

CERTIFICATION OF ENROLLMENT
ENGROSSED SUBSTITUTE HOUSE BILL 2687

60th Legislature
2008 Regular Session

Passed by the House March 13, 2008
Yeas 64 Nays 32

Speaker of the House of Representatives

Passed by the Senate March 13, 2008
Yeas 31 Nays 18

President of the Senate

Approved

Governor of the State of Washington

CERTIFICATE

I, Barbara Baker, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **ENGROSSED SUBSTITUTE HOUSE BILL 2687** as passed by the House of Representatives and the Senate on the dates hereon set forth.

Chief Clerk

FILED

**Secretary of State
State of Washington**

ENGROSSED SUBSTITUTE HOUSE BILL 2687

AS RECOMMENDED BY THE CONFERENCE COMMITTEE

Passed Legislature - 2008 Regular Session

State of Washington 60th Legislature 2008 Regular Session

By House Appropriations (originally sponsored by Representative Sommers; by request of Office of Financial Management)

READ FIRST TIME 02/22/08.

1 AN ACT Relating to fiscal matters; amending RCW 28B.105.110,
2 38.52.106, 41.45.230, 41.50.110, 43.08.190, 43.08.250, 43.330.250,
3 50.16.010, 67.40.025, 67.40.040, 70.96A.350, 70.105D.070, 70.105D.070,
4 74.08A.340, 77.32.010, 83.100.230, 90.48.390, 90.71.310, and 90.71.370;
5 reenacting and amending RCW 70.105D.070; amending 2007 c 522 ss 101,
6 102, 103, 104, 105, 106, 107, 109, 110, 111, 112, 113, 114, 116, 117,
7 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131,
8 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 146,
9 147, 148, 149, 150, 151, 152, 153, 154, 201, 202, 203, 204, 205, 206,
10 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220,
11 221, 222, 223, 224, 225, 226, 301, 302, 303, 304, 305, 306, 307, 308,
12 309, 310, 311, 401, 402, 501, 502, 503, 504, 505, 507, 508, 509, 510,
13 511, 513, 514, 515, 516, 517, 519, 601, 602, 603, 604, 605, 606, 607,
14 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 701, 702,
15 703, 704, 705, 706, 716, 718, 719, 722, 1621, 728, 801, 805, 910, 911,
16 912, and 913 (uncodified); adding new sections to 2007 c 522
17 (uncodified); repealing 2007 c 522 s 713 (uncodified); making
18 appropriations; and declaring an emergency.

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

PART I

GENERAL GOVERNMENT

Sec. 101. 2007 c 522 s 101 (uncodified) is amended to read as follows:

FOR THE HOUSE OF REPRESENTATIVES

| | |
|---|-------------------------------|
| General Fund--State Appropriation (FY 2008) | ((\$34,522,000)) |
| | <u>\$34,807,000</u> |
| General Fund--State Appropriation (FY 2009) | ((\$35,598,000)) |
| | <u>\$36,010,000</u> |
| Pension Funding Stabilization Account | |
| Appropriation | \$560,000 |
| TOTAL APPROPRIATION | ((\$70,680,000)) |
| | <u>\$71,377,000</u> |

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

(1) \$56,000 of the general fund--state appropriation for fiscal year 2008 is provided solely to implement Senate Bill No. 5926 (construction industry). If the bill is not enacted by June 30, 2007, the amount provided in this subsection shall lapse.

(2) \$52,000 of the general fund--state appropriation for fiscal year 2009 is provided solely for the implementation of Third Substitute House Bill No. 1741 (oral history). If the bill is not enacted by June 30, 2008, the amount provided in this subsection shall lapse.

(3) \$194,000 of the general fund--state appropriation for fiscal year 2008 and \$194,000 of the general fund--state appropriation for fiscal year 2009 are provided solely for the legislature to contract for an independent economic and actuarial analysis of health care reform proposals pursuant to Engrossed Substitute Senate Bill No. 6333. The results of this evaluation will be submitted to the governor, the health and fiscal policy committees of the legislature, and the work group by December 15, 2008.

Sec. 102. 2007 c 522 s 102 (uncodified) is amended to read as follows:

FOR THE SENATE

| | |
|---|-------------------------------|
| General Fund--State Appropriation (FY 2008) | ((\$26,483,000)) |
| | <u>\$26,990,000</u> |

1 General Fund--State Appropriation (FY 2009) (~~(\$29,196,000)~~)
2 \$29,434,000
3 Pension Funding Stabilization Account
4 Appropriation \$467,000
5 TOTAL APPROPRIATION (~~(\$56,146,000)~~)
6 \$56,891,000

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

9 (1) \$56,000 of the general fund--state appropriation for fiscal
10 year 2008 is provided solely to implement Senate Bill No. 5926
11 (construction industry). If the bill is not enacted by June 30, 2007,
12 the amount provided in this subsection shall lapse.

13 (2) \$52,000 of the general fund--state appropriation for fiscal
14 year 2009 is provided solely for the implementation of Third Substitute
15 House Bill No. 1741 (oral history). If the bill is not enacted by June
16 30, 2008, the amount provided in this subsection shall lapse.

17 (3) \$194,000 of the general fund--state appropriation for fiscal
18 year 2008 and \$194,000 of the general fund--state appropriation for
19 fiscal year 2009 are provided solely for the legislature to contract
20 for an independent economic and actuarial analysis of health care
21 reform proposals pursuant to Engrossed Substitute Senate Bill No. 6333.
22 The results of this evaluation will be submitted to the governor, the
23 health and fiscal policy committees of the legislature, and the work
24 group by December 15, 2008.

25 **Sec. 103.** 2007 c 522 s 103 (uncodified) is amended to read as
26 follows:

27 **FOR THE JOINT LEGISLATIVE AUDIT AND REVIEW COMMITTEE**

28 General Fund--State Appropriation (FY 2008) (~~(\$3,377,000)~~)
29 \$3,378,000
30 General Fund--State Appropriation (FY 2009) (~~(\$3,155,000)~~)
31 \$3,355,000
32 Pension Funding Stabilization Account
33 Appropriation \$36,000
34 TOTAL APPROPRIATION (~~(\$6,568,000)~~)
35 \$6,769,000

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

1 (1) Notwithstanding the provisions in this section, the committee
2 may adjust the due dates for projects included on the committee's
3 2007-09 work plan as necessary to efficiently manage workload.

4 (2) \$100,000 of the general fund--state appropriation for fiscal
5 year 2008 is provided solely for the joint legislative audit and review
6 committee to conduct a review of the method used to determine lease
7 rates for state-owned aquatic lands. The review shall include
8 classification of current lease base and lease rates by category of use
9 such as marinas; a review of previous studies of formulas for
10 state-owned aquatic land leases; and identification of pros and cons of
11 alternative approaches to calculating aquatic lands lease rates. The
12 committee shall complete the review by June 2008.

13 (3) \$100,000 of the general fund--state appropriation for fiscal
14 year 2008 and \$50,000 of the general fund--state appropriation for
15 fiscal year 2009 are provided solely for the joint legislative audit
16 and review committee to conduct an evaluation and comparison of the
17 cost efficiency of rental housing voucher programs versus other housing
18 projects intended to assist low-income households, including
19 construction and rehabilitation of housing units. The study will
20 consider factors including administrative costs, capital costs, and
21 other operating costs involved in operating voucher and other housing
22 programs. The study will compare the number of households that can be
23 served by voucher and other housing programs, given a set amount of
24 available funds. The department of community, trade, and economic
25 development, the housing finance commission, housing authorities,
26 community action agencies, and local governments shall provide the
27 joint legislative audit and review committee with information necessary
28 for the study. The joint legislative audit and review committee shall
29 solicit input regarding the study from interested parties, including
30 representatives from the affordable housing advisory board, the
31 department of community, trade, and economic development, the housing
32 finance commission, representatives from the private rental housing
33 industry, housing authorities, community action agencies, county and
34 city governments, and nonprofit and for-profit housing developers. The
35 joint legislative audit and review committee shall present the results
36 of the study to the legislature by December 31, 2008.

37 (4) \$100,000 of the general fund--state appropriation for fiscal
38 year 2008 is provided solely for a cost analysis of the programs and

1 activities administered by the department of fish and wildlife. In
2 conducting the study, the committee shall specifically identify the
3 total costs that support both hunting and fishing programs as well as
4 nongame programs, including appropriate shares of the agency's
5 administrative and indirect costs. The committee shall compare the
6 cost analysis to revenues that currently support the programs,
7 including the level of support received from game licenses and fees.
8 The committee shall base its analysis on available management
9 information and shall provide the results of its analysis to the
10 legislature by January 2008.

11 (5) \$164,000 of the general fund--state appropriation for fiscal
12 year 2008 is provided solely for the joint legislative audit and review
13 committee to analyze gaps throughout the state in the availability and
14 accessibility of services identified in the federal adoption and safe
15 families act as directed by Substitute House Bill No. 1333 (child
16 welfare). If the bill is not enacted by June 30, 2007, the amount
17 provided in this subsection shall lapse.

18 (6) Within the amounts appropriated in this section, the joint
19 legislative audit and review committee shall conduct an analysis of the
20 qualifications required to become a social worker I, II, III, or IV
21 within the department of social and health services children's
22 administration. The committee shall conduct an analysis of the
23 qualifications used by other states for equivalent categories of social
24 workers. The committee shall analyze the strengths and weaknesses of
25 Washington's qualifications relative to the other states. The findings
26 shall be reported to the legislature by December 1, 2007.

27 (7) Within amounts provided in this section, the committee shall
28 conduct a review of the eligibility requirements and eligibility review
29 processes that apply to any state program that offers individual health
30 care coverage for qualified recipients.

31 (8) \$75,000 of the general fund--state appropriation for fiscal
32 year 2009 is provided solely for implementation of Engrossed Substitute
33 Senate Bill No. 5372 (Puget Sound partnership). If the bill is not
34 enacted by June 30, 2007, the amount provided in this subsection shall
35 lapse.

36 (9) \$75,000 of the general fund--state appropriation for fiscal
37 year 2008 and \$25,000 of the general fund--state appropriation for

1 fiscal year 2009 are provided solely to implement Second Substitute
2 House Bill No. 1488 (oil spill program). If the bill is not enacted by
3 June 30, 2007, the amounts provided in this subsection shall lapse.

4 (10) Within the amounts provided in this section, the committee
5 shall review the constitutional, case law, and statutory objectives and
6 obligations of the department of natural resources' management of
7 state-owned aquatic lands. The review will include an assessment of
8 the degree to which the management practices of the department and
9 other agencies are meeting these objectives and complying with legal
10 obligations.

11 (11) \$38,000 of the general fund--state appropriation for fiscal
12 year 2009 is provided solely for implementation of Engrossed House
13 Bill No. 2641 (education performance agreements). If the bill is not
14 enacted by June 30, 2008, the amount provided in this subsection shall
15 lapse.

16 (12) Within the amounts appropriated in this section, the joint
17 legislative audit and review committee shall conduct a preaudit for a
18 comprehensive review of boards and commissions. The preaudit study
19 will inventory the existing boards/commissions, identify criteria for
20 selecting entities for further review, propose the scope and objectives
21 of those reviews, and identify resource and schedule options for the
22 committee to consider before proceeding.

23 (13) The joint legislative audit and review committee shall develop
24 a framework for future efforts to quantify and analyze health care
25 spending across all sectors of the state. This effort would focus on
26 identifying the relevant types of spending in the public and private
27 sectors, the availability of information on each of those types of
28 spending, and the extent to which that available information could be
29 tracked over time. In conducting this work, the committee shall work
30 with the legislative evaluation and accountability program committee
31 and the University of Washington's institute for health metrics and
32 evaluation, as appropriate. The committee shall provide a report by
33 January 2009.

34 (14) \$100,000 of the general fund--state appropriation for fiscal
35 year 2009 is provided solely for beginning a cost-benefit analysis of
36 a state-supported recreational facility. The objective of this
37 analysis will be to compare the total capital and operating costs for

1 the facility to the total benefits that have accrued over time and
2 identify which parties have borne the costs and which parties have
3 received the benefits.

4 **Sec. 104.** 2007 c 522 s 104 (uncodified) is amended to read as
5 follows:

6 **FOR THE LEGISLATIVE EVALUATION AND ACCOUNTABILITY PROGRAM COMMITTEE**

| | | |
|----|---|------------------------------|
| 7 | General Fund--State Appropriation (FY 2008) | \$1,843,000 |
| 8 | General Fund--State Appropriation (FY 2009) | ((\$2,068,000)) |
| 9 | | <u>\$2,038,000</u> |
| 10 | Pension Funding Stabilization Account | |
| 11 | Appropriation | \$41,000 |
| 12 | TOTAL APPROPRIATION | ((\$3,952,000)) |
| 13 | | <u>\$3,922,000</u> |

14 **Sec. 105.** 2007 c 522 s 105 (uncodified) is amended to read as
15 follows:

16 **FOR THE OFFICE OF THE STATE ACTUARY**

| | | |
|----|--|------------------------------|
| 17 | <u>General Fund--State Appropriation (FY 2009)</u> | <u>\$25,000</u> |
| 18 | Department of Retirement Systems Expense Account-- | |
| 19 | State Appropriation | ((\$3,517,000)) |
| 20 | | <u>\$3,491,000</u> |
| 21 | <u>TOTAL APPROPRIATION</u> | <u>\$3,516,000</u> |

22 The appropriations in this section are subject to the following
23 conditions and limitations: \$25,000 of the general fund--state
24 appropriation for 2009 is provided solely for the purchase of actuarial
25 services to assist in the evaluation of the fiscal impact of health
26 benefit proposals.

27 **Sec. 106.** 2007 c 522 s 106 (uncodified) is amended to read as
28 follows:

29 **FOR THE JOINT LEGISLATIVE SYSTEMS COMMITTEE**

| | | |
|----|---|------------------------------|
| 30 | General Fund--State Appropriation (FY 2008) | ((\$9,023,000)) |
| 31 | | <u>\$9,057,000</u> |
| 32 | General Fund--State Appropriation (FY 2009) | ((\$9,198,000)) |
| 33 | | <u>\$9,151,000</u> |
| 34 | Pension Funding Stabilization Account | |
| 35 | Appropriation | \$92,000 |

1 TOTAL APPROPRIATION ((~~\$18,313,000~~))
2 \$18,300,000

3 **Sec. 107.** 2007 c 522 s 107 (uncodified) is amended to read as
4 follows:

5 **FOR THE STATUTE LAW COMMITTEE**
6 General Fund--State Appropriation (FY 2008) ((~~\$4,810,000~~))
7 \$4,811,000
8 General Fund--State Appropriation (FY 2009) ((~~\$5,301,000~~))
9 \$5,220,000
10 Pension Funding Stabilization Account
11 Appropriation \$75,000
12 TOTAL APPROPRIATION ((~~\$10,186,000~~))
13 \$10,106,000

14 **Sec. 108.** 2007 c 522 s 109 (uncodified) is amended to read as
15 follows:

16 **FOR THE SUPREME COURT**
17 General Fund--State Appropriation (FY 2008) ((~~\$7,255,000~~))
18 \$7,392,000
19 General Fund--State Appropriation (FY 2009) ((~~\$7,510,000~~))
20 \$7,598,000
21 TOTAL APPROPRIATION ((~~\$14,765,000~~))
22 \$14,990,000

23 The appropriations in this section are subject to the following
24 conditions and limitations: \$150,000 of the general fund--state
25 appropriation for fiscal year 2008 and \$55,000 of the general fund--
26 state appropriation for fiscal year 2009 are provided solely to
27 implement the task force on domestic violence as requested by section
28 306 of Second Substitute Senate Bill No. 5470 (dissolution
29 proceedings). If the bill is not enacted by June 30, 2007, the amounts
30 provided in this subsection shall lapse.

31 **Sec. 109.** 2007 c 522 s 110 (uncodified) is amended to read as
32 follows:

33 **FOR THE LAW LIBRARY**
34 General Fund--State Appropriation (FY 2008) ((~~\$2,231,000~~))
35 \$2,268,000

1 General Fund--State Appropriation (FY 2009) ((~~\$2,259,000~~))
2 \$2,269,000
3 TOTAL APPROPRIATION ((~~\$4,490,000~~))
4 \$4,537,000

5 **Sec. 110.** 2007 c 522 s 111 (uncodified) is amended to read as
6 follows:

7 **FOR THE COURT OF APPEALS**

8 General Fund--State Appropriation (FY 2008) ((~~\$15,779,000~~))
9 \$16,092,000
10 General Fund--State Appropriation (FY 2009) ((~~\$16,819,000~~))
11 \$17,145,000
12 TOTAL APPROPRIATION ((~~\$32,598,000~~))
13 \$33,237,000

14 The appropriations in this section are subject to the following
15 conditions and limitations: \$100,000 of the general fund--state
16 appropriation for fiscal year 2008 and \$100,000 of the general fund--
17 state appropriation for fiscal year 2009 are provided solely for
18 chapter 34, Laws of 2007 (Senate Bill No. 5351, court of appeals
19 judges' travel).

20 **Sec. 111.** 2007 c 522 s 112 (uncodified) is amended to read as
21 follows:

22 **FOR THE COMMISSION ON JUDICIAL CONDUCT**

23 General Fund--State Appropriation (FY 2008) \$1,117,000
24 General Fund--State Appropriation (FY 2009) ((~~\$1,148,000~~))
25 \$1,134,000
26 TOTAL APPROPRIATION ((~~\$2,265,000~~))
27 \$2,251,000

28 **Sec. 112.** 2007 c 522 s 113 (uncodified) is amended to read as
29 follows:

30 **FOR THE ADMINISTRATOR FOR THE COURTS**

31 General Fund--State Appropriation (FY 2008) ((~~\$29,011,000~~))
32 \$30,659,000
33 General Fund--State Appropriation (FY 2009) ((~~\$30,148,000~~))
34 \$33,447,000
35 Public Safety and Education Account--State

| | | |
|----|--|--------------------------------|
| 1 | Appropriation (FY 2008) | ((\$24,071,000)) |
| 2 | | <u>\$22,558,000</u> |
| 3 | Public Safety and Education Account--State | |
| 4 | Appropriation (FY 2009) | ((\$24,223,000)) |
| 5 | | <u>\$24,199,000</u> |
| 6 | Equal Justice Subaccount of the Public Safety and | |
| 7 | Education Account--State Appropriation (FY 2008) . . . | \$3,175,000 |
| 8 | Equal Justice Subaccount of the Public Safety and | |
| 9 | Education Account--State Appropriation (FY 2009) . . . | \$3,175,000 |
| 10 | Judicial Information Systems Account--State | |
| 11 | Appropriation | ((\$39,437,000)) |
| 12 | | <u>\$40,923,000</u> |
| 13 | TOTAL APPROPRIATION | ((\$153,240,000)) |
| 14 | | <u>\$158,136,000</u> |

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

17 (1) \$3,900,000 of the general fund--state appropriation for fiscal
18 year 2008 and \$3,900,000 of the general fund--state appropriation for
19 fiscal year 2009 are provided solely for court-appointed special
20 advocates in dependency matters. The administrator for the courts,
21 after consulting with the association of juvenile court administrators
22 and the association of court-appointed special advocate/guardian ad
23 litem programs, shall distribute the funds to volunteer court-appointed
24 special advocate/guardian ad litem programs. The distribution of
25 funding shall be based on the number of children who need volunteer
26 court-appointed special advocate representation and shall be equally
27 accessible to all volunteer court-appointed special advocate/guardian
28 ad litem programs. The administrator for the courts shall not retain
29 more than six percent of total funding to cover administrative or any
30 other agency costs. Funding distributed in this subsection shall not
31 be used to supplant existing local funding for the court-appointed
32 special advocates program.

33 (2) \$300,000 of the general fund--state appropriation for fiscal
34 year 2008, \$300,000 of the general fund--state appropriation for fiscal
35 year 2009, \$1,500,000 of the public safety and education account--state
36 appropriation for fiscal year 2008, and \$1,500,000 of the public safety
37 and education account--state appropriation for fiscal year 2009 are
38 provided solely for school districts for petitions to juvenile court

1 for truant students as provided in RCW 28A.225.030 and 28A.225.035.
2 The office of the administrator for the courts shall develop an
3 interagency agreement with the superintendent of public instruction to
4 allocate the funding provided in this subsection. Allocation of this
5 money to school districts shall be based on the number of petitions
6 filed. This funding includes amounts school districts may expend on
7 the cost of serving petitions filed under RCW 28A.225.030 by certified
8 mail or by personal service or for the performance of service of
9 process for any hearing associated with RCW 28A.225.030.

10 (3)(a) \$1,640,000 of the general fund--state appropriation for
11 fiscal year 2008, \$1,641,000 of the general fund--state appropriation
12 for fiscal year 2009, \$6,612,000 of the public safety and education
13 account--state appropriation for fiscal year 2008, and \$6,612,000 of
14 the public safety and education account--state appropriation for fiscal
15 year 2009 are provided solely for distribution to county juvenile court
16 administrators to fund the costs of processing truancy, children in
17 need of services, and at-risk youth petitions. The administrator for
18 the courts, in conjunction with the juvenile court administrators,
19 shall develop an equitable funding distribution formula. The formula
20 shall neither reward counties with higher than average per-petition
21 processing costs nor shall it penalize counties with lower than average
22 per-petition processing costs.

23 (b) Each fiscal year during the 2007-09 fiscal biennium, each
24 county shall report the number of petitions processed and the total
25 actual costs of processing truancy, children in need of services, and
26 at-risk youth petitions. Counties shall submit the reports to the
27 administrator for the courts no later than 45 days after the end of the
28 fiscal year. The administrator for the courts shall electronically
29 transmit this information to the chairs and ranking minority members of
30 the house of representatives appropriations committee and the senate
31 ways and means committee no later than 60 days after a fiscal year
32 ends. These reports are deemed informational in nature and are not for
33 the purpose of distributing funds.

34 (4) The distributions made under this subsection and distributions
35 from the county criminal justice assistance account made pursuant to
36 section 801 of this act constitute appropriate reimbursement for costs
37 for any new programs or increased level of service for purposes of RCW
38 43.135.060.

1 (5) \$325,000 of the general fund--state appropriation for fiscal
2 year 2008 is provided solely for the completion of the juror pay pilot
3 and research project.

4 (6) (~~(\$1,000,000)~~) \$830,000 of the general fund--state
5 appropriation for fiscal year 2008 and (~~(\$1,000,000)~~) \$1,170,000 of the
6 general fund--state appropriation for fiscal year 2009 are provided
7 solely for improving interpreter services at the trial court level.

8 (a) Of these amounts, (~~(\$340,000)~~) \$170,000 for fiscal year 2008
9 (~~(is)~~) and \$170,000 for fiscal year 2009 are provided solely to assist
10 trial courts in developing and implementing language assistance plans.
11 The administrator of the courts, in consultation with the interpreter
12 commission, shall adopt language assistance plan standards consistent
13 with chapters 2.42 and 2.43 RCW. The standards shall include
14 guidelines on local community input, provisions on notifying court
15 users on the right and methods to obtain an interpreter, information on
16 training for judges and court personnel, procedures for identifying and
17 appointing an interpreter, access to translations of commonly used
18 forms, and processes to evaluate the development and implementation of
19 the plan.

20 (b) Of these amounts, \$610,000 for fiscal year 2008 and \$950,000
21 for fiscal year 2009 are provided solely to assist trial courts with
22 interpreter services. In order to be eligible for assistance, a trial
23 court must have completed a language assistance plan consistent with
24 the standards established in (a) of this subsection that is approved by
25 the administrator of the courts and submit the amounts spent annually
26 on interpreter services for fiscal years 2005, 2006, and 2007. The
27 funding in this subsection (b) shall not be used to supplant existing
28 funding and cannot be used for any purpose other than assisting trial
29 courts with interpreter services. At the end of the fiscal year,
30 recipients shall report to the administrator of the court the amount
31 the trial court spent on interpreter services.

32 (c) \$50,000 for fiscal year 2008 and \$50,000 for fiscal year 2009
33 are provided solely to the administrator of the courts for
34 administration of this subsection. By December 1, 2009, the
35 administrator of the courts shall report to the appropriate policy and
36 fiscal committees of the legislature: (i) The number of trial courts
37 in the state that have completed a language assistance plan; (ii) the
38 number of trial courts in the state that have not completed a language

1 assistance plan; (iii) the number of trial courts in the state that
2 received assistance under this subsection, the amount of the
3 assistance, and the amount each trial court spent on interpreter
4 services for fiscal years 2005 through 2008 and fiscal year 2009 to
5 date.

