) Parents who elect to participate in the voluntary healthy
11 families--Washington program shall receive education and support
12 services only after signing a voluntary written authorization. The
13 parents shall be informed of their right to withdraw their voluntary
14 decision to participate in the healthy families--Washington program at
15 any time of their choosing.

16 (4) Program criteria shall be established by the council in
17 consultation with the family policy council established pursuant to
18 chapter 70.190 RCW, and with private and public groups involved in
19 child abuse and neglect prevention and shall reflect the following
20 principles:

21 (a) Family policy principles enunciated by the family policy
22 council;

23 (b) Flexibility in program design and implementation to accommodate
24 unique community characteristics and needs;

25 (c) Services are offered, subject to the availability of funding,
26 to all parents of newborns who request support, delivered at the level
27 of intensity and duration that best addresses the needs and concerns of
28 each family; and

29 (d) Increased coordination of existing services to prospective
30 parents and parents of newborn children.

31 (5) Where appropriate, the council may utilize funds in the
32 children's trust fund for program sites established pursuant to
33 sections 103 through 105 of this act.

34 NEW SECTION. **Sec. 104.** HEALTHY FAMILIES-WASHINGTON PROGRAM
35 SITES--REQUIREMENTS. (1) Each community-based healthy families--
36 Washington program site shall be designed to reduce the incidence of
37 child abuse and neglect in the defined community.

1 (2) Program participation by parents shall be voluntary. In
2 offering or providing services, every effort shall be made to
3 coordinate with and utilize other programs that fund or provide any of
4 the services referenced in subsection (3) of this section. The primary
5 focus for expenditure of healthy families--Washington program funds
6 should be development of a coordinated system of family support
7 services for parents of newborn children in the community, provision of
8 visits at locations comfortable for parents and provision of services
9 referenced in subsection (3) of this section that are not currently
10 funded from other sources.

11 (3) Each program site shall make the following services available
12 to families in the defined community:

13 (a) Visits for all expectant or new parents, who voluntarily sign
14 a written authorization to participate, at a location with which the
15 parent is comfortable;

16 (b) Screening prior to or soon after the birth of a child to assess
17 areas of concern in consultation with the family;

18 (c) Parenting education and skills development;

19 (d) Parenting and family support information and referral;

20 (e) Parent support groups;

21 (f) Service coordination for individual families, and assistance
22 with accessing services, provided in a manner that ensures that
23 individual families have only one individual or agency to which they
24 look for service coordination. Where appropriate for a family, service
25 coordination may be conducted through interdisciplinary or interagency
26 teams.

27 (4) The council shall evaluate each program site. Each program
28 site shall cooperate in the council's evaluation, and be evaluated
29 based on the rate by which child abuse and neglect in the defined
30 community are reduced, measured from the rates prior to the
31 implementation of the program. Program sites that demonstrate by
32 empirical evidence that they have been successful in reducing the child
33 abuse and neglect rate in the defined community shall be eligible for
34 consideration if reauthorized funding becomes available.

35 NEW SECTION. **Sec. 105.** HEALTHY FAMILIES-WASHINGTON PROGRAM
36 SITES--APPLICATIONS. Applications for healthy families--Washington
37 program funding shall:

38 (1) Define the community requesting funding;

- 1 (2) Designate a lead agency or organization for the program site;
- 2 (3) Contain evidence of the active voluntary participation of
- 3 entities in the community that will participate in the program;
- 4 (4) Demonstrate the participation of parents who are not affiliated
- 5 with participating entities in the development of the program;
- 6 (5) Describe the specific activities that will be undertaken by the
- 7 program site;
- 8 (6) Identify the community matching funds required under RCW
- 9 43.121.080;
- 10 (7) Include statistics on child abuse and neglect rates in the
- 11 community over at least the past five years. Upon request, the
- 12 department of social and health services shall assist in the
- 13 compilation of these statistics for applicants;
- 14 (8) Include components that will demonstrate sensitivity to
- 15 religious, cultural, and socioeconomic differences in the defined
- 16 community; and
- 17 (9) Identify who will provide services to parents and the children.
- 18 If a lead agency or organization elects to utilize volunteers, it shall
- 19 specify the training and supervision which will be provided prior to
- 20 volunteers participating in the program.

21 **B. COMMUNITY-BASED PLANNING AND SERVICES FOR CHILDREN AND FAMILIES**

22 **1. Children and Family Services Policy**

23 **Sec. 106.** RCW 74.14A.020 and 1983 c 192 s 2 are each amended to
24 read as follows:

25 The ~~((department of social and health services))~~ efforts of state
26 agencies participating in the family policy council, as provided in RCW
27 70.190.010, individually and collectively, shall address the needs of
28 children and their families, including emotionally disturbed ((and))
29 children with special health care needs, developmentally disabled, and
30 mentally ill children, potentially dependent children, and families-in-
31 conflict by:

- 32 (1) Serving children and families as a unit in the least
- 33 restrictive setting available and in close proximity to ~~((the))~~ family
- 34 homes, consistent with the best interests and special needs of the
- 35 child;

1 (2) Developing and implementing comprehensive, preventive, and
2 early intervention social and health services that demonstrate the
3 ability to delay or reduce the need for out-of-home placements and
4 ameliorate problems before they become chronic or severe;

5 (3) Ensuring that appropriate social and health services are
6 provided to the family unit both prior to the removal of a child from
7 the home and after the family ((reunification)) is reunited;

8 ~~((3) Developing and implementing comprehensive, preventive, and~~
9 ~~early intervention social and health services which have demonstrated~~
10 ~~the ability to delay or reduce the need for out-of-home placements and~~
11 ~~ameliorate problems before they become chronic or severe;))~~

12 (4) Ensuring that the safety and best interests of the child are
13 the paramount considerations when making placement and service delivery
14 decisions;

15 (5) Recognizing the interdependent and changing nature of families
16 and communities, building upon inherent family strengths, maintaining
17 families' dignity and respect, and tailoring programs to their specific
18 circumstances;

19 (6) Being sensitive to family and community culture, norms, values,
20 and expectations, ensuring that all services are accessible and are
21 provided in a culturally competent and relevant manner, and ensuring
22 participation of racial and ethnic minorities at all levels of service
23 planning, delivery, and evaluation efforts;

24 (7)(a) Developing coordinated ((social and health)) services for
25 children and families which:

26 ~~((a))~~ (i) Identify problems experienced by children and their
27 families early and provide services which are adequate in availability,
28 appropriate to the situation, and effective;

29 ~~((b))~~ (ii) Seek to bring about meaningful change before family
30 situations become irreversibly destructive and before disturbed
31 psychological behavioral patterns and health problems become severe or
32 permanent;

33 ~~((c))~~ (iii) Serve children and families in their own homes thus
34 preventing unnecessary out-of-home placement or institutionalization;

35 ~~((d))~~ (iv) Focus resources on ((social and health)) problems as
36 they begin to manifest themselves rather than waiting for chronic and
37 severe patterns of illness, criminality, and dependency to develop
38 which require long-term treatment, maintenance, or custody;

39 ~~((e))~~ (v) Reduce duplication of and gaps in service delivery;

1 (~~(f)~~) (vi) Improve planning, budgeting, and communication among
2 (~~all units of the department~~) state and local agencies and private
3 organizations serving children and families; and

4 (~~(g) Develop~~) (vii) Use outcome standards for measuring the
5 effectiveness of (~~social and health~~) services for children and
6 families.

7 (b) In developing services under this subsection, local communities
8 shall be partners with the state in planning, developing, implementing,
9 and administering support systems that are tailored to their unique
10 needs.

11 **Sec. 107.** RCW 70.190.005 and 1992 c 198 s 1 are each amended to
12 read as follows:

13 The legislature finds that a primary goal of public involvement in
14 the lives of children has been to strengthen the family unit.

15 However, the legislature recognizes that traditional two-parent
16 families with one parent routinely at home are now in the minority. In
17 addition, extended family and natural community supports have eroded
18 drastically. The legislature recognizes that public policy assumptions
19 must be altered to account for this new social reality. Public effort
20 must be redirected to expand, support, and strengthen(~~, and help~~
21 ~~refashion family~~) families' and (~~community associations~~)
22 communities' efforts to care for children.

23 The legislature finds that a broad variety of services for children
24 and families has been independently designed over the years and that
25 the coordination and cost-effectiveness of these services will be
26 enhanced through the adoption of (~~a common~~) an approach (~~to their~~
27 ~~delivery~~) that allows communities to design and coordinate services to
28 meet their local needs. The legislature further finds that the most
29 successful programs for reaching and working with at-risk families and
30 children treat individuals' problems in the context of the family,
31 offer a broad spectrum of services, are flexible in the use of program
32 resources, and use staff who are trained in crossing traditional
33 program categories in order to broker services necessary to fully meet
34 a family's needs.

35 The legislature further finds that eligibility criteria,
36 expenditure restrictions, and reporting requirements of state and
37 federal categorical programs often create barriers toward the effective

1 use of resources for addressing the multiple problems of at-risk
2 families and children.

3 The purposes of this chapter are (1) to modify public policy and
4 programs to empower communities to support and respond to the needs of
5 individual families and children ~~((and))~~; (2) to improve the
6 responsiveness of services for children and families at risk by
7 facilitating greater coordination and flexibility in the use of funds
8 by state and local services agencies; (3) to establish a children and
9 family services system that utilizes and integrates resources available
10 at the state, regional, local, and community levels; (4) to build upon
11 local efforts already in place to accomplish the purposes of sections
12 106 through 126 of this act; (5) to bring together representatives of
13 a broad range of local agencies, organizations, and individuals to
14 develop an integrated children and family services system at the local
15 level; (6) to provide data on unmet need and emerging issues that may
16 require further state and local action; and (7) to partially
17 decentralize and reconfigure children and family services, which may
18 include those currently administered by the department of social and
19 health services, the department of community, trade, and economic
20 development, the department of health, the employment security
21 department, and the office of the superintendent of public instruction.

22 **Sec. 108.** RCW 70.190.010 and 1992 c 198 s 3 are each amended to
23 read as follows:

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

26 (1) "Comprehensive plan" or "plan" means a two-year plan that
27 identifies achievable outcomes for children and families, examines
28 available resources and unmet needs ~~((for))~~, and designs an integrated
29 system of services for children and families, as provided in section
30 113 of this act, for a city with a population in excess of one hundred
31 fifty thousand, an Indian tribe, a county or a multicounty area~~((~~
32 ~~barriers that limit the effective use of resources, and a plan to~~
33 address these issues that is broadly supported)).

34 (2) "Participating state agencies" means the office of the
35 superintendent of public instruction, the department of social and
36 health services, the department of health, the employment security
37 department, the department of community, trade, and economic

1 development, the office of financial management, and such other
2 departments as may be specifically designated by the governor.

3 (3) "Family policy council" or "council" means the superintendent
4 of public instruction, the secretary of social and health services, the
5 secretary of health, the commissioner of the employment security
6 department, ~~((and))~~ the director of the department of community, trade,
7 and economic development, and the director of the office of financial
8 management, or their designees, one legislator from each caucus of the
9 senate and house of representatives, and one representative of the
10 governor. One representative each from counties, cities or towns, and
11 school districts, two representatives of children and family services
12 providers, two citizens with a demonstrated interest in children, one
13 representative of the business community and one representative of
14 organized labor who has demonstrated an interest in children, also
15 shall be appointed by the governor to serve on the council.

16 (4) "Outcome ~~((based))~~ standard" means a defined and measurable
17 ~~((outcomes and indicators that make it possible for communities to))~~
18 standard against which the state and communities can evaluate progress
19 in meeting their goals and ~~((whether systems))~~ that can be used to
20 determine whether community family councils are fulfilling their
21 responsibilities.

22 (5) ~~(("Matching funds" means an amount no less than twenty five~~
23 ~~percent of the amount budgeted for a consortium's project. Up to half~~
24 ~~of the consortium's matching funds may be in kind goods and services.~~
25 ~~Funding sources allowable for match include appropriate federal or~~
26 ~~local levy funds, private charitable funding, and other charitable~~
27 ~~giving. Basic education funds shall not be used as a match.~~

28 ~~(6) "Consortium))~~ "Community family council" or "community council"
29 means ~~((a diverse group of individuals that includes at least~~
30 representatives of local service providers, service recipients, local
31 government administering or funding children or family service
32 programs, participating state agencies, school districts, existing
33 children's commissions, ethnic and racial minority populations, and
34 other interested persons organized for the purpose of designing and
35 providing collaborative and coordinated services under this chapter.
36 Consortiums shall represent a county, multicounty, or municipal
37 service area. In addition, consortiums may represent Indian tribes
38 applying either individually or collectively)) an entity, other than a
39 state agency, established pursuant to section 110 of this act.

1 to children and their families. At a minimum, representatives of the
2 following groups shall be invited: Parents, youth, people of color,
3 Indian tribes, existing children's commissions, coalitions or task
4 forces, community organizations providing support to families, such as
5 churches and neighborhood associations, community mobilization
6 coalitions or task forces, business, labor, local economic development
7 and job training programs, housing organizations, local law and justice
8 councils, juvenile courts, children and family services providers,
9 regional support networks, county developmental disabilities boards,
10 county drug and alcohol boards, school districts, community action
11 agencies, cities or towns, local offices of state agencies, local
12 health departments and districts, and any other entity that contracts
13 with the state or local government to provide services to children and
14 their families. If a county fails to convene a meeting by July 1,
15 1994, the family policy council may authorize an alternative local
16 organization to convene the meeting.

17 (2) At the initial meeting of the consortium, a representative of
18 the family policy council or its participating state agencies shall
19 present an overview of sections 106 through 126 of this act, including
20 its purpose and philosophy, and the role and responsibilities of
21 community family councils. The consortium convened under subsection
22 (1) of this section shall:

23 (a) Determine the membership of the community family council. A
24 community family council shall consist of not less than nine, nor more
25 than twenty-five members. The chair of the council shall be a lay
26 person and shall be chosen by the consortium. Of the remaining
27 members: One-fourth shall represent citizens, including parents,
28 youth, business, religious institutions, and neighborhood associations;
29 one-fourth shall represent local government; one-fourth shall represent
30 children and family service providers; and one-fourth shall be
31 individuals with demonstrated involvement in children's issues.
32 Membership of the community family council shall be culturally diverse
33 and adequately reflect the racial and cultural composition of the
34 community. Community family council members shall serve a term of
35 three years and until their successors are designated by the council.
36 Initial membership terms shall be staggered. Members shall not be
37 compensated for the performance of their duties as members of the
38 council, but may be reimbursed for essential travel and per diem
39 expenses to ensure performance of the council's duties.

1 The family policy council shall have final approval authority of
2 the membership of each community family council to ensure that the
3 requirements of this subsection (2)(a) have been met. The family
4 policy council shall act upon a request for approval of membership
5 within sixty days of receipt of such request.

6 (b) Solicit nominations for community family council members from
7 the various groups represented at the meeting. Each group to be
8 represented shall select its own representatives. If, however, a
9 particular group whose representation is required on the community
10 family council cannot agree on a nominee or is not represented at the
11 meeting, the community family council's chair shall select the nominee.

12 (c) Define the jurisdiction of the community family council to
13 include a county, multicounty area, a city with a population in excess
14 of one hundred fifty thousand, or a tribal government. If a city or
15 tribal government forms its own community family council, its
16 comprehensive plan shall describe how it will be coordinated with the
17 plan of the county in which it is located. Community family councils
18 may break down into smaller geographic areas for development of
19 community specific plans, which shall then be incorporated into the
20 jurisdiction-wide comprehensive plan.

21 (d) Designate a lead agency or entity. The lead agency shall be
22 primarily responsible for coordinating development and implementation
23 of the comprehensive plan, and shall serve as the fiscal agent for
24 receipt and administration of any funds received from the children and
25 family services fund established in section 117 of this act. In its
26 review of comprehensive plans submitted pursuant to section 113 of this
27 act, the family policy council shall determine whether the designated
28 lead agency has the demonstrated capability to carry out the
29 responsibilities established under this subsection. Funds expended by
30 a lead agency for administration shall not exceed the greater of:

31 (i) Five percent of funds received from the children and family
32 services fund or of funds allocated to programs for which waivers have
33 been granted under section 120 of this act;

34 (ii) Up to ten percent of funds received from the children and
35 family services fund or of funds allocated to programs for which
36 waivers have been granted under section 120 of this act, upon a showing
37 by the lead agency that good cause exists to exceed the five percent
38 limitation, and upon approval by the family policy council; or

1 (iii) The minimum fixed dollar amount for administration
2 established by the family policy council.

3 (3) All meetings of the community family council are subject to the
4 open public meetings act under chapter 42.30 RCW.

5 (4) The first meeting of the community family council shall occur
6 no later than October 1, 1994.

7 NEW SECTION. **Sec. 111.** DEVELOPMENT AND IMPLEMENTATION OF
8 COMPREHENSIVE PLANS. (1) The community family council shall promote
9 wellness for children and families in its jurisdiction, and oversee the
10 development and implementation of an integrated system of services for
11 children and their families, and of a comprehensive plan.

12 (2) The community family council shall take the following actions
13 in development of its comprehensive plan:

14 (a) Utilize state-wide data provided by the family policy council.
15 Such data may include, but is not limited to census information, broken
16 down by race and ethnicity, and free and reduced price school lunch
17 participation rates;

18 (b) Define outcome standards, with numeric goals, for its
19 jurisdiction, based upon the outcome standards in section 109 of this
20 act;

21 (c) Define the needs of children and families that must be
22 addressed to achieve the outcome standards defined in (b) of this
23 subsection;

24 (d) Conduct a local needs assessment, in accordance with rules
25 adopted by the family policy council for this purpose, that examines
26 services available to meet the needs identified pursuant to (c) of this
27 subsection. The assessment shall identify:

28 (i) Available services that function effectively;

29 (ii) Available services that do not function effectively and why
30 those services do not function effectively;

31 (iii) Duplication of available services; and

32 (iv) Needed services that are unavailable.

33 If a jurisdiction served by a community family council has
34 conducted a needs assessment that substantially meets the requirements
35 of this subsection through utilization of recent and relevant data, an
36 additional needs assessment shall not be required;

37 (e) Prepare the comprehensive plan and such later amendments to the
38 plan as are necessary, as provided in sections 112 and 113 of this act.

1 Prior to finalization of the comprehensive plan, the council shall hold
2 a public hearing to solicit oral and written comments on the draft
3 plan. A summary of the public response regarding the appropriateness
4 and effectiveness of the comprehensive plan shall be submitted to the
5 family policy council with the plan;

6 (f) Submit the comprehensive plan to the legislative authority of
7 each county, city, town, or tribal government within the council's
8 jurisdiction for review prior to submission to the family policy
9 council. The legislative authority of a county, city, or town with
10 population in excess of five thousand shall hold a public hearing to
11 solicit comments on the plan. All other counties, cities, and towns
12 are encouraged to hold such a public hearing. Any oral or written
13 response of the legislative authority to the plan and any testimony
14 given at the public hearing shall be submitted to the family policy
15 council with the plan;

16 (g) Submit the comprehensive plan to the family council for review
17 and approval on or before October 1, 1996, as provided in section 119
18 of this act.

19 (3) The community family council also shall:

20 (a) Monitor progress of key outcomes related to the comprehensive
21 plan; and

22 (b) Adopt calendar year budgets for the council within the funds
23 available and forward them to the lead agency.

24 (4) A community family council may make interim recommendations to
25 the family policy council, and other state and local agencies on how
26 services might be improved in the interim until the final comprehensive
27 plan is adopted.

28 NEW SECTION. **Sec. 112.** ENSURE PUBLIC PARTICIPATION. Each
29 community family council shall establish procedures providing for early
30 and continuous public participation in the development and amendment of
31 comprehensive plans. The procedures shall provide for broad
32 dissemination of proposals, opportunity for written comments, public
33 meetings after effective notice, provision for scheduled open public
34 discussion at each community family council meeting, and consideration
35 of and response to public comments. Community family councils are
36 encouraged to establish task forces, work groups, or other advisory
37 committees to broaden public participation in their efforts.

1 NEW SECTION. **Sec. 113.** COMPREHENSIVE PLAN COMPONENTS. (1) The

2 submission of a comprehensive plan meeting the requirements of this
3 section to the family policy council shall be a condition precedent to
4 receipt of a waiver from categorical program requirements authorized in
5 section 120 of this act.

6 (2) A comprehensive plan shall include:

7 (a) Defined, measurable outcome standards for the jurisdiction
8 served by the plan based upon the standards developed under section 109
9 of this act. The outcome standards shall reflect ten-year goals, and
10 the plan shall be designed to achieve measurable progress toward
11 meeting those goals;

12 (b) Results of the local needs assessment conducted pursuant to
13 section 111(2) of this act;

14 (c) An explanation of how the principles of RCW 74.14A.025 and
15 70.190.005 are reflected in the plan;

16 (d) An assessment of the economic status of the community, economic
17 opportunities available within the community, and recommendations
18 pertaining to coordination of economic and social development efforts;

19 (e) A detailed description of how the plan will meet its outcome
20 standards. This description shall include an explanation of:

21 (i) How appropriate needs of children and families in the community
22 family council's jurisdiction will be identified and addressed, giving
23 consideration to the use of uniform application forms and assessment
24 tools, case management services, and centralized information and
25 referral services;

26 (ii) How emphasis has been placed on contracting with, or utilizing
27 existing service delivery systems and entities that have in the past
28 provided quality services to children and their families in the
29 jurisdiction served by the community family council and have
30 demonstrated an interest in continuing to provide such services;

31 (iii) Current interagency efforts to collaborate in the delivery of
32 services to children and families and to coordinate services to
33 children and families across service systems, the barriers to achieving
34 full collaboration and coordination, and how full collaboration and
35 coordination will be achieved under the comprehensive plan, including
36 discussion of how existing interagency efforts addressing children and
37 family services issues will be incorporated into the plan;

38 (iv) How funding for existing services will be coordinated to
39 create more flexibility; and

1 (v) How children and families will benefit from the restructuring
2 of children and family services proposed in the plan, with specific
3 attention to the defined outcome standards;

4 (f) Designation of the lead agency;

5 (g) Identification of categorical program requirement waivers or
6 grants from the children and family services fund being requested, and
7 justification of the need for such waiver or funding, including an
8 explanation of how children and families, including children and
9 families of color, will benefit from the grant or waiver;

10 (h) Assurances that services provided under the plan will be
11 culturally relevant and accessible to communities of color and
12 underserved populations; and

13 (i) Assurance that funding for services to children and families by
14 counties, cities, towns, and tribal governments in the jurisdiction
15 served by the council will be maintained at levels no less than those
16 in effect on January 1, 1994.

17 (3) Each community family council shall submit its comprehensive
18 plan to the family policy council on or before October 1, 1996. Plans
19 submitted prior to that date shall be reviewed and acted upon by the
20 family policy council within ninety days of their receipt by the
21 council. If a jurisdiction fails to establish a community family
22 council or to submit a comprehensive plan by that date, the family
23 policy council shall designate a single state agency to assume
24 responsibility for development of a comprehensive plan, in consultation
25 with interested persons and organizations in the jurisdiction.

26 (4) Upon request of the family policy council, community family
27 councils shall cooperate with, and participate in any evaluation of,
28 the efforts undertaken through this chapter.

29 NEW SECTION. **Sec. 114.** The designated lead agency of the
30 community family council is authorized to receive and spend funds
31 received through the state under this chapter, any federal funds
32 received through any state agency, any local funds made available by
33 political subdivisions within the jurisdiction of the community family
34 council for planning or service delivery, or any private gifts,
35 donations, funds, or property received by it for the benefit of
36 children and families.

37 **3. The Family Policy Council**

1 **Sec. 115.** RCW 70.190.030 and 1992 c 198 s 5 are each amended to
2 read as follows:

3 POWERS AND DUTIES OF THE FAMILY POLICY COUNCIL. (~~((1))~~) The family
4 policy council shall (~~annually solicit from consortiums proposals to~~
5 ~~facilitate greater flexibility, coordination, and responsiveness of~~
6 ~~services at the community level. The council shall consider such~~
7 ~~proposals only if:~~

8 ~~(a) A comprehensive plan has been prepared by the consortium; and~~

9 ~~(b) The consortium has identified and agreed to contribute matching~~
10 ~~funds as specified in RCW 70.190.010; and~~

11 ~~(c) An interagency agreement has been prepared by the family policy~~
12 ~~council and the participating local service and support agencies that~~
13 ~~governs the use of funds, specifies the relationship of the project to~~
14 ~~the principles listed in RCW 74.14A.025, and identifies specific~~
15 ~~outcomes and indicators; and~~

16 ~~(d) Funds are to be used to provide support or services needed to~~
17 ~~implement a family's or child's case plan that are not otherwise~~
18 ~~adequately available through existing categorical services or community~~
19 ~~programs; [and]~~

20 ~~(e) The consortium has provided written agreements that identify a~~
21 ~~lead agency that will assume fiscal and programmatic responsibility for~~
22 ~~the project, and identify participants in a consortium council with~~
23 ~~broad participation and that shall have responsibility for ensuring~~
24 ~~effective coordination of resources; and~~

25 ~~(f) The consortium has designed into its comprehensive plan~~
26 ~~standards for accountability. Accountability standards include, but~~
27 ~~are not limited to, the public hearing process eliciting public comment~~
28 ~~about the appropriateness of the proposed comprehensive plan. The~~
29 ~~consortium must submit reports to the family policy council outlining~~
30 ~~the public response regarding the appropriateness and effectiveness of~~
31 ~~the comprehensive plan.~~

32 ~~(2) The family policy council may submit a prioritized list of~~
33 ~~projects recommended for funding in the governor's budget document.~~

34 ~~(3) The participating state agencies shall identify funds to~~
35 ~~implement the proposed projects from budget requests or existing~~
36 ~~appropriations for services to children and their families.)):~~

37 (1) Be responsible for state-wide planning and policy development
38 for services to children and families, in consultation with community
39 family councils;

1 (2) Initiate an interagency effort to identify opportunities to
2 utilize common program applications and eligibility criteria,
3 assessment tools, and reporting and recordkeeping procedures for
4 children and family services funded by participating state agencies;

5 (3) Define children and family services outcome standards as
6 provided in section 109 of this act;

7 (4) Review and act upon requests from community family councils for
8 grants from the children and family services fund submitted pursuant to
9 section 118 of this act;

10 (5) Review and act upon comprehensive plans as provided in section
11 119 of this act;

12 (6) Review and act upon requests for waivers submitted pursuant to
13 section 120 of this act;

14 (7) Establish a uniform system of reporting and collecting
15 statistical data from agencies serving children and families, with the
16 department of health as the primary state repository of this data;

17 (8) Negotiate federal waivers as necessary;

18 (9) Adopt rules as necessary to implement this chapter, as provided
19 in chapter 34.05 RCW; and

20 (10) Beginning on November 1, 1994, make annual reports to the
21 governor and the appropriate legislative committees of the legislature
22 on the following:

23 (a) The status and results of efforts undertaken pursuant to
24 subsection (2) of this section;

25 (b) Grants awarded pursuant to section 118 of this act;

26 (c) Waivers requested by community family councils pursuant to
27 section 120 of this act;

28 (d) The progress in meeting outcome standards established pursuant
29 to section 109 of this act; and

30 (e) Recommended statutory changes to improve the delivery and
31 financing of services to children and their families.

32 NEW SECTION. Sec. 116. TECHNICAL ASSISTANCE, GRANTS, AND
33 MEDIATION SERVICES. (1) The family policy council shall provide
34 technical and financial assistance and incentives to community family
35 councils to encourage and facilitate the adoption and implementation of
36 comprehensive plans.

37 (2) The family policy council may issue grants from the children
38 and family services fund established pursuant to section 117 of this

1 act to provide direct financial assistance to community family councils
2 for the preparation of comprehensive plans under this chapter. The
3 council may establish provisions for matching funds to conduct
4 activities under this subsection. Grants may be expended for any
5 purpose directly related to the preparation of a comprehensive plan as
6 the family policy council and the community family council may agree,
7 including citizen participation, conducting needs assessments, data
8 gathering, the retention of consultants, and other related purposes.

9 (3) The family policy council and participating state agencies
10 shall provide technical assistance to community family councils, upon
11 request, that includes but is not limited to assistance with:
12 Initiation of collaborative efforts to plan services for children and
13 families, coordination of service delivery for children and families
14 across service systems, development of comprehensive plans, allowable
15 use of federal and state funds, feedback on the progress of local
16 restructuring efforts, implementation of comprehensive plans and
17 training and professional development for front line workers who work
18 directly with children and their families. Technical assistance also
19 shall include attendance at the initial meeting of each consortium, as
20 provided in section 110(2) of this act, and identification and
21 distribution of state-wide data and relevant research.

22 (4) The family policy council shall provide mediation services to
23 resolve disputes within and between community family councils.

24 NEW SECTION. **Sec. 117.** CHILDREN AND FAMILY SERVICES FUND. The
25 children and family services fund is created in the state treasury.
26 Moneys in the account may be spent only after appropriation. Moneys in
27 the account may be expended only for:

28 (1) Grants of flexible funds to designated lead agencies of
29 community family councils to facilitate improved delivery of services
30 to children and families, as provided in section 118 of this act; and

31 (2) Technical assistance and planning grants to designated lead
32 agencies of community family councils for development of comprehensive
33 plans, as provided in section 116 of this act.

34 NEW SECTION. **Sec. 118.** REQUESTS FOR GRANTS FROM THE CHILDREN AND
35 FAMILY SERVICES FUND. (1) Lead agencies, on behalf of community
36 family councils, may make requests for grants from the children and
37 family services fund for:

1 (a) Development of comprehensive plans;
2 (b) Implementation of comprehensive plans; or
3 (c) Improved delivery of services to children and families pending
4 completion of a comprehensive plan, if the community family council has
5 completed the needs assessment described in section 111(2) of this act,
6 identified unmet needs in their jurisdiction, and met any other
7 requirements established by the family policy council in rule. The
8 request for funds shall describe the intended use of the funds and
9 demonstrate that the intended use is consistent with the principles
10 stated in RCW 74.14A.020 and 70.190.005.

11 (2) In adopting rules to implement this section, the family policy
12 council shall consider the population of the area served, the needs of
13 the area, and the ability of the community to provide funds for and
14 participate in the coordination and delivery of services for children
15 and their families. The family policy council may condition the
16 receipt of a grant under subsection (1) (b) or (c) of this section on
17 the following:

18 (a) Availability of information and referral services for children
19 and their families in the community served by the community family
20 council;

21 (b) Coordination of services for children and families to ensure
22 maximum utilization of all available services and funding; and

23 (c) Preparation of a comprehensive plan for present and future
24 development of services and for reasonable progress toward the
25 coordination of all services for children and their families.