6 (7) \$443,000 of the general fund--state appropriation for fiscal
7 year 2008 and \$543,000 of the general fund--state appropriation for
8 fiscal year 2009 are provided solely for the implementation of Second
9 Substitute Senate Bill No. 5470 (dissolution proceedings). If the bill
10 is not enacted by June 30, 2007, the amounts provided in this
11 subsection shall lapse. Within the amounts provided:

12 (a) \$100,000 of the general fund--state appropriation for fiscal
13 year 2009 is provided solely for developing training materials for the
14 family court liaisons.

15 (b) \$43,000 of the general fund--state appropriation for fiscal
16 year 2008 and \$43,000 of the general fund--state appropriation for
17 fiscal year 2009 are provided solely for reimbursement costs related to
18 the family law handbook;

19 (c) \$350,000 of the general fund--state appropriation for fiscal
20 year 2008 and \$350,000 of the general fund--state appropriation for
21 fiscal year 2009 are provided solely for distribution to counties to
22 provide guardian ad litem services for the indigent for a reduced or
23 waived fee;

24 (d) \$50,000 of the general fund--state appropriation for fiscal
25 year 2008 and \$50,000 of the general fund--state appropriation for
26 fiscal year 2009 are provided solely for implementing the data tracking
27 provisions specified in sections 701 and 702 of Second Substitute
28 Senate Bill No. 5470 (dissolution).

29 (8)(a) \$20,458,000 of the judicial information systems account--
30 state appropriation is provided solely for the development and
31 implementation of the core case management system. In expending the
32 funds provided within this subsection, the following conditions must
33 first be satisfied before any subsequent funds may be expended:

34 (i) Completion of feasibility studies detailing linkages between
35 the objectives of the core case management system and the following:
36 The technology efforts required and the impacts of the new investments
37 on existing infrastructure and business functions, including the
38 estimated fiscal impacts to the judicial information systems account

1 and the near general fund accounts; the alignment of critical system
2 requirements of varying size courts at the municipal, district, and
3 superior court level with their respective proposed business processes
4 resulting from business process engineering, and detail on the costs
5 and other impacts to the courts for providing critical business
6 requirements not addressed by new common business processes; the
7 specific requirements and business process needs of state agencies
8 dependent on data exchange with the judicial information system; and
9 the results from a proof of implementation phase; and

10 (ii) Discussion with and presentation to the department of
11 information systems and the information services board regarding the
12 impact on the state agencies dependent on successful data exchange with
13 the judicial information system and the results of the feasibility
14 studies.

15 (b) The judicial information systems committee shall provide
16 quarterly updates to the appropriate committees of the legislature and
17 the department of information systems on the status of implementation
18 of the core case management system.

19 (c) The legislature respectfully requests the judicial information
20 systems committee invite representatives from the state agencies
21 dependent on successful data exchange to their regular meetings for
22 consultation as nonvoting members.

23 ~~((+10+))~~ (9) \$534,000 of the general fund--state appropriation for
24 fiscal year 2008 and \$949,000 of the general fund--state appropriation
25 for fiscal year 2009 are provided solely for Substitute Senate Bill No.
26 5320 (public guardianship office). If the bill is not enacted by June
27 30, 2007, the amounts provided in this subsection shall lapse.

28 (10) \$29,000 of the general fund--state appropriation for fiscal
29 year 2008 and \$102,000 of the general fund--state appropriation for
30 fiscal year 2009 are provided solely for the twenty-third superior
31 court judge position in Pierce county. The funds appropriated in this
32 subsection shall be expended only if the judge is appointed and serving
33 on the bench.

34 (11) \$800,000 of the general fund--state appropriation for fiscal
35 year 2009 is provided solely to implement Second Substitute House Bill
36 No. 2822 (family and juvenile court). If the bill is not enacted by
37 June 30, 2008, the amount provided in this subsection shall lapse.

1 office. The office may consult with the administrator for the courts,
2 the office of financial management, and the legislative evaluation and
3 accountability program committee for guidance in adjusting its
4 accounting records.

5 (4) \$235,000 of the general fund--state appropriation for fiscal
6 year 2009 is provided solely to implement sections 2 and 3 of Engrossed
7 Second Substitute House Bill No. 3205 (child long-term well-being). If
8 the bill is not enacted by June 30, 2008, the amount provided in this
9 subsection shall lapse.

10 **Sec. 114.** 2007 c 522 s 116 (uncodified) is amended to read as
11 follows:

12 **FOR THE OFFICE OF THE GOVERNOR**

| | | |
|----|---|-------------------------------|
| 13 | General Fund--State Appropriation (FY 2008) | ((\$6,614,000)) |
| 14 | | <u>\$6,615,000</u> |
| 15 | General Fund--State Appropriation (FY 2009) | ((\$6,758,000)) |
| 16 | | <u>\$6,959,000</u> |
| 17 | ((General Fund--Federal Appropriation | \$35,000)) |
| 18 | Economic Development Strategic Reserve Account--State | |
| 19 | Appropriation | ((\$4,000,000)) |
| 20 | | <u>\$6,000,000</u> |
| 21 | Oil Spill Prevention Account--State Appropriation | \$715,000 |
| 22 | TOTAL APPROPRIATION | ((\$18,122,000)) |
| 23 | | <u>\$20,289,000</u> |

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

26 (1) \$250,000 of the general fund--state appropriation for fiscal
27 year 2008 and \$250,000 of the general fund--state appropriation for
28 fiscal year 2009 are provided solely for the implementation of
29 Substitute Senate Bill No. 5224 (salmon office). If the bill is not
30 enacted by June 30, 2007, the amounts provided in this subsection shall
31 lapse.

32 (2) \$25,000 of the general fund--state appropriation for fiscal
33 year 2009 is provided solely for the implementation of Senate Bill No.
34 6313 (disability history). If the bill is not enacted by June 30,
35 2008, the amount provided in this subsection shall lapse.

36 (3) \$2,000,000 of the economic development and strategic reserve

1 account--state appropriation for fiscal year 2009 is provided solely to
2 provide support and assistance to victims of the December 2007 storms
3 and floods in Chehalis and Centralia.

4 **Sec. 115.** 2007 c 522 s 117 (uncodified) is amended to read as
5 follows:

6 **FOR THE LIEUTENANT GOVERNOR**

| | | |
|----|---|------------------------------|
| 7 | General Fund--State Appropriation (FY 2008) | \$798,000 |
| 8 | General Fund--State Appropriation (FY 2009) | ((\$837,000)) |
| 9 | | <u>\$821,000</u> |
| 10 | General Fund--Private/Local Appropriation | \$90,000 |
| 11 | TOTAL APPROPRIATION | ((\$1,725,000)) |
| 12 | | <u>\$1,709,000</u> |

13 **Sec. 116.** 2007 c 522 s 118 (uncodified) is amended to read as
14 follows:

15 **FOR THE PUBLIC DISCLOSURE COMMISSION**

| | | |
|----|---|------------------------------|
| 16 | General Fund--State Appropriation (FY 2008) | \$2,546,000 |
| 17 | General Fund--State Appropriation (FY 2009) | ((\$2,499,000)) |
| 18 | | <u>\$2,448,000</u> |
| 19 | TOTAL APPROPRIATION | ((\$5,045,000)) |
| 20 | | <u>\$4,994,000</u> |

21 The appropriations in this section are subject to the following
22 conditions and limitations: \$100,000 of the general fund--state
23 appropriation for fiscal year 2008 is for a feasibility study to
24 determine the cost of designing, developing, implementing, and
25 maintaining: (a) Software or other applications to accommodate
26 electronic filing by lobbyists reporting under RCW 42.17.150 and
27 42.17.170, by lobbyist employers reporting under RCW 42.17.180, and by
28 public agencies reporting under RCW 42.17.190; (b) a database and query
29 system that results in data that is readily available to the public for
30 review and analysis and that is compatible with current computer
31 architecture, technology, and operating systems, including but not
32 limited to Windows and Apple operating systems. The commission shall
33 contract for the feasibility study and consult with the department of
34 information services. The study may include other elements, as
35 determined by the commission, that promote public access to information

1 about lobbying activity reportable under chapter 42.17 RCW. The study
2 shall be provided to the legislature by January 2008.

3 **Sec. 117.** 2007 c 522 s 119 (uncodified) is amended to read as
4 follows:

5 **FOR THE SECRETARY OF STATE**

| | | |
|----|---|--------------------------------|
| 6 | General Fund--State Appropriation (FY 2008) | ((\$32,941,000)) |
| 7 | | <u>\$33,863,000</u> |
| 8 | General Fund--State Appropriation (FY 2009) | ((\$21,774,000)) |
| 9 | | <u>\$21,816,000</u> |
| 10 | General Fund--Federal Appropriation | ((\$7,312,000)) |
| 11 | | <u>\$7,279,000</u> |
| 12 | General Fund--Private/Local Appropriation | ((\$134,000)) |
| 13 | | <u>\$132,000</u> |
| 14 | Archives and Records Management Account--State | |
| 15 | Appropriation | ((\$8,390,000)) |
| 16 | | <u>\$8,339,000</u> |
| 17 | Department of Personnel Service Account--State | |
| 18 | Appropriation | ((\$768,000)) |
| 19 | | <u>\$760,000</u> |
| 20 | Local Government Archives Account--State | |
| 21 | Appropriation | ((\$13,791,000)) |
| 22 | | <u>\$15,344,000</u> |
| 23 | Election Account--Federal Appropriation | ((\$39,103,000)) |
| 24 | | <u>\$31,511,000</u> |
| 25 | Charitable Organization Education Account--State | |
| 26 | Appropriation | \$122,000 |
| 27 | TOTAL APPROPRIATION | ((\$124,335,000)) |
| 28 | | <u>\$119,166,000</u> |

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

31 (1) ((~~\$13,104,000~~)) \$13,290,000 of the general fund--state
32 appropriation for fiscal year 2008 is provided solely to reimburse
33 counties for the state's share of primary and general election costs
34 and the costs of conducting mandatory recounts on state measures.
35 Counties shall be reimbursed only for those odd-year election costs
36 that the secretary of state validates as eligible for reimbursement.

1 (2) (~~(\$2,421,000)~~) \$2,556,000 of the general fund--state
2 appropriation for fiscal year 2008 and (~~(\$3,893,000)~~) \$3,965,000 of the
3 general fund--state appropriation for fiscal year 2009 are provided
4 solely for the verification of initiative and referendum petitions,
5 maintenance of related voter registration records, and the publication
6 and distribution of the voters and candidates pamphlet.

7 (3) \$125,000 of the general fund--state appropriation for fiscal
8 year 2008 and \$118,000 of the general fund--state appropriation for
9 fiscal year 2009 are provided solely for legal advertising of state
10 measures under RCW 29A.52.330.

11 (4)(a) \$2,465,000 of the general fund--state appropriation for
12 fiscal year 2008 and \$2,501,000 of the general fund--state
13 appropriation for fiscal year 2009 are provided solely for contracting
14 with a nonprofit organization to produce gavel-to-gavel television
15 coverage of state government deliberations and other events of
16 statewide significance during the 2007-09 biennium. The funding level
17 for each year of the contract shall be based on the amount provided in
18 this subsection. The nonprofit organization shall be required to raise
19 contributions or commitments to make contributions, in cash or in kind,
20 in an amount equal to forty percent of the state contribution. The
21 office of the secretary of state may make full or partial payment once
22 all criteria in this subsection have been satisfactorily documented.

23 (b) The legislature finds that the commitment of on-going funding
24 is necessary to ensure continuous, autonomous, and independent coverage
25 of public affairs. For that purpose, the secretary of state shall
26 enter into a contract with the nonprofit organization to provide public
27 affairs coverage.

28 (c) The nonprofit organization shall prepare an annual independent
29 audit, an annual financial statement, and an annual report, including
30 benchmarks that measure the success of the nonprofit organization in
31 meeting the intent of the program.

32 (d) No portion of any amounts disbursed pursuant to this subsection
33 may be used, directly or indirectly, for any of the following purposes:

34 (i) Attempting to influence the passage or defeat of any
35 legislation by the legislature of the state of Washington, by any
36 county, city, town, or other political subdivision of the state of
37 Washington, or by the congress, or the adoption or rejection of any

1 rule, standard, rate, or other legislative enactment of any state
2 agency;

- 3 (ii) Making contributions reportable under chapter 42.17 RCW; or
- 4 (iii) Providing any: (A) Gift; (B) honoraria; or (C) travel,
5 lodging, meals, or entertainment to a public officer or employee.

6 (5) \$45,000 of the general fund--state appropriation for fiscal
7 year 2008 and \$45,000 of the general fund--state appropriation for
8 fiscal year 2009 are provided solely for humanities Washington's "we
9 the people" community conversations program.

10 (6) \$122,000 of the charitable organization education account--
11 state appropriation is provided solely for implementation of Substitute
12 House Bill No. 1777 (charitable organizations). If the bill is not
13 enacted by June 30, 2007, the amount provided in this subsection shall
14 lapse.

15 (7) \$575,000 of the general fund--state appropriation for fiscal
16 year 2008 is provided solely for settlement costs and attorney fees
17 resulting from the resolution of *Washington Association of Churches, et*
18 *al. v. Reed*, United States District Court Western District of
19 Washington at Seattle, Case No. CV06-0726RSM.

20 **Sec. 118.** 2007 c 522 s 120 (uncodified) is amended to read as
21 follows:

22 **FOR THE GOVERNOR'S OFFICE OF INDIAN AFFAIRS**

| | | |
|----|---|------------------------|
| 23 | General Fund--State Appropriation (FY 2008) | \$348,000 |
| 24 | General Fund--State Appropriation (FY 2009) | (\$317,000) |
| 25 | | <u>\$463,000</u> |
| 26 | TOTAL APPROPRIATION | (\$665,000) |
| 27 | | <u>\$811,000</u> |

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

30 (1) The office shall assist the department of personnel on
31 providing the government-to-government training sessions for federal,
32 state, local, and tribal government employees. The training sessions
33 shall cover tribal historical perspectives, legal issues, tribal
34 sovereignty, and tribal governments. Costs of the training sessions
35 shall be recouped through a fee charged to the participants of each
36 session. The department of personnel shall be responsible for all of

1 the administrative aspects of the training, including the billing and
2 collection of the fees for the training.

3 (2) \$150,000 of the general fund--state appropriation for fiscal
4 year 2009 is provided solely for the office to engage a contractor to
5 conduct a detailed analysis of the achievement gap for Native American
6 students; analyze the progress in developing effective government-to-
7 government relations and identification and adoption of curriculum
8 regarding tribal history, culture, and government as provided under RCW
9 28A.345.070; recommend a comprehensive plan for closing the achievement
10 gap pursuant to goals under the federal no child left behind act for
11 all groups of students to meet academic standards by 2014; and identify
12 performance measures to monitor adequate yearly progress. The
13 contractor shall conduct the analysis starting with the call to action
14 paper by the multi-ethnic think tank and as guided by the tribal leader
15 congress on education, the Washington state school directors
16 association, and other appropriate groups. The contractor shall submit
17 a study update by September 15, 2008, and submit a final report by
18 December 30, 2008, to the governor, the superintendent of public
19 instruction, the state board of education, the P-20 council, the basic
20 education finance task force, and the education committees of the
21 legislature.

22 **Sec. 119.** 2007 c 522 s 121 (uncodified) is amended to read as
23 follows:

24 **FOR THE COMMISSION ON ASIAN PACIFIC AMERICAN AFFAIRS**

| | | |
|----|---|------------------------|
| 25 | General Fund--State Appropriation (FY 2008) | \$257,000 |
| 26 | General Fund--State Appropriation (FY 2009) | (\$252,000) |
| 27 | | <u>\$548,000</u> |
| 28 | TOTAL APPROPRIATION | (\$509,000) |
| 29 | | <u>\$805,000</u> |

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

32 (1) \$150,000 of the general fund--state appropriation for fiscal
33 year 2009 is provided solely for the commission to engage a contractor
34 to conduct a detailed analysis of the achievement gap for Asian
35 American students; recommend a comprehensive plan for closing the
36 achievement gap pursuant to goals under the federal no child left
37 behind act for all groups of students to meet academic standards by

1 2014; and identify performance measures to monitor adequate yearly
2 progress. The contractor shall conduct the analysis starting with the
3 call to action paper by the multi-ethnic think tank and as guided by
4 the former members of the Asian Pacific Islander American think tank
5 and other appropriate groups. The contractor shall submit a study
6 update by September 15, 2008, and submit a final report by December 30,
7 2008, to the governor, the superintendent of public instruction, the
8 state board of education, the P-20 council, the basic education finance
9 task force, and the education committees of the legislature.

10 (2) \$150,000 of the general fund--state appropriation for fiscal
11 year 2009 is provided solely for the commission to engage a contractor
12 to conduct a detailed analysis of the achievement gap for Pacific
13 Islander American students; recommend a comprehensive plan for closing
14 the achievement gap pursuant to goals under the federal no child left
15 behind act for all groups of students to meet academic standards by
16 2014; and identify performance measures to monitor adequate yearly
17 progress. The contractor shall conduct the analysis starting with the
18 call to action paper by the multi-ethnic think tank and as guided by
19 the former members of the Asian Pacific Islander American think tank
20 and other appropriate groups. The contractor shall submit a study
21 update by September 15, 2008, and submit a final report by December 30,
22 2008, to the governor, the superintendent of public instruction, the
23 state board of education, the P-20 council, the basic education finance
24 task force, and the education committees of the legislature.

25 **Sec. 120.** 2007 c 522 s 122 (uncodified) is amended to read as
26 follows:

27 **FOR THE STATE TREASURER**

28 State Treasurer's Service Account--State

29 Appropriation ((~~\$15,687,000~~))
30 \$15,539,000

31 The appropriation in this section is subject to the following
32 conditions and limitations: \$183,000 of the state treasurer's service
33 account--state appropriation is provided solely for implementation of
34 Engrossed Substitute House Bill No. 1512 (linked deposit program). If
35 the bill is not enacted by June 30, 2007, the amount provided in this
36 subsection shall lapse.

1 bill is not enacted by June 30, 2008, the amount provided in this
2 subsection shall lapse.

3 **Sec. 122.** 2007 c 522 s 124 (uncodified) is amended to read as
4 follows:

5 **FOR THE CITIZENS' COMMISSION ON SALARIES FOR ELECTED OFFICIALS**

| | | |
|----|---|----------------------------|
| 6 | General Fund--State Appropriation (FY 2008) | \$159,000 |
| 7 | General Fund--State Appropriation (FY 2009) | ((\$229,000)) |
| 8 | | <u>\$225,000</u> |
| 9 | TOTAL APPROPRIATION | ((\$388,000)) |
| 10 | | <u>\$384,000</u> |

11 **Sec. 123.** 2007 c 522 s 125 (uncodified) is amended to read as
12 follows:

13 **FOR THE ATTORNEY GENERAL**

| | | |
|----|---|--------------------------------|
| 14 | General Fund--State Appropriation (FY 2008) | ((\$6,250,000)) |
| 15 | | <u>\$6,262,000</u> |
| 16 | General Fund--State Appropriation (FY 2009) | ((\$6,656,000)) |
| 17 | | <u>\$6,973,000</u> |
| 18 | General Fund--Federal Appropriation | ((\$3,951,000)) |
| 19 | | <u>\$3,960,000</u> |
| 20 | Public Safety and Education Account--State | |
| 21 | Appropriation (FY 2008) | \$1,143,000 |
| 22 | Public Safety and Education Account--State | |
| 23 | Appropriation (FY 2009) | ((\$1,199,000)) |
| 24 | | <u>\$1,228,000</u> |
| 25 | New Motor Vehicle Arbitration Account--State | |
| 26 | Appropriation | ((\$1,323,000)) |
| 27 | | <u>\$1,312,000</u> |
| 28 | Legal Services Revolving Account--State | |
| 29 | Appropriation | ((\$224,635,000)) |
| 30 | | <u>\$229,849,000</u> |
| 31 | Tobacco Prevention and Control Account--State | |
| 32 | Appropriation | \$270,000 |
| 33 | TOTAL APPROPRIATION | ((\$245,427,000)) |
| 34 | | <u>\$250,997,000</u> |

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

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

7 (2) Prior to entering into any negotiated settlement of a claim
8 against the state that exceeds five million dollars, the attorney
9 general shall notify the director of financial management and the
10 chairs of the senate committee on ways and means and the house of
11 representatives committee on appropriations.

12 (3) \$9,446,000 of the legal services revolving account--state
13 appropriation is provided solely for increases in salaries and benefits
14 of assistant attorneys general effective July 1, 2007. This funding is
15 provided solely for increases to address critical recruitment and
16 retention problems, and shall not be used for the performance
17 management program or to fund general administration. The attorney
18 general shall report to the office of financial management and the
19 fiscal committees of the senate and house of representatives by October
20 1, 2008, and provide detailed demographic information regarding
21 assistant attorneys general who received increased salaries and
22 benefits as a result of the appropriation. The report shall include at
23 a minimum information regarding the years of service, division
24 assignment within the attorney general's office, and client agencies
25 represented by assistant attorneys general receiving increased salaries
26 and benefits as a result of the amount provided in this subsection.
27 The report shall include a proposed salary schedule for all assistant
28 attorneys general using the same factors used to determine increased
29 salaries under this section. The report shall also provide initial
30 findings regarding the effect of the increases on recruitment and
31 retention of assistant attorneys general.

32 (4) \$69,000 of the legal services revolving fund--state
33 appropriation is provided solely for Engrossed Substitute Senate Bill
34 No. 6001 (climate change). If the bill is not enacted by June 30, 2007,
35 the amount provided in this subsection shall lapse.

36 (5) \$44,000 of the legal services revolving fund--state
37 appropriation is provided solely for Substitute Senate Bill No. 5972

1 (surface mining reclamation). If the bill is not enacted by June 30,
2 2007, the amount provided in this subsection shall lapse.

3 (6) \$170,000 of the general fund--state appropriation for fiscal
4 year 2009 is provided solely for implementation of Second Substitute
5 House Bill No. 2479 (wireless number disclosure). If the bill is not
6 enacted by June 30, 2008, the amount provided in this subsection shall
7 lapse.

8 (7) \$110,000 of the legal services revolving account--state
9 appropriation is provided solely for implementation of Second
10 Substitute House Bill No. 3274 (port district contracting). If the
11 bill is not enacted by June 30, 2008, the amount provided in this
12 subsection shall lapse.

13 (8) \$346,000 of the legal services revolving account--state
14 appropriation is provided solely for implementation of sections 2 and
15 3 of Engrossed Second Substitute House Bill No. 3205 (child long-term
16 well-being). If the bill is not enacted by June 30, 2008, the amount
17 provided in this subsection shall lapse.

18 (9) \$492,000 of the legal services revolving account--state
19 appropriation is provided solely for implementation of Second
20 Substitute Senate Bill No. 6732 (construction industry). If the bill
21 is not enacted by June 30, 2008, the amount provided in this subsection
22 shall lapse.

23 (10) The agency shall submit a staffing model that supports the
24 need for increased resources due to casework associated with the
25 sexually violent predator population to the office of financial
26 management and the fiscal committees of the legislature by October 31,
27 2008.

28 (11) The attorney general shall deposit to the health services
29 account at least \$680,000 from the cy pres monetary portion of the
30 consent decree in settlement of the consumer protection act litigation
31 against Caremark Rx, LLC (King county superior court cause no. 08-2-
32 06098-5). These moneys shall be expended pursuant to legislative
33 appropriation consistent with the terms of the consent decree.

34 (12) \$100,000 of the general fund--state appropriation for fiscal
35 year 2009 is provided solely for the attorney general to review the
36 implementation of Substitute Senate Bill No. 6385 (real property). At
37 a minimum, the attorney general shall collect data related to the
38 number of actions filed and their disposition. The office shall report

1 its findings and any recommendations for statutory changes to the
2 appropriate committees of the legislature by December 1, 2008. If the
3 bill is not enacted by June 30, 2008, the amount provided in this
4 subsection shall lapse.

5 **Sec. 124.** 2007 c 522 s 126 (uncodified) is amended to read as
6 follows:

7 **FOR THE CASELOAD FORECAST COUNCIL**

| | | |
|----|---|------------------------------|
| 8 | General Fund--State Appropriation (FY 2008) | ((\$756,000)) |
| 9 | | <u>\$815,000</u> |
| 10 | General Fund--State Appropriation (FY 2009) | ((\$781,000)) |
| 11 | | <u>\$793,000</u> |
| 12 | TOTAL APPROPRIATION | ((\$1,537,000)) |
| 13 | | <u>\$1,608,000</u> |

14 **Sec. 125.** 2007 c 522 s 127 (uncodified) is amended to read as
15 follows:

16 **FOR THE DEPARTMENT OF COMMUNITY, TRADE, AND ECONOMIC DEVELOPMENT**

| | | |
|----|---|--------------------------------|
| 17 | General Fund--State Appropriation (FY 2008) | ((\$66,652,000)) |
| 18 | | <u>\$63,420,000</u> |
| 19 | General Fund--State Appropriation (FY 2009) | ((\$67,867,000)) |
| 20 | | <u>\$73,998,000</u> |
| 21 | General Fund--Federal Appropriation | ((\$251,537,000)) |
| 22 | | <u>\$252,994,000</u> |
| 23 | General Fund--Private/Local Appropriation | ((\$14,680,000)) |
| 24 | | <u>\$14,657,000</u> |
| 25 | Public Safety and Education Account--State | |
| 26 | Appropriation (FY 2008) | \$2,775,000 |
| 27 | Public Safety and Education Account--State | |
| 28 | Appropriation (FY 2009) | ((\$2,735,000)) |
| 29 | | <u>\$3,750,000</u> |
| 30 | Public Works Assistance Account--State | |
| 31 | Appropriation | ((\$2,977,000)) |
| 32 | | <u>\$2,956,000</u> |
| 33 | Tourism Promotion and Development Account--State | |
| 34 | Appropriation | \$1,000,000 |
| 35 | Drinking Water Assistance Administrative Account-- | |
| 36 | State Appropriation | ((\$415,000)) |

| | | |
|----|--|--------------------------------|
| 1 | | <u>\$405,000</u> |
| 2 | Lead Paint Account--State Appropriation | ((\$6,000)) |
| 3 | | <u>\$18,000</u> |
| 4 | Building Code Council Account--State Appropriation | ((\$1,180,000)) |
| 5 | | <u>\$1,211,000</u> |
| 6 | Low-Income Weatherization Assistance Account--State | |
| 7 | Appropriation | ((\$8,385,000)) |
| 8 | | <u>\$8,381,000</u> |
| 9 | Violence Reduction and Drug Enforcement Account-- | |
| 10 | State Appropriation (FY 2008) | \$3,644,000 |
| 11 | Violence Reduction and Drug Enforcement Account-- | |
| 12 | State Appropriation (FY 2009) | ((\$3,660,000)) |
| 13 | | <u>\$3,650,000</u> |
| 14 | Community and Economic Development Fee Account--State | |
| 15 | Appropriation | ((\$1,840,000)) |
| 16 | | <u>\$1,837,000</u> |
| 17 | Washington Housing Trust Account--State | |
| 18 | Appropriation | ((\$32,327,000)) |
| 19 | | <u>\$26,777,000</u> |
| 20 | ((Homeless Families Service Account--State | |
| 21 | Appropriation | \$300,000) |
| 22 | Public Facility Construction Loan Revolving | |
| 23 | Account--State Appropriation | ((\$635,000)) |
| 24 | | <u>\$630,000</u> |
| 25 | Affordable Housing Account--State Appropriation | ((\$15,200,000)) |
| 26 | | <u>\$14,650,000</u> |
| 27 | Community Preservation and Development Authority | |
| 28 | Account--State Appropriation | \$350,000 |
| 29 | Home Security Fund Account--State Appropriation | ((\$16,200,000)) |
| 30 | | <u>\$16,700,000</u> |
| 31 | Independent Youth Housing Account--State Appropriation | \$1,000,000 |
| 32 | <u>Administrative Contingency Account--State Appropriation</u> | <u>\$1,800,000</u> |
| 33 | <u>Manufacturing Innovation and Modernization Account--</u> | |
| 34 | <u> State Appropriation</u> | <u>\$306,000</u> |
| 35 | TOTAL APPROPRIATION | ((\$495,365,000)) |
| 36 | | <u>\$496,909,000</u> |

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

1 (1) \$2,838,000 of the general fund--state appropriation for fiscal
2 year 2008 and \$2,838,000 of the general fund--state appropriation for
3 fiscal year 2009 are provided solely for a contract with the Washington
4 technology center for work essential to the mission of the Washington
5 technology center and conducted in partnership with universities. The
6 center shall not pay any increased indirect rate nor increases in other
7 indirect charges above the absolute amount paid during the 1995-97
8 fiscal biennium.

9 (2) \$1,658,000 of the general fund--state appropriation for fiscal
10 year 2008 and \$1,658,000 of the general fund--state appropriation for
11 fiscal year 2009 are provided solely for multijurisdictional drug task
12 forces.

13 (3) \$1,500,000 of the general fund--state appropriation for fiscal
14 year 2008 and \$1,500,000 of the general fund--state appropriation for
15 fiscal year 2009 are provided solely to fund domestic violence legal
16 advocacy.

17 (4) Repayments of outstanding loans granted under RCW 43.63A.600,
18 the mortgage and rental assistance program, shall be remitted to the
19 department, including any current revolving account balances. The
20 department shall ~~((contract with a lender or contract collection agent~~
21 ~~to act as a collection agent of the state. The lender or contract~~
22 ~~collection agent shall collect payments on outstanding loans, and~~
23 ~~deposit them into an interest bearing account. The funds collected~~
24 ~~shall be remitted to the department quarterly. Interest earned in the~~
25 ~~account may be retained by the lender or contract collection agent, and~~
26 ~~shall be considered a fee for processing payments on behalf of the~~
27 ~~state. Repayments of loans granted under this chapter shall be made to~~
28 ~~the lender or contract collection agent as long as the loan is~~
29 ~~outstanding, notwithstanding the repeal of the chapter)) collect~~
30 ~~payments on outstanding loans, and deposit them into the state general~~
31 ~~fund. Repayments of funds owed under the program shall be remitted to~~
32 ~~the department according to the terms included in the original loan~~
33 ~~agreements.~~

34 (5) \$145,000 of the general fund--state appropriation for fiscal
35 year 2008 and \$144,000 of the general fund--state appropriation for
36 fiscal year 2009 are provided to support a task force on human
37 trafficking.

1 (6) \$2,500,000 of the general fund--state appropriation for fiscal
2 year 2008 and \$2,500,000 of the general fund--state appropriation for
3 fiscal year 2009 are provided solely for Second Substitute Senate Bill
4 No. 5092 (associate development organizations). If the bill is not
5 enacted by June 30, 2007, the amounts provided in this subsection shall
6 lapse.

7 (7) \$1,500,000 of the general fund--state appropriation for fiscal
8 year 2008 and \$1,500,000 of the general fund--state appropriation for
9 fiscal year 2009 are provided solely for the community services block
10 grant program.

11 (8) \$70,000 of the general fund--state appropriation for fiscal
12 year 2008 and \$65,000 of the general fund--state appropriation for
13 fiscal year 2009 are provided solely to the department to implement the
14 innovation partnership zone program.

15 (a) The director shall designate innovation partnership zones on
16 the basis of the following criteria:

17 (i) Innovation partnership zones must have three types of
18 institutions operating within their boundaries, or show evidence of
19 planning and local partnerships that will lead to dense concentrations
20 of these institutions:

21 (A) Research capacity in the form of a university or community
22 college fostering commercially valuable research, nonprofit
23 institutions creating commercially applicable innovations, or a
24 national laboratory;

25 (B) Dense proximity of globally competitive firms in a
26 research-based industry or industries or of individual firms with
27 innovation strategies linked to (a)(i) of this subsection. A globally
28 competitive firm may be signified through international organization
29 for standardization 9000 or 1400 certification, or other recognized
30 evidence of international success; and

31 (C) Training capacity either within the zone or readily accessible
32 to the zone. The training capacity requirement may be met by the same
33 institution as the research capacity requirement, to the extent both
34 are associated with an educational institution in the proposed zone;

35 (ii) The support of a local jurisdiction, a research institution,
36 an educational institution, an industry or cluster association, a
37 workforce development council, and an associate development
38 organization, port, or chamber of commerce;

1 (iii) Identifiable boundaries for the zone within which the
2 applicant will concentrate efforts to connect innovative researchers,
3 entrepreneurs, investors, industry associations or clusters, and
4 training providers. The geographic area defined should lend itself to
5 a distinct identity and have the capacity to accommodate firm growth;

6 (iv) The innovation partnership zone shall designate a zone
7 administrator, which must be an economic development council, port,
8 workforce development council, city, or county.

9 (b) By October 1, 2007, and October 1, 2008, the director shall
10 designate innovation partnership zones on the basis of applications
11 that meet the criteria in this subsection, estimated economic impact of
12 the zone, and evidence of forward planning for the zone.

13 (c) If the innovation partnership zone meets the other requirements
14 of the fund sources, then the innovation partnership zone is encouraged
15 to use the local infrastructure financing tool program, the sales and
16 use tax for public facilities in rural counties, the job skills program
17 and other state and local resources to promote zone development.

18 (d) The department shall convene at least one information sharing
19 event for innovation partnership zone administrators and other
20 interested parties.

21 (e) An innovation partnership zone shall provide performance
22 measures as required by the director, including but not limited to
23 private investment measures, job creation measures, and measures of
24 innovation such as licensing of ideas in research institutions,
25 patents, or other recognized measures of innovation.

26 (9) \$430,000 of the general fund--state appropriation for fiscal
27 year 2008 and (~~(\$1,935,000)~~) \$2,200,000 of the general fund--state
28 appropriation for fiscal year 2009 are provided solely for the economic
29 development commission to work with the higher education coordinating
30 board and research institutions to: (a) Develop a plan for recruitment
31 of ten significant entrepreneurial researchers over the next ten years
32 to lead innovation research teams, which plan shall be implemented by
33 the higher education coordinating board; and (b) develop comprehensive
34 entrepreneurial programs at research institutions to accelerate the
35 commercialization process.

36 (10) \$500,000 of the general fund--state appropriation for fiscal
37 year 2008 and \$500,000 of the general fund--state appropriation for
38 fiscal year 2009 are provided solely for a grant to the cascade land

1 conservancy to develop and demonstrate one or more transfer of
2 development rights programs. These programs shall involve the purchase
3 or lease of development rights or conservation easements from family
4 forest landowners facing pressure to convert their lands and who desire
5 to keep their land in active forest management. The grant shall
6 require the conservancy to work in collaboration with family forest
7 landowners and affected local governments, and to submit an interim
8 written progress report to the department by September 15, 2008, and a
9 final report by June 30, 2009. The department shall transmit the
10 reports to the governor and the appropriate committees of the
11 legislature.

12 (11) \$155,000 of the general fund--state appropriation for fiscal
13 year 2008 and \$150,000 of the general fund--state appropriation for
14 fiscal year 2009 are provided solely for Engrossed Second Substitute
15 House Bill No. 1422 (addressing children and families of incarcerated
16 parents). If the bill is not enacted by June 30, 2007, the amounts
17 provided in this subsection shall lapse.

18 (12) \$180,000 of the general fund--state appropriation for fiscal
19 year 2008 and (~~(\$180,000)~~) \$430,000 of the general fund--state
20 appropriation for fiscal year 2009 are provided solely for KCTS public
21 television to support programming in the Spanish language. These funds
22 are intended to support the addition of a bilingual outreach
23 coordinator to serve Latino adults, families and children in western
24 and central Washington; multimedia promotion on Spanish-language media
25 and website integration; the production of targeted public affairs
26 programs that seek to improve education and the quality of life for
27 Latinos; and to establish partnerships with city and county library
28 systems to provide alternative access to the v-me Spanish language
29 channel via the internet.

30 (13) \$1,000,000 of the tourism and promotion account--state
31 appropriation is provided for Substitute House Bill No. 1276 (creating
32 a public/private tourism partnership). Of this amount, \$280,000 is for
33 the department of fish and wildlife's nature tourism infrastructure
34 program; \$450,000 is for marketing the 2010 Olympic games; and \$50,000
35 is for the Washington state games.

36 (~~(+15)~~) (14) \$50,000 of the general fund--state appropriation for
37 fiscal year 2008 and \$50,000 of the general fund--state appropriation
38 for fiscal year 2009 are provided solely for the African chamber of

1 commerce of the Pacific Northwest to support the formation of trade
2 alliances between Washington businesses and African businesses and
3 governments.

4 ~~((16))~~ (15) \$750,000 of the general fund--state appropriation for
5 fiscal year 2008 and \$750,000 of the general fund--state appropriation
6 for fiscal year 2009 are provided solely for the emergency food
7 assistance program.

8 ~~((17) \$500,000 of the general fund--state appropriation for fiscal
9 year 2008 and \$500,000 of the general fund--state appropriation for
10 fiscal year 2009 are provided solely to the department's individual
11 development account program.~~

12 ~~(18))~~ (16) \$80,000 of the general fund--state appropriation for
13 fiscal year 2008 is provided solely for the energy facility site
14 evaluation council to contract for a review of the status of pipeline
15 utility corridor capacity and distribution for natural gas, petroleum
16 and biofuels in southwest Washington. The council shall submit its
17 findings and recommendations to the legislature by December 1, 2007.

18 ~~((19))~~ (17) ~~((\$1,813,000))~~ \$513,000 of the general fund--state
19 appropriation for fiscal year 2008 and ~~((\$1,813,000))~~ \$2,463,000 of the
20 general fund--state appropriation for fiscal year 2009 are provided
21 solely for a pilot program to provide transitional housing assistance
22 to offenders who are reentering the community and are in need of
23 housing as generally described in Engrossed Substitute Senate Bill No.
24 6157 (offender recidivism). The department shall operate the program
25 through grants to eligible organizations as described in RCW
26 43.185.060. A minimum of two programs shall be established in two
27 counties in which community justice centers are located. The pilot
28 programs shall be selected through a request for proposal process in
29 consultation with the department of corrections. The department shall
30 select the pilot sites by January 1, 2008.

- 31 (a) The pilot program shall:
- 32 (i) Be operated in collaboration with the community justice center
33 existing in the location of the pilot site;
 - 34 (ii) Offer transitional supportive housing that includes individual
35 support and mentoring available on an ongoing basis, life skills
36 training, and close working relationships with community justice
37 centers and community corrections officers. Supportive housing

1 services can be provided directly by the housing operator, or in
2 partnership with community-based organizations;

3 (iii) In providing assistance, give priority to offenders who are
4 designated as high risk or high needs as well as those determined not
5 to have a viable release plan by the department of corrections; and

6 (iv) Provide housing assistance for a period of up to twelve months
7 for a participating offender.

8 (b) The department may also use up to twenty percent of the funds
9 in this subsection to support the development of additional supportive
10 housing resources for offenders who are reentering the community.

11 (c) The department shall collaborate with the department of
12 corrections in the design of the program and development of criteria to
13 determine who will qualify for housing assistance, and shall report to
14 the legislature by November 1, 2008, on the number of offenders seeking
15 housing, the number of offenders eligible for housing, the number of
16 offenders who receive the housing, and the number of offenders who
17 commit new crimes while residing in the housing.

18 ~~((+20))~~ (18) \$288,000 of the general fund--state appropriation for
19 fiscal year 2008 is provided solely for community transition
20 coordination networks and county service inventories as generally
21 described in Engrossed Substitute Senate Bill No. 6157 (offender
22 recidivism). Funds are provided for: (a) Grants to counties to
23 inventory services and resources available to assist offenders
24 reentering the community; (b) a grant to the Washington institute for
25 public policy to develop criteria for conducting the inventory; and (c)
26 the department of community, trade, and economic development to assist
27 with the inventory and implement a community transition coordination
28 network pilot program.

29 ~~((+21) \$75,000))~~ (19) \$150,000 of the general fund--state
30 appropriation for fiscal year 2008 ~~((and \$75,000 of the general fund--
31 state appropriation for fiscal year 2009 are))~~ is provided solely for
32 a grant to the center for advanced manufacturing to assist domestic
33 businesses to compete globally.

34 ~~((+22))~~ (20) \$250,000 of the general fund--state appropriation for
35 fiscal year 2008 and \$250,000 of the general fund--state appropriation
36 for fiscal year 2009 are provided solely for a grant to the
37 developmental disabilities council to contract for legal services for

1 individuals with developmental disabilities entering or currently
2 residing in the department of social and health services division of
3 developmental disabilities community protection program.

4 ~~((+23))~~ (21) \$50,000 of the general fund--state appropriation for
5 fiscal year 2008 and \$50,000 of the general fund--state appropriation
6 for fiscal year 2009 are provided solely for a grant to Safe Havens to
7 provide supervised visitation for families affected by domestic
8 violence and abuse.

9 ~~((+24))~~ (22) \$408,000 of the general fund--state appropriation for
10 fiscal year 2008 and \$623,000 of the general fund--state appropriation
11 for fiscal year 2009 are provided solely for grants to county juvenile
12 courts to expand the number of participants in juvenile drug courts
13 consistent with the conclusions of the Washington state institute for
14 public policy evaluation of effective programs to reduce future prison
15 populations.

16 ~~((+25))~~ (23) \$250,000 of the general fund--state appropriation for
17 fiscal year 2008 and \$250,000 of the general fund--state appropriation
18 for fiscal year 2009 are provided solely to implement Second Substitute
19 Senate Bill No. 5652 (microenterprise development), including grants to
20 microenterprise organizations for organizational capacity building and
21 provision of training and technical assistance. If the bill is not
22 enacted by June 30, 2007, the amounts provided in this subsection shall
23 lapse.

24 ~~((+26))~~ (24) \$250,000 of the general fund--state appropriation for
25 fiscal year 2008 and \$250,000 of the general fund--state appropriation
26 for fiscal year 2009 are provided solely to ~~((establish the state
27 economic development commission as an independent state agency
28 consistent with))~~ implement Second Substitute Senate Bill No. 5995
29 (economic development commission). ~~((If the bill is not enacted by
30 June 30, 2007, the amounts provided in this subsection shall lapse.~~

31 ~~(+27))~~ (25) \$150,000 of the general fund--state appropriation for
32 fiscal year 2008 and \$150,000 of the general fund--state appropriation
33 for fiscal year 2009 are provided solely to support international trade
34 fairs.

35 ~~((+28))~~ (26) \$50,000 of the general fund--state appropriation for
36 fiscal year 2008 is provided solely for a study to survey best
37 practices for smart meters/smart grid/smart appliance technology and
38 the range of applications for smart meters around the country. The

1 survey shall include, but is not limited to, utilities using smart
2 meters to: (a) Meter responses to time-of-use pricing, (b) meter
3 savings from direct load control programs, (c) manage operations costs,
4 (d) identify power outages, (e) meter voluntary interruptible power
5 programs, (f) facilitate pay-as-you-go programs, and (g) enhance
6 billing operations. The study will compare the survey results with
7 Washington's electric utility power system including considerations of
8 electricity price variations between peak and off-peak prices, seasonal
9 price variations, forecast demand, conservation goals, seasonal or
10 daily distribution or transmission constraints, etc., to identify the
11 applications where smart meters may provide particular value to either
12 individual consumers, individual Washington electric utility power
13 systems, or the overall electric power grid in Washington, and to
14 meeting state conservation and energy goals. The department shall
15 complete the study and provide a report to the governor and the
16 legislature by December 1, 2007.

17 ~~((+30+)) (27)(a) \$500,000 of the general fund--state appropriation~~
18 ~~for fiscal year ((2008 is provided for a pilot program to provide~~
19 ~~assistance for three jurisdictions to enforce financial fraud and~~
20 ~~identity theft laws. Three pilot enforcement areas shall be~~
21 ~~established on January 1, 2008, two in the two largest counties by~~
22 ~~population west of the crest of the Cascade mountains and one in the~~
23 ~~largest county by population east of the crest of the Cascade~~
24 ~~mountains. Funding received for the purpose of this subsection through~~
25 ~~appropriations, gifts, and grants shall be divided equally between the~~
26 ~~three pilot enforcement areas. This funding is intended to provide for~~
27 ~~additional deputy prosecutors, law enforcement, clerical staff, and~~
28 ~~other support for the prosecution of financial fraud and identity theft~~
29 ~~crimes. The funding shall not be used to supplant existing funding and~~
30 ~~cannot be used for any purpose other than enforcement of financial~~
31 ~~fraud and identity theft laws. Appropriated state funds must be used~~
32 ~~to match gifts and grants of private sector funds for the purposes of~~
33 ~~this subsection, and expenditure of appropriated state funds may not~~
34 ~~exceed expenditure of private funds.~~

35 ~~(b) The department shall appoint a task force in each county with~~
36 ~~a pilot enforcement area. Each task force shall include the following~~
37 ~~members:~~

38 ~~(i) Two members from financial institutions;~~

1 ~~(ii) One member of the Washington association of county~~
2 ~~prosecutors;~~

3 ~~(iii) One member of the Washington association of sheriffs and~~
4 ~~police chiefs;~~

5 ~~(iv) One member of the Washington state association of municipal~~
6 ~~attorneys; and~~

7 ~~(v) One law enforcement officer.~~

8 ~~(c) The task force in each county shall provide advice and~~
9 ~~expertise in order to facilitate the prosecutor's efforts to prosecute~~
10 ~~and reduce the incidence of financial fraud and identity theft crimes,~~
11 ~~including check fraud, chronic unlawful issuance of bank checks,~~
12 ~~embezzlement, credit/debit card fraud, identity theft, forgery,~~
13 ~~counterfeit instruments, organized counterfeit check rings, and~~
14 ~~organized identity theft rings)) 2009 is provided solely for the~~
15 ~~implementation of Second Substitute House Bill No. 1273 (financial~~
16 ~~fraud). If the bill is not enacted by June 30, 2008, the amount~~
17 ~~provided in this subsection shall lapse.~~

18 ~~((+31+))~~ (28) \$125,000 of the general fund--state appropriation for
19 fiscal year 2008 and \$125,000 of the general fund--state appropriation
20 for fiscal year 2009 are provided solely for a grant to Grays Harbor
21 county for activities associated with southwest Washington coastal
22 erosion investigations and demonstrations.

23 ~~((+32+))~~ (29) \$112,000 of the general fund--state appropriation for
24 fiscal year 2008 and \$113,000 of the general fund--state appropriation
25 for fiscal year 2009 are provided solely for a grant to the retired
26 senior volunteer program.

27 ~~((+33+))~~ (30) \$200,000 of the general fund--state appropriation for
28 fiscal year 2008 and \$200,000 of the general fund--state appropriation
29 for fiscal year 2009 are provided solely for a grant to the Benton and
30 Franklin county juvenile and drug courts. The grant is contingent upon
31 the counties providing equivalent matching funds.

32 ~~((+34+))~~ (31) \$50,000 of the general fund--state appropriation for
33 fiscal year 2008 and \$50,000 of the general fund--state appropriation
34 for fiscal year 2009 are provided solely for a grant to the Seattle
35 aquarium for a scholarship program for transportation and admission
36 costs for classrooms with lower incomes, English as second language or
37 special needs.

1 ~~((35))~~ (32) \$256,000 of the general fund--state appropriation for
2 fiscal year 2008 and \$256,000 of the general fund--state appropriation
3 for fiscal year 2009 are provided solely for the long-term care
4 ombudsman program.

5 ~~((36))~~ (33) \$425,000 of the general fund--state appropriation for
6 fiscal year 2008 and \$425,000 of the general fund--state appropriation
7 for fiscal year 2009 are provided solely to the Washington state
8 association of counties for the county training program.

9 ~~((37))~~ (34) \$495,000 of the general fund--state appropriation for
10 fiscal year 2008 and \$495,000 of the general fund--state appropriation
11 for fiscal year 2009 are provided solely to the northwest agriculture
12 business center.

13 ~~((38))~~ (35) ~~(\$200,000)~~ \$40,000 of the general fund
14 appropriation for fiscal year 2008 ~~((is))~~ and \$160,000 of the general
15 fund--state appropriation for fiscal year 2009 are provided solely for
16 a program to build capacity and promote the development of nonprofit
17 community land trust organizations in the state. Funds shall be
18 granted through a competitive process to community land trusts with
19 assets under one million dollars, and these funds shall be used for
20 operating costs, technical assistance, and other eligible capacity
21 building expenses to be determined by the department.