26 (3) The family policy council shall review applications from lead
27 agencies made under this section. The family policy council may
28 approve an application if it meets the requirements of this section and
29 rules adopted by the family policy council.

30 NEW SECTION. **Sec. 119.** REVIEW OF COMPREHENSIVE PLANS. (1) The
31 family policy council shall review comprehensive plans submitted
32 pursuant to sections 111 and 113 of this act. The council may
33 disapprove a comprehensive plan in whole or in part only upon making
34 specific findings that the local plan substantially fails to comply
35 with the principles stated in RCW 74.14A.020 or 70.190.005 or with
36 section 113 of this act. If the council disapproves a comprehensive
37 plan in whole, the council shall identify with particularity the manner
38 in which the plan is deficient. If the council disapproves only part

1 of the plan, the remainder of the plan may be implemented. The council
2 shall assist in remedying the deficiencies in the comprehensive plan.
3 The council shall set a date by which the comprehensive plan or the
4 deficient portions of the plan shall be revised and resubmitted.

5 (2) Upon approval of a comprehensive plan, the family policy
6 council shall enter into contracts with designated lead agencies of
7 community family councils. The contracts shall:

8 (a) Reflect the principles stated in RCW 74.14A.020 and 70.190.005;

9 (b) Clearly articulate the responsibilities of the lead agency and
10 the community family council;

11 (c) Clearly state the terms of any grants issued pursuant to
12 section 118 of this act or any waivers granted pursuant to section 120
13 of this act that are part of a comprehensive plan;

14 (d) Ensure that coordination within and across counties is
15 maximized;

16 (e) Ensure that community family councils have access to sufficient
17 and timely data to make informed and equitable funding decisions; and

18 (f) Include procedures for taking action in identified incidents of
19 misfeasance or nonfeasance by the lead agency or a community family
20 council.

21 NEW SECTION. **Sec. 120.** FAMILY POLICY COUNCIL WAIVER AUTHORITY.

22 (1) The family policy council may grant waivers of state statutory and
23 regulatory categorical requirements applicable to programs intended to
24 address the needs of children and families in the state. Exercise of
25 this authority by the family policy council shall be undertaken as
26 provided in this section and is subject to legislative disapproval of
27 waivers conditionally granted by the council.

28 (2) Waivers may be requested by community family councils, as part
29 of a council's comprehensive plan, to utilize categorical program funds
30 in a more flexible fashion. In a waiver requested pursuant to this
31 section, program funds shall be used to address the need for which the
32 funds are appropriated. However, flexibility may be granted with
33 respect to the children or families who receive services, or the type
34 of services provided to address the need.

35 (3) The family policy council shall review and conditionally
36 approve, or disapprove, waiver requests made by community family
37 councils. Waivers receiving conditional approval from the family
38 policy council shall be described in the report submitted to the

1 legislature pursuant to RCW 70.190.030(10). If the legislature does
2 not take action to disapprove a waiver by the last day of the next
3 regular session after submission of the report, the family policy
4 council may grant final approval of the waiver.

5 NEW SECTION. **Sec. 121.** STATE AGENCY COMPLIANCE WITH COMPREHENSIVE
6 PLANS. Participating state agencies shall comply with approved
7 comprehensive plans adopted pursuant to this chapter. Nothing in this
8 chapter shall be construed to limit the duties of participating state
9 agencies under chapters 13.34 and 74.13 RCW.

10 NEW SECTION. **Sec. 122.** The family policy council may solicit,
11 accept, and receive federal, state, or private funds or property for
12 the purpose of carrying out the provisions of sections 106 through 126
13 of this act.

14 **4. Miscellaneous**

15 **Sec. 123.** RCW 74.14A.050 and 1993 c 508 s 7 are each amended to
16 read as follows:

17 The secretary shall:

18 (1)(a) Consult with relevant qualified professionals to develop a
19 set of minimum guidelines to be used for identifying all children who
20 are in a state-assisted support system, whether at-home or out-of-home,
21 who are likely to need long-term care or assistance, because they face
22 physical, emotional, medical, mental, or other long-term challenges;

23 (b) The guidelines must, at a minimum, consider the following
24 criteria for identifying children in need of long-term care or
25 assistance:

26 (i) Placement within the foster care system for two years or more;

27 (ii) Multiple foster care placements;

28 (iii) Repeated unsuccessful efforts to be placed with a permanent
29 adoptive family;

30 (iv) Chronic behavioral or educational problems;

31 (v) Repetitive criminal acts or offenses;

32 (vi) Failure to comply with court-ordered disciplinary actions and
33 other imposed guidelines of behavior, including drug and alcohol
34 rehabilitation; and

1 (vii) Chronic physical, emotional, medical, mental, or other
2 similar conditions necessitating long-term care or assistance;

3 (2) In consultation with community family councils, develop
4 programs that are necessary for the long-term care of children and
5 youth that are identified for the purposes of this section. Programs
6 must: (a) Effectively address the educational, physical, emotional,
7 mental, and medical needs of children and youth; and (b) incorporate an
8 array of family support options, to meet individual needs and choices
9 of the child and family. The programs must be ready for implementation
10 by (~~January 1, 1995~~) July 1, 1996;

11 (~~(3) ((Conduct an evaluation of all children currently within the~~
12 ~~foster care agency caseload to identify those children who meet the~~
13 ~~criteria set forth in this section. The evaluation shall be completed~~
14 ~~by January 1, 1994. All children entering the foster care system after~~
15 ~~January 1, 1994, must be evaluated for identification of long term~~
16 ~~needs within thirty days of placement;~~

17 ~~(4))~~) Study and develop a comprehensive plan for the evaluation and
18 identification of all children and youth in need of long-term care or
19 assistance, including, but not limited to, the mentally ill,
20 developmentally disabled, medically fragile, seriously emotionally or
21 behaviorally disabled, and physically impaired;

22 (~~((+5))~~) (4) Study and develop a plan for the children and youth in
23 need of long-term care or assistance to ensure the coordination of
24 services between the department's divisions and between other state
25 agencies who are involved with the child or youth; and

26 (~~((+6))~~) (5) Study and develop guidelines for transitional services,
27 between long-term care programs, based on the person's age or mental,
28 physical, emotional, or medical condition(~~(; and~~

29 ~~(7) Study and develop a statutory proposal for the emancipation of~~
30 ~~minors and report its findings and recommendations to the legislature~~
31 ~~by January 1, 1994)).~~

32 NEW SECTION. Sec. 124. A new section is added to chapter 43.131
33 RCW to read as follows:

34 SUNSET REVIEW OF FAMILY POLICY COUNCIL. The family policy council
35 and its powers and duties shall terminate effective June 30, 2001.

36 NEW SECTION. Sec. 125. A new section is added to chapter 43.131
37 RCW to read as follows:

1 SUNSET REVIEW OF FAMILY POLICY COUNCIL. The following acts or
2 parts of acts, as now existing or hereafter amended, are each repealed,
3 effective June 30, 2002.

- 4 (1) RCW 70.190.005 and section 107 of this act & 1992 c 198 s 1;
- 5 (2) RCW 70.190.010 and section 108 of this act & 1992 c 198 s 3;
- 6 (3) Section 109 of this act;
- 7 (4) Section 110 of this act;
- 8 (5) Section 111 of this act;
- 9 (6) Section 112 of this act;
- 10 (7) Section 113 of this act;
- 11 (8) Section 114 of this act;
- 12 (9) RCW 70.190.030 and section 115 of this act & 1992 c 198 s 5;
- 13 (10) Section 116 of this act;
- 14 (11) Section 117 of this act;
- 15 (12) Section 118 of this act;
- 16 (13) Section 119 of this act;
- 17 (14) Section 120 of this act;
- 18 (15) Section 121 of this act; and
- 19 (16) Section 122 of this act.

20 NEW SECTION. **Sec. 126.** A new section is added to chapter 43.84
21 RCW to read as follows:

22 The children and family services fund established under section 117
23 of this act is exempt from the provisions of RCW 43.84.092 and shall
24 receive its proportionate share of earnings based upon the account's
25 average daily balance for each monthly period.

26 **C. THERAPEUTIC CHILD CARE**

27 NEW SECTION. **Sec. 127.** The legislature finds that therapeutic
28 child care services have been shown to be effective in preventing
29 delinquent and aggressive behavior, drug and alcohol use, and
30 involvement in violent crime by children who have been abused or
31 neglected. The legislature further finds that state general fund
32 savings will be realized beginning in the current biennium through the
33 receipt of federal medical assistance matching payments for therapeutic
34 child care services. It is the intent of the legislature that these
35 general fund state savings be used to continue to support abused or
36 neglected children who have received intensive therapeutic child care

1 services and are living with their parents, other family members, or in
2 foster care.

3 **Sec. 128.** RCW 74.14B.040 and 1987 c 503 s 13 are each amended to
4 read as follows:

5 (1) The department shall, within funds appropriated for this
6 purpose, provide therapeutic ((day)) child care and day treatment to
7 children who have been abused or neglected and meet program eligibility
8 criteria.

9 (2) As used in this section, "therapeutic child care" means
10 services provided to abused or neglected children, one month through
11 five years of age, and their families referred by child protective
12 services in the context of a child care setting to protect children
13 from further maltreatment and remediate the effects of past
14 maltreatment. Such services shall include, but are not limited to:
15 Transportation to and from the therapeutic child care program;
16 development and implementation of an individualized developmental plan
17 for each child served in the program; counseling and parent instruction
18 for the family; play therapy for the child; physical examinations and
19 nursing services; and home visits. Counseling and parent instruction
20 in the home setting may be provided as transitional services to
21 children and families who are no longer receiving therapeutic services
22 at the site of the therapeutic child care program.

23 **D. BEFORE AND AFTER-SCHOOL CHILD CARE**

24 NEW SECTION. **Sec. 129.** A new section is added to chapter 74.13
25 RCW to read as follows:

26 (1) The legislature finds that there has been a dramatic increase
27 in participation of women in the work force that has made the
28 availability of quality, affordable child care a critical concern for
29 the state and its citizens. An unacceptably high number of children
30 ages five to fourteen have no adult supervision when school is not in
31 session and their parents are at work. These "latchkey" children are
32 at increased risk of lower academic achievement, emotional and social
33 adjustment problems, and substance abuse. Children age eleven to
34 fourteen are particularly at risk for making destructive choices about
35 alcohol and drugs, tobacco, sexual activity, gang involvement, and
36 their overall role in society. The lack of affordable before-and-

1 after-school child care programs also represents a lost opportunity for
2 school-aged children to gain academically, develop social skills, and
3 increase their self-reliance.

4 (2) It is the policy of the state of Washington to encourage and
5 support efforts by local communities to develop affordable, quality
6 before-and-after-school child care programs by:

7 (a) Raising awareness of the benefits children and their parents
8 can realize through participation in before-and-after-school child care
9 programs;

10 (b) Providing technical assistance to local communities in their
11 efforts to develop before-and-after-school child care programs through
12 state agencies and child care resource and referral programs; and

13 (c) Providing financial support, to the extent of available federal
14 and state funds, for before-and-after-school child care through
15 subsidies for low-income families and direct assistance for start-up
16 and expansion of before-and-after-school child care programs to reduce
17 inequities among populations or communities.

18 NEW SECTION. **Sec. 130.** A new section is added to chapter 74.13
19 RCW to read as follows:

20 The child care coordinating committee, established pursuant to RCW
21 74.13.090, shall administer grant funds for before-and-after-school
22 child care programs for school-aged children. A school district or
23 community-based organization may receive a grant under this section
24 only if the district or organization has adopted a fee schedule based
25 on the projected costs of services and has submitted to the child care
26 coordinating committee an operating plan demonstrating that, after its
27 initial twenty-four months of operation, the program is expected to be
28 fully supported through fees, other local revenues and child care
29 subsidy payments made by the department of social and health services
30 or other agencies on behalf of the children of low-income families
31 using the program. The grants may be used for establishing new
32 programs or for expanding existing programs, but may not be used for
33 costs incurred more than twenty-four months after the establishment of
34 a before-and-after-school program at a particular site. No grant may
35 support more than seventy-five percent of a district's or
36 organization's program costs during the initial twenty-four months.
37 The grants may be used for community needs assessments, planning and
38 design of programs, equipment and supplies, capital improvements

1 including portables, and initial operating expenses, for the first six
2 months of operation. School districts or community-based organizations
3 shall be selected to receive grants based on documented demand for
4 expansion of child care services, and, in particular, demand from low-
5 income families.

6 **E. DOMESTIC VIOLENCE TREATMENT**

7 **Sec. 131.** RCW 70.123.010 and 1979 ex.s. c 245 s 1 are each amended
8 to read as follows:

9 The legislature finds that domestic violence is an issue of growing
10 concern at all levels of government and that there is a present and
11 growing need to develop innovative strategies and services which will
12 ameliorate and reduce the trauma of domestic violence. Research
13 findings show that domestic violence constitutes a significant
14 percentage of homicides, aggravated assaults, and assaults and
15 batteries in the United States. Domestic violence is a disruptive
16 influence on personal and community life and is often interrelated with
17 a number of other family problems and stresses. Shelters for victims
18 of domestic violence and their children are essential to provide
19 protection to victims and their children from further abuse and
20 physical harm and to help the victim and children find long-range
21 alternative living situations, if requested. Shelters provide safety,
22 refuge, advocacy, and helping resources to victims and their children
23 who may not have access to such things if they remain in abusive
24 situations.

25 The legislature therefore recognizes the need for the state-wide
26 development and expansion of shelters for victims of domestic violence.

27 **Sec. 132.** RCW 70.123.070 and 1979 ex.s. c 245 s 7 are each amended
28 to read as follows:

29 Shelters receiving state funds under this chapter shall:

30 (1) Make available shelter services to any person who is a victim
31 of domestic violence and to that person's children;

32 (2) Encourage victims, with the financial means to do so, to
33 reimburse the shelter for the services provided;

34 (3) Recruit, to the extent feasible, persons who are former victims
35 of domestic violence to work as volunteers or staff personnel. An
36 effort shall also be made to provide bilingual services;

1 (4) Provide prevention and treatment programs to victims of
2 domestic violence((7)) and their children, including but not limited to
3 parenting support for victims, education and conflict resolution
4 skills, and information and referral services, and, where possible, the
5 abuser;

6 (5) Provide a day program or drop-in center to assist victims of
7 domestic violence who have found other shelter but who have a need for
8 support services; and

9 (6) Provide information and referral services to victims of
10 domestic violence and their children for appropriate services from
11 other service providers.

12 F. SUICIDE PREVENTION

13 NEW SECTION. Sec. 133. The legislature finds that suicide is one
14 of the most serious and tragic phenomena affecting children and youth,
15 the third leading cause of death of young persons from fifteen to
16 twenty-four years of age, and the second leading cause of death for
17 youth from fifteen to nineteen years of age, following unintentional
18 injuries and homicide. The suicide rate among teenagers, in today's
19 age of rage where anger is turned inwards in the form of depression,
20 has increased forty percent from 1980 to 1990. Over forty percent of
21 teenage girls and twenty-five percent of teenage boys have seriously
22 considered suicide; and one out of every seven teenagers has attempted
23 suicide at least once. Between 1979 and 1988, according to national
24 figures, the suicide rate for the ten to fourteen year old age group
25 alone increased seventy-five percent, while the murder rate increased
26 forty-two percent.