22 ~~((39))~~ (36) \$100,000 of the general fund--state appropriation for
23 fiscal year 2008 and \$100,000 of the general fund--state appropriation
24 for fiscal year 2009 are provided solely to centro latino to provide
25 adult basic education that includes but is not limited to: English as
26 a second language, Spanish literacy training, work-readiness training,
27 citizenship classes, programs to promote school readiness, community
28 education, and entrepreneurial services.

29 ~~((40))~~ (37) \$500,000 of the general fund--state appropriation for
30 fiscal year 2008 and ~~(\$500,000)~~ \$800,000 of the general fund--state
31 appropriation for fiscal year 2009 are provided solely to resolution
32 Washington to build statewide capacity for alternative dispute
33 resolution centers and dispute resolution programs that guarantee that
34 all citizens have access to a low-cost resolution process as an
35 alternative to litigation. Of the fiscal year 2009 funding, \$300,000
36 is to assist the centers in providing mediation services for parties
37 with parenting plan disputes who either (a) are currently involved in

1 dissolution proceedings or (b) completed a dissolution within the past
2 year. The funding provided by this subsection does not constitute
3 state funding to counties for the purposes of RCW 26.09.015(2)(b).

4 ~~((41))~~ (38) \$2,000,000 of the general fund--state appropriation
5 for fiscal year 2008 and \$2,000,000 of the general fund--state
6 appropriation for fiscal year 2009 are provided solely for
7 implementation of Second Substitute House Bill No. 1303 (cleaner
8 energy). Of these amounts, \$487,000 of the general fund--state
9 appropriation for fiscal year 2008 is provided solely as pass-through
10 funding to the department of ecology to conduct the climate advisory
11 team stakeholder process and related staffing, analysis, and public
12 outreach costs. The department shall retain ~~((1,500,000))~~ \$1,013,000
13 for expenditures related to the operations of the energy freedom
14 authority, and the support of the vehicle workgroup and the carbon
15 market stakeholder workgroup and any other activities required of the
16 department by the bill. The department shall enter into interagency
17 agreements with other agencies to implement the bill in the following
18 amounts: (a) \$1,500,000 shall be provided to the climate impacts group
19 at the University of Washington for climate assessments; (b) \$200,000
20 shall be provided to the University of Washington college of forest
21 resources for identification of barriers to using the state's forest
22 resources for fuel production; and (c) \$800,000 shall be provided to
23 the Washington State University for analyzing options for market
24 incentives to encourage biofuels production. If the bill is not
25 enacted by June 30, 2007, the amounts provided in this subsection shall
26 lapse.

27 ~~((42))~~ (39) \$347,000 of the general fund--state appropriation for
28 fiscal year 2008 and \$348,000 of the general fund--state appropriation
29 for fiscal year 2009 are provided solely to Western Washington
30 University to support small business development centers and
31 underserved economic development councils with secondary research
32 services. Of the amounts in this subsection, \$500,000 is intended for
33 research services and shall be divided evenly between 25-50 small
34 business development centers and underserved economic development
35 councils and \$195,000 shall be used to develop infrastructure, training
36 programs, and marketing materials.

37 ~~((43))~~ (40) \$100,000 of the general fund--state appropriation for
38 fiscal year 2008 is provided solely for a study on improving the

1 effectiveness of the growth management act. Topics may include but are
2 not limited to: How best to meet and finance infrastructure and
3 service needs of growing communities; how to provide incentives to
4 accommodate projected growth and protect resource lands and critical
5 areas; and how local governments are prepared to address land use
6 changes associated with climate change.

7 ~~((44))~~ (41) \$75,000 of the general fund--state appropriation for
8 fiscal year 2008 and ~~((75,000))~~ \$175,000 of the general fund--state
9 appropriation for fiscal year 2009 are provided solely to the Poulsbo
10 marine science center.

11 ~~((45))~~ (42) \$1,625,000 of the general fund--state appropriation
12 for fiscal year 2008 and \$1,625,000 of the general fund--state
13 appropriation for fiscal year 2009 are provided solely for operating
14 and capital equipment and facility grants to the following public
15 television and radio stations: KPBX/KSFC, \$863,525; KPLU, \$733,525;
16 KVTI, \$108,550; KDNA, \$29,205; KSER, \$338,325; KNHC, \$146,620; KSPS,
17 \$568,750; and KBTC, \$461,500.

18 ~~((46))~~ (43) \$200,000 of the general fund--state appropriation for
19 fiscal year 2008 and \$200,000 of the general fund--state appropriation
20 for fiscal year 2009 are provided solely for the safe and drug free
21 schools and communities program.

22 ~~((47))~~ (44) \$102,000 of the general fund--state appropriation for
23 fiscal year 2008 and \$103,000 of the general fund--state appropriation
24 for fiscal year 2009 are provided solely for the University of
25 Washington's college of forest resources center for international trade
26 in forest products.

27 ~~((48))~~ (45) \$471,000 of the general fund--state appropriation for
28 fiscal year 2008 and \$471,000 of the general fund--state appropriation
29 for fiscal year 2009 are provided solely as pass-through funding to
30 Walla Walla community college for its water and environmental center.

31 ~~((49))~~ (46) \$65,000 of the general fund--state appropriation for
32 fiscal year 2008 and \$65,000 of the general fund--state appropriation
33 for fiscal year 2009 are provided solely for a contract with a food
34 distribution program for communities in the southwestern portion of the
35 state and for workers impacted by timber and salmon fishing closures
36 and reductions. The department may not charge administrative overhead
37 or expenses to the funds provided in this subsection.

1 ~~((+50+))~~ (47)(a) \$200,000 of the general fund--state appropriation
2 for fiscal year 2008 is provided solely for a study to examine the
3 fiscal health of counties. The study shall address spending and
4 revenues, as well as the demographic, geographic, social, economic, and
5 other factors contributing to or causing financial distress. The study
6 shall also examine the financial efficiencies, cost savings, and
7 improved levels of service that may be gained by authorizing noncharter
8 counties greater flexibility in altering their forms of governance,
9 including consolidating or merging constitutional or statutory
10 functions or structures.

11 (b) The department of community, trade, and economic development
12 may contract or consult with any agency, organization, or other public
13 or private entity as it deems necessary in order to complete the study
14 required under this section. The study may contain options and actions
15 for consideration by the governor and the legislature, but at minimum
16 shall recommend the changes to constitutional and statutory law
17 necessary to provide counties with the legal authority required to
18 implement the changes in governmental structures and functions needed
19 to promote optimum financial efficiency and improved services. The
20 study shall be transmitted to the appropriate committees of the
21 legislature and the governor by December 1, 2007.

22 ~~((+51+))~~ (48) \$2,136,000 of the general fund--state appropriation
23 for fiscal year 2008 and \$2,136,000 of the general fund--state
24 appropriation for fiscal year 2009 are provided solely for the
25 operation and expense of the "closing the achievement gap-flight
26 program" of the Seattle public schools during the 2007-09 biennium.
27 The funds will be used in support of a collaboration model between the
28 Seattle public schools and the community. The primary intent for this
29 program is to close the academic achievement gap for students of color
30 and students in poverty by promoting parent and family involvement and
31 enhancing the social-emotional and the academic support for students.
32 By June 30, 2009, the Seattle public schools will provide and
33 evaluation of the impact of the activities funded on class size,
34 graduation rates, student attendance, student achievement, and closing
35 the achievement gap.

36 ~~((+52+))~~ (49) \$1,000,000 of the general fund--state appropriation
37 for fiscal year 2008 ~~((and))~~, \$1,000,000 of the general fund--state

1 appropriation for fiscal year 2009, and \$200,000 of the public safety
2 and education account--state appropriation for fiscal year 2009 are
3 provided solely for crime victim service centers.

4 ~~((+53+))~~ (50) \$41,000 of the general fund--state appropriation for
5 fiscal year 2008 and \$36,000 of the general fund--state appropriation
6 for fiscal year 2009 are provided solely for House Bill No. 1038
7 (electric transmission lines). If the bill is not enacted by June 30,
8 2007, the amount provided in this subsection shall lapse.

9 ~~((+54+))~~ (51) \$1,000,000 of the independent youth housing account
10 is provided for Second Substitute House Bill No. 1922 (youth housing
11 program). If the bill is not enacted by June 30, 2007, the amount
12 provided in this subsection shall lapse.

13 ~~((+55+))~~ (52) \$227,000 of the general fund--state appropriation for
14 fiscal year 2008 and \$127,000 of the general fund--state appropriation
15 for fiscal year ~~((2008))~~ 2009 are provided solely for Second Substitute
16 House Bill No. 1636 (development rights). If the bill is not enacted
17 by June 30, 2007, the amounts provided in this subsection shall lapse.

18 ~~((+56+))~~ (53) \$35,000 of the general fund--state appropriation for
19 fiscal year 2008 is provided solely for Substitute House Bill No. 1037
20 (electrical transmission). If the bill is not enacted by June 30,
21 2007, the amount provided in this subsection shall lapse.

22 ~~((+57+))~~ (54) \$131,000 of the general fund--state appropriation for
23 fiscal year 2008 ~~((and \$62,000 of the general fund--state appropriation~~
24 ~~for fiscal year 2009 are))~~ is provided solely for Engrossed Second
25 Substitute House Bill No. 1705 (health sciences and services). ~~((If~~
26 ~~the bill is not enacted by June 30, 2007, the amounts provided in this~~
27 ~~subsection shall lapse.~~

28 ~~+58+))~~ (55) \$881,000 of the general fund--state appropriation for
29 fiscal year 2008 and \$882,000 of the general fund--state appropriation
30 for fiscal year 2009 are provided solely for the department to: (a)
31 Work with a statewide asset building coalition to design, implement,
32 and fund a public education and outreach campaign; and (b) initiate,
33 expand, and strengthen community-based asset building coalitions by
34 providing them with technical assistance and grants. The department
35 shall conduct an application process and select at least twelve sites
36 by October 31, 2007. Of the amounts provided in this subsection, no
37 more than 10 percent may be used by the department to administer the

1 technical assistance and grant program. The department shall report to
2 the appropriate committees of the legislature on the status of the
3 grant and technical assistance program by December 1, 2008.

4 ~~((+59+))~~ (56) \$15,200,000 of the affordable housing account--state
5 appropriation and \$16,200,000 of the home security fund account--state
6 appropriation are provided solely for Engrossed Second Substitute House
7 Bill No. 1359 (affordable housing). If the bill is not enacted by June
8 30, 2007, the amounts provided in this subsection shall lapse.

9 ~~((+60+))~~ (57) \$350,000 of the community preservation and
10 development authority account--state appropriation is provided solely
11 for Substitute Senate Bill No. 6156 (development authorities). If this
12 bill is not enacted by June 30, 2007, the amount provided in this
13 subsection shall lapse.

14 (58) \$600,000 of the general fund--state appropriation for fiscal
15 year 2009 is provided solely for distribution to community sexual
16 assault programs by the office of crime victims advocacy for the
17 purpose of enhancing services provided to child victims of sexual abuse
18 and their families. Enhanced services may include expanded hours of
19 medical and legal advocacy, expanded hours of therapy for the child
20 victim, increased support to nonoffending family members, and the
21 development of a standardized child-centered approach to service
22 delivery.

23 (59) \$750,000 of the public safety and education account--state
24 appropriation for fiscal year 2009 is provided solely to the office of
25 crime victims advocacy. These funds shall be contracted with the 39
26 county prosecuting attorneys' offices to support victim-witness
27 services. The funds must be prioritized to ensure a full-time victim-
28 witness coordinator in each county. The office may retain only the
29 amount currently allocated for this activity for administrative costs.

30 (60) \$75,000 of the public safety and education account
31 appropriation for fiscal year 2009 is provided solely for the update of
32 statewide sexual assault victim assistance protocols through a
33 coordinated effort led by the Washington coalition of sexual assault
34 programs.

35 (61) \$2,500,000 of the general fund--state appropriation for fiscal
36 year 2009 is provided solely for the transitional housing operating and
37 rent program.

1 (62) \$500,000 of the general fund--state appropriation for fiscal
2 year 2009 is provided solely for the Airway Heights wastewater
3 treatment plant and is contingent upon a capacity agreement with the
4 Kalispel tribe that precludes the need to build multiple wastewater
5 treatment facilities on the West Plains.

6 (63) \$344,000 of the general fund--state appropriation for fiscal
7 year 2009 is provided solely for the Washington New Americans program
8 to provide naturalization assistance for legal permanent residents who
9 are eligible to become citizens. The department shall conduct a
10 competitive process to contract with an entity to provide this
11 assistance, which shall include, but is not limited to: Curriculum
12 design, counseling, outreach to immigrant communities, application
13 processing and legal screening, and citizenship preparation services.
14 The state funding is contingent upon receipt, by the contractor(s) of
15 at least a twenty-five percent match of nonstate funding. The
16 department and the contractor(s) shall develop performance measures for
17 the program and within sixty days of the close of each fiscal year for
18 which state funding is provided, shall report to the governor and the
19 legislature on the outcome of the program and the performance measures.
20 The department may retain up to five percent of the funds provided in
21 this subsection to administer the competitive process and the contract.
22 It is the intent of the legislature that \$2,000,000 be provided in the
23 2009-11 fiscal biennium to conclude this program.

24 (64) \$40,000 of the general fund--state appropriation for fiscal
25 year 2008 and \$40,000 of the general fund--state appropriation for
26 fiscal year 2009 are provided solely for distribution to the Island
27 county associate development organization and is contingent upon the
28 enactment of, and provides specific funding for, Substitute Senate Bill
29 No. 6195 (definition of rural county for economic development
30 purposes). If the bill is not enacted by June 30, 2008, the amounts
31 provided in this subsection shall lapse.

32 (65) \$150,000 of the general fund--state appropriation for fiscal
33 year 2009 is provided solely for implementation of sections 1 through
34 7 of Engrossed Second Substitute Senate Bill No. 6111 (tidal and wave
35 energy). If these sections of this bill are not enacted by June 30,
36 2008, the amount provided in this subsection shall lapse.

37 (66) \$41,000 of the building code council account--state

1 appropriation is provided solely for implementation of Substitute House
2 Bill No. 2575 (fire sprinkler systems). If the bill is not enacted by
3 June 30, 2008, the amount provided in this subsection shall lapse.

4 (67) \$100,000 of the general fund--state appropriation for fiscal
5 year 2009 is provided solely for implementation of Engrossed Second
6 Substitute House Bill No. 2712 (criminal street gangs). If the bill is
7 not enacted by June 30, 2008, the amount provided in this subsection
8 shall lapse.

9 (68) \$207,000 of the general fund--state appropriation for fiscal
10 year 2009 is provided solely for implementation of Engrossed Second
11 Substitute House Bill No. 2815 (greenhouse gas emissions). The amount
12 provided in this subsection includes \$50,000 for the analysis under
13 section 9(3)(b) of the bill. If the bill is not enacted by June 30,
14 2008, the amount provided in this subsection shall lapse.

15 (69) \$50,000 of the general fund--state appropriation for fiscal
16 year 2009 is provided solely for Substitute House Bill No. 3120
17 (construction tax incentive). If the bill is not enacted by June 30,
18 2008, the amount provided in this subsection shall lapse.

19 (70) \$350,000 of the general fund--state appropriation for fiscal
20 year 2009 is provided solely for Second Substitute Senate Bill No. 6483
21 (local farms and healthy kids). If the bill is not enacted by June 30,
22 2008, the amount provided in this subsection shall lapse.

23 (71) \$134,000 of the general fund--state appropriation for fiscal
24 year 2009 is provided solely for Engrossed Second Substitute House Bill
25 No. 2844 (urban forestry). If the bill is not enacted by June 30,
26 2008, the amount provided in this subsection shall lapse.

27 (72) \$250,000 of the general fund--state appropriation for fiscal
28 year 2009 is provided solely for a grant to the Lucy Lopez center for
29 "the good citizen" bilingual radio programming pilot project.

30 (73) \$400,000 of the general fund--state appropriation for fiscal
31 year 2009 is provided solely for a grant to the pacific science center
32 to support the "Lucy of Laetoli" exhibit.

33 (74) \$100,000 of the general fund--state appropriation for fiscal
34 year 2009 is provided solely for a grant to the local organizing
35 committee of 2008 Skate America to support the international skating
36 union grand prix series at the Everett events center in October, 2008.

37 (75) \$225,000 of the general fund--state appropriation for fiscal
38 year 2009 is provided solely for development of the Lewis county

1 watershed planning and economic development demonstration project. The
2 purpose of the project is to identify lands and resources suitable for
3 economic development within Lewis county and outside of the floodplains
4 of Chehalis and Cowlitz river watersheds. It is the intent of the
5 legislature that \$725,000 to complete this project will be provided in
6 the 2009-11 fiscal biennium.

7 (a) Of this amount, the department shall provide \$75,000 each to
8 the department of fish and wildlife and the department of ecology to
9 develop a watershed characterization and to conduct a local habitat
10 assessment, develop recommendations, and provide technical assistance
11 in support of a demonstration watershed planning and economic
12 development project in Lewis county.

13 (b) \$75,000 of the amount provided in this subsection is provided
14 solely for a grant to Lewis county to fund development of a subarea
15 plan, consistent with the provisions of chapter 36.70A RCW, for rural
16 economic development that is based on the watershed characterization
17 and local habitat assessment funded in (a) of this subsection. The
18 department may retain no more than thirty percent for grant
19 administration and technical assistance.

20 (c) The subarea plan to be funded shall be developed by a broad-
21 based local stakeholder group with state agency technical assistance,
22 and shall include the following:

23 (i) Defined area or areas for future economic development outside
24 the 100-year floodplain. Areas planned for economic development
25 requiring urban levels of service must be designated on the land use
26 map as an urban growth area consistent with RCW 36.70A.110;

27 (ii) Defined area or areas of designated agricultural, forestry,
28 wildlife habitat, and other critical area lands;

29 (iii) Mechanisms to achieve long-term conservation of important
30 aquatic and terrestrial resources in the subarea;

31 (iv) Defined mitigation and restoration areas;

32 (v) Identification of capital facility improvements needed to
33 implement the plan, and a plan to finance such capital facilities
34 within projected funding capacities;

35 (vi) Discussion of the relationship between the plan and other
36 existing, adopted plans and regulations including but not limited to
37 county and city comprehensive plans, as appropriate, critical areas and

1 shoreline regulations, transportation, salmon recovery, watershed, and
2 water resource inventory area plans;

3 (vii) A plan for monitoring and adaptive management; and

4 (viii) Adoption by the local government affected as an amendment to
5 its comprehensive plan pursuant to chapter 36.70A RCW, after review and
6 recommendations on the plan by a broad-based local stakeholder group.

7 (76) \$21,000 of the general fund--state appropriation for fiscal
8 year 2008 and \$54,000 of the general fund--state appropriation for
9 fiscal year 2009 are provided solely for the department to conduct a
10 study of the provision of personal products (nonfoodstuffs) to low
11 income residents of Washington. These items include, but are not
12 limited to, hygiene products, cleaning supplies, and clothing. The
13 study shall include: (a) An assessment of current services, including
14 acquisition, donation, distribution, and delivery of personal products
15 to those in need; (b) compilation of information of similar programs in
16 other states; (c) identification and evaluation of options for
17 improving efficiency of current services and expansion of programs to
18 those not currently served; and (d) recommendations for consideration
19 in the 2009-11 fiscal biennium. The department shall assemble an
20 advisory group to guide the conduct of the study. The department shall
21 provide a report of the study findings to the governor and the
22 appropriate committees of the legislature by December 15, 2008.

23 (77) \$306,000 of the manufacturing innovation and modernization
24 account--state appropriation is provided solely to implement Substitute
25 Senate Bill No. 6510 (manufacturing extension services). \$75,000 of
26 this amount shall be to develop a rural manufacturer export outreach
27 program in collaboration with the small business export finance
28 assistance center and to contract with the center to provide outreach
29 services to rural manufacturing businesses in Washington to inform them
30 of the importance of, and opportunities in, international trade and to
31 inform them of the export assistance programs available to assist these
32 businesses to become exporters. If the bill is not enacted by June 30,
33 2008, the amount provided in this subsection shall lapse.

34 (78) \$120,000 of the general fund--state appropriation for fiscal
35 year 2009 is provided solely for the regional visitor/media pavilion at
36 the 2010 Olympic games in Vancouver, British Columbia.

37 (79) \$200,000 of the general fund--state appropriation for fiscal

1 year 2009 is provided solely for a grant to HistoryLink to develop
2 Alaska-Yukon-Pacific exposition commemoration exhibits and programs.

3 (80) \$126,000 of the general fund--state appropriation for fiscal
4 year 2009 is provided solely for implementation of Engrossed House Bill
5 No. 3142 (rapid response loan program). If the bill is not enacted by
6 June 30, 2008, the amount provided in this subsection shall lapse.

7 (81) \$100,000 of the prostitution prevention and intervention
8 account--nonappropriated is for distribution as grants by the office of
9 crime victims advocacy. The grants shall be prioritized to law
10 enforcement training including law enforcement training regarding the
11 availability of services for minors under chapter 13.32A RCW, community
12 outreach and education and treatment and services to address the
13 problems of minors who have a history of engaging in sexual conduct for
14 a fee or who are victims of commercial sexual abuse of a minor or both,
15 including but not limited to mental health and chemical dependency
16 services, parenting services, housing assistance, education and
17 vocational training, or intensive case management services.

18 (82) \$5,000 of the general fund--state appropriation for fiscal
19 year 2008 and \$20,000 of the general fund--state appropriation for
20 fiscal year 2009 are provided solely for a grant for tourism promotion
21 in Keystone.

22 (83) \$5,000 of the general fund--state appropriation for fiscal
23 year 2008 and \$20,000 of the general fund--state appropriation for
24 fiscal year 2009 are provided solely for a grant for tourism promotion
25 in Port Townsend.

26 (84) \$126,000 of the general fund--state appropriation for fiscal
27 year 2009 is provided solely to implement sections 1 through 13, 43,
28 and 44 of Engrossed Substitute Senate Bill No. 5959 (transitional
29 housing). If these sections of this bill are not enacted by June 30,
30 2008, the amount provided in this subsection shall lapse.

31 (85) \$317,000 of the general fund--state appropriation for fiscal
32 year 2009 is provided solely to implement Engrossed Substitute Senate
33 Bill No. 6580 (climate change), including sections 2 and 3 of the bill.
34 If the bill and sections 2 and 3 are not enacted by June 30, 2008, the
35 amount provided in this subsection shall lapse.

36 **Sec. 126.** 2007 c 522 s 128 (uncodified) is amended to read as
37 follows:

1 **FOR THE ECONOMIC AND REVENUE FORECAST COUNCIL**

| | | |
|---|---|------------------------------|
| 2 | General Fund--State Appropriation (FY 2008) | ((\$608,000)) |
| 3 | | <u>\$726,000</u> |
| 4 | General Fund--State Appropriation (FY 2009) | ((\$631,000)) |
| 5 | | <u>\$827,000</u> |
| 6 | TOTAL APPROPRIATION | ((\$1,239,000)) |
| 7 | | <u>\$1,553,000</u> |

8 The appropriations in this section are subject to the following
9 conditions and limitations: The economic and revenue forecast council,
10 in its quarterly revenue forecasts, shall forecast the total revenue
11 for the state general fund and near general fund, as those funds are
12 determined by the legislative evaluation and accountability program
13 committee.

14 **Sec. 127.** 2007 c 522 s 129 (uncodified) is amended to read as
15 follows:

16 **FOR THE OFFICE OF FINANCIAL MANAGEMENT**

| | | |
|----|---|-------------------------------|
| 17 | General Fund--State Appropriation (FY 2008) | ((\$24,175,000)) |
| 18 | | <u>\$24,110,000</u> |
| 19 | General Fund--State Appropriation (FY 2009) | ((\$23,323,000)) |
| 20 | | <u>\$35,290,000</u> |
| 21 | General Fund--Federal Appropriation | ((\$23,588,000)) |
| 22 | | <u>\$23,934,000</u> |
| 23 | General Fund--Private/Local Appropriation | ((\$1,270,000)) |
| 24 | | <u>\$1,269,000</u> |
| 25 | State Auditing Services Revolving Account--State | |
| 26 | Appropriation | \$25,000 |
| 27 | Violence Reduction and Drug Enforcement Account-- | |
| 28 | State Appropriation (FY 2008) | \$123,000 |
| 29 | Violence Reduction and Drug Enforcement Account-- | |
| 30 | State Appropriation (FY 2009) | \$123,000 |
| 31 | <u>Economic Development Strategic Reserve Account--</u> | |
| 32 | <u>State Appropriation</u> | <u>\$175,000</u> |
| 33 | TOTAL APPROPRIATION | ((\$72,627,000)) |
| 34 | | <u>\$85,049,000</u> |

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

1 (1) (~~(\$75,000)~~) \$33,000 of the general fund--state appropriation
2 for fiscal year 2008 and (~~(\$75,000)~~) \$58,000 of the general fund--state
3 appropriation for fiscal year 2009 are provided for a contract with the
4 Ruckelshaus center to continue the agricultural pilot programs that
5 identify projects to enhance farm income and improve natural resource
6 protection. Specific work will include project outreach and
7 refinement, stakeholder support, staffing the oversight committee,
8 seeking federal and private match funding, and further refining the
9 list of projects to be recommended for funding.

10 (2) (~~(\$175,000)~~) \$155,000 of the general fund--state appropriation
11 for fiscal year 2008 and (~~(\$175,000)~~) \$254,000 of the general fund--
12 state appropriation for fiscal year 2009 are provided for a contract
13 with the Ruckelshaus center to fund "proof-of-concept" model and
14 projects recommended by the oversight committee, as provided in
15 subsection (1) of this section.

16 (3) \$580,000 of the general fund--state appropriation for fiscal
17 year 2008 and \$580,000 of the general fund--state appropriation for
18 fiscal year 2009 are provided solely to the association of Washington
19 cities and the Washington state association of counties for improving
20 project permitting and mitigation processes.

21 (4) \$320,000 of the general fund--state appropriation for fiscal
22 year 2008 and \$320,000 of the general fund--state appropriation for
23 fiscal year 2009 are provided solely for the office of regulatory
24 assistance to develop statewide multiagency permits for transportation
25 infrastructure and other projects that integrate local, state, and
26 federal permit requirements and mitigation standards.

27 (5) \$1,050,000 of the general fund--state appropriation for fiscal
28 year 2008 and \$1,050,000 of the general fund--state appropriation for
29 fiscal year 2009 are provided solely to implement Second Substitute
30 Senate Bill No. 5122 (regulatory assistance programs). If the bill is
31 not enacted by June 30, 2007, the amounts provided in this subsection
32 shall lapse.

33 (6) (~~(\$165,000)~~) \$190,000 of the general fund--state appropriation
34 for fiscal year 2008 and (~~(\$115,000)~~) \$90,000 of the general fund--
35 state appropriation for fiscal year 2009 are provided solely (~~for a~~
36 ~~study to develop~~) to implement chapter 139, Laws of 2007 (student
37 transportation funding) which requires development of two options for
38 a new K-12 pupil transportation funding formula. (~~The office of~~

1 ~~financial management shall contract with consultants with expertise in~~
2 ~~both pupil transportation and K-12 finance formulas. The office of~~
3 ~~financial management and the contractors shall consult with the~~
4 ~~legislative fiscal committees and the office of the superintendent of~~
5 ~~public instruction. The office of financial management shall submit a~~
6 ~~final report to the governor, the house of representatives~~
7 ~~appropriations committee, and senate ways and means committee by~~
8 ~~November 15, 2008.)~~)

9 (7) \$175,000 of the general fund--state appropriation for fiscal
10 year 2008 and \$175,000 of the general fund--state appropriation for
11 fiscal year 2009 are provided solely for financial assistance to local
12 government agencies in counties representing populations of fewer than
13 350,000 residents for the acquisition and development of streamlined
14 permitting technology infrastructure through an integrated business
15 portal approach. Grant awards may not exceed \$100,000 per local
16 government agency per fiscal year. The funding must be used to acquire
17 and implement permit tracking systems that can support and are
18 compatible with a multijurisdictional, integrated approach. Prior to
19 granting funds, the office of regulatory assistance shall ensure that
20 the proposed systems and technology are based on open-industry
21 standards, allow for future integration of processes and sharing of
22 data, and are extendable.

23 (8) (~~(\$810,000)~~) \$474,000 of the general fund--state appropriation
24 for fiscal year 2008 and (~~(\$495,000)~~) \$831,000 of the general fund--
25 state appropriation for fiscal year 2009 are provided solely for the
26 implementation of sections 50 through 57 (health resources strategy) of
27 Engrossed Second Substitute Senate Bill No. 5930 (blue ribbon
28 commission on health care). If the bill is not enacted by June 2007,
29 the amounts provided in this subsection shall lapse.

30 (9) \$300,000 of the general fund--state appropriation for fiscal
31 year 2008 and \$54,000 of the general fund--state appropriation for
32 fiscal year 2009 are provided solely to implement section 3 of
33 Substitute Senate Bill No. 5248 (preserving the viability of
34 agricultural lands). Funds are provided for a contract with the
35 Ruckelshaus center to examine conflicts between agriculture activities
36 and critical areas ordinances. If the bill is not enacted by June 30,
37 2007, the amounts provided in this subsection shall lapse.

1 (10) The education data center within the office of financial
2 management may convene a work group to assess the feasibility, costs,
3 and benefits of a higher education data system that uses privacy-
4 protected student-level data.

5 (11) Within the appropriations in this section, specific funding is
6 provided to implement Engrossed Second Substitute House Bill No. 2631
7 (regulatory assistance office).

8 (12) The department shall track all expenditures and FTE
9 utilization in state government related to work on Initiative Measure
10 No. 960 requirements, and shall provide a report to the fiscal
11 committees of the legislature by November 1, 2008.

12 (13) \$250,000 of the general fund--state appropriation for fiscal
13 year 2008 and \$250,000 of the general fund--state appropriation for
14 fiscal year 2009 are provided solely for the office of financial
15 management to establish and provide staff support for the Washington
16 citizens' work group on health care reform, pursuant to Engrossed
17 Substitute Senate Bill No. 6333.

18 (14) \$11,372,000 of the general fund--state appropriation for
19 fiscal year 2009 is provided solely for the development and
20 implementation of the Washington assessment of student learning (WASL)
21 and related activities and is in addition to the funding amounts
22 provided in section 511 of this act. The funding provided in this
23 subsection is subject to the following conditions and limitations: The
24 office of financial management shall develop an interagency agreement
25 with the office of the superintendent of public instruction for the
26 expenditure of these funds based on a quarterly allotment schedule.
27 Before releasing funds to the office of the superintendent of public
28 instruction each quarter, the office of financial management shall
29 ensure compliance with this subsection. Effective with the 2009
30 administration of the Washington assessment of student learning, while
31 maintaining the reliability and validity of the assessment, the office
32 of the superintendent of public instruction shall redesign the
33 assessment in the content areas of reading, mathematics, and science in
34 all grades except high school by shortening test administration,
35 reducing the number of short answer and extended response questions,
36 and potentially decreasing the number of items utilized in the
37 assessment, particularly in grades tested under the requirements of the
38 federal no child left behind act. In selecting and developing the new

1 contractual obligations for the assessment contractor beginning in
2 fiscal year 2009, the office of the superintendent of public
3 instruction shall preserve legislative authority to set the student
4 learning assessment policy and potentially make minor or significant
5 changes to that policy in the future with the least amount of adverse
6 fiscal and other impacts to the state as possible. In doing this, the
7 office of the superintendent of public instruction shall advise and
8 consult with the appropriate policy and fiscal committees of the
9 legislature and the Washington assessment of student learning work
10 group created in this subsection. Within the amounts appropriated in
11 this subsection, a legislative work group on the Washington assessment
12 of student learning is established. The work group will consist of a
13 maximum of nine members. Legislative members shall be appointed by the
14 president of the senate and the speaker of the house of representatives
15 and shall represent the two largest caucuses of both the senate and the
16 house of representatives. The purpose of this work group is to review
17 and evaluate the current assessment system by January 1, 2009, and
18 potentially make recommendations to improve it. Of the amount provided
19 in this section, \$150,000 is provided solely for costs associated with
20 hiring independent technical experts to advise the Washington
21 assessment of student learning work group created in this subsection.

22 (15) Through prior legislation, many state activities that protect
23 the general public by safeguarding health, safety, employees, and
24 consumers are supported by fees assessed on items such as licensing,
25 registration, certification, and inspections. Moreover, higher
26 education, workforce training, and a number of other government
27 services are supported at least in part by fees assessed on those who
28 participate in these programs. Therefore, the office of financial
29 management shall conduct a review and analysis of all fees for which
30 the legislature has delegated to state agencies and institutions of
31 higher education the ability to establish and determine the amount,
32 either upon initial establishment or subsequent increases. Fees, as
33 used in this subsection, has the same meaning as used in RCW
34 43.135.055. The objective of the review and analysis is to document
35 the level of fees paid over the past five years, the cost of those
36 programs over that same time period, and, to the extent available, the
37 effectiveness of the activity in meeting its performance targets. The
38 review and analysis shall include the following information:

1 (a) Information about the program, including the statutory
2 authority for the program, date enacted, and the parties that benefit
3 from the program; and

4 (b) Information about the program fees, including name and
5 description of the fees, the parties that bear the cost of the fees,
6 the methodology for determining the fees, and whether the fees directly
7 fund the program; and

8 (c) Financial related information, including an assessment of the
9 program's fee amount assessed over the past five years, the scope of
10 the program and related costs over the past 5 years, and whether the
11 program's expenditures are subject to appropriation or allotment
12 procedures under chapter 43.88 RCW; and

13 (d) To the extent available, information on the program activities
14 and related performance measures that may assist in assessing the
15 effectiveness of the program in achieving its goals.

16 The office of financial management shall report its findings to the
17 governor and the fiscal committees of the legislature by October 1,
18 2008.

19 **Sec. 128.** 2007 c 522 s 130 (uncodified) is amended to read as
20 follows:

21 **FOR THE OFFICE OF ADMINISTRATIVE HEARINGS**

22 Administrative Hearings Revolving Account--State

23 Appropriation ((~~\$33,037,000~~))
24 \$32,703,000

25 **Sec. 129.** 2007 c 522 s 131 (uncodified) is amended to read as
26 follows:

27 **FOR THE DEPARTMENT OF PERSONNEL**

28 General Fund--State Appropriation (FY 2008) \$96,000

29 Department of Personnel Service Account--State

30 Appropriation ((~~\$30,106,000~~))
31 \$23,618,000

32 Higher Education Personnel Services Account--State

33 Appropriation ((~~\$1,794,000~~))
34 \$1,780,000

35 TOTAL APPROPRIATION ((~~\$31,900,000~~))
36 \$25,494,000

1 The appropriations in this section are subject to the following
2 conditions and limitations: The department shall coordinate with the
3 governor's office of Indian affairs on providing the government-to-
4 government training sessions for federal, state, local, and tribal
5 government employees. The training sessions shall cover tribal
6 historical perspectives, legal issues, tribal sovereignty, and tribal
7 governments. Costs of the training sessions shall be recouped through
8 a fee charged to the participants of each session. The department
9 shall be responsible for all of the administrative aspects of the
10 training, including the billing and collection of the fees for the
11 training.

12 **Sec. 130.** 2007 c 522 s 132 (uncodified) is amended to read as
13 follows:

14 **FOR THE WASHINGTON STATE LOTTERY**

15 Lottery Administrative Account--State

| | |
|----------------------------|-------------------------------|
| 16 Appropriation | ((\$26,382,000)) |
| 17 | <u>\$26,086,000</u> |

18 The appropriation in this section is subject to the following
19 conditions and limitations: The appropriation in this section may not
20 be expended by the Washington state lottery for any purpose associated
21 with a lottery game offered through any interactive electronic device,
22 including the internet.

23 **Sec. 131.** 2007 c 522 s 133 (uncodified) is amended to read as
24 follows:

25 **FOR THE COMMISSION ON HISPANIC AFFAIRS**

| | |
|--|----------------------------|
| 26 General Fund--State Appropriation (FY 2008) | \$261,000 |
| 27 General Fund--State Appropriation (FY 2009) | ((\$276,000)) |
| 28 | <u>\$422,000</u> |
| 29 TOTAL APPROPRIATION | ((\$537,000)) |
| 30 | <u>\$683,000</u> |

31

32 The appropriations in this section are subject to the following
33 conditions and limitations: \$150,000 of the general fund--state
34 appropriation for fiscal year 2009 is provided solely for the
35 commission to engage a contractor to conduct a detailed analysis of the
36 achievement gap for Hispanic students; recommend a comprehensive plan

1 for closing the achievement gap pursuant to goals under the federal no
 2 child left behind act for all groups of students to meet academic
 3 standards by 2014; and identify performance measures to monitor
 4 adequate yearly progress. The contractor shall conduct the analysis
 5 starting with the call to action paper by the multi-ethnic think tank
 6 and as guided by the Latino/a educational achievement project and other
 7 appropriate groups. The contractor shall submit a study update by
 8 September 15, 2008, and submit a final report by December 30, 2008, to
 9 the governor, the superintendent of public instruction, the state board
 10 of education, the P-20 council, the basic education finance task force,
 11 and the education committees of the legislature.

12 **Sec. 132.** 2007 c 522 s 134 (uncodified) is amended to read as
 13 follows:

14 **FOR THE COMMISSION ON AFRICAN-AMERICAN AFFAIRS**

| | | |
|----|---|----------------------------|
| 15 | General Fund--State Appropriation (FY 2008) | \$257,000 |
| 16 | General Fund--State Appropriation (FY 2009) | ((\$266,000)) |
| 17 | | <u>\$262,000</u> |
| 18 | TOTAL APPROPRIATION | ((\$523,000)) |
| 19 | | <u>\$519,000</u> |

20 **Sec. 133.** 2007 c 522 s 135 (uncodified) is amended to read as
 21 follows:

22 **FOR THE DEPARTMENT OF RETIREMENT SYSTEMS--OPERATIONS**

| | | |
|----|---|-------------------------------|
| 23 | General Fund--State Appropriation (FY 2008) | \$200,000 |
| 24 | General Fund--State Appropriation (FY 2009) | \$250,000 |
| 25 | Dependent Care Administrative Account--State | |
| 26 | Appropriation | ((\$448,000)) |
| 27 | | <u>\$237,000</u> |
| 28 | Department of Retirement Systems Expense Account-- | |
| 29 | State Appropriation | ((\$48,885,000)) |
| 30 | | <u>\$48,556,000</u> |
| 31 | TOTAL APPROPRIATION | ((\$49,783,000)) |
| 32 | | <u>\$49,243,000</u> |

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

- 35 (1) \$15,000 of the department of retirement systems expense account

1 appropriation is provided solely to implement Substitute House Bill No.
2 1261 (duty disability service credit). If the bill is not enacted by
3 June 30, 2007, the amount provided in this subsection shall lapse.

4 (2) \$43,000 of the department of retirement systems expense account
5 appropriation is provided solely to implement House Bill No. 1680
6 (emergency medical technician service credit). If the bill is not
7 enacted by June 30, 2007, the amount provided in this subsection shall
8 lapse.

9 (3) \$72,000 of the department of retirement systems expense account
10 appropriation is provided solely to implement Engrossed Substitute
11 House Bill No. 1649 (judges' past service credit purchases). If the
12 bill is not enacted by June 30, 2007, the amount provided in this
13 subsection shall lapse.

14 (4) \$33,000 of the department of retirement systems expense account
15 appropriation is provided solely to implement Substitute House Bill No.
16 1262 (plan 1 post retirement employment). If the bill is not enacted
17 by June 30, 2007, the amount provided in this subsection shall lapse.

18 (5) \$315,000 of the department of retirement systems expense
19 account appropriation is provided solely to implement Engrossed House
20 Bill No. 2391 (gainsharing revisions). If neither bill is enacted by
21 June 30, 2007, the amount provided in this subsection shall lapse.

22 (6) \$12,000 of the department of retirement systems expense
23 account--state appropriation is provided solely to implement Senate
24 Bill No. 5014 (contribution rates). If the bill is not enacted by June
25 30, 2007, the amount provided in this subsection shall lapse.

26 (7) \$17,000 of the department of retirement systems expense
27 account--state appropriation is provided solely to implement Senate
28 Bill No. 5175 (retirement annual increases). If the bill is not
29 enacted by June 30, 2007, the amount provided in this subsection shall
30 lapse.

31 (8) \$200,000 of the general fund--state appropriation for fiscal
32 year 2008 and \$250,000 of the general fund--state appropriation for
33 fiscal year 2009 are provided solely to design a plan for the operation
34 of a universal voluntary retirement accounts program, and then seek
35 approval from the federal internal revenue service to offer the plan to
36 workers and employers in Washington on a tax qualified basis. Features
37 of Washington voluntary retirement accounts plan include a defined
38 contribution plan with a limited pre-selected menu of investment

1 options, administration by the department of retirement systems,
2 investment oversight by the state investment board, tax-deferred
3 payroll deductions, retirement account portability between jobs, and a
4 two-tier system with workplace based individual retirement accounts
5 open to all workers, and a deferred compensation 401(k)-type program or
6 SIMPLE IRA-type program open to all employers who choose to participate
7 for their employees. As part of this process, the director shall
8 consult with the department of financial institutions, the state
9 investment board, private sector retirement plan administrators and
10 providers and other relevant sectors of the financial services
11 industry, organizations promoting increased economic opportunities for
12 individuals, employers, workers, and any other individuals or entities
13 that the director determines relevant to the development of an
14 effective and efficient method for implementing and operating the
15 program. As part of this process, the director shall evaluate the most
16 efficient methods for providing this service and ways to avoid
17 competition with existing private sector vehicles. The director shall
18 undertake the legal and development work to determine how to implement
19 a universal voluntary retirement accounts program, managed through the
20 department of retirement systems directly or by contract. By December
21 1, 2008, the director shall report to the legislature on the program's
22 design and any required changes to state law that are necessary to
23 implement the program.

24 (9) \$81,000 of the department of retirement systems expense
25 account--state appropriation is provided solely for implementation of
26 Engrossed House Bill No. 2887 (judges' service credit purchases). If
27 the bill is not enacted by June 30, 2008, the amount provided in this
28 subsection shall lapse.

29 (10) \$51,000 of the department of retirement systems expense
30 account--state appropriation is provided solely for implementation of
31 House Bill No. 3019 (partial year service credit for school district
32 employees). If the bill is not enacted by June 30, 2008, the amount
33 provided in this subsection shall lapse.

34 (11) \$40,000 of the general fund--state appropriation for fiscal
35 year 2009 is provided solely to contract with a skilled facilitator to
36 mediate discussions to identify and document all outstanding issues
37 related to the funding of retiree medical benefits in the law
38 enforcement officers' and fire fighters' retirement system plan 1 and

1 for staff resources to be used to conduct research in support of this
2 effort. The stakeholder group shall include representatives of retired
3 members of the law enforcement officers' and fire fighters' retirement
4 system plan 1, local government employers, the department of retirement
5 systems, and other groups as deemed necessary by the director of the
6 department of retirement systems.

7 **Sec. 134.** 2007 c 522 s 136 (uncodified) is amended to read as
8 follows:

9 **FOR THE DEPARTMENT OF REVENUE**

| | | |
|----|---|--------------------------------|
| 10 | General Fund--State Appropriation (FY 2008) | ((\$97,793,000)) |
| 11 | | <u>\$98,150,000</u> |
| 12 | General Fund--State Appropriation (FY 2009) | ((\$101,158,000)) |
| 13 | | <u>\$105,951,000</u> |
| 14 | Timber Tax Distribution Account--State | |
| 15 | Appropriation | ((\$5,846,000)) |
| 16 | | <u>\$5,788,000</u> |
| 17 | Waste Reduction/Recycling/Litter Control--State | |
| 18 | Appropriation | ((\$130,000)) |
| 19 | | <u>\$128,000</u> |
| 20 | Waste Tire Removal Account--State Appropriation | \$2,000 |
| 21 | Real Estate Excise Tax Grant Account--State | |
| 22 | Appropriation | \$3,900,000 |
| 23 | State Toxics Control Account--State Appropriation | ((\$88,000)) |
| 24 | | <u>\$87,000</u> |
| 25 | Oil Spill Prevention Account--State Appropriation | \$16,000 |
| 26 | Pension Funding Stabilization Account | |
| 27 | Appropriation | \$2,370,000 |
| 28 | TOTAL APPROPRIATION | ((\$211,303,000)) |
| 29 | | <u>\$216,392,000</u> |

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

32 (1) \$95,000 of the general fund--state appropriation for fiscal
33 year 2008 and \$71,000 of the general fund--state appropriation for
34 fiscal year 2009 are for the implementation of Substitute House Bill
35 No. 1002 (taxation of vessels). If the bill is not enacted by June 30,
36 2007, the amounts in this subsection shall lapse.

1 (2) \$31,000 of the general fund--state appropriation for fiscal
2 year 2008 is for the implementation of Substitute House Bill No. 1891
3 (prescription drugs). If the bill is not enacted by June 30, 2007, the
4 amount in this subsection shall lapse.

5 (3)(a) \$50,000 of the general fund--state appropriation for fiscal
6 year 2008 and \$25,000 of the general fund--state appropriation for
7 fiscal year 2009 are provided solely to conduct a study of the taxation
8 of electronically delivered products. The legislature recognizes that
9 chapter . . . (Engrossed Substitute House Bill No. 1981), Laws of 2007,
10 relates to specific types of electronically delivered products and does
11 not address the taxation of numerous other types of electronically
12 delivered products. Therefore, a policy question remains concerning
13 the sales and use taxation of other electronically delivered products.

14 (b)(i) To perform the study, the department of revenue shall be
15 assisted by a committee. The committee shall include four legislative
16 members appointed as follows:

17 (A) The president of the senate shall appoint one member from each
18 of the two largest caucuses of the senate; and

19 (B) The speaker of the house of representatives shall appoint one
20 member from each of the two largest caucuses of the house of
21 representatives.

22 (ii) The department of revenue shall appoint additional members
23 with balanced representation from different segments of government and
24 industry, and shall consider representation from the following areas:
25 Small and large businesses that generate, deliver, or use
26 electronically delivered products; financial institutions; insurers;
27 persons with expertise in tax law in an academic or private sector
28 setting; and persons experienced in working with computers and
29 electronically delivered products. The department of revenue shall
30 appoint additional members from the department with expertise in the
31 excise taxation of electronically delivered products.

32 (iii) The committee shall choose its chair from among its
33 membership.

34 (iv) The department and committee shall review the following
35 issues: The provision of explicit statutory definitions for
36 electronically delivered products; the current excise tax treatment of
37 electronically delivered products in the state of Washington and other
38 states as well as the tax treatment of these products under the

1 streamlined sales and use tax agreement; the administration, costs, and
2 potential recipients of the tax exemptions provided in chapter . . .
3 (Engrossed Substitute House Bill No. 1981), Laws of 2007; and
4 alternatives to the excise taxation of electronically delivered
5 products.

6 (v) Legislative members of the committee are reimbursed for travel
7 expenses in accordance with RCW 44.04.120. Nonlegislative members of
8 the committee, except those representing an employer or organization,
9 are entitled to be reimbursed for travel expenses in accordance with
10 RCW 43.03.050 and 43.03.060.

11 (c) The department shall report its preliminary findings and
12 recommendations to the appropriate fiscal committees of the legislature
13 by November 30, 2007. The department shall provide the final report of
14 its findings and recommendations to the appropriate fiscal committees
15 of the legislature by September 1, 2008.

16 (4) \$1,250,000 of the general fund--state appropriation for fiscal
17 year 2009 is for the implementation of Engrossed Substitute Senate Bill
18 No. 6809 (working families tax exemption). If the bill is not enacted
19 by June 30, 2008, the amounts in this subsection shall lapse. This
20 subsection does not constitute approval of the exemption under section
21 2, chapter . . . (ESSB 6809), Laws of 2008 or authorize payments of
22 remittances.

23 (5) \$22,000 of the general fund--state appropriation for fiscal
24 year 2009 is for the implementation of Second Substitute House Bill No.
25 3104 (domestic partnerships). If the bill is not enacted by June 30,
26 2008, the amounts in this subsection shall lapse.

27 **Sec. 135.** 2007 c 522 s 137 (uncodified) is amended to read as
28 follows:

29 **FOR THE STATE INVESTMENT BOARD**

30 State Investment Board Expense Account--State
31 Appropriation (~~(\$19,266,000)~~)
32 \$24,333,000

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

35 (1) \$2,500,000 of the state investment board expense account--state
36 appropriation is provided solely for development of an investment data

1 warehouse. This funding is intended to replace existing funding from
2 nonbudgeted funds, with the intent that further expenditures for this
3 project be made only by appropriation.

4 (2) \$1,791,000 of the state investment board expense account is for
5 compensation and incentives for investment officers. Of this amount,
6 \$852,000 is provided solely for implementation of Substitute House Bill
7 No. 3149 (state investment board personnel compensation). The state
8 investment board shall include funding for any future salary increases
9 authorized under RCW 43.33A.100 in the agency's budget request
10 submitted in accordance with chapter 43.88 RCW in advance of granting
11 related salary increases. The biennial salary survey required under
12 RCW 43.33A.100 shall also be provided to the office of financial
13 management and to the fiscal committees of the legislature as part of
14 the state investment board's biennial budget submittal.

15 **Sec. 136.** 2007 c 522 s 138 (uncodified) is amended to read as
16 follows:

17 **FOR THE BOARD OF TAX APPEALS**

| | | |
|----|---|--------------------------|
| 18 | General Fund--State Appropriation (FY 2008) | \$1,502,000 |
| 19 | General Fund--State Appropriation (FY 2009) | (\$1,380,000) |
| 20 | | <u>\$1,354,000</u> |
| 21 | TOTAL APPROPRIATION | (\$2,882,000) |
| 22 | | <u>\$2,856,000</u> |

23 **Sec. 137.** 2007 c 522 s 139 (uncodified) is amended to read as
24 follows:

25 **FOR THE MUNICIPAL RESEARCH COUNCIL**

| | | |
|----|---|--------------------------|
| 26 | County Research Services Account--State Appropriation | \$847,000 |
| 27 | City and Town Research Services--State | |
| 28 | Appropriation | \$4,458,000 |
| 29 | General Fund--State Appropriation (FY 2008) | \$200,000 |
| 30 | General Fund--State Appropriation (FY 2009) | (\$200,000) |
| 31 | | <u>\$225,000</u> |
| 32 | TOTAL APPROPRIATION | (\$5,705,000) |
| 33 | | <u>\$5,730,000</u> |

34
35 The appropriations in this section are subject to the following
36 conditions and limitations: \$25,000 of the general fund--state
37 appropriation for fiscal year 2009 is provided solely for

1 implementation of Substitute House Bill No. 3274 (port district
2 contracting). If the bill is not enacted by June 30, 2008, the amount
3 provided in this subsection shall lapse.

4 **Sec. 138.** 2007 c 522 s 140 (uncodified) is amended to read as
5 follows:

6 **FOR THE OFFICE OF MINORITY AND WOMEN'S BUSINESS ENTERPRISES**
7 OMWBE Enterprises Account--State Appropriation ((~~\$3,650,000~~))
8 \$3,615,000

9 The appropriations in this section are subject to the following
10 conditions and limitations: \$19,000 of the OMWBE enterprise account--
11 state appropriation is provided solely to implement Engrossed
12 Substitute House Bill No. 1512 (linked deposit program). ((~~If the bill~~
13 ~~is not enacted by June 30, 2007, the amount provided in this subsection~~
14 ~~shall lapse.~~))

15 **Sec. 139.** 2007 c 522 s 141 (uncodified) is amended to read as
16 follows:

17 **FOR THE DEPARTMENT OF GENERAL ADMINISTRATION**
18 General Fund--State Appropriation (FY 2008) ((~~\$577,000~~))
19 \$591,000
20 General Fund--State Appropriation (FY 2009) ((~~\$580,000~~))
21 \$590,000
22 General Fund--Federal Appropriation ((~~\$3,655,000~~))
23 \$3,651,000
24 General Administration Service Account--State
25 Appropriation ((~~\$34,951,000~~))
26 \$36,929,000
27 TOTAL APPROPRIATION ((~~\$39,763,000~~))
28 \$41,761,000

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

31 ((~~+2~~)) (1) \$100,000 of the general fund--state appropriation for
32 fiscal year 2008 and \$100,000 of the general fund--state appropriation
33 for fiscal year 2009 are provided solely for the temporary emergency
34 food assistance program.

35 (2) Within the appropriations in this section, specific funding is

1 provided to implement Second Substitute House Bill No. 1332 (affordable
2 housing).

3 (3) \$391,000 of the general administration services account--state
4 appropriation for fiscal year 2009 is provided solely for
5 implementation of costs associated with the planning of agency moves
6 out of the general administration building.

7 (4) The department shall work with the office of financial
8 management to develop a plan that balances revenues and expenditures
9 for each line of business within the general administration services
10 account. State agency rates developed for the 2009-2011 biennium must
11 equitably and reasonably reflect the actual cost of services provided
12 to state agencies including the appropriate allocation of agency
13 overhead costs. By August 31, 2008, the department shall submit to the
14 office of financial management and the fiscal committees of the
15 legislature financial statements for each line of business that shall
16 inform the basis for agency rate development for the forthcoming
17 biennium.

18 (5) The department shall submit a report to the office of financial
19 management and the fiscal committees of the legislature that responds
20 to each of the state auditor's motor pool audit recommendations by
21 August 31, 2008. This report shall consist of recommendations that
22 have been adopted by the department, progress made towards achieving
23 those recommendations not yet completed, and justification for why the
24 department is unable to fulfill any of the recommendations in the
25 report.

26 **Sec. 140.** 2007 c 522 s 142 (uncodified) is amended to read as
27 follows:

28 **FOR THE DEPARTMENT OF INFORMATION SERVICES**

| | | |
|----|---|------------------------------|
| 29 | General Fund--State Appropriation (FY 2008) | ((\$5,102,000)) |
| 30 | | <u>\$2,762,000</u> |
| 31 | General Fund--State Appropriation (FY 2009) | ((\$2,088,000)) |
| 32 | | <u>\$4,623,000</u> |
| 33 | General Fund--Federal Appropriation | ((\$700,000)) |
| 34 | | <u>\$1,920,000</u> |
| 35 | ((Health Services Account--State Appropriation (FY 2008) | \$1,000,000 |
| 36 | Health Services Account--State Appropriation (FY 2009) | \$1,000,000 |
| 37 | Public Safety and Education Account--State | |

| | | |
|---|--|---------------------|
| 1 | Appropriation (FY 2008) | \$695,000 |
| 2 | Public Safety and Education Account--State | |
| 3 | Appropriation (FY 2009) | (((\$705,000)) |
| 4 | | <u>\$698,000</u> |
| 5 | Data Processing Revolving Account--State | |
| 6 | Appropriation | (((\$6,400,000)) |
| 7 | | <u>\$6,377,000</u> |
| 8 | TOTAL APPROPRIATION | (((\$17,690,000)) |
| 9 | | <u>\$17,075,000</u> |

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

12 (1) \$2,340,000 of the general fund--state appropriation for fiscal
13 year ((2008)) 2009 is provided solely to connect eastern state hospital
14 to the integrated hospital information system, which is intended to
15 improve operations and allow greater interactions between the hospital
16 and community clinics, including electronic transmission of inpatient
17 data to outpatient clinics that will provide care following discharge.
18 Connection to this network will allow consultation with specialists and
19 provide access to training for staff. Prior to any purchase of goods
20 or services, a feasibility plan must be approved by the information
21 services board.

22 (2) \$1,250,000 of the general fund--state appropriation for fiscal
23 year 2009 is provided solely to support the operations of the digital
24 learning commons.

25 (3) (((\$1,000,000 of the health services account appropriation for
26 fiscal year 2008 and \$1,000,000 of the health services account
27 appropriation for fiscal year 2009 are provided solely to conduct a
28 pilot project to develop an emergency medical response health
29 management record system. The department shall contract to provide
30 health management record services, such as those developed with
31 patients in Whatcom county, to provide integrated care management that
32 are web services enabled. The record system developed by the pilot
33 project will begin to provide services to emergency medical personnel
34 within two years in at least King, Snohomish, Thurston, and Whatcom
35 counties. The requirements of the pilot project contract shall require
36 the initial development of specific evaluation criteria and a report on
37 the performance of the system according to those criteria no later than
38 June 30, 2009.

1 ~~(4))~~) \$1,012,000 of the general fund--state appropriation for
 2 fiscal year 2008 and \$338,000 of the general fund--state appropriation
 3 for fiscal year 2009 are provided solely for an evaluation of the
 4 information technology infrastructure capacity for institutions
 5 operated by the department of social and health services, department of
 6 veterans affairs, and department of corrections. The evaluation will
 7 detail the status of the participating institutions' infrastructure and
 8 recommend an improvement strategy that includes the use of electronic
 9 medical records. The department shall report back to the appropriate
 10 committees of the legislature on its findings by January 1, 2009.

11 ~~((5))~~) (4) \$250,000 of the general fund--state appropriation for
 12 fiscal year 2008 and \$250,000 of the general fund--state appropriation
 13 for fiscal year 2009 are provided solely for deposit into the data
 14 processing revolving account.

15 (5) \$195,000 of the general fund--state appropriation for fiscal
 16 year 2009 is provided solely for implementation of Engrossed Second
 17 Substitute Senate Bill No. 6438 (internet deployment/adoption),
 18 including sections 1 through 5 of the bill. If the bill is not enacted
 19 by June 30, 2008, the amount provided in this subsection shall lapse.

20 **Sec. 141.** 2007 c 522 s 143 (uncodified) is amended to read as
 21 follows:

22 **FOR THE INSURANCE COMMISSIONER**

| | | |
|----|---|-------------------------------|
| 23 | General Fund--Federal Appropriation | ((\$1,574,000)) |
| 24 | | <u>\$1,564,000</u> |
| 25 | Insurance Commissioners Regulatory Account--State | |
| 26 | Appropriation | ((\$45,340,000)) |
| 27 | | <u>\$45,442,000</u> |
| 28 | TOTAL APPROPRIATION | ((\$46,914,000)) |
| 29 | | <u>\$47,006,000</u> |

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

32 (1) \$464,000 of the insurance commissioners regulatory account--
 33 state appropriation is provided solely for implementation of Engrossed
 34 Substitute Senate Bill No. 5717 (market conduct oversight). If the
 35 bill is not enacted by June 30, 2007, the amount provided in this
 36 subsection shall lapse.

1 (2) \$71,000 of the insurance commissioners regulatory account--
2 state appropriation is provided solely for the implementation of
3 section 17 (reduce health care administrative costs) in accordance with
4 Senate Bill No. 5930 (blue ribbon commission on health care). If the
5 section is not enacted by June 30, 2007, the amount provided in this
6 subsection shall lapse.

7 (3) \$286,000 of the insurance commissioner's regulatory account--
8 state appropriation for fiscal year 2009 is provided solely for the
9 insurance commissioner to convene a work group of health care
10 providers, carriers, and payers, to identify and develop strategies to
11 achieve savings through streamlining administrative requirements and
12 procedures, as recommended in the report submitted pursuant to section
13 17, chapter 259, Laws of 2007. By December 1, 2008, the commissioner
14 shall submit a report to the governor and the legislature that
15 identifies the five highest priority goals for achieving significant
16 efficiencies and reducing health care administrative costs, and a plan
17 to accomplish these goals.

18 **Sec. 142.** 2007 c 522 s 144 (uncodified) is amended to read as
19 follows:

20 **FOR THE BOARD OF ACCOUNTANCY**

| | | |
|----|--|------------------------------|
| 21 | Certified Public Accountants' Account--State | |
| 22 | Appropriation | ((\$2,596,000)) |
| 23 | | <u>\$2,575,000</u> |

24 **Sec. 143.** 2007 c 522 s 146 (uncodified) is amended to read as
25 follows:

26 **FOR THE HORSE RACING COMMISSION**

| | | |
|----|--|------------------------------|
| 27 | Horse Racing Commission Operating Account--State | |
| 28 | Appropriation | ((\$5,499,000)) |
| 29 | | <u>\$5,441,000</u> |

30 The appropriation in this section is subject to the following
31 conditions and limitations: During the 2007-2009 fiscal biennium, the
32 commission may increase license fees in excess of the fiscal growth
33 factor as provided in RCW 43.135.055.

34 **Sec. 144.** 2007 c 522 s 147 (uncodified) is amended to read as
35 follows:

1 reserve officers' administrative account appropriation is provided
2 solely to implement House Bill No. 1475 (additional board members). If
3 the bill is not enacted by June 30, 2007, the amount provided in this
4 subsection shall lapse.

5 **Sec. 146.** 2007 c 522 s 149 (uncodified) is amended to read as
6 follows:

7 **FOR THE UTILITIES AND TRANSPORTATION COMMISSION**

| | |
|---|---------------------------|
| 8 General Fund--State Appropriation (FY 2008) | \$160,000 |
| 9 Public Service Revolving Account--State | |
| 10 Appropriation | (\$31,403,000) |
| 11 | <u>\$31,118,000</u> |
| 12 Pipeline Safety Account--State Appropriation | (\$3,195,000) |
| 13 | <u>\$3,167,000</u> |
| 14 Pipeline Safety Account--Federal Appropriation | \$1,535,000 |
| 15 TOTAL APPROPRIATION | (\$36,293,000) |
| 16 | <u>\$35,980,000</u> |

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

19 (1) In accordance with RCW 81.66.030, it is the policy of the state
20 of Washington that the costs of regulating the companies transporting
21 persons with special needs shall be borne by those companies. For each
22 company or class of companies covered by RCW 81.66.030, the commission
23 shall set fees at levels sufficient to fully cover the cost of
24 supervising and regulating the companies or classes of companies.
25 Pursuant to RCW 43.135.055, during the 2007-2009 fiscal biennium, the
26 commission may increase fees in excess of the fiscal growth factor if
27 the increases are necessary to fully fund the cost of supervision and
28 regulation.

29 (2) In accordance with RCW 81.70.350, it is the policy of the state
30 of Washington that the cost of regulating charter party carrier and
31 excursion service carriers shall be borne by those entities. For each
32 charter party carrier and excursion service carrier covered by RCW
33 81.70.350, the commission shall set fees at levels sufficient to fully
34 cover the cost of supervising and regulating such carriers. Pursuant
35 to RCW 43.135.055, during the 2007-2009 fiscal biennium, the commission
36 may increase fees in excess of the fiscal growth factor if the

1 increases are necessary to fully fund the cost of the program's
2 supervision and regulation.

3 (3) The general fund--state appropriation for fiscal year 2008 is
4 provided solely to conduct a survey to identify factors preventing the
5 widespread availability and use of broadband technologies. The survey
6 must collect and interpret reliable geographic, demographic, cultural,
7 and telecommunications technology information to identify broadband
8 disparities in the state. The commission shall consult appropriate
9 stakeholders in designing the survey. The names and identification
10 data of any person, household, or business participating in the survey
11 are exempt from public disclosure under chapter 42.56 RCW. The
12 commission shall report its finding to the appropriate legislative
13 committees by December 31, 2007.

14 **Sec. 147.** 2007 c 522 s 150 (uncodified) is amended to read as
15 follows:

16 **FOR THE MILITARY DEPARTMENT**

| | | |
|----|---|--------------------------------|
| 17 | General Fund--State Appropriation (FY 2008) | ((\$11,439,000)) |
| 18 | | <u>\$12,430,000</u> |
| 19 | General Fund--State Appropriation (FY 2009) | ((\$11,812,000)) |
| 20 | | <u>\$13,195,000</u> |
| 21 | General Fund--Federal Appropriation | ((\$107,611,000)) |
| 22 | | <u>\$129,336,000</u> |
| 23 | General Fund--Private/Local Appropriation | \$2,000 |
| 24 | Enhanced 911 Account--State Appropriation | ((\$42,114,000)) |
| 25 | | <u>\$42,293,000</u> |
| 26 | Disaster Response Account--State Appropriation | ((\$12,852,000)) |
| 27 | | <u>\$24,454,000</u> |
| 28 | Disaster Response Account--Federal Appropriation | ((\$55,553,000)) |
| 29 | | <u>\$86,757,000</u> |
| 30 | Military Department Rent and Lease Account--State | |
| 31 | Appropriation | ((\$374,000)) |
| 32 | | <u>\$814,000</u> |
| 33 | Worker and Community Right-to-Know Account--State | |
| 34 | Appropriation | ((\$341,000)) |
| 35 | | <u>\$337,000</u> |
| 36 | Nisqually Earthquake Account--State Appropriation | \$556,000 |
| 37 | Nisqually Earthquake Account--Federal Appropriation | \$1,269,000 |

1 TOTAL APPROPRIATION ((~~\$243,923,000~~))
2 \$311,443,000

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

5 (1) ((~~\$12,924,000~~)) \$24,454,000 of the disaster response account--
6 state appropriation and ((~~\$55,769,000~~)) \$86,757,000 of the disaster
7 response account--federal appropriation may be spent only on disasters
8 declared by the governor and with the approval of the office of
9 financial management. The military department shall submit a report
10 quarterly to the office of financial management and the legislative
11 fiscal committees detailing information on the disaster response
12 account, including: (a) The amount and type of deposits into the
13 account; (b) the current available fund balance as of the reporting
14 date; and (c) the projected fund balance at the end of the 2007-2009
15 biennium based on current revenue and expenditure patterns.

16 (2) \$556,000 of the Nisqually earthquake account--state
17 appropriation and \$1,269,000 of the Nisqually earthquake account--
18 federal appropriation are provided solely for response and recovery
19 costs associated with the February 28, 2001, earthquake. The military
20 department shall submit a report quarterly to the office of financial
21 management and the legislative fiscal committees detailing earthquake
22 recovery costs, including: (a) Estimates of total costs; (b)
23 incremental changes from the previous estimate; (c) actual
24 expenditures; (d) estimates of total remaining costs to be paid; and
25 (e) estimates of future payments by biennium. This information shall
26 be displayed by fund, by type of assistance, and by amount paid on
27 behalf of state agencies or local organizations. The military
28 department shall also submit a report quarterly to the office of
29 financial management and the legislative fiscal committees detailing
30 information on the Nisqually earthquake account, including: (a) The
31 amount and type of deposits into the account; (b) the current available
32 fund balance as of the reporting date; and (c) the projected fund
33 balance at the end of the 2007-2009 biennium based on current revenue
34 and expenditure patterns.

35 (3) \$61,000,000 of the general fund--federal appropriation is
36 provided solely for homeland security, subject to the following
37 conditions:

1 (a) Any communications equipment purchased by local jurisdictions
2 or state agencies shall be consistent with standards set by the
3 Washington state interoperability executive committee;

4 (b) This amount shall not be allotted until a spending plan is
5 reviewed by the governor's domestic security advisory group and
6 approved by the office of financial management;

7 (c) The department shall submit a quarterly report to the office of
8 financial management and the legislative fiscal committees detailing
9 the governor's domestic security advisory group recommendations;
10 homeland security revenues and expenditures, including estimates of
11 total federal funding for the state; incremental changes from the
12 previous estimate, planned and actual homeland security expenditures by
13 the state and local governments with this federal funding; and matching
14 or accompanying state or local expenditures; and

15 (d) The department shall submit a report by December 1st of each
16 year to the office of financial management and the legislative fiscal
17 committees detailing homeland security revenues and expenditures for
18 the previous fiscal year by county and legislative district.

19 (4) Within the funds appropriated in this section, the department
20 shall implement Substitute House Bill No. 1507 (uniformed service
21 shared leave).

22 (5) \$1,000,000 of the general fund--state appropriation for fiscal
23 year 2008 and (~~(\$1,000,000)~~) \$1,750,000 of the general fund--state
24 appropriation for fiscal year 2009 are provided solely for the military
25 department to contract with the Washington information network 2-1-1 to
26 operate a statewide 2-1-1 system. The department shall provide the
27 entire amount for 2-1-1 and shall not take any of the funds for
28 administrative purposes.

29 (6) \$200,000 of the enhanced 911 account--state appropriation is
30 provided solely for the department to recommend an appropriate funding
31 mechanism for the implementation of next generation 911. The
32 department shall consult with the utilities and transportation
33 commission, the department of revenue, local governments, and
34 representatives from companies providing telecommunications services in
35 order to complete the report required under this subsection. The
36 department may also consult with other public safety and medical
37 associations in order to complete the study. The department shall
38 submit the report to the finance committee and the technology, energy,

1 and communications committee of the house of representatives, and the
2 ways and means committee and the water, energy, and telecommunications
3 committee of the senate, by December 1, 2008.

4 **Sec. 148.** 2007 c 522 s 151 (uncodified) is amended to read as
5 follows:

6 **FOR THE PUBLIC EMPLOYMENT RELATIONS COMMISSION**

| | | |
|----|---|------------------------------|
| 7 | General Fund--State Appropriation (FY 2008) | ((\$3,246,000)) |
| 8 | | <u>\$3,247,000</u> |
| 9 | General Fund--State Appropriation (FY 2009) | ((\$3,353,000)) |
| 10 | | <u>\$3,296,000</u> |
| 11 | Department of Personnel Service Account--State | |
| 12 | Appropriation | ((\$3,315,000)) |
| 13 | | <u>\$3,287,000</u> |
| 14 | TOTAL APPROPRIATION | ((\$9,914,000)) |
| 15 | | <u>\$9,830,000</u> |

16 The appropriations in this section are subject to the following
17 conditions and limitations: \$112,000 of the general fund--state
18 appropriation for fiscal year 2008 and \$107,000 of the general fund--
19 state appropriation for fiscal year 2009 are provided solely for
20 implementation of Substitute House Bill No. 2361 (higher education
21 exempt employees). If the bill is not enacted by June 30, 2007, the
22 amounts provided in this subsection shall lapse.

23 **Sec. 149.** 2007 c 522 s 152 (uncodified) is amended to read as
24 follows:

25 **FOR THE DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION**

| | | |
|----|---|------------------------------|
| 26 | General Fund--State Appropriation (FY 2008) | ((\$1,087,000)) |
| 27 | | <u>\$1,114,000</u> |
| 28 | General Fund--State Appropriation (FY 2009) | ((\$1,033,000)) |
| 29 | | <u>\$1,755,000</u> |
| 30 | General Fund--Federal Appropriation | ((\$1,651,000)) |
| 31 | | <u>\$1,641,000</u> |
| 32 | General Fund--Private/Local Appropriation | \$14,000 |
| 33 | TOTAL APPROPRIATION | ((\$3,785,000)) |
| 34 | | <u>\$4,524,000</u> |

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

1 (1) \$30,000 of the general fund--state appropriation for fiscal
2 year 2008 and \$30,000 of the general fund--state appropriation for
3 fiscal year 2009 are provided solely to implement Substitute House Bill
4 No. 2115 (heritage barn preservation). If the bill is not enacted by
5 June 30, 2007, the amounts provided in this subsection shall lapse.

6 (2) \$571,000 of the general fund--state appropriation for fiscal
7 year 2009 and \$500,000 of the nonappropriated skeletal human remains
8 assistance account are provided solely for implementation of Engrossed
9 Second Substitute House Bill No. 2624 (human remains). If the bill is
10 not enacted by June 30, 2008, the amounts provided in this subsection
11 shall lapse.

12 (3) \$150,000 of the general fund--state appropriation for fiscal
13 year 2009 is provided solely to conduct a preliminary assessment to
14 determine the feasibility of seeking federal heritage area designation
15 for Washington state's maritime regions. The department shall
16 establish an advisory committee for the study. The department shall
17 submit a report of the preliminary assessment findings to the
18 appropriate policy and fiscal committees of the legislature and to the
19 governor by January 1, 2010.

20 **Sec. 150.** 2007 c 522 s 153 (uncodified) is amended to read as
21 follows:

22 **FOR THE GROWTH MANAGEMENT HEARINGS BOARD**

| | | |
|----|---|------------------------------|
| 23 | General Fund--State Appropriation (FY 2008) | ((\$1,890,000)) |
| 24 | | <u>\$1,893,000</u> |
| 25 | General Fund--State Appropriation (FY 2009) | ((\$1,942,000)) |
| 26 | | <u>\$1,928,000</u> |
| 27 | TOTAL APPROPRIATION | ((\$3,832,000)) |
| 28 | | <u>\$3,821,000</u> |

29 **Sec. 151.** 2007 c 522 s 154 (uncodified) is amended to read as
30 follows:

31 **FOR THE STATE CONVENTION AND TRADE CENTER**

| | | |
|----|--|-------------------------------|
| 32 | State Convention and Trade Center Account--State | |
| 33 | Appropriation | ((\$36,910,000)) |
| 34 | | <u>\$44,773,000</u> |
| 35 | State Convention and Trade Center Operating | |
| 36 | Account--State Appropriation | \$53,750,000 |

1 appropriated under sections 204, 206, 208, and 209 of this act as may
2 be necessary to finance a unified health care plan for the WMIP program
3 enrollment. The WMIP pilot projects shall not exceed a daily
4 enrollment of ~~((13,000))~~ 6,000 persons, nor expand beyond one county,
5 during the 2007-2009 biennium. The amount of funding assigned to the
6 pilot projects from each program may not exceed the average per capita
7 cost assumed in this act for individuals covered by that program,
8 actuarially adjusted for the health condition of persons enrolled in
9 the pilot project, times the number of clients enrolled in the pilot
10 project. In implementing the WMIP pilot projects, the department may:
11 (a) Withhold from calculations of "available resources" as set forth in
12 RCW 71.24.025 a sum equal to the capitated rate for individuals
13 enrolled in the pilots; and (b) employ capitation financing and risk-
14 sharing arrangements in collaboration with health care service
15 contractors licensed by the office of the insurance commissioner and
16 qualified to participate in both the medicaid and medicare programs.
17 The department shall conduct an evaluation of the WMIP, measuring
18 changes in participant health outcomes, changes in patterns of service
19 utilization, participant satisfaction, participant access to services,
20 and the state fiscal impact.