27 Suicide is a dimension of violence that is directed towards self
28 instead of others, an implosion rather than an explosion, in response
29 to a sense of hopelessness from troubling problems associated with drug
30 and alcohol abuse, loneliness, depression, and relationship
31 difficulties in a society increasingly characterized by dysfunctional
32 families, new economic realities, and the widening gap between rising
33 youthful aspirations and fewer opportunities.

34 Suicide can be preventable through intervention strategies that
35 involve crisis intervention through trained professionals; attention
36 towards the amelioration of those personal conditions that engender
37 anger and related depression; education programs for managing personal

1 problems that augment self-esteem; and through control of contagion and
2 unresolved grief in crisis situations. It is imperative to address
3 this tragic phenomenon not only as a serious public health and safety
4 problem, but in the interests of assuring the future of American
5 society with healthy role models fully capable of participating and
6 contributing to the welfare of their own families and the community.

7 The purpose of sections 134 through 136 of this act is to provide
8 for the development of a plan for a state-wide suicide prevention
9 program for addressing youth suicide.

10 NEW SECTION. **Sec. 134.** Unless the context clearly requires
11 otherwise, the definitions in this section apply throughout this
12 chapter.

13 (1) "Program" means a youth suicide prevention program established
14 under section 135 of this act.

15 (2) "Secretary" means the secretary of the department of health.

16 NEW SECTION. **Sec. 135.** (1) The secretary shall develop a plan for
17 a state-wide suicide prevention program to include state-wide and local
18 strategies for addressing youth suicide. The plan shall be developed
19 in consultation with:

20 (a) The superintendent of public instruction;

21 (b) The department of community, trade, and economic development;

22 (c) Local government;

23 (d) The department of social and health services;

24 (e) Local community agencies involved in suicide prevention;

25 (f) Local community mental health programs; and

26 (g) Such other entities as the secretary deems appropriate.

27 (2) In developing the plan, the secretary may include:

28 (a) An assessment of data and identification of the populations at
29 risk, including effective programs currently available, and review of
30 literature for models that have proven effective;

31 (b) Development of techniques for minimizing suicide contagion;

32 (c) The development of a suicide prevention policy and implementing
33 state-wide and local strategies for addressing youth suicide, including
34 community-based or school-based components where appropriate;

35 (d) An assurance function providing ongoing evaluation of the
36 overall effectiveness of the youth suicide prevention program;

1 (e) The establishment of an interagency cooperative work group,
2 appointing such participants as the secretary deems appropriate to
3 facilitate development of policies and the implementing strategies of
4 a suicide prevention program; and

5 (f) A twenty-four hour hotline telephone service.

6 (3) The secretary shall submit a proposed plan for establishing a
7 state-wide suicide prevention program with implementing strategies to
8 the appropriate standing committees of the legislature by December 1,
9 1994.

10 NEW SECTION. **Sec. 136.** In contemplation of the plan developed
11 pursuant to section 135 of this act, the secretary may adopt rules
12 establishing eligibility guidelines for state funding of youth suicide
13 prevention programs pursuant to the plan. The rules shall include but
14 not be limited to:

15 (1) Procedures for developing local programs, in cooperation with
16 community health centers and local education agencies;

17 (2) Standards and policies for programs to offer, including, but
18 not limited to: (a) Counseling related to youth suicide prevention;
19 and (b) referral, crisis intervention, and information to students,
20 parents, and school personnel;

21 (3) Procedures for monitoring and evaluating the effectiveness of
22 programs receiving state funds; and

23 (4) Procedures governing the review of, and approval and
24 disapproval of, applications for state funding of approved programs.

25 NEW SECTION. **Sec. 137.** Sections 133 through 136 of this act shall
26 constitute a new chapter in Title 70 RCW.

27 NEW SECTION. **Sec. 138.** If specific funding for the purposes of
28 sections 133 through 136 of this act, referencing sections 133 through
29 136 of this act by bill and section numbers, is not provided by June
30 30, 1994, in the omnibus appropriations act, sections 133 through 136
31 of this act are null and void.

32 **PART II - EDUCATION: TRAINING, SAFE SCHOOLS, AND**
33 **PREVENTION AND INTERVENTION**

1 service districts, and approved in-service providers to conduct
2 training sessions for school certificated and classified employees in
3 conflict resolution and other violence prevention topics. The training
4 shall be developmentally and culturally appropriate for the school
5 populations being served and be research based. The training shall not
6 be based solely on providing materials, but also shall include
7 techniques on imparting these skills to students. The training
8 sessions shall be developed in coordination with school districts, the
9 superintendent of public instruction, parents, law enforcement
10 agencies, human services providers, and other interested parties. The
11 training shall be offered to school districts and school staff
12 requesting the training, and shall be made available at location
13 throughout the state.

14 NEW SECTION. **Sec. 204.** A new section is added to chapter 28A.305
15 RCW to read as follows:

16 Effective September 1, 1995, the state board of education shall
17 require, as a condition of program approval of teacher preparation
18 programs under RCW 28A.305.130(1), that the programs provide
19 instruction in, or have educational outcomes pertaining to, the
20 teaching of conflict resolution and other violence prevention skills.

21 **B. SAFE SCHOOLS-SAFE COMMUNITIES GRANT PROGRAM**

22 NEW SECTION. **Sec. 205.** A new section is added to chapter 43.330
23 RCW to read as follows:

24 (1) The department of community, trade, and economic development
25 shall administer a safe schools-safe communities program that provides
26 financial and technical resources for community and school-based
27 initiatives that offer youth long-term positive alternatives to
28 violence, reduce the factors contributing to youth violence, and
29 establish strong ties between youth and their communities.

30 (2) The department shall establish a process to fund:

31 (a) Safe school teams that develop and implement strategies to make
32 schools safer and prevent violence;

33 (b) Education assistance, including tutoring, mentoring, drop-out
34 prevention, and reentry assistance services;

1 (c) Employment assistance, including job development,
2 school-to-work placement, employment readiness training, basic skills,
3 apprenticeships, and community service employment;

4 (d) Peer-to-peer, group, and individual counseling, including
5 crisis intervention for at-risk youth and their parents;

6 (e) Youth coalitions that provide opportunities to develop
7 leadership skills and gain appropriate respect, recognition, and
8 rewards for their positive contribution to their community;

9 (f) Recreational opportunities that provide healthy, viable
10 alternatives to violence;

11 (g) Life skills training, including anger management, conflict
12 resolution, victim awareness, sexual harassment and assault awareness,
13 empathy awareness, and cultural awareness training;

14 (h) Parental involvement, including education and training, home
15 visits, and referrals;

16 (i) Resource and referral services for youth for a full range of
17 basic services including health, food, housing, mental health, and
18 other basic needs; and

19 (j) Self-esteem training, particularly for youth at high risk of
20 teen pregnancy.

21 (3) The following organizations shall be eligible to receive
22 grants: School districts, community family councils, community-based
23 private nonprofit organizations, educational service districts,
24 juvenile institutions, Indian tribes, private industry councils, and
25 local governments.

26 (4) The department shall consider at least the following factors
27 when selecting projects for funding:

28 (a) Whether there was an assessment made of the factors
29 contributing to the problem of youth violence in the community that
30 includes empirical evidence linking these factors to youth violence and
31 a strategy proposed that addresses the factors identified;

32 (b) Whether there was active community and youth participation in
33 designing the program and in proposed implementation of the program;

34 (c) Whether there is proposed collaboration among local community
35 entities in carrying out the project;

36 (d) Whether there is collaboration with the local business
37 community, labor organizations, and training institutions when
38 employment and training projects are proposed;

1 (e) Whether there is local commitment of resources and effort to
2 carrying out the project in the short term and a long-term commitment
3 to reducing youth violence;

4 (f) Whether there is research that supports the likely success of
5 the proposed project;

6 (g) Whether the proposed intervention will include cognitive,
7 affective, and behavioral interventions;

8 (h) The likelihood that the project will significantly benefit
9 youth who are at risk or will increase public safety in areas with high
10 rates of violent crime by juveniles;

11 (i) The experience or expertise of the applicant to carry out the
12 proposed project; and

13 (j) The plan for evaluating the project.

14 (5) The grants shall require local matching funds so that the grant
15 amounts support a maximum of eighty percent of the costs of the
16 services funded. In-kind contributions may be used in calculating the
17 local match.

18 (6) Subject to funding, grants shall be funded for three years. A
19 second series of grants shall be awarded in 1996.

20 (7) The department shall provide successful applicants with
21 technical assistance and training resources.

22 (8) The department shall work to involve youth in its efforts to
23 reduce youth violence.

24 (9) The department shall establish a system to evaluate the
25 effectiveness of the prevention and intervention initiatives. By
26 January 1, 1996, and every biennium through June 30, 1999, the
27 department shall submit to the governor and the legislature an
28 evaluation of the projects funded under this section.

29 (10) For the purposes of this section, "community" means a
30 geographic region recognized as a community by the applicant, including
31 a neighborhood, city, county, Indian tribe, or multicounty region.

32 (11) This section shall expire June 30, 1999.

33 NEW SECTION. **Sec. 206.** If specific funding for the purposes of
34 section 205 of this act, referencing section 205 of this act by bill
35 and section number, is not provided by June 30, 1994, in the omnibus
36 appropriations act, section 205 of this act is null and void.

37 **C. CAREER LADDERS FOR AT-RISK YOUTH**

1 NEW SECTION. **Sec. 207.** (1) The legislature finds that many teens
2 who have dropped out of high school possess little motivation to return
3 to a traditional high school setting. Teens with children often
4 receive public assistance and do not have the skills or education to
5 secure employment to support their basic needs. Inadequate job skills,
6 the lack of a high school diploma, and limited access to child care
7 prevent high school-age mothers from leaving public assistance to enter
8 the work force.

9 (2) The legislature further finds that providing dropouts with
10 school-to-work transition options to increase job readiness, to work
11 toward high school graduation, and to provide access to support
12 services is an effective strategy to address the needs of secondary
13 students who have dropped out of school.

14 (3) The legislature further finds that vocational skills centers
15 are equipped to offer educational services to secondary students that
16 emphasize successful school-to-work transition, life skills, parenting
17 education, and high school graduation. Vocational skills centers can
18 best offer these services by making them available, for students not
19 currently in school and for students enrolled in a full schedule at a
20 high school, during hours other than normal school hours.

21 (4) The purpose of section 208 of this act is to provide students
22 with the job training, education, and support services necessary to
23 achieve high school graduation and job readiness through the creation
24 of extended day school-to-work transition projects.

25 NEW SECTION. **Sec. 208.** (1) To the extent funds are available, the
26 superintendent of public instruction shall award start-up grants to
27 vocational skills centers to provide extended day school-to-work
28 transition options for secondary students who are at risk of academic
29 failure and who have dropped out or who are enrolled full time at a
30 home high school. Grants shall be awarded based on applications
31 describing how the project will achieve the following goals:

32 (a) Identifying, recruiting, assessing, and enrolling teens who
33 have dropped out of school or who are at risk of academic failure;

34 (b) Developing job-readiness skills, job retention skills, and high
35 school completion competencies in secondary students using work-based
36 learning;

37 (c) Equipping students with vocational skills and abilities
38 consistent with entry level employment in their chosen career field;

1 (d) Preparing students to seek further education and training if
2 advisable for their particular career field;

3 (e) Assisting students who have dropped out to reenter school to
4 achieve their high school diploma; and

5 (f) Increasing vocational programs' availability to students during
6 other than normal school hours.

7 (2) To the extent funds are available, the superintendent of public
8 instruction shall award start-up grants to organizations capable of
9 providing programs as specified in subsection (1) of this section, to
10 urban areas not served by skills centers. Organizations eligible to
11 compete for grants awarded under this subsection include:

12 (a) Nonprofit organizations;

13 (b) Education service districts;

14 (c) Community and technical colleges; and

15 (d) School districts.

16 (3) To the extent funds are available, the state board for
17 community and technical colleges shall award start-up grants to
18 technical colleges to provide services as specified in subsection (1)
19 of this section. The state board shall work with the superintendent of
20 public instruction to develop program guidelines consistent with
21 programs offered in skills centers.

22 D. SCHOOL DISCIPLINE AND SAFETY

23 NEW SECTION. **Sec. 209.** A new section is added to chapter 28A.320
24 RCW to read as follows:

25 School district boards of directors may establish schools and
26 programs in which: (1) Students are required to conform to dress and
27 grooming codes, including requiring that students wear uniforms; (2)
28 parents are required to participate in the student's education; and/or
29 (3) discipline requirements are more stringent than in other schools in
30 the district. School boards also may require that students who are
31 subject to suspension or expulsion attend these schools as a condition
32 of continued enrollment in the school district.

33 NEW SECTION. **Sec. 210.** (1) A task force on student conduct is
34 created. The purpose of the task force is to identify laws, rules, and
35 practices that make it difficult for educators to manage their
36 classrooms and schools effectively. Based on these findings, the task

1 force shall make recommendations to the legislature, the state board of
2 education, the superintendent of public instruction, school districts,
3 institutions of higher education, and others regarding actions that
4 could be taken to reduce the problems generated by disruptive students
5 and thereby make schools more conducive to learning.

6 (2) Members of the task force and the chair shall be appointed by
7 the superintendent of public instruction, and shall include, but not be
8 limited to, representatives of parents, elementary teachers, secondary
9 teachers, middle/junior high school vice-principals, senior high school
10 vice-principals, classified employees, and special education educators.

11 (3) Staffing for the task force shall be the responsibility of the
12 superintendent of public instruction. Personnel from the office of the
13 superintendent may staff the task force, or the superintendent may
14 enter into a contract with a public or private entity.

15 (4) The findings and recommendations of the task force shall be
16 submitted to the entities identified in subsection (1) of this section
17 by November 1, 1994.

18 (5) This section shall expire December 31, 1994.

19 **Sec. 211.** RCW 28A.635.060 and 1993 c 347 s 3 are each amended to
20 read as follows:

21 (1) Any pupil who shall deface or otherwise injure any school
22 property, shall be liable to suspension and punishment. Any school
23 district whose property has been lost or willfully cut, defaced, or
24 injured, may withhold the grades, diploma, and transcripts of the pupil
25 responsible for the damage or loss until the pupil or the pupil's
26 parent or guardian has paid for the damages(~~(, unless the student is~~
27 ~~transferring to another elementary or secondary educational~~
28 ~~institution, in which case the student's permanent record shall be~~
29 ~~released promptly to the receiving school)~~). When the pupil and parent
30 or guardian are unable to pay for the damages, the school district
31 shall provide a program of voluntary work for the pupil in lieu of the
32 payment of monetary damages. Upon completion of voluntary work the
33 grades, diploma, and transcripts of the pupil shall be released. The
34 parent or guardian of such pupil shall be liable for damages as
35 otherwise provided by law.

36 (2) Before any penalties are assessed under this section, a school
37 district board of directors shall adopt procedures which insure that
38 pupils' rights to due process are protected.

1 (3) If the department of social and health services or a child-
2 placing agency licensed by the department has been granted custody of
3 a child, that child's records, if requested by the department or
4 agency, are not to be withheld for nonpayment of school fees or any
5 other reason.

6 NEW SECTION. **Sec. 212.** A new section is added to chapter 28A.225
7 RCW to read as follows:

8 (1) When enrolling a student who has attended school in another
9 school district, the school enrolling the student shall request the
10 parent and the student to provide written information about:

- 11 (a) Any history of placement in special educational programs;
- 12 (b) Past, current, or pending disciplinary action;
- 13 (c) Any history of violent behavior;
- 14 (d) Any unpaid fines or fees imposed by other schools; and
- 15 (e) Health conditions affecting the student's educational needs.

16 (2) The school enrolling the student shall request the school the
17 student previously attended to send the student's permanent record,
18 including records of disciplinary action. However, if the student has
19 not paid a fine or fee under RCW 28A.635.060, the school may withhold
20 the student's official transcript and send information about the
21 student's academic performance, special placement, and records of
22 disciplinary action. If the official transcript is not sent due to
23 unpaid fees or fines, the enrolling school shall notify both the
24 student and parent or guardian that the official transcript will not be
25 sent until the obligation is met and that the failure to have an
26 official transcript may result in exclusion from extracurricular
27 activities or failure to graduate.

28 (3) If information is requested under subsection (2) of this
29 section, the information shall be transmitted by the student's previous
30 school within five working days after receiving the request.

31 **Sec. 213.** RCW 13.40.080 and 1992 c 205 s 108 are each amended to
32 read as follows:

33 (1) A diversion agreement shall be a contract between a juvenile
34 accused of an offense and a diversionary unit whereby the juvenile
35 agrees to fulfill certain conditions in lieu of prosecution. Such
36 agreements may be entered into only after the prosecutor, or probation
37 counselor pursuant to this chapter, has determined that probable cause

1 exists to believe that a crime has been committed and that the juvenile
2 committed it. Such agreements shall be entered into as expeditiously
3 as possible. If a juvenile enters into a diversion agreement and is
4 placed in a public school program, the agreement shall contain
5 provisions describing required conduct and behavior of the juvenile
6 while under the supervision of the school or school district. To the
7 extent practicable, school officials shall be included in the
8 development of the school program portion of the diversion agreement.

9 (2) A diversion agreement shall be limited to:

10 (a) Community service not to exceed one hundred fifty hours, not to
11 be performed during school hours if the juvenile is attending school;

12 (b) Restitution limited to the amount of actual loss incurred by
13 the victim, and to an amount the juvenile has the means or potential
14 means to pay;

15 (c) Attendance at up to ten hours of counseling and/or up to twenty
16 hours of educational or informational sessions at a community agency:
17 PROVIDED, That the state shall not be liable for costs resulting from
18 the diversionary unit exercising the option to permit diversion
19 agreements to mandate attendance at up to ten hours of counseling and/
20 or up to twenty hours of educational or informational sessions; and

21 (d) A fine, not to exceed one hundred dollars. In determining the
22 amount of the fine, the diversion unit shall consider only the
23 juvenile's financial resources and whether the juvenile has the means
24 to pay the fine. The diversion unit shall not consider the financial
25 resources of the juvenile's parents, guardian, or custodian in
26 determining the fine to be imposed.

27 (3) In assessing periods of community service to be performed and
28 restitution to be paid by a juvenile who has entered into a diversion
29 agreement, the court officer to whom this task is assigned shall
30 consult with victims who have contacted the diversionary unit and, to
31 the extent possible, involve members of the community. Such members of
32 the community shall meet with the juvenile and advise the court officer
33 as to the terms of the diversion agreement and shall supervise the
34 juvenile in carrying out its terms.

35 (4) A diversion agreement may not exceed a period of six months and
36 may include a period extending beyond the eighteenth birthday of the
37 divertee. Any restitution assessed during its term may not exceed an
38 amount which the juvenile could be reasonably expected to pay during
39 this period. If additional time is necessary for the juvenile to

1 complete restitution to the victim, the time period limitations of this
2 subsection may be extended by an additional six months.

3 (5) The juvenile shall retain the right to be referred to the court
4 at any time prior to the signing of the diversion agreement.

5 (6) Divertees and potential divertees shall be afforded due process
6 in all contacts with a diversionary unit regardless of whether the
7 juveniles are accepted for diversion or whether the diversion program
8 is successfully completed. Such due process shall include, but not be
9 limited to, the following:

10 (a) A written diversion agreement shall be executed stating all
11 conditions in clearly understandable language;

12 (b) Violation of the terms of the agreement shall be the only
13 grounds for termination;

14 (c) No diverttee may be terminated from a diversion program without
15 being given a court hearing, which hearing shall be preceded by:

16 (i) Written notice of alleged violations of the conditions of the
17 diversion program; and

18 (ii) Disclosure of all evidence to be offered against the diverttee;

19 (d) The hearing shall be conducted by the juvenile court and shall
20 include:

21 (i) Opportunity to be heard in person and to present evidence;

22 (ii) The right to confront and cross-examine all adverse witnesses;

23 (iii) A written statement by the court as to the evidence relied on
24 and the reasons for termination, should that be the decision; and

25 (iv) Demonstration by evidence that the diverttee has substantially
26 violated the terms of his or her diversion agreement.

27 (e) The prosecutor may file an information on the offense for which
28 the diverttee was diverted:

29 (i) In juvenile court if the diverttee is under eighteen years of
30 age; or

31 (ii) In superior court or the appropriate court of limited
32 jurisdiction if the diverttee is eighteen years of age or older.

33 (7) The diversion unit shall, subject to available funds, be
34 responsible for providing interpreters when juveniles need interpreters
35 to effectively communicate during diversion unit hearings or
36 negotiations.

37 (8) The diversion unit shall be responsible for advising a diverttee
38 of his or her rights as provided in this chapter.

1 (9) The diversion unit may refer a juvenile to community-based
2 counseling or treatment programs.

3 (10) The right to counsel shall inure prior to the initial
4 interview for purposes of advising the juvenile as to whether he or she
5 desires to participate in the diversion process or to appear in the
6 juvenile court. The juvenile may be represented by counsel at any
7 critical stage of the diversion process, including intake interviews
8 and termination hearings. The juvenile shall be fully advised at the
9 intake of his or her right to an attorney and of the relevant services
10 an attorney can provide. For the purpose of this section, intake
11 interviews mean all interviews regarding the diversion agreement
12 process.

13 The juvenile shall be advised that a diversion agreement shall
14 constitute a part of the juvenile's criminal history as defined by RCW
15 13.40.020(9) (~~as now or hereafter amended~~). A signed acknowledgment
16 of such advisement shall be obtained from the juvenile, and the
17 document shall be maintained by the diversionary unit together with the
18 diversion agreement, and a copy of both documents shall be delivered to
19 the prosecutor if requested by the prosecutor. The supreme court shall
20 promulgate rules setting forth the content of such advisement in simple
21 language.

22 (11) When a juvenile enters into a diversion agreement, the
23 juvenile court may receive only the following information for
24 dispositional purposes:

- 25 (a) The fact that a charge or charges were made;
- 26 (b) The fact that a diversion agreement was entered into;
- 27 (c) The juvenile's obligations under such agreement;
- 28 (d) Whether the alleged offender performed his or her obligations
29 under such agreement; and
- 30 (e) The facts of the alleged offense.

31 (12) A diversionary unit may refuse to enter into a diversion
32 agreement with a juvenile. When a diversionary unit refuses to enter
33 a diversion agreement with a juvenile, it shall immediately refer such
34 juvenile to the court for action and shall forward to the court the
35 criminal complaint and a detailed statement of its reasons for refusing
36 to enter into a diversion agreement. The diversionary unit shall also
37 immediately refer the case to the prosecuting attorney for action if
38 such juvenile violates the terms of the diversion agreement.

1 (13) A diversionary unit may, in instances where it determines that
2 the act or omission of an act for which a juvenile has been referred to
3 it involved no victim, or where it determines that the juvenile
4 referred to it has no prior criminal history and is alleged to have
5 committed an illegal act involving no threat of or instance of actual
6 physical harm and involving not more than fifty dollars in property
7 loss or damage and that there is no loss outstanding to the person or
8 firm suffering such damage or loss, counsel and release or release such
9 a juvenile without entering into a diversion agreement. A diversion
10 unit's authority to counsel and release a juvenile under this
11 subsection shall include the authority to refer the juvenile to
12 community-based counseling or treatment programs. Any juvenile
13 released under this subsection shall be advised that the act or
14 omission of any act for which he or she had been referred shall
15 constitute a part of the juvenile's criminal history as defined by RCW
16 13.40.020(9) (~~as now or hereafter amended~~). A signed acknowledgment
17 of such advisement shall be obtained from the juvenile, and the
18 document shall be maintained by the unit, and a copy of the document
19 shall be delivered to the prosecutor if requested by the prosecutor.
20 The supreme court shall promulgate rules setting forth the content of
21 such advisement in simple language. A juvenile determined to be
22 eligible by a diversionary unit for release as provided in this
23 subsection shall retain the same right to counsel and right to have his
24 or her case referred to the court for formal action as any other
25 juvenile referred to the unit.

26 (14) A diversion unit may supervise the fulfillment of a diversion
27 agreement entered into before the juvenile's eighteenth birthday and
28 which includes a period extending beyond the diverttee's eighteenth
29 birthday.

30 (15) If a fine required by a diversion agreement cannot reasonably
31 be paid due to a change of circumstance, the diversion agreement may be
32 modified at the request of the diverttee and with the concurrence of the
33 diversion unit to convert an unpaid fine into community service. The
34 modification of the diversion agreement shall be in writing and signed
35 by the diverttee and the diversion unit. The number of hours of
36 community service in lieu of a monetary penalty shall be converted at
37 the rate of the prevailing state minimum wage per hour.

38 (16) Fines imposed under this section shall be collected and paid
39 into the county general fund in accordance with procedures established

1 by the juvenile court administrator under RCW 13.04.040 and may be used
2 only for juvenile services. In the expenditure of funds for juvenile
3 services, there shall be a maintenance of effort whereby counties
4 exhaust existing resources before using amounts collected under this
5 section.

6 NEW SECTION. **Sec. 214.** A new section is added to chapter 28A.300
7 RCW to read as follows:

8 The superintendent of public instruction and the office of the
9 attorney general, in cooperation with the Washington state bar
10 association, shall develop a volunteer-based conflict resolution and
11 mediation program for use in community groups such as neighborhood
12 organizations and the public schools. The program shall use lawyers to
13 train students who in turn become trainers and mediators for their
14 peers in conflict resolution.

15 **E. DRUG, ALCOHOL, AND VIOLENCE PREVENTION AND INTERVENTION PROGRAM**

16 NEW SECTION. **Sec. 215.** The legislature finds that the alcohol and
17 drug abuse prevention and intervention program and school security
18 program created by the 1989 legislature have been effective, and should
19 be continued.

20 The legislature further finds that there is a strong link between
21 youth violence and the use of alcohol and drugs, and that efforts in
22 our schools to reduce the use of alcohol and drugs should, where
23 appropriate, be combined with efforts to reduce youth violence.
24 Therefore, the legislature intends to expand the current alcohol and
25 drug abuse prevention and intervention program to also include violence
26 prevention and intervention, and to allow more flexibility in how grant
27 funds may be used.

28 **Sec. 216.** RCW 28A.170.080 and 1990 c 33 s 157 are each amended to
29 read as follows:

30 (1) Grants provided under RCW 28A.170.090 may be used solely for
31 services provided by ((a-substance-abuse)) an intervention specialist
32 or for dedicated staff time for counseling and intervention services
33 provided by any school district certificated employee who has been
34 trained by and has access to consultation with ((a-substance-abuse)) an
35 intervention specialist. Services shall be directed at assisting

1 students in kindergarten through twelfth grade in overcoming problems
2 of drug and alcohol abuse, ~~((and))~~ in preventing abuse and addiction to
3 such substances, including nicotine, and in preventing and intervening
4 in youth violence. The grants shall require local matching funds so
5 that the grant amounts support a maximum of eighty percent of the costs
6 of the services funded. The services of ~~((a substance abuse))~~ an
7 intervention specialist may be obtained by means of a contract with a
8 state or community services agency or a drug treatment center.
9 Services provided by ~~((a substance abuse))~~ an intervention specialist
10 may include:

11 (a) Individual and family counseling, including preventive
12 counseling;

13 (b) Assessment and referral for treatment;

14 (c) Referral to peer support groups;

15 (d) Aftercare;

16 (e) Development and supervision of student mentor programs;

17 (f) Staff training, including training in the identification of
18 high-risk children and effective interaction with those children in the
19 classroom; ~~((and))~~

20 (g) Development and coordination of school drug and alcohol core
21 teams, involving staff, students, parents, and community members;

22 (h) Development and coordination of safe school teams. The drug
23 and alcohol core teams may be expanded to serve also as safe school
24 teams; and

25 (i) Implementation of short-term and long-term violence prevention
26 strategies.

27 (2) For the purposes of this section, "~~((substance abuse))~~
28 intervention specialist" means any one of the following, except that
29 diagnosis and assessment, counseling and aftercare specifically
30 identified with treatment of chemical dependency shall be performed
31 only by personnel who meet the same qualifications as are required of
32 a qualified chemical dependency counselor employed by an alcoholism or
33 drug treatment program approved by the department of social and health
34 services.

35 (a) An educational staff associate employed by a school district or
36 educational service district who holds certification as a school
37 counselor, school psychologist, school nurse, or school social worker
38 under state board of education rules adopted pursuant to RCW
39 28A.305.130;

1 (b) An individual who meets the definition of a qualified drug or
2 alcohol counselor established by the bureau of alcohol and substance
3 abuse;

4 (c) A counselor, social worker, or other qualified professional
5 employed by the department of social and health services;

6 (d) A psychologist licensed under chapter 18.83 RCW; ~~((or))~~

7 (e) A children's mental health specialist as defined in RCW
8 71.34.020; or

9 (f) An individual who has had training or experience in violence
10 prevention and conflict resolution skills.

11 **Sec. 217.** RCW 28A.170.090 and 1990 c 33 s 158 are each amended to
12 read as follows:

13 (1) The superintendent of public instruction shall select school
14 districts and cooperatives of school districts to receive grants for
15 drug ~~((and))~~, alcohol abuse, and violence prevention and intervention
16 programs for students in kindergarten through twelfth grade, from funds
17 appropriated by the legislature for this purpose. The minimum annual
18 grant amount per district or cooperative of districts shall be twenty
19 thousand dollars. Factors to be used in selecting proposals for
20 funding and in determining grant awards for drug and alcohol abuse
21 programs shall be developed in consultation with the substance abuse
22 advisory committee appointed under RCW 28A.170.050, with the intent of
23 targeting funding to districts with high-risk populations. These
24 factors may include:

25 (a) Characteristics of the school attendance areas to be served,
26 such as the number of students from low-income families, truancy rates,
27 juvenile justice referrals, and social services caseloads;

28 (b) The total number of students who would have access to services;
29 and

30 (c) Participation of community groups and law enforcement agencies
31 in drug ~~((and))~~, alcohol abuse, and violence prevention and
32 intervention activities.

33 (2) The application procedures for grants under this section shall
34 ~~((be consistent with the application procedures for other grants for~~
35 ~~substance abuse awareness programs under RCW 28A.170.020, including))~~
36 include provisions for comprehensive planning, establishment of a
37 school and community ~~((substance abuse))~~ advisory committee, and
38 documentation of the district's needs assessment. Planning and

1 application for grants under this section may be integrated with the
2 development of other substance abuse awareness and violence prevention
3 programs by school districts, and other grants under RCW 28A.170.010
4 through 28A.170.040 shall not require a separate application. School
5 districts shall, to the maximum extent feasible, coordinate the use of
6 grants provided under this section with other funding available for
7 substance abuse awareness and violence prevention programs. (~~School~~
8 ~~districts should allocate resources giving emphasis to drug and alcohol~~
9 ~~abuse intervention services for students in grades five through nine.~~)
10 Grants may be used to provide services for students who are enrolled in
11 approved private schools.