21 (5)(a) The appropriations to the department of social and health
22 services in this act shall be expended for the programs and in the
23 amounts specified in this act. However, after May 1, 2008, unless
24 specifically prohibited by this act, the department may transfer
25 general fund--state appropriations for fiscal year 2008 among programs
26 after approval by the director of financial management. However, the
27 department shall not transfer state moneys that are provided solely for
28 a specified purpose except as expressly provided in (b) of this
29 subsection.

30 (b) To the extent that transfers under (a) of this subsection are
31 insufficient to fund actual expenditures in excess of fiscal year 2008
32 caseload forecasts and utilization assumptions in the medical
33 assistance, long-term care, foster care, adoption support, and child
34 support programs, the department may transfer state moneys that are
35 provided solely for a specified purpose. The department shall not
36 transfer funds, and the director of financial management shall not
37 approve the transfer, unless the transfer is consistent with the
38 objective of conserving, to the maximum extent possible, the

1 expenditure of state funds. The director of financial management shall
2 notify the appropriate fiscal committees of the senate and house of
3 representatives in writing seven days prior to approving any allotment
4 modifications or transfers under this subsection. The written
5 notification shall include a narrative explanation and justification of
6 the changes, along with expenditures and allotments by budget unit and
7 appropriation, both before and after any allotment modifications or
8 transfers.

9 **Sec. 202.** 2007 c 522 s 202 (uncodified) is amended to read as
10 follows:

11 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--CHILDREN AND FAMILY**
12 **SERVICES PROGRAM**

| | | |
|----|--|----------------------------------|
| 13 | General Fund--State Appropriation (FY 2008) | ((\$313,898,000)) |
| 14 | | <u>\$316,353,000</u> |
| 15 | General Fund--State Appropriation (FY 2009) | ((\$327,462,000)) |
| 16 | | <u>\$345,840,000</u> |
| 17 | General Fund--Federal Appropriation | ((\$468,668,000)) |
| 18 | | <u>\$489,938,000</u> |
| 19 | General Fund--Private/Local Appropriation | ((\$500,000)) |
| 20 | | <u>\$2,187,000</u> |
| 21 | Domestic Violence Prevention Account--State | |
| 22 | Appropriation | \$1,000,000 |
| 23 | Public Safety and Education Account--State | |
| 24 | Appropriation (FY 2008) | \$3,251,000 |
| 25 | Public Safety and Education Account--State | |
| 26 | Appropriation (FY 2009) | \$3,254,000 |
| 27 | Violence Reduction and Drug Enforcement Account--State | |
| 28 | Appropriation (FY 2008) | \$2,934,000 |
| 29 | Violence Reduction and Drug Enforcement Account--State | |
| 30 | Appropriation (FY 2009) | \$2,934,000 |
| 31 | Pension Funding Stabilization Account--State | |
| 32 | Appropriation | \$2,298,000 |
| 33 | TOTAL APPROPRIATION | ((\$1,126,199,000)) |
| 34 | | <u>\$1,169,989,000</u> |

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

1 (1) \$3,063,000 of the general fund--state appropriation for fiscal
2 year 2008 and \$3,063,000 of the general fund--state appropriation for
3 fiscal year 2009 are provided solely for the category of services
4 titled "intensive family preservation services."

5 (2) \$945,000 of the general fund--state appropriation for fiscal
6 year 2008 and \$993,000 of the general fund--state appropriation for
7 fiscal year 2009 are provided solely to contract for the operation of
8 one pediatric interim care facility. The facility shall provide
9 residential care for up to seventeen children through two years of age.
10 Seventy-five percent of the children served by the facility must be in
11 need of special care as a result of substance abuse by their mothers.
12 The facility shall also provide on-site training to biological,
13 adoptive, or foster parents. The facility shall provide at least three
14 months of consultation and support to parents accepting placement of
15 children from the facility. The facility may recruit new and current
16 foster and adoptive parents for infants served by the facility. The
17 department shall not require case management as a condition of the
18 contract.

19 (3) \$375,000 of the general fund--state appropriation for fiscal
20 year 2008, \$375,000 of the general fund--state appropriation for fiscal
21 year 2009, and \$322,000 of the general fund--federal appropriation are
22 provided solely for up to three nonfacility-based programs for the
23 training, consultation, support, and recruitment of biological, foster,
24 and adoptive parents of children through age three in need of special
25 care as a result of substance abuse by their mothers, except that each
26 program may serve up to three medically fragile nonsubstance-abuse-
27 affected children. In selecting nonfacility-based programs, preference
28 shall be given to programs whose federal or private funding sources
29 have expired or that have successfully performed under the existing
30 pediatric interim care program.

31 (4) \$125,000 of the general fund--state appropriation for fiscal
32 year 2008 and \$125,000 of the general fund--state appropriation for
33 fiscal year 2009 are provided solely for a foster parent retention
34 program. This program is directed at foster parents caring for
35 children who act out sexually.

36 (5) The providers for the 31 HOPE beds shall be paid a (~~(\$1,000)~~)
37 \$1,020 base payment per bed per month, and reimbursed for the remainder
38 of the bed cost only when the beds are occupied.

1 (6) Within amounts provided for the foster care and adoption
2 support programs, the department shall control reimbursement decisions
3 for foster care and adoption support cases such that the aggregate
4 average cost per case for foster care and for adoption support does not
5 exceed the amounts assumed in the projected caseload expenditures.

6 (7) Within amounts appropriated in this section, priority shall be
7 given to proven intervention models, including evidence-based
8 prevention and early intervention programs identified by the Washington
9 state institute for public policy and the department. The department
10 shall include information on the number, type, and outcomes of the
11 evidence-based programs being implemented in its reports on child
12 welfare reform efforts.

13 (8) \$500,000 of the general fund--state appropriation for fiscal
14 year 2008, \$500,000 of the general fund--state appropriation for fiscal
15 year 2009, and \$429,000 of the general fund--federal appropriation are
16 provided solely to increase services provided through children's
17 advocacy centers.

18 (9) \$50,000 of the general fund--state appropriation for fiscal
19 year 2008 and \$50,000 of the general fund--state appropriation for
20 fiscal year 2009 are provided solely for a street youth program in
21 Spokane.

22 (10) \$41,000 of the general fund--state appropriation for fiscal
23 year 2008, (~~(\$49,000)~~) \$37,000 of the general fund--state appropriation
24 for fiscal year 2009, and (~~(\$41,000)~~) \$34,000 of the general fund--
25 federal appropriation are provided solely for the implementation of
26 Substitute House Bill No. 1472 (child welfare). (~~(If the bill is not~~
27 ~~enacted by June 30, 2007, the amounts provided in this subsection shall~~
28 ~~lapse.))~~)

29 (11) \$858,000 of the general fund--state appropriation for fiscal
30 year 2008, \$809,000 of the general fund--state appropriation for fiscal
31 year 2009, and \$715,000 of the general fund--federal appropriation are
32 provided solely to implement Engrossed Substitute Senate Bill No. 5774
33 (background checks), including sections 6 and 7. If the bill is not
34 enacted by June 30, 2007, the amounts provided in this subsection shall
35 lapse.

36 (12) \$4,962,000 of the general fund--state appropriation for fiscal
37 year 2008, \$4,586,000 of the general fund--state appropriation for

1 fiscal year 2009, and \$9,548,000 of the general fund--federal
2 appropriation are provided solely for development and implementation of
3 a statewide automated child welfare information system.

4 (13) \$126,000 of the general fund--state appropriation for fiscal
5 year 2009 and \$55,000 of the general fund--federal appropriation are
6 provided solely to implement Substitute Senate Bill No. 5321 (child
7 welfare). If the bill is not enacted by June 30, 2007, the amounts
8 provided in this subsection shall lapse.

9 (14) \$707,000 of the general fund--state appropriation for fiscal
10 year 2008, \$680,000 of the general fund--state appropriation for fiscal
11 year 2009, and \$594,000 of the general fund--federal appropriation are
12 provided solely for the implementation of Second Substitute House Bill
13 No. 1334 (child welfare proceedings). If the bill is not enacted by
14 June 30, 2007, the amounts provided in this subsection shall lapse.

15 (15) \$2,237,000 of the general fund--state appropriation for fiscal
16 year 2008, \$2,238,000 of the general fund--state appropriation for
17 fiscal year 2009, and \$1,918,000 of the general fund--federal
18 appropriation are provided solely for the implementation of Substitute
19 House Bill No. 1333 (child welfare). If the bill is not enacted by
20 June 30, 2007, the amounts provided in this subsection shall lapse.

21 (16) \$137,000 of the general fund--state appropriation for fiscal
22 year 2008, \$137,000 of the general fund--state appropriation for fiscal
23 year 2009, and \$118,000 of the general fund--federal appropriation are
24 provided solely for implementation of Substitute House Bill No. 1287
25 (foster children). If the bill is not enacted by June 30, 2007, the
26 amounts provided in this subsection shall lapse.

27 (17) \$50,000 of the general fund--state appropriation for fiscal
28 year 2008 is provided solely for the department to contract with the
29 Washington state institute for public policy to study evidence-based,
30 cost-effective programs and policies to reduce the likelihood of
31 children entering and remaining in the child welfare system, including
32 both prevention and intervention programs. If the department does not
33 receive \$100,000 in matching funds from a private organization for the
34 purpose of conducting this study, the amount provided in this
35 subsection shall lapse. The study shall be completed by April 30,
36 2008. The department shall cooperate with the institute in
37 facilitating access to data in their administrative systems. The board

1 of the Washington state institute for public policy may adjust the due
2 date for this project as necessary to efficiently manage workload.

3 (18) \$103,000 of the general fund--state appropriation for fiscal
4 year 2008, (~~(\$98,000)~~) \$407,000 of the general fund--state
5 appropriation for fiscal year 2009, and (~~(\$201,000)~~) \$48,000 of the
6 general fund--federal appropriation are provided solely for
7 implementation of Engrossed Substitute House Bill No. 1131 (passport to
8 college). This includes funding to develop, implement, and administer
9 a program of educational transition planning for youth in foster care
10 as specified in the bill. If the bill is not enacted by June 30, 2007,
11 the amounts provided in this subsection shall lapse.

12 (19) The department shall continue spending levels for continuum of
13 care in region one at the same level allotted during the 2005-2007
14 biennium.

15 (20) Within the amounts provided, the department shall develop and
16 implement a two-tiered reimbursement rate schedule for children from
17 birth through twenty-four months of age and children twenty-five months
18 of age through age five served by the medicaid treatment child care
19 program. The department shall work in collaboration with contracted
20 providers of the program to develop the rate schedule, taking into
21 consideration such factors as higher staff level and small group size
22 requirements for each age group. The department shall implement the
23 rate schedule no later than January 1, 2008, and neither reimbursement
24 rate in the two-tiered schedule shall be lower than the reimbursement
25 rate level from the 2007 fiscal year.

26 (21) \$60,000 of the general fund--state appropriation for fiscal
27 year 2008, \$20,000 of the general fund--state appropriation for fiscal
28 year 2009, and \$35,000 of the general fund--federal appropriation are
29 provided solely for implementation of Engrossed Substitute House Bill
30 No. 1624 (child welfare). If the bill is not enacted by June 30, 2007,
31 the amounts provided in this subsection shall lapse.

32 (22) \$49,000 of the general fund--state appropriation for fiscal
33 year 2008, \$24,000 of the general fund--state appropriation for fiscal
34 year 2009, and \$35,000 of the general fund--federal appropriation are
35 provided solely for the implementation of chapter 384, Laws of 2007.

36 (23) The department shall work with the exclusive bargaining
37 representative for the children's administration social workers to
38 prioritize social worker tasks and devise methods by which to alleviate

1 from the social workers' workload lower priority tasks. Discussions on
2 methods shall include the use of contracting services and home support
3 specialists. The department and the bargaining representative shall
4 jointly report their efforts to the appropriate committees of the
5 legislature by submitting a progress report no later than July 1, 2008,
6 and a final report by November 15, 2008.

7 (24) \$10,000 of the general fund--state appropriation for fiscal
8 year 2009 is provided solely for the department to contract with the
9 largest nonprofit organization in the state conducting education and
10 outreach on RCW 13.34.360, the safety of newborn children law.

11 (25) \$616,000 of the general fund--state appropriation for fiscal
12 year 2009 and \$184,000 of the general fund--federal appropriation are
13 provided solely to contract with medical professionals for
14 comprehensive safety assessments of high-risk families. The safety
15 assessments will use validated assessment tools to guide intervention
16 decisions through the identification of additional safety and risk
17 factors. \$400,000 of this amount is for comprehensive safety
18 assessments for families receiving in-home child protective services or
19 family voluntary services. \$400,000 of this amount is for
20 comprehensive safety assessments of families with an infant age birth
21 to fifteen days where the infant was, at birth, diagnosed as substance
22 exposed and the department received an intake referral related to the
23 infant due to the substance exposure.

24 (26) \$500,000 of the general fund--state appropriation for fiscal
25 year 2009 is provided solely for a two-year pilot program in Clark
26 county to develop a screening tool to identify reactive attachment
27 disorder in children and provide them with appropriate and recommended
28 intervention services. The pilot shall be open to children receiving
29 services in Clark county from the department's children and family
30 services division. The division shall contract with a provider
31 currently providing services in Clark county to deliver a comprehensive
32 approach to the assessment, diagnosis, and treatment of reactive
33 attachment disorder. The goal of the pilot project is to develop an
34 intake tool and evidence-based intervention services to permit early
35 recognition and treatment of children with reactive attachment disorder
36 served by the department's children and family services division. If
37 the costs of the pilot exceeds the appropriation, the department shall
38 adjust the eligibility of children participating in the pilot to

1 conform to the appropriation and shall promptly notify the fiscal
2 committees of the legislature. It is the intent of the legislature to
3 provide additional resources in fiscal year 2010 for the second year of
4 the pilot project.

5 (27) \$1,100,000 of the general fund--state appropriation for fiscal
6 year 2009 and \$347,000 of the general fund--federal appropriation are
7 provided solely for the hiring of twenty home support specialists, and
8 respective supervisory and support staff, to be concentrated in
9 counties experiencing an increase in dependency filings above the state
10 average. Starting July 1, 2008, the home support specialists shall be
11 allocated to the following field offices: Three to Bellingham, two to
12 Shelton, eight to Spokane, two to Aberdeen, and five to Tacoma. It is
13 the intent of the legislature for these specialists to be placed in
14 addition to current staff and staff being hired under the department's
15 phase-in of social workers provided in the 2007-09 biennial budget.
16 The department shall not use the staff provided in this subsection to
17 supplant existing staff or staff to be phased in according to the 2007-
18 09 biennial budget. The department shall track the following data
19 monthly within each of the field offices receiving the additional
20 support specialists: (a) Number of case-carrying social workers; (b)
21 number of case-carrying home support specialists; (c) date of hires of
22 social workers and home support specialists; (d) number of families
23 receiving services, where no petition for dependency, at risk youth,
24 child in need of services, or truancy has been filed; and (e) number of
25 families receiving services where a dependency petition has been filed.
26 For a minimum of 10 days in February 2009, the department shall use the
27 workload study tool to measure the social worker workload in these five
28 field offices and compare the results to the February 2007 data. The
29 department shall provide the data and its findings to the appropriate
30 committees of the legislature, with a preliminary report by December
31 15, 2008, and a final report by June 15, 2009.

32 (28) \$42,000 of the general fund--state appropriation for fiscal
33 year 2009 and \$29,000 of the general fund--federal appropriation are
34 provided solely for the department to implement Second Substitute
35 Senate Bill No. 6206 (child fatality). If the bill is not enacted by
36 June 30, 2008, the amounts provided in this subsection shall lapse.

37 (29) \$857,000 of the general fund--state appropriation for fiscal
38 year 2009 and \$140,000 of the general fund--federal appropriation are

1 provided solely for implementation of Engrossed Second Substitute House
2 Bill No. 3145 (foster parent licensing). If the bill is not enacted by
3 June 30, 2008, the amounts provided in this subsection shall lapse.

4 (30) \$415,000 of the general fund--state appropriation for fiscal
5 year 2008, \$469,000 of the general fund--state appropriation for fiscal
6 year 2009, and \$264,000 of the general fund--federal appropriation are
7 provided solely for the hiring of staff to expedite the phase-in of the
8 state's policy of a private and individual face-to-face visit each
9 month with children in out-of-home care and in-home dependencies and
10 their caregivers.

11 (31) \$109,000 of the general fund--state appropriation for fiscal
12 year 2009 and \$35,000 of the general fund--federal appropriation are
13 provided solely to implement sections 2 and 3 of Engrossed Second
14 Substitute House Bill No. 3205 (child long-term well-being). If the
15 bill is not enacted by June 30, 2008, the amounts provided in this
16 subsection shall lapse.

17 (32) The appropriations in this section provide specific funds to
18 implement Engrossed Substitute Senate Bill No. 6792 (dependency
19 matters).

20 (33) \$70,000 of the general fund--state appropriation for fiscal
21 year 2009 and \$38,000 of the general fund--federal appropriation are
22 provided solely for implementation of Substitute House Bill No. 2679
23 (students in foster care). If the bill is not enacted by June 30,
24 2008, the amounts provided in this subsection shall lapse.

25 (34) \$585,000 of the general fund--state appropriation for fiscal
26 year 2009 is provided solely for additional contracted educational
27 advocacy coordinators to provide educational assistance to children in
28 foster care.

29 (35) \$812,000 of the general fund--state appropriation for fiscal
30 year 2009 and \$256,000 of the general fund--federal appropriation are
31 provided solely for the department to hire additional staff to perform
32 child health education and tracking screens.

33 (36) \$581,000 of the general fund--state appropriation for fiscal
34 year 2009 and \$319,000 of the general fund--federal appropriation are
35 provided solely for a multidimensional treatment foster care program to
36 recruit foster homes to serve children with high behavioral and
37 emotional needs.

1 (37) \$1,829,000 of the general fund--state appropriation for fiscal
2 year 2009 and \$578,000 of the general fund--federal appropriation are
3 provided solely for the department to contract with nonprofit
4 organizations to facilitate twice-monthly visits between siblings
5 living apart from each other in out-of-home care.

6 **Sec. 203.** 2007 c 522 s 203 (uncodified) is amended to read as
7 follows:

8 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--JUVENILE**
9 **REHABILITATION PROGRAM**

| | | |
|----|--|--------------------------------|
| 10 | General Fund--State Appropriation (FY 2008) | ((\$87,795,000)) |
| 11 | | <u>\$87,822,000</u> |
| 12 | General Fund--State Appropriation (FY 2009) | ((\$91,182,000)) |
| 13 | | <u>\$88,715,000</u> |
| 14 | General Fund--Federal Appropriation | ((\$5,799,000)) |
| 15 | | <u>\$5,662,000</u> |
| 16 | General Fund--Private/Local Appropriation | ((\$1,098,000)) |
| 17 | | <u>\$1,898,000</u> |
| 18 | Reinvesting in Youth--State Appropriation | \$1,414,000 |
| 19 | Washington Auto Theft Prevention Authority Account-- | |
| 20 | State Appropriation | \$171,000 |
| 21 | Violence Reduction and Drug Enforcement Account--State | |
| 22 | Appropriation (FY 2008) | ((\$21,458,000)) |
| 23 | | <u>\$21,975,000</u> |
| 24 | Violence Reduction and Drug Enforcement Account--State | |
| 25 | Appropriation (FY 2009) | ((\$21,568,000)) |
| 26 | | <u>\$22,078,000</u> |
| 27 | Juvenile Accountability Incentive Account--Federal | |
| 28 | Appropriation | \$2,510,000 |
| 29 | Pension Funding Stabilization Account--State | |
| 30 | Appropriation | \$2,200,000 |
| 31 | TOTAL APPROPRIATION | ((\$235,195,000)) |
| 32 | | <u>\$234,445,000</u> |

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

35 (1) \$353,000 of the violence reduction and drug enforcement account
36 appropriation for fiscal year 2008 and \$353,000 of the violence
37 reduction and drug enforcement account appropriation for fiscal year

1 2009 are provided solely for deposit in the county criminal justice
2 assistance account for costs to the criminal justice system associated
3 with the implementation of chapter 338, Laws of 1997 (juvenile code
4 revisions). The amounts provided in this subsection are intended to
5 provide funding for county adult court costs associated with the
6 implementation of chapter 338, Laws of 1997 and shall be distributed in
7 accordance with RCW 82.14.310.

8 (2) \$3,078,000 of the violence reduction and drug enforcement
9 account appropriation and \$500,000 of the general fund--state
10 appropriation for fiscal year 2008 and \$3,078,000 of the violence
11 reduction and drug enforcement account appropriation and \$500,000 of
12 the general fund--state appropriation for fiscal year 2009 are provided
13 solely for the implementation of chapter 338, Laws of 1997 (juvenile
14 code revisions). The amounts provided in this subsection are intended
15 to provide funding for county impacts associated with the
16 implementation of chapter 338, Laws of 1997 and shall be distributed to
17 counties as prescribed in the current consolidated juvenile services
18 (CJS) formula.

19 (3) \$1,030,000 of the general fund--state appropriation and
20 \$2,686,000 of the violence reduction and drug enforcement account
21 appropriation for fiscal year 2008 and \$1,030,000 of the general fund--
22 state appropriation and \$2,686,000 of the violence reduction and drug
23 enforcement account appropriation for fiscal year 2009 are provided
24 solely to implement community juvenile accountability grants pursuant
25 to chapter 338, Laws of 1997 (juvenile code revisions). Funds provided
26 in this subsection may be used solely for community juvenile
27 accountability grants, administration of the grants, and evaluations of
28 programs funded by the grants.

29 (4) \$1,506,000 of the violence reduction and drug enforcement
30 account appropriation for fiscal year 2008 and \$1,506,000 of the
31 violence reduction and drug enforcement account appropriation for
32 fiscal year 2009 are provided solely to implement alcohol and substance
33 abuse treatment programs for locally committed offenders. The juvenile
34 rehabilitation administration shall award these moneys on a competitive
35 basis to counties that submitted a plan for the provision of services
36 approved by the division of alcohol and substance abuse. The juvenile
37 rehabilitation administration shall develop criteria for evaluation of

1 plans submitted and a timeline for awarding funding and shall assist
2 counties in creating and submitting plans for evaluation.

3 (5) \$2,669,000 of the general fund--state appropriation for fiscal
4 year 2008 and \$3,066,000 of the general fund--state appropriation for
5 fiscal year 2009 are provided solely for grants to county juvenile
6 courts for the following programs identified by the Washington state
7 institute for public policy (institute) in its October 2006 report:
8 "Evidence-Based Public Policy Options to Reduce Future Prison
9 Construction, Criminal Justice Costs and Crime Rates": Functional
10 family therapy, multi-systemic therapy, aggression replacement training
11 and interagency coordination programs or other programs with a positive
12 benefit-cost finding in the institute's report. County juvenile courts
13 shall apply to the juvenile rehabilitation administration for funding
14 for program-specific participation and the administration shall provide
15 grants to the courts consistent with the per-participant treatment
16 costs identified by the institute.