12 (3) School districts receiving grants under this section for
13 substance abuse programs shall be required to establish a means of
14 accessing formal assessment services for determining treatment needs of
15 students with drug and alcohol problems. The grant applications
16 submitted by districts shall identify the districts' plan for meeting
17 this requirement.

18 (4) School districts receiving grants under this section shall be
19 required to perform biennial evaluations of their drug ~~((and))~~,
20 alcohol, and violence abuse prevention and intervention programs, and
21 to report on the results of these evaluations to the superintendent of
22 public instruction.

23 (5) The superintendent of public instruction may adopt rules to
24 implement RCW 28A.170.080 through 28A.170.100.

25 **Sec. 218.** RCW 28A.170.100 and 1991 c 116 s 24 are each amended to
26 read as follows:

27 (~~((1))~~) School districts are encouraged to promote parent and
28 community involvement in drug ~~((and))~~, alcohol abuse, and violence
29 prevention and intervention programs, through parent visits under RCW
30 28A.605.020 and through any school involvement program established by
31 the district.

32 (~~((2))~~) ~~Districts are further encouraged to review drug and alcohol~~
33 ~~prevention and intervention programs as part of the self study~~
34 ~~procedures required under RCW 28A.320.200 and as part of any annual~~
35 ~~goal setting process the district may have established under RCW~~
36 ~~28A.320.220.)~~)

37

PART III - COMMUNITY EMPOWERMENT

1 NEW SECTION. **Sec. 301.** (1) The legislature finds that:

2 (a) Neighborhoods are a powerful indicator of the diversity and
3 health of the state;

4 (b) There are geographic areas within communities that are
5 characterized by a lack of employment opportunities and high
6 unemployment, by an average income that is below the median income
7 level for the surrounding community, by a high rate of crime, by a lack
8 of affordable housing, by deteriorating infrastructure, and by a lack
9 of facilities for community services, job training, and education;

10 (c) Strategies to revitalize these neighborhoods and empower
11 residents involve a variety of activities that increase economic and
12 social diversity, make physical improvements, and improve economic
13 opportunities for neighborhood residents;

14 (d) Revitalization strategies cannot be accomplished with
15 governmental resources only and requires a comprehensive approach that
16 depends on a local government's ability to coordinate public resources
17 in a long-term strategy designed to leverage private and community
18 investment in the neighborhood;

19 (e) Local governments, in cooperation with neighborhood residents,
20 can provide leadership as well as planning and coordination of
21 resources and necessary services to address revitalization of the
22 neighborhood; and

23 (f) It is in the public interest to adopt a targeted approach to
24 community empowerment and enlist the resources of the public and
25 private sectors and neighborhood groups to revitalize neighborhoods.

26 (2) The legislature declares that the purposes of the community
27 empowerment act are to:

28 (a) Encourage community empowerment through strong partnerships and
29 cooperation between all levels of government, community-based
30 organizations and groups, neighborhood residents, and the private
31 sector;

32 (b) Involve and educate the private sector and stimulate private
33 reinvestment through the judicious use of public resources;

34 (c) Target governmental resources to those neighborhoods in
35 greatest need;

36 (d) Include neighborhood individuals and organizations in the
37 policy-making process; and

1 (e) Enable economically disadvantaged young adults to obtain the
2 education and employment skills necessary to achieve economic self-
3 sufficiency.

4 **A. WASHINGTON YOUTHBUILD PROGRAM**

5 NEW SECTION. **Sec. 302.** (1) The legislature finds that there is a
6 need to:

7 (a) Expand the supply of permanent affordable housing for homeless
8 individuals, low and very low-income persons, and special need
9 populations by utilizing the energies and talents of economically
10 disadvantaged youth;

11 (b) Provide economically disadvantaged youth with opportunities for
12 meaningful work and service to their communities in helping to meet the
13 housing needs of homeless individuals, low and very low-income persons,
14 and special need populations;

15 (c) Enable economically disadvantaged youth to obtain the education
16 and employment skills necessary to achieve economic self-sufficiency;
17 and

18 (d) Foster the development of leadership skills and commitment to
19 community development among youth in designated community empowerment
20 zones.

21 (2) The legislature declares that the purpose of the Washington
22 youthbuild program is to:

23 (a) Help disadvantaged youth who have dropped out of school to
24 obtain the education and employment skills necessary to achieve
25 economic self-sufficiency and develop leadership skills and a
26 commitment to community development in designated community empowerment
27 zones; and

28 (b) Provide funding assistance to entities implementing programs
29 that provide comprehensive education and skills training programs
30 designed to lead to self-sufficiency for economically disadvantaged
31 youth.

32 NEW SECTION. **Sec. 303.** Unless the context clearly requires
33 otherwise, the definitions in this section apply throughout this
34 chapter.

1 (1) "Applicant" means a public or private nonprofit organization
2 agency eligible to provide education and employment training under
3 federal or state employment training programs.

4 (2) "Commissioner" means the commissioner of employment security.

5 (3) "Department" means the employment security department.

6 (4) "Low income" has the same meaning as in RCW 43.185A.010.

7 (5) "Participant" means an individual that:

8 (a) Is sixteen to twenty-four years of age, inclusive;

9 (b) Is or is a member of a very low-income household; and

10 (c) Is neither attending any school nor subject to a compulsory
11 attendance law and who has not received a secondary school diploma or
12 a certificate of equivalency for such diploma.

13 (6) "Very low income" means a person or household whose income is
14 at or below fifty percent of the median family income, adjusted for
15 household size, for the county where the household is located.

16 (7) "Youthbuild" means any program that provides disadvantaged
17 youth with opportunities for employment, education, leadership
18 development, entrepreneurial skills development, and training in the
19 construction or rehabilitation of housing for special need populations,
20 very low-income households, or low-income households.

21 NEW SECTION. **Sec. 304.** The Washington youthbuild program is
22 established within the department. The commissioner, in cooperation
23 and consultation with the director of the department of community,
24 trade, and economic development, shall:

25 (1) Make grants, up to the lesser of three hundred thousand dollars
26 or twenty-five percent of the total costs of the youthbuild activities,
27 to applicants eligible to provide education and employment training
28 under federal or state employment training programs, for the purpose of
29 carrying out a wide range of multidisciplinary activities and services
30 to assist economically disadvantaged youth under the federal
31 opportunities for youth: Youthbuild program (106 Stat. 3723; 42 U.S.C.
32 Sec. 8011), or locally developed youthbuild-type programs for
33 economically disadvantaged youth; and

34 (2) Coordinate youth employment and training efforts under the
35 department's jurisdiction and cooperate with other agencies and
36 departments providing youth services to ensure that funds appropriated
37 for the purposes of this chapter will be used to supplement funding
38 from federal, state, local, or private sources.

1 NEW SECTION. **Sec. 305.** (1) Grants made under this chapter shall
2 be used to fund an applicant's activities to implement a comprehensive
3 education and employment skills training program.

4 (2) Activities eligible for assistance under this chapter include:

5 (a) Education and job skills training services and activities that
6 include:

7 (i) Work experience and skills training, coordinated to the maximum
8 extent feasible, with preapprenticeship and apprenticeship programs in
9 construction and rehabilitation trades;

10 (ii) Services and activities designed to meet the educational needs
11 of participants, including basic skills instruction and remedial
12 education, bilingual education for participants with limited-English
13 proficiency, secondary education services and activities designed to
14 lead to the attainment of a high school diploma or its equivalent, and
15 counseling and assistance in attaining postsecondary education and
16 required financial aid;

17 (b) Counseling services and related activities;

18 (c) Activities designed to develop employment and leadership
19 skills;

20 (d) Support services and need-based stipends necessary to enable
21 the participant to participate in the program and to assist
22 participants through support services in retaining employment;

23 (e) Wage stipends and benefits provided to participants; and

24 (f) Administrative costs of the applicant, not to exceed five
25 percent of the amount of assistance provided under this chapter.

26 NEW SECTION. **Sec. 306.** (1) An individual selected as a
27 participant in the youthbuild program under this chapter may be offered
28 full-time participation for a period of not less than six months and
29 not more than twenty-four months.

30 (2) An applicant's program that is selected for funding under this
31 chapter shall be structured so that fifty percent of the time spent by
32 the participants in the youthbuild program is devoted to educational
33 services and activities, such as those outlined in section 305 of this
34 act.

35 NEW SECTION. **Sec. 307.** (1) An application for a grant under this
36 chapter shall be submitted by the applicant in such form and in
37 accordance with the requirements as determined by the commissioner.

1 (2) The application for a grant under this chapter shall contain at
2 a minimum:

3 (a) The amount of the grant request and its proposed use;

4 (b) A description of the applicant and a statement of its
5 qualifications, including a description of the applicant's past
6 experience with housing rehabilitation or construction with youth and
7 youth education and employment training programs, and its relationship
8 with local unions and apprenticeship programs and other community
9 groups;

10 (c) A description of the proposed site for the program;

11 (d) A description of the educational and job training activities,
12 work opportunities, and other services that will be provided to
13 participants;

14 (e) A description of the proposed construction or rehabilitation
15 activities to be undertaken and the anticipated schedule for carrying
16 out such activities;

17 (f) A description of the manner in which eligible participants will
18 be recruited and selected, including a description of arrangements
19 which will be made with federal or state agencies, community-based
20 organizations, local school districts, the courts of jurisdiction for
21 status and youth offenders, shelters for homeless individuals and other
22 agencies that serve homeless youth, foster care agencies, and other
23 appropriate public and private agencies;

24 (g) A description of the special outreach efforts that will be
25 undertaken to recruit eligible young women, including young women with
26 dependent children;

27 (h) A description of how the proposed program will be coordinated
28 with other federal, state, local, and private resources and programs,
29 including vocational, adult, and bilingual education programs, and job
30 training programs;

31 (i) Assurances that there will be a sufficient number of adequately
32 trained supervisory personnel in the program who have attained the
33 level of journeyman or have served an apprenticeship through the
34 Washington state apprenticeship training council;

35 (j) A description of the applicant's relationship with building
36 contractor groups and trade unions regarding their involvement in
37 training, and the relationship of the youthbuild program with
38 established apprenticeship and training programs;

1 (k) A description of activities that will be undertaken to develop
2 the leadership skills of the participants;

3 (l) A description of the commitments for any additional resources
4 to be made available to the local program from the applicant, from
5 recipients of other federal, state, local, or private sources; and

6 (m) Other factors the commissioner deems necessary.

7 NEW SECTION. **Sec. 308.** A new section is added to chapter 50.67
8 RCW to read as follows:

9 (1) In addition to its duties under this chapter, the Washington
10 state job training coordinating council shall advise the employment
11 security department and department of community, trade, and economic
12 development on the development and implementation of the Washington
13 youthbuild program created under sections 302 through 307 of this act.

14 (2) The Washington state job training coordinating council shall
15 submit to the commissioner of the employment security department, the
16 director of the department of community, trade, and economic
17 development, and the legislature, by each December 1st, beginning
18 December 1, 1994, a report detailing the progress, findings, and
19 recommendations concerning the Washington youthbuild program created
20 under sections 302 through 307 of this act.

21 **Sec. 309.** RCW 43.185.070 and 1991 c 356 s 5 and 1991 c 295 s 2 are
22 each reenacted and amended to read as follows:

23 (1) During each calendar year in which funds from the housing trust
24 fund or other legislative appropriations are available for use by the
25 department for the housing assistance program, the department shall
26 announce to all known interested parties, and through major media
27 throughout the state, a grant and loan application period of at least
28 ninety days' duration. This announcement shall be made as often as the
29 director deems appropriate for proper utilization of resources. The
30 department shall then promptly grant as many applications as will
31 utilize available funds less appropriate administrative costs of the
32 department. Administrative costs paid out of the housing trust fund
33 may not exceed four percent of annual revenues available for
34 distribution to housing trust fund projects. In awarding funds under
35 this chapter, the department shall provide for a geographic
36 distribution on a state-wide basis.

1 (2) The department shall give first priority to applications for
2 projects and activities which utilize existing privately owned housing
3 stock including privately owned housing stock purchased by nonprofit
4 public development authorities and public housing authorities as
5 created in chapter 35.82 RCW. As used in this subsection, privately
6 owned housing stock includes housing that is acquired by a federal
7 agency through a default on the mortgage by the private owner. Such
8 projects and activities shall be evaluated under subsection (3) of this
9 section. Second priority shall be given to activities and projects
10 which utilize existing publicly owned housing stock. All projects and
11 activities shall be evaluated by some or all of the criteria under
12 subsection (3) of this section, and similar projects and activities
13 shall be evaluated under the same criteria.

14 (3) The department shall give preference for applications based on
15 some or all of the criteria under this subsection, and similar projects
16 and activities shall be evaluated under the same criteria:

17 (a) The degree of leveraging of other funds that will occur;

18 (b) The degree of commitment from programs to provide necessary
19 habilitation and support services for projects focusing on special
20 needs populations;

21 (c) Recipient contributions to total project costs, including
22 allied contributions from other sources such as professional, craft and
23 trade services, and lender interest rate subsidies;

24 (d) Local government project contributions in the form of
25 infrastructure improvements, and others;

26 (e) Projects that encourage ownership, management, and other
27 project-related responsibility opportunities;

28 (f) Projects that demonstrate a strong probability of serving the
29 original target group or income level for a period of at least twenty-
30 five years;

31 (g) The applicant has the demonstrated ability, stability and
32 resources to implement the project;

33 (h) Projects which demonstrate serving the greatest need;

34 (i) Projects that provide housing for persons and families with the
35 lowest incomes;

36 (j) Projects serving special needs populations which are under
37 statutory mandate to develop community housing;

38 (k) Project location and access to employment centers in the region
39 or area; ((and))

1 (1) Projects that provide employment and training opportunities for
2 disadvantaged youth under a youthbuild or youthbuild-type program as
3 defined in section 303 of this act; and

4 (m) Project location and access to available public transportation
5 services.

6 (4) The department shall only approve applications for projects for
7 mentally ill persons that are consistent with a regional support
8 network six-year capital and operating plan.

9 **B. COMMUNITY EMPOWERMENT ZONES**

10 NEW SECTION. **Sec. 310.** Unless the context clearly requires
11 otherwise, the definitions in this section apply throughout this
12 chapter.

13 (1) "Affordable housing" has the same meaning as in RCW
14 43.185B.010.

15 (2) "Afterschool program" means a program of tutoring, recreation,
16 mentoring, or cultural activities that are offered to K-12 students
17 either before or after school hours and is approved by the local school
18 district.

19 (3) "Community empowerment zone" means a geographic area within the
20 boundaries of a local government that: (a) Meets the requirements of
21 RCW 43.63A.710 (as recodified by this act) and is so designated by the
22 director; or (b) is designated an empowerment zone or enterprise
23 community under Title XIII, Chapter I of the Omnibus Reconciliation Act
24 of 1993 (P.L. 103-66) and is designated by the director.

25 (4) "Community empowerment zone assistance" means furnishing
26 financial assistance, labor, material, or technical assistance to aid
27 in the provision of community services, crime prevention, education,
28 job training, and housing assistance activities within a designated
29 community empowerment zone.

30 (5) "Community service" means any type of counseling and advice,
31 emergency assistance, or medical care furnished to individuals or
32 groups within a designated community empowerment zone.

33 (6) "Crime prevention" means any activity that aids in the
34 reduction or prevention of crime within a designated community
35 empowerment zone.

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

1 (8) "Director" means the director of community, trade, and economic
2 development.

3 (9) "Education" means any type of scholastic instruction or
4 scholarship assistance, including an afterschool program, to any person
5 who resides within a designated community empowerment zone that enables
6 that person to prepare for better employment opportunities.

7 (10) "Housing assistance" means any activity that aids in the
8 acquisition, preservation, rehabilitation, or construction of
9 affordable housing within a designated community empowerment zone.

10 (11) "Job training" means any type of instruction to any person who
11 resides within a designated community empowerment zone that enables
12 that person to acquire vocational skills to become employable or seek
13 a higher grade of employment.

14 (12) "Local government" means a city, town, or county. The term
15 local government also includes federally recognized Indian
16 reservations.

17 (13) "Nonprofit organization" means any public or private
18 organization that: (a) Is organized under federal, state, or local
19 laws; (b) has no part of its net earnings inuring to the benefit of any
20 member, founder, contributor, or individual; and (c) has among its
21 purposes significant activities related to community empowerment zone
22 assistance activities within a designated community empowerment zone.
23 The term also includes public housing authorities created under chapter
24 35.82 RCW and public corporations created under chapter 35.21 RCW that
25 operate within a designated community empowerment zone.

26 **Sec. 311.** RCW 43.63A.700 and 1993 sp.s. c 25 s 401 are each
27 amended to read as follows:

28 (1) The department, in cooperation with the department of revenue,
29 the employment security department, and the office of financial
30 management, shall approve applications submitted by local governments
31 for designation as a (~~neighborhood reinvestment area~~) community
32 empowerment zone under this section. The application shall be in the
33 form and manner and contain such information as the department may
34 prescribe, provided that the application for designation shall:

35 (a) Contain information sufficient for the director to determine if
36 the criteria established in RCW 43.63A.710 (as recodified by this act)
37 have been met.

1 (b) Be submitted on behalf of the local government by its chief
2 elected official, or, if none, by the governing body of the local
3 government.

4 (c) Contain a five-year (~~neighborhood reinvestment~~) community
5 empowerment plan that describes the proposed designated (~~neighborhood~~
6 ~~reinvestment—area's~~) community empowerment zone's community
7 development needs and present a strategy for meeting those needs. The
8 plan shall address the following categories: Housing needs; public
9 infrastructure needs, such as transportation, water, sanitation,
10 energy, and drainage/flood control; other public facilities needs, such
11 as neighborhood facilities or facilities for provision of health,
12 education, recreation, public safety, or other services; community
13 economic development needs, such as commercial/industrial
14 revitalization, job creation and retention considering the unemployment
15 and underemployment of area residents, accessibility to financial
16 resources by area residents and businesses, investment within the area,
17 or other related components of community economic development; (~~and~~)
18 social service needs; and public safety needs, such as gang and
19 violence reduction or prevention, or community policing activities.

20 The local government is required to provide a description of its
21 strategy for meeting the needs identified in this subsection (1)(c).
22 As part of the strategy, the local government is required to identify
23 the needs for which specific plans are currently in place and the
24 source of funds expected to be used. For the balance of the area's
25 needs, the local government must identify the source of funds expected
26 to become available during the next two-year period and actions the
27 local government will take to acquire those funds.

28 (d) Certify that neighborhood residents were given the opportunity
29 to participate in the development of the five-year (~~neighborhood~~
30 ~~reinvestment~~) community empowerment strategy required under (c) of
31 this subsection.

32 (2) No local government shall submit more than two neighborhoods to
33 the department for possible designation as a designated (~~neighborhood~~
34 ~~reinvestment—area~~) community empowerment zone under this section.

35 (3)(a) Within ninety days after January 1, 1994, the director may
36 designate up to six designated (~~neighborhood reinvestment—areas~~)
37 community empowerment zones from among the applications eligible for
38 designation as a designated (~~neighborhood reinvestment—area under this~~
39 ~~section~~) community empowerment zone.

1 (b) The director shall make determinations of designated
2 (~~neighborhood reinvestment areas~~) community empowerment zones on the
3 basis of the following factors:

4 (i) The strength and quality of the local government commitments to
5 meet the needs identified in the five-year (~~neighborhood~~
6 ~~reinvestment~~) community empowerment plan required under this section.

7 (ii) The level of private commitments by private entities of
8 additional resources and contribution to the designated (~~neighborhood~~
9 ~~reinvestment area~~) community empowerment zone.

10 (iii) The potential for (~~reinvestment in~~) revitalization of the
11 area as a result of designation as a designated (~~neighborhood~~
12 ~~reinvestment area~~) community empowerment zone.

13 (iv) Other factors the director (~~of the department of community~~
14 ~~development~~) deems necessary.

15 (~~(b)~~) (c) The determination of the director as to the areas
16 designated as (~~neighborhood reinvestment areas~~) community empowerment
17 zones shall be final.

18 **Sec. 312.** RCW 43.63A.710 and 1993 sp.s. c 25 s 402 are each
19 amended to read as follows:

20 (1) The director may not designate an area as a designated
21 (~~neighborhood reinvestment area~~) community empowerment zone unless
22 that area meets the following requirements:

23 (a) The area must be designated by the legislative authority of the
24 local government as an area to receive federal, state, and local
25 assistance designed to increase economic, physical, or social activity
26 in the area;

27 (b) The area must have at least fifty-one percent of the households
28 in the area with incomes at or below eighty percent of the county's
29 median income, adjusted for household size;

30 (c)(i) The average unemployment rate for the area, for the most
31 recent twelve-month period for which data is available must be at least
32 one hundred twenty percent of the average unemployment rate of the
33 county; or (ii) the percentage rate of households, for the area, that
34 receives public assistance under Title 74 RCW must be at least one
35 hundred twenty percent of the percentage rate of households that
36 receive public assistance for the county; and

37 (d) A five-year (~~neighborhood reinvestment~~) community empowerment
38 plan for the area that meets the requirements of RCW 43.63A.700(1)(c)

1 (as recodified by this act) and as further defined by the director must
2 be adopted.

3 (2) The director may establish, by rule, such other requirements as
4 the director may reasonably determine necessary and appropriate to
5 assure that the purposes of this section are satisfied.

6 (3) In determining if an area meets the requirements of this
7 section, the director may consider data provided by the United States
8 bureau of the census from the most recent census or any other reliable
9 data that the director determines to be acceptable for the purposes for
10 which the data is used.

11 C. COMMUNITY EMPOWERMENT ZONE INCENTIVES

12 1. Tax Deferrals for Investment Projects in Distressed Areas

13 **Sec. 313.** RCW 82.60.020 and 1993 sp.s. c 25 s 403 are each amended
14 to read as follows:

15 Unless the context clearly requires otherwise, the definitions in
16 this section apply throughout this chapter.

17 (1) "Applicant" means a person applying for a tax deferral under
18 this chapter.

19 (2) "Department" means the department of revenue.

20 (3) "Eligible area" means: (a) A county in which the average level
21 of unemployment for the three years before the year in which an
22 application is filed under this chapter exceeds the average state
23 unemployment for those years by twenty percent; (b) a metropolitan
24 statistical area, as defined by the office of federal statistical
25 policy and standards, United States department of commerce, in which
26 the average level of unemployment for the calendar year immediately
27 preceding the year in which an application is filed under this chapter
28 exceeds the average state unemployment for such calendar year by twenty
29 percent; or (c) a designated (~~neighborhood reinvestment area~~)
30 community empowerment zone approved under RCW 43.63A.700 (as recodified
31 by this act).

32 (4)(a) "Eligible investment project" means that portion of an
33 investment project which:

34 (i) Is directly utilized to create at least one new full-time
35 qualified employment position for each three hundred thousand dollars
36 of investment on which a deferral is requested; and

1 (ii) Either initiates a new operation, or expands or diversifies a
2 current operation by expanding or renovating an existing building with
3 costs in excess of twenty-five percent of the true and fair value of
4 the plant complex prior to improvement; or

5 (iii) Acquires machinery and equipment to be used for either
6 manufacturing or research and development if the machinery and
7 equipment is housed in a new leased structure. The lessor/owner of the
8 structure is not eligible for a deferral unless the underlying
9 ownership of the buildings, machinery, and equipment vests exclusively
10 in the same person.

11 (b) "Eligible investment project" does not include any portion of
12 an investment project undertaken by a light and power business as
13 defined in RCW 82.16.010(5) or investment projects which have already
14 received deferrals under this chapter.

15 (5) "Investment project" means an investment in qualified buildings
16 and qualified machinery and equipment, including labor and services
17 rendered in the planning, installation, and construction of the
18 project.

19 (6) "Manufacturing" means all activities of a commercial or
20 industrial nature wherein labor or skill is applied, by hand or
21 machinery, to materials so that as a result thereof a new, different,
22 or useful substance or article of tangible personal property is
23 produced for sale or commercial or industrial use and shall include the
24 production or fabrication of specially made or custom made articles.
25 "Manufacturing" also includes computer programming, the production of
26 computer software, and other computer-related services, and the
27 activities performed by research and development laboratories and
28 commercial testing laboratories.

29 (7) "Person" has the meaning given in RCW 82.04.030.

30 (8) "Qualified buildings" means new structures used for
31 manufacturing and research and development activities, including plant
32 offices and warehouses or other facilities for the storage of raw
33 material or finished goods if such facilities are an essential or an
34 integral part of a factory, mill, plant, or laboratory used for
35 manufacturing or research and development. If a building is used
36 partly for manufacturing or research and development and partly for
37 other purposes, the applicable tax deferral shall be determined by
38 apportionment of the costs of construction under rules adopted by the
39 department.

1 (9) "Qualified employment position" means a permanent full-time
2 employee employed in the eligible investment project during the entire
3 tax year. In addition to the requirements of this subsection, for
4 projects located in community empowerment zones, the employee must
5 initially reside in the community empowerment zone.

6 (10) "Qualified machinery and equipment" means all new industrial
7 and research fixtures, equipment, and support facilities that are an
8 integral and necessary part of a manufacturing or research and
9 development operation. "Qualified machinery and equipment" includes:
10 Computers; software; data processing equipment; laboratory equipment;
11 manufacturing components such as belts, pulleys, shafts, and moving
12 parts; molds, tools, and dies; operating structures; and all equipment
13 used to control or operate the machinery.

14 (11) "Recipient" means a person receiving a tax deferral under this
15 chapter.

16 (12) "Research and development" means the development, refinement,
17 testing, marketing, and commercialization of a product, service, or
18 process before commercial sales have begun. As used in this
19 subsection, "commercial sales" excludes sales of prototypes or sales
20 for market testing if the total gross receipts from such sales of the
21 product, service, or process do not exceed one million dollars.

22 2. Tax Credits for Eligible Business Projects

23 **Sec. 314.** RCW 82.62.010 and 1993 sp.s. c 25 s 410 are each amended
24 to read as follows:

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

27 (1) "Applicant" means a person applying for a tax credit under this
28 chapter.

29 (2) "Department" means the department of revenue.

30 (3) "Eligible area" means: (a) A county in which the average level
31 of unemployment for the three years before the year in which an
32 application is filed under this chapter exceeds the average state
33 unemployment for those years by twenty percent; (b) a metropolitan
34 statistical area, as defined by the office of federal statistical
35 policy and standards, United States department of commerce, in which
36 the average level of unemployment for the calendar year immediately
37 preceding the year in which an application is filed under this chapter

1 exceeds the average state unemployment for such calendar year by twenty
2 percent; (c) a designated (~~neighborhood reinvestment area~~) community
3 empowerment zone approved under RCW 43.63A.700 (as recodified by this
4 act); or (d) subcounty areas in those counties that are not covered
5 under (a) of this subsection that are timber impact areas as defined in
6 RCW 43.31.601.

7 (4)(a) "Eligible business project" means manufacturing or research
8 and development activities which are conducted by an applicant in an
9 eligible area at a specific facility, provided the applicant's average
10 full-time qualified employment positions at the specific facility will
11 be at least fifteen percent greater in the year for which the credit is
12 being sought than the applicant's average full-time qualified
13 employment positions at the same facility in the immediately preceding
14 year.

15 (b) "Eligible business project" does not include any portion of a
16 business project undertaken by a light and power business as defined in
17 RCW 82.16.010(5) or that portion of a business project creating
18 qualified full-time employment positions outside an eligible area or
19 those recipients of a sales tax deferral under chapter 82.61 RCW.

20 (5) "Manufacturing" means all activities of a commercial or
21 industrial nature wherein labor or skill is applied, by hand or
22 machinery, to materials so that as a result thereof a new, different,
23 or useful substance or article of tangible personal property is
24 produced for sale or commercial or industrial use and shall include the
25 production or fabrication of specially made or custom made articles.
26 "Manufacturing" also includes computer programming, the production of
27 computer software, and other computer-related services, and the
28 activities performed by research and development laboratories and
29 commercial testing laboratories.

30 (6) "Person" has the meaning given in RCW 82.04.030.

31 (7) "Qualified employment position" means a permanent full-time
32 employee employed in the eligible business project during the entire
33 tax year. In addition to the requirements of this subsection, for
34 projects located in community empowerment zones, the employee must
35 initially reside in the community empowerment zone.

36 (8) "Tax year" means the calendar year in which taxes are due.

37 (9) "Recipient" means a person receiving tax credits under this
38 chapter.

1 (10) "Research and development" means the development, refinement,
2 testing, marketing, and commercialization of a product, service, or
3 process before commercial sales have begun. As used in this
4 subsection, "commercial sales" excludes sales of prototypes or sales
5 for market testing if the total gross receipts from such sales of the
6 product, service, or process do not exceed one million dollars.

7 **3. Commercial District Revitalization**
8 **Technical Assistance**

9 NEW SECTION. **Sec. 315.** A new section is added to chapter 43.330
10 RCW to read as follows:

11 The department shall provide technical assistance to support
12 implementation of community empowerment zone plans. Such assistance
13 may include, but is not limited to, commercial district revitalization
14 techniques using the state's main street program approach, technical
15 and leadership skills training for community-based development
16 organizations, small business and entrepreneurial development, and real
17 estate development and financing.

18 **4. Youth Gangs**

19 NEW SECTION. **Sec. 316.** A new section is added to chapter 43.310
20 RCW to read as follows:

21 (1) For the period beginning July 1, 1994, through June 30, 1995,
22 the department of community, trade, and economic development shall
23 award grants to either school districts or community organizations for
24 the development, administration, and implementation of community-based
25 gang risk prevention and intervention pilot programs in those community
26 mobilization projects in all communities.

27 (2) The provisions of this chapter shall apply to grants awarded
28 under this section.

29 (3) This section shall expire June 30, 1995.

30 **5. Community Policing Assistance**

31 NEW SECTION. **Sec. 317.** The department of community, trade, and
32 economic development shall administer a grant program which makes
33 matching grants to local governments under section 318 of this act to

1 develop effective crime-fighting partnerships between law enforcement
2 and the community using a problem-oriented approach.

3 NEW SECTION. **Sec. 318.** (1) Eligibility for matching grants under
4 this section shall be limited to:

5 (a) Local governments that have developed an overall plan or
6 strategy to address crime and related problems through community
7 policing in designated community empowerment zones; and

8 (b) Community policing activities to address crime problems,
9 including but not limited to multidisciplinary crime prevention teams,
10 public education programs, neighborhood resource centers, and foot
11 patrols.

12 (2) A grant of up to twenty percent of salaries and fringe benefits
13 of additional newly sworn law enforcement officers, excluding overtime,
14 for a three-year period may be made under this section to local
15 governments.