17 (6) \$1,287,000 of the general fund--state appropriation for fiscal
18 year 2008 and \$1,287,000 of the general fund--state appropriation for
19 fiscal year 2009 are provided solely for expansion of the following
20 treatments and therapies in juvenile rehabilitation administration
21 programs identified by the Washington state institute for public policy
22 in its October 2006 report: "Evidence-Based Public Policy Options to
23 Reduce Future Prison Construction, Criminal Justice Costs and Crime
24 Rates": Multidimensional treatment foster care, family integrated
25 transitions and aggression replacement training. The administration
26 may concentrate delivery of these treatments and therapies at a limited
27 number of programs to deliver the treatments in a cost-effective
28 manner.

29 (7) The juvenile rehabilitation administration shall provide a
30 block grant, rather than categorical funding, of consolidated juvenile
31 services funds, community juvenile accountability act grants, the
32 chemically dependent disposition alternative, and the special sex
33 offender disposition to county juvenile courts, or groups of courts,
34 including the Pierce county juvenile court. The juvenile
35 rehabilitation administration and the family policy council shall
36 jointly write criteria for awarding and administering block grants to
37 county juvenile courts. In developing the criteria, the juvenile

1 rehabilitation administration and the family policy council shall seek
2 the advice of the Washington state institute for public policy. The
3 criteria shall address, but not be limited to:

4 (a) The selection of courts for participation in the block grant;

5 (b) The types of evidence-based programs and practices to which the
6 funds will be applied. The evidence-based programs and practices shall
7 either be consistent with those cost-beneficial options identified by
8 the Washington state institute for public policy in its October 2006
9 report: "Evidence-Based Public Policy Options to Reduce Future Prison
10 Construction, Criminal Justice Costs and Crime Rates," or be new
11 approaches that have the potential to demonstrate positive returns for
12 the taxpayer; and

13 (c) The protocols for participating courts to collect information
14 on the effectiveness of programs funded under the block grant,
15 including: (i) Developing intermediate client outcomes based on the
16 risk assessment tool currently used by juvenile courts and in
17 coordination with the juvenile rehabilitation administration; (ii)
18 reporting treatment outcomes including a process evaluation to the
19 juvenile rehabilitation administration and the family policy council by
20 June 20, 2008, and an outcome evaluation of recidivism and benefit-cost
21 results submitted within eighteen months of the initiation of the
22 treatment, when follow-up data are available. The courts shall develop
23 these evaluations in consultation with the juvenile rehabilitation
24 administration, the family policy council, and the Washington state
25 institute for public policy; and (iii) documenting the process for
26 managing block grant funds on a quarterly basis and provide this report
27 to the juvenile rehabilitation administration and the family policy
28 council.

29 (8) \$73,000 of the Washington auto theft prevention authority
30 account--state appropriation for fiscal year 2008 and \$98,000 of the
31 Washington auto theft prevention authority account--state appropriation
32 for fiscal year 2009 are provided solely for the implementation of
33 Engrossed Third Substitute House Bill No. 1001 (auto theft). If the
34 bill is not enacted by June 30, 2007, the amounts provided in this
35 subsection shall lapse.

36 (9) \$165,000 of the general fund--state appropriation for fiscal
37 year 2009 is provided solely to the juvenile rehabilitation
38 administration for the purpose of establishing a single county pilot

1 program to promote participation in offender programs for juveniles
2 under the jurisdiction of a county juvenile court or the department,
3 and their families. The pilot program shall provide incentives for
4 families for consenting to, and participating in good faith, in a
5 program recommended by the department as appropriate. The pilot
6 location as well as the structure, amount, and disbursement of
7 incentives shall be determined by the department in consultation with
8 the University of Washington school of medicine's department of
9 psychiatry and behavioral sciences division of public behavioral health
10 and justice and the evidence-based program model developers. To be
11 eligible, a county must have imposed the sales and use tax authorized
12 by RCW 82.14.460. The pilot program shall be limited to evidence-based
13 programs identified by the Washington state institute for public policy
14 in its October 2006 report: "Evidence-Based Public Policy Options to
15 Reduce Future Prison Construction, Criminal Justice Costs and Crime
16 Rates" which have been identified as having a positive benefit-cost
17 ratio. The pilot program shall be operational by December 1, 2008.
18 The department, in cooperation with the University of Washington, shall
19 evaluate the results of the pilot program, including any reduction in
20 recidivism for a juvenile participating in the pilot program and shall
21 provide a preliminary report to the governor and the legislature on the
22 results of the pilot program by December 1, 2010, and a final report by
23 December 1, 2012.

24 **Sec. 204.** 2007 c 522 s 204 (uncodified) is amended to read as
25 follows:

26 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--MENTAL HEALTH**
27 **PROGRAM**

28 (1) COMMUNITY SERVICES/REGIONAL SUPPORT NETWORKS

| | |
|--|-----------------------|
| 29 General Fund--State Appropriation (FY 2008) | ((\$302,674,000)) |
| | <u>\$305,747,000</u> |
| 31 General Fund--State Appropriation (FY 2009) | ((\$312,997,000)) |
| | <u>\$328,783,000</u> |
| 33 General Fund--Federal Appropriation | ((\$380,003,000)) |
| | <u>\$382,032,000</u> |
| 35 General Fund--Private/Local Appropriation | ((\$11,948,000)) |
| | <u>\$16,157,000</u> |
| 37 TOTAL APPROPRIATION | ((\$1,007,622,000)) |

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

(a) \$103,989,000 of the general fund--state appropriation for fiscal year 2008 and \$104,080,000 of the general fund--state appropriation for fiscal year 2009 are provided solely for persons and services not covered by the medicaid program. These funds shall be distributed proportionally to each regional support network's percentage of the total state population.

(b) \$16,900,000 of the general fund--state appropriation for fiscal year 2008 and \$16,900,000 of the general fund--state appropriation for fiscal year 2009 are provided solely for the department and regional support networks to contract for development and initial implementation of high-intensity program for active community treatment (PACT) teams, and other proven program approaches that the department concurs will enable the regional support network to achieve significant reductions during fiscal year 2008 and thereafter in the number of beds the regional support network would otherwise need to use at the state hospitals.

(c) The number of nonforensic beds allocated for use by regional support networks at eastern state hospital shall be 222 per day throughout fiscal year 2008. Beginning January 1, 2009, the number of nonforensic beds allocated for use by regional support networks at eastern state hospital shall be 192 per day. The number of nonforensic beds allocated for use by regional support networks at western state hospital shall be 777 per day during the first and second quarters of fiscal year 2008, and 677 per day from January 2008 through August 2008. Beginning September 2008, the number of nonforensic beds allocated for use by regional support networks at western state hospital shall be 647 per day until May 2009, at which time the bed allocation shall be 617 beds per day. Beginning January 2008, beds in the program for adaptive living skills (PALS) are not included in the preceding bed allocations. Beginning that month, the department shall separately charge regional support networks for persons served in the PALS program (~~(and for use of state hospital beds for short term commitments)~~)).

(d) From the general fund--state appropriations in this subsection, the secretary of social and health services shall assure that regional

1 support networks reimburse the aging and disability services
2 administration for the general fund--state cost of medicaid personal
3 care services that enrolled regional support network consumers use
4 because of their psychiatric disability.

5 ~~(e) ((Within amounts appropriated in this subsection, the~~
6 ~~department shall contract with the Clark county regional support~~
7 ~~network for development and operation of a project demonstrating~~
8 ~~collaborative methods for providing intensive mental health services in~~
9 ~~the school setting for severely emotionally disturbed children who are~~
10 ~~medicaid eligible. Project services shall be delivered by teachers and~~
11 ~~teaching assistants who qualify as, or who are under the supervision~~
12 ~~of, mental health professionals meeting the requirements of chapter~~
13 ~~275-57 WAC. The department shall increase medicaid payments to the~~
14 ~~regional support network by the amount necessary to cover the necessary~~
15 ~~and allowable costs of the demonstration, not to exceed the upper~~
16 ~~payment limit specified for the regional support network in the~~
17 ~~department's medicaid waiver agreement with the federal government~~
18 ~~after meeting all other medicaid spending requirements assumed in this~~
19 ~~subsection. The regional support network shall provide the required~~
20 ~~nonfederal share of the increased medicaid payment provided for~~
21 ~~operation of this project.~~

22 ~~(f))~~ At least \$902,000 of the federal block grant funding
23 appropriated in this subsection shall be used for the continued
24 operation of the mentally ill offender pilot program.

25 ~~((g))~~ (f) \$5,000,000 of the general fund--state appropriation for
26 fiscal year 2008 and \$5,000,000 of the general fund--state
27 appropriation for fiscal year 2009 are provided solely for mental
28 health services for mentally ill offenders while confined in a county
29 or city jail and for facilitating access to programs that offer mental
30 health services upon release from confinement. The department is
31 authorized to transfer up to \$418,000 of these amounts each fiscal year
32 to the economic services program for purposes of facilitating prompt
33 access after their release from confinement to medical and income
34 assistance services for which defendants and offenders may be eligible.

35 ~~((h))~~ (g) \$1,500,000 of the general fund--state appropriation for
36 fiscal year 2008 and \$1,500,000 of the general fund--state
37 appropriation for fiscal year 2009 are provided solely for grants for
38 innovative mental health service delivery projects. Such projects may

1 include, but are not limited to, clubhouse programs and projects for
2 integrated health care and behavioral health services for general
3 assistance recipients. These amounts shall supplement, and not
4 supplant, local or other funding currently being used for activities
5 funded under the projects authorized in this subsection.

6 ~~((+i))~~ (h) The department is authorized to continue to expend
7 federal block grant funds and special purpose federal grants through
8 direct contracts, rather than through contracts with regional support
9 networks, and to allocate such funds through such formulas as it shall
10 adopt.

11 ~~((+j))~~ (i) The department is authorized to continue to contract
12 directly, rather than through contracts with regional support networks,
13 for children's long-term inpatient facility services.

14 ~~((+k))~~ (j) \$2,250,000 of the general fund--state appropriation for
15 fiscal year 2008, \$2,250,000 of the general fund--state appropriation
16 for fiscal year 2009, and \$4,500,000 of the general fund--federal
17 appropriation are provided solely for the continued operation of
18 community residential and support services for persons who are older
19 adults or who have co-occurring medical and behavioral disorders and
20 who have been discharged or diverted from a state psychiatric hospital.
21 These funds shall be used to serve individuals whose treatment needs
22 constitute substantial barriers to community placement, who no longer
23 require active psychiatric treatment at an inpatient hospital level of
24 care, and who no longer meet the criteria for inpatient involuntary
25 commitment. Coordination of these services will be done in partnership
26 between the mental health program and the aging and disability services
27 administration.

28 ~~((+l))~~ (k) \$750,000 of the general fund--state appropriation for
29 fiscal year 2008 and \$750,000 of the general fund--state appropriation
30 for fiscal year 2009 are provided solely to continue performance-based
31 incentive contracts to provide appropriate community support services
32 for individuals with severe mental illness who were discharged from the
33 state hospitals as part of the expanding community services initiative.
34 These funds will be used to enhance community residential and support
35 services provided by regional support networks through other state and
36 federal funding.

37 ~~((+m) \$2,979,000))~~ (l) \$2,981,000 of the general fund--state
38 appropriation for fiscal year 2008, ~~((+n) \$3,249,000))~~ \$3,248,000 of the

1 general fund--state appropriation for fiscal year 2009, and
2 (~~(\$2,040,000)~~) \$2,016,000 of the general fund--federal appropriation
3 are provided solely to modify the department's proposed new payment
4 rates for medicaid inpatient psychiatric services. Under the
5 department's proposed rate system, effective August 1, 2007, each
6 hospital's inpatient psychiatric payment rate would have been set at a
7 percentage of that hospital's estimated per diem cost for psychiatric
8 inpatient care during the most recent rebasing year. Within the amount
9 provided in this subsection (1)(m), beginning August 1, 2007, each
10 hospital's inpatient psychiatric payment rate shall instead be set at
11 the greater of a percentage of: (i) The hospital's estimated per diem
12 cost for psychiatric inpatient care during the most recent rebasing
13 year; or (ii) the statewide average per diem cost for psychiatric
14 inpatient care during the most recent rebasing year, adjusted for
15 regional wage differences and for differences in medical education
16 costs. At least thirty days prior to implementing adjustments to
17 regional support network medicaid capitation rates and nonmedicaid
18 allocations to account for changes in psychiatric inpatient payment
19 rates, the department shall report on the proposed adjustments to the
20 appropriations committee of the house of representatives and the ways
21 and means committee of the senate.

22 (~~((n))~~) (m) \$6,267,000 of the general fund--state appropriation for
23 fiscal year 2008 and \$6,462,000 of the general fund--(~~federal~~) state
24 appropriation for fiscal year 2009 are provided solely to increase
25 nonmedicaid psychiatric inpatient payment rates over fiscal year 2005
26 levels. It is expected that nonmedicaid rates will be set at
27 approximately 85 percent of each hospital's medicaid psychiatric
28 inpatient rate. At least thirty days prior to implementing adjustments
29 to regional support network medicaid capitation rates and nonmedicaid
30 allocations to account for changes in psychiatric inpatient payment
31 rates, the department shall report on the proposed adjustments to the
32 appropriations committee of the house of representatives and the ways
33 and means committee of the senate.

34 (~~((o) \$7,363,000)~~) (n) \$7,396,000 of the general fund--state
35 appropriation for fiscal year 2008, (~~(\$15,028,000)~~) \$15,146,000 of the
36 general fund--state appropriation for fiscal year 2009, and \$13,927,000
37 of the general fund--federal appropriation are provided solely to
38 increase regional support network medicaid capitation rates, or fee-

1 for-service rates paid instead of those capitation rates, and
2 nonmedicaid allocations by 3.0 percent effective July 1, 2007, and by
3 an additional 3.0 percent effective July 1, 2008. The federal portion
4 of these rate increases is contingent upon federal approval. (i) The
5 legislature intends and expects that regional support networks and
6 community mental health agencies will use at least 67 percent of the
7 amounts provided in this subsection (1)(o) to increase compensation for
8 direct care personnel above and beyond usual and customary wage
9 increases. To this end, regional support networks shall report to the
10 department by October 15, 2007, on planned uses of the rate increases
11 within their network area. The report shall describe the direct care
12 job classifications to which increases are to be provided; the number
13 of full-time equivalent personnel employed in each classification; the
14 annualized dollar and percentage increases to be provided each
15 classification; the annualized dollar value of the direct care
16 compensation increases provided, in total and as a percentage of the
17 total rate increase; and the number of personnel in each job
18 classification covered by a collective bargaining agreement. The
19 department shall summarize and analyze the regional plans, and report
20 findings, options, and recommendations to the legislature by December
21 1, 2007. (ii) Regional support networks shall maintain documentation
22 of how the rate increases have been applied. Such documentation shall
23 be subject to audit by the department. (iii) For purposes of this
24 subsection (1)(o), "direct care staff" means persons employed by
25 community mental health agencies whose primary responsibility is
26 providing direct treatment and support to people with mental illness,
27 or whose primary responsibility is providing direct support to such
28 staff in areas such as client scheduling, client intake, client
29 reception, client records-keeping, and facilities maintenance. In
30 agencies that provide both mental health and chemical dependency
31 services, nonmedicaid funds may also be used for compensation increases
32 for direct care staff whose primary responsibility is direct care and
33 treatment for people with chemical dependency problems.

34 ((~~p~~)) (o) \$2,021,000 of the general fund--state appropriation for
35 fiscal year 2008 and \$1,683,000 of the general fund--state
36 appropriation for fiscal year 2009 are provided solely for the
37 implementation of Substitute House Bill No. 1456 (mental health
38 professionals). If the bill is not enacted by June 30, 2007, the

1 amounts provided in this subsection shall lapse. For purposes of
2 organizing and delivering training as required by the bill, the
3 department may retain up to fifteen percent of the amount appropriated
4 for fiscal year 2008, and up to ten percent of the amount appropriated
5 for fiscal year 2009. The remainders shall be distributed to regional
6 support networks proportional to each network's percentage of the total
7 state population.

8 (p) \$135,000 of the general fund--state appropriation for fiscal
9 year 2008, \$3,031,000 of the general fund--state appropriation for
10 fiscal year 2009, and \$1,289,000 of the general fund--private/local
11 appropriation are provided solely to enable the department to contract
12 with Pierce county human services for the provision of community mental
13 health services to include crisis triage, evaluation and treatment, and
14 mobile crisis services. The legislature intends this to be one-time
15 funding while a replacement regional support network is being secured.
16 The department is authorized to reserve \$402,000 general fund--state
17 and \$201,000 general fund--local of these amounts for reasonable costs
18 incurred by Pierce county for the provision of mental health crisis and
19 related services that exceed reimbursement levels contracted by the
20 department. In order to receive these funds, Pierce county must
21 demonstrate to the department that the total cost of mental health
22 services provided by the county in accordance with formal agreements
23 has exceeded the revenues received from the department and third-party
24 payers for these services. The department shall determine the
25 documentation that is required.

26 (q) \$504,000 of the general fund--state appropriation for fiscal
27 year 2008 and \$1,529,000 of the general fund--state appropriation for
28 fiscal year 2009 are provided solely to reimburse Pierce and Spokane
29 counties for the cost of conducting 180-day commitment hearings at the
30 state psychiatric hospitals.

31 (r) \$750,000 of the general fund--state appropriation for fiscal
32 year 2008 and \$1,500,000 of the general fund--state appropriation for
33 fiscal year 2009 are provided solely for the Spokane regional support
34 network to implement a comprehensive plan for reducing its utilization
35 of eastern state hospital. Key elements of the plan, which shall be
36 developed and implemented in consultation with and with the assistance
37 of the department, may include but shall not be limited to development
38 of additional crisis triage, crisis stabilization, and evaluation and

1 treatment beds; provision of housing assistance for high-utilizers of
2 hospital and jail services who are at risk of homelessness;
3 implementation of an intensive outpatient treatment team for persons
4 with co-occurring disorders and other special needs; and delivery of
5 respite care to assist elderly individuals avoid or return home after
6 hospitalization.

7 (s) \$6,250,000 of the general fund--state appropriation for fiscal
8 year 2009 is provided solely for regional support networks to increase
9 and improve delivery of nonmedicaid services. These funds shall be
10 distributed to regional support networks, other than Spokane and Pierce
11 county, proportional to each network's share of total population among
12 those networks.

13 (t) \$215,000 of the general fund--state appropriation for fiscal
14 year 2008 is provided solely to assist nongovernmental mental health
15 agencies in Pierce county with start-up and other extraordinary
16 administrative costs required by the conversion from a capitated to a
17 unit fee-based service delivery and billing system.

18 (u) \$15,000 of the general fund--state appropriation for fiscal
19 year 2008 and \$235,000 of the general fund--state appropriation for
20 fiscal year 2009 are provided solely for one-time grants for emergent
21 financial relief for clubhouses. In order to receive these funds, the
22 clubhouse must be able to demonstrate need to the department. The
23 department shall develop and implement a simplified application form.
24 The clubhouses shall provide financial documentation to the department
25 as requested to support their application. The amounts and quantity of
26 the individual grants shall be at the discretion of the department.

27 (2) INSTITUTIONAL SERVICES

| | | |
|----|---|----------------------|
| 28 | General Fund--State Appropriation (FY 2008) | ((\$142,545,000)) |
| 29 | | <u>\$138,340,000</u> |
| 30 | General Fund--State Appropriation (FY 2009) | ((\$139,286,000)) |
| 31 | | <u>\$131,973,000</u> |
| 32 | General Fund--Federal Appropriation | ((\$146,401,000)) |
| 33 | | <u>\$145,602,000</u> |
| 34 | General Fund--Private/Local Appropriation | ((\$57,064,000)) |
| 35 | | <u>\$66,302,000</u> |
| 36 | Pension Funding Stabilization Account--State | |
| 37 | Appropriation | \$7,058,000 |
| 38 | TOTAL APPROPRIATION | ((\$492,354,000)) |

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

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

(b) \$45,000 of the general fund--state appropriation for fiscal year 2008 and \$45,000 of the general fund--state appropriation for fiscal year 2009 are provided solely for payment to the city of Lakewood for police services provided by the city at western state hospital and adjacent areas.

(c) \$18,575,000 of the general fund--state appropriation for fiscal year 2008 and \$9,675,000 of the general fund--state appropriation for fiscal year 2009 are provided solely to operate on a temporary basis five additional adult civil commitment wards at the state psychiatric hospitals. The legislature intends for these wards to close, on a phased basis, during the 2007-09 biennium as a result of targeted investments in community services for persons who would otherwise need care in the hospitals.

(d) \$125,000 of the general fund--state appropriation for fiscal year 2008 and \$125,000 of the general fund--state appropriation for fiscal year 2009 are provided solely for safety training and for protective equipment for staff at eastern and western state hospitals. Protective equipment shall include shields, helmets, gloves, and body protection.

(e) \$304,000 of the general fund--state appropriation for fiscal year 2008 and \$231,000 of the general fund--state appropriation for fiscal year 2009 are provided solely for a community partnership between western state hospital and the city of Lakewood to support community policing efforts in the Lakewood community surrounding western state hospital. The amounts provided in this subsection (2)(e) are for the salaries, benefits, supplies, and equipment for one full-time investigator, one full-time police officer, and one full-time community service officer at the city of Lakewood.

(f) \$133,000 of the general fund--state appropriation for fiscal year 2008 and \$2,145,000 of the general fund--state appropriation for fiscal year 2009 are provided solely to pilot a direct care nurse

1 staffing plan for two high incident wards at eastern state hospital and
2 four high incident wards at western state hospital. The pilot provides
3 funding to fully staff registered nurses, licensed practical nurses,
4 and mental health technicians in accordance with the state psychiatric
5 hospitals direct care staffing review and recommendations. The
6 department shall have the authority to fill the positions with any mix
7 of these direct care nursing staff so long as a good faith effort is
8 made to first hire and recruit positions in accordance with the direct
9 care nurse staffing plan. The department shall monitor outcomes for
10 improved patient and staff safety and provide a written report to the
11 legislature by October 1, 2009.

12 (g) \$617,000 of the general fund--state appropriation for fiscal
13 year 2008 and \$334,000 of the general fund--state appropriation for
14 fiscal year 2009 are provided solely to cover additional operating
15 costs related to the October 11, 2007, laundry fire at western state
16 hospital.

17 (3) SPECIAL PROJECTS

| | |
|--|------------------------------|
| 18 General Fund--State Appropriation (FY 2008) | ((\$1,892,000)) |
| | <u>\$1,917,000</u> |
| 20 General Fund--State Appropriation (FY 2009) | ((\$2,192,000)) |
| | <u>\$2,319,000</u> |
| 22 General Fund--Federal Appropriation | ((\$3,195,000)) |
| | <u>\$3,276,000</u> |
| 24 TOTAL APPROPRIATION | ((\$7,279,000)) |
| | <u>\$7,512,000</u> |

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

28 (a) \$877,000 of the general fund--state appropriation for fiscal
29 year 2008, \$1,189,000 of the general fund--state appropriation for
30 fiscal year 2009, and \$140,000 of the general fund--federal
31 appropriation are provided solely for implementation of sections 4, 7,
32 10, and other provisions of Second Substitute House Bill No. 1088
33 (children's mental health). If the bill is not enacted by June 30,
34 2007, the amounts provided in this subsection shall lapse. Funds are
35 also appropriated in sections 207 and 209 of this act for
36 implementation of 5, 8, and 11 of Second Substitute House Bill No.
37 1088.

1 (b) \$25,000 of the general fund--state appropriation for fiscal
 2 year 2008 and \$50,000 of the general fund--state appropriation for
 3 fiscal year 2009 are provided solely for the Washington institute for
 4 mental illness research and training to study whether and the extent to
 5 which there is a greater concentration of people with severe and
 6 persistent mental illness in counties proximate to state psychiatric
 7 hospitals. The institute shall report its findings to the department
 8 and the appropriate fiscal and policy committees of the legislature by
 9 October 30, 2008. To the extent indicated, the department and the
 10 regional support networks shall incorporate the results of the study
 11 into revisions of the formula used to allocate state hospital beds
 12 among the regional support networks.

13 (c) \$80,000 of the general fund--state appropriation for fiscal
 14 year 2009 and \$80,000 of the general fund--federal appropriation are
 15 provided solely as one-time funding to make available a mental health
 16 train the trainer first aid course consisting of twelve hours of
 17 instruction based upon a program created by the department of
 18 psychiatry, University of Melbourne in Australia. The course will
 19 provide training to members of the public related to: (i) Giving
 20 appropriate initial help and support to a person suffering from a
 21 mental disorder and responding to mental health crisis situations