16 (3) The department of community, trade, and economic development
17 may enact rules to carry out this section.

18 (4) As used in this section, "community empowerment zone" has the
19 same meaning as in section 310 of this act.

20 **D. COMMUNITY-BASED VIOLENCE PREVENTION AND REDUCTION**

21 **1. Violence Prevention and Intervention**

22 **Sec. 319.** RCW 43.270.010 and 1989 c 271 s 315 are each amended to
23 read as follows:

24 The legislature recognizes that state-wide efforts aimed at
25 reducing the incidence of substance abuse and violence must be
26 increased. The legislature further recognizes that the most effective
27 strategy for reducing the impact of alcohol (~~and~~), other drug abuse,
28 and violence is through the collaborative efforts of educators, law
29 enforcement, local government officials, local treatment providers, and
30 concerned community and citizens' groups.

31 The legislature intends to support the development and activities
32 of community mobilization strategies against substance abuse or
33 violence through the following efforts:

34 (1) Provide funding support for prevention, treatment, and
35 enforcement activities identified by communities that have brought

1 together education, treatment, local government, law enforcement, and
2 other key elements of the community;

3 (2) Provide technical assistance and support to help communities
4 develop and carry out effective activities; and

5 (3) Provide communities with opportunities to share suggestions for
6 state program operations and budget priorities.

7 **Sec. 320.** RCW 43.270.020 and 1989 c 271 s 316 are each amended to
8 read as follows:

9 There is established in the (~~office of the governor~~) department
10 of community, trade, and economic development a grant program to
11 provide incentive for and support for communities to develop targeted
12 and coordinated strategies to reduce the incidence and impact of either
13 substance abuse or violence.

14 Activities which may be funded through this grant program include
15 those which:

16 (1) Prevent either substance abuse or violent behavior through
17 educational and self-esteem efforts, development of positive
18 alternatives, intervention with high-risk groups, and other prevention
19 strategies;

20 (2) Support effective treatment by increasing access to and
21 availability of treatment opportunities, particularly for underserved
22 or highly impacted populations, developing aftercare and support
23 mechanisms, and other strategies to increase the availability and
24 effectiveness of treatment;

25 (3) Provide meaningful consequences for participation in illegal
26 activity and promote safe and healthy communities through support of
27 law enforcement strategies;

28 (4) Create or build on efforts by existing community programs,
29 coordinate their efforts, and develop cooperative efforts or other
30 initiatives to make most effective use of resources to carry out the
31 community's strategy against either substance abuse or violence; and

32 (5) Other activities which demonstrate both feasibility and a
33 rationale for how the activity will achieve measurable results in the
34 strategy against either substance abuse or violence.

35 **Sec. 321.** RCW 43.270.030 and 1989 c 271 s 317 are each amended to
36 read as follows:

37 Applications for funding under this chapter must:

1 (1) Demonstrate that the community has developed and is committed
2 to carrying out a coordinated strategy of prevention, treatment, and
3 law enforcement activities; and

4 (2)(a) For applications for substance abuse prevention or
5 intervention activities, contain evidence of active participation of
6 the community and specific commitments to implementing the community-
7 wide agenda by leadership from at least education, law enforcement,
8 local government, tribal government, and treatment entities in the
9 community, and the opportunity for meaningful involvement from others
10 such as neighborhood and citizen groups, businesses, human service,
11 health and job training organizations, and other key elements of the
12 community, particularly those whose responsibilities in law
13 enforcement, treatment, prevention, or other community efforts provide
14 direct, ongoing contact with substance abusers; or

15 (b) For applications for violence prevention or intervention
16 activities, contain evidence of active participation of the community
17 and specific commitments to implement the community-wide agenda by
18 leadership from at least education, law enforcement, local government,
19 and tribal government, and the opportunity for meaningful involvement
20 from others such as neighborhood and citizen groups, businesses, human
21 service, health and job training organizations, and other key elements
22 of the community, particularly those that are involved in violence
23 prevention or intervention activities.

24 **Sec. 322.** RCW 43.270.040 and 1989 c 271 s 318 are each amended to
25 read as follows:

26 This grant program will be available to communities of any
27 geographic size but will encourage and reward communities which develop
28 coordinated or complimentary strategies within geographic areas such as
29 county areas or groups of county areas which correspond to units of
30 government with significant responsibilities in the area of substance
31 abuse or violence prevention, existing coalitions, or other entities
32 important to the success of a community's strategy against either
33 substance abuse or violence.

34 **Sec. 323.** RCW 43.270.050 and 1989 c 271 s 319 are each amended to
35 read as follows:

36 At a minimum, grant applications must include the following:

37 (1) Definition of geographic area;

1 (2) A description of the extent and impact of substance abuse or
2 violence in the community, including an explanation of those who are
3 most severely impacted and those most at risk of substance abuse or
4 violence;

5 (3) An explanation of the community-wide strategy for prevention,
6 treatment, and law enforcement activities related to substance abuse or
7 violence with particular attention to those who are most severely
8 impacted and those most at risk of substance abuse or violence;

9 (4) Explanation of who was involved in development of the strategy
10 and what specific commitments have been made to carrying it out;

11 (5) Identification of existing prevention, treatment, and law
12 enforcement resources committed by the community, including financial
13 and other support, and an explanation of how the community's strategy
14 involves and builds on the efforts of existing organizations or
15 coalitions that have been carrying out community efforts against
16 substance abuse or violence;

17 (6) Identification of activities that address specific objectives
18 in the strategy for which additional resources are needed;

19 (7) Identification of additional local resources, including public
20 or private funds, donated goods or services, and other measurable
21 commitments, that have been committed to the activities identified in
22 subsection (6) of this section;

23 (8) Identification of activities which address specific
24 objectives in the strategy for which funding is requested.
25 Activities should be presented in priority order;

26 (9) Each activity for which funding is requested must be explained
27 in sufficient detail to demonstrate:

28 (a) Feasibility through deliberative design, specific
29 objectives, and realistic plan for implementation;

30 (b) A rationale for how this activity will achieve measurable
31 results and how it will be evaluated;

32 (c) That funds requested are necessary and appropriate to
33 effectively carry out the activity; and

34 (10) Identification of a fiscal agent meeting state requirements
35 for each activity proposed for funding.

36 **Sec. 324.** RCW 43.270.060 and 1989 c 271 s 320 are each amended to
37 read as follows:

1 The (~~governor~~) director of community, trade, and economic
2 development shall make awards, subject to funds appropriated by the
3 legislature, under the following terms:

4 (1) In order to be eligible for consideration, applications must
5 demonstrate, at a minimum:

6 (a) That proposals submitted for funding are based on and address
7 specific objectives contained in a coordinated strategy of prevention,
8 treatment, and law enforcement against substance abuse or violence;

9 (b)(i) For applications for substance abuse prevention or
10 intervention activities, evidence of active participation in
11 preparation of the proposal and specific commitments to implementing
12 the community-wide agenda by leadership from at least education, law
13 enforcement, local government, tribal government, and treatment
14 entities in the community, and the opportunity for meaningful
15 involvement from others such as neighborhood and citizen groups,
16 businesses, human service, health and job training organizations, and
17 other key elements of the community, particularly those whose
18 responsibilities in law enforcement, treatment, prevention, or other
19 community efforts provide direct, ongoing contact with substance
20 abusers, or those at risk for substance abuse; or

21 (ii) For applications for violence prevention or intervention
22 activities, evidence of active participation of the community and
23 specific commitments to implement the community-wide agenda by
24 leadership from at least education, law enforcement, local government,
25 and tribal organizations, and the opportunity for meaningful
26 involvement from others such as neighborhood and citizen groups,
27 businesses, human service, health and job training organizations, and
28 other key elements of the community, particularly those that are
29 involved in violence prevention or intervention activities;

30 (c) That they have met the requirements listed in RCW 43.270.050;

31 (d) Evidence of additional local resources committed to its
32 strategy totaling at least twenty-five percent of funds awarded under
33 this section. These resources may consist of public or private funds,
34 donated goods or services, and other measurable commitments, including
35 in-kind contributions such as volunteer services, materials, supplies,
36 physical facilities or a combination thereof; and

37 (e) That the funds applied for, if received, will not be used to
38 replace funding for existing activities.

1 (2) In order to encourage and reward communities which develop
2 coordinated or complementary strategies within geographic areas which
3 correspond to units of government with significant responsibilities in
4 the area of substance abuse or violence prevention, up to fifty percent
5 of funds appropriated for the purposes of this chapter may be awarded
6 on a per capita basis to eligible applications reflecting coordinated
7 strategy from a county area or group of county areas. The ((governor))
8 director of community, trade, and economic development may establish
9 minimum allotments per eligible county areas up to fifteen thousand
10 dollars; and

11 (3) No less than fifty percent of funds appropriated under this
12 chapter shall be awarded on a competitive basis for activities by
13 communities not participating in a county-wide strategy and activities
14 identified by county-wide strategies but not funded through per capita
15 grants. Eligible applications will be assessed and compared by a peer
16 review committee whose members have experience in prevention,
17 treatment, law enforcement, and other community efforts against
18 substance abuse or violence using the following criteria:

19 (a) The extent and impact of substance abuse or violence;

20 (b) The extent to which key elements of the community are involved
21 in and committed to the coordinated strategy;

22 (c) The extent of commitments of local resources to the coordinated
23 strategy;

24 (d) The extent to which any activities in a community's strategy
25 offer an innovative approach to a chronic, wide-spread problem.

26 The peer review committee will advise the ((governor)) director of
27 community, trade, and economic development on the extent to which each
28 eligible applicant has met these criteria. The ((governor)) director
29 of community, trade, and economic development will distribute available
30 funds based on this information.

31 ~~(4) ((The governor shall distribute fifty percent of the initial~~
32 ~~appropriation for the purposes of this chapter no later than October 1,~~
33 ~~1989, and the remainder no later than July 1, 1990.~~

34 ~~(5))~~ Activities funded under this section may be considered for
35 funding in future years, but will be considered under the same terms
36 and criteria of new activities. Funding under this section shall not
37 constitute an obligation by the state of Washington to provide ongoing
38 funding.

1 NEW SECTION. **Sec. 401.** (1) For the purposes of sections 310, 316
2 through 318, 320, and 324 through 326 of this act, "department" and
3 "department of community, trade, and economic development" mean the
4 department of community development and "director" and "director of
5 community, trade, and economic development" mean the director of
6 community development.

7 (2) This section shall expire July 1, 1994.

8 NEW SECTION. **Sec. 402.** (1) Sections 103 through 105 of this act
9 are each added to chapter 43.121 RCW.

10 (2) Sections 109 through 114 and 116 through 122 of this act are
11 each added to chapter 70.190 RCW.

12 (3) Sections 301 and 310 of this act shall constitute a new chapter
13 in Title 43 RCW.

14 (4) Sections 302 through 307 of this act shall constitute a new
15 chapter in Title 50 RCW.

16 (5) Sections 317 and 318 of this act shall constitute a new chapter
17 in Title 43 RCW.

18 NEW SECTION. **Sec. 403.** RCW 43.63A.700 and 43.63A.710 as amended
19 by this act are each recodified as sections in the new chapter created
20 by section 402(3) of this act.

21 NEW SECTION. **Sec. 404.** If specific funding for the purposes of
22 sections 101 through 105 of this act, referencing sections 101 through
23 105 of this act by bill number and section numbers, is not provided by
24 June 30, 1994, in the omnibus appropriations act, sections 101 through
25 105 of this act are null and void.

26 NEW SECTION. **Sec. 405.** If specific funding for the purposes of
27 sections 106 through 126 of this act, referencing sections 106 through
28 126 of this act by bill number and section numbers, is not provided by
29 June 30, 1994, in the omnibus appropriations act, sections 106 through
30 126 of this act are null and void.

31 NEW SECTION. **Sec. 406.** If specific funding for the purposes of
32 sections 127 and 128 of this act, referencing sections 127 and 128 of
33 this act by bill number and section numbers, is not provided by June

1 30, 1994, in the omnibus appropriations act, sections 127 and 128 of
2 this act are null and void.

3 NEW SECTION. **Sec. 407.** If specific funding for the purposes of
4 sections 129 and 130 of this act, referencing sections 129 and 130 of
5 this act by bill number and section numbers, is not provided by June
6 30, 1994, in the omnibus appropriations act, sections 129 and 130 of
7 this act are null and void.

8 NEW SECTION. **Sec. 408.** If specific funding for the purposes of
9 sections 131 and 132 of this act, referencing sections 131 and 132 of
10 this act by bill number and section numbers, is not provided by June
11 30, 1994, in the omnibus appropriations act, sections 131 and 132 of
12 this act are null and void.

13 NEW SECTION. **Sec. 409.** If specific funding for the purposes of
14 section 133 of this act, referencing section 133 of this act by bill
15 number and section number, is not provided by June 30, 1994, in the
16 omnibus appropriations act, section 133 of this act is null and void.

17 NEW SECTION. **Sec. 410.** If specific funding for the purposes of
18 sections 202 through 204 of this act, referencing sections 202 through
19 204 of this act by bill number and section numbers, is not provided by
20 June 30, 1994, in the omnibus appropriations act, sections 202 through
21 204 of this act are null and void.

22 NEW SECTION. **Sec. 411.** If specific funding for the purposes of
23 sections 207 and 208 of this act, referencing sections 207 and 208 of
24 this act by bill number and section numbers, is not provided by June
25 30, 1994, in the omnibus appropriations act, sections 207 and 208 of
26 this act are null and void.

27 NEW SECTION. **Sec. 412.** If specific funding for the purposes of
28 sections 302 through 309 of this act, referencing sections 302 through
29 309 of this act by bill number and section numbers, is not provided by
30 June 30, 1994, in the omnibus appropriations act, sections 302 through
31 309 of this act are null and void.

1 NEW SECTION. **Sec. 413.** If specific funding for the purposes of
2 section 315 of this act, referencing section 315 of this act by bill
3 number and section number, is not provided by June 30, 1994, in the
4 omnibus appropriations act, section 315 of this act is null and void.

5 NEW SECTION. **Sec. 414.** If specific funding for the purposes of
6 section 316 of this act, referencing section 316 of this act by bill
7 number and section number, is not provided by June 30, 1994, in the
8 omnibus appropriations act, section 316 of this act is null and void.

9 NEW SECTION. **Sec. 415.** If specific funding for the purposes of
10 sections 317 and 318 of this act, referencing sections 317 and 318 of
11 this act by bill number and section numbers, is not provided by June
12 30, 1994, in the omnibus appropriations act, sections 317 and 318 of
13 this act are null and void.

14 NEW SECTION. **Sec. 416.** If any provision of this act or its
15 application to any person or circumstance is held invalid, the
16 remainder of the act or the application of the provision to other
17 persons or circumstances is not affected.

18 NEW SECTION. **Sec. 417.** Captions and part and subpart headings as
19 used in this act do not constitute any part of the law.

20 NEW SECTION. **Sec. 418.** Sections 106 through 126, 301, 310 through
21 312, 316 through 327, and 401 of this act are necessary for the
22 immediate preservation of the public peace, health, or safety, or
23 support of the state government and its existing public institutions,
24 and shall take effect immediately.

25 NEW SECTION. **Sec. 419.** Sections 207 and 208 of this act shall
26 expire June 30, 1997.

27 NEW SECTION. **Sec. 420.** (1) Sections 301 and 310 through 312 of
28 this act may be known and cited as the community empowerment act.

29 (2) Sections 302 through 307 of this act may be known and cited as
30 the youthbuild violence prevention act.

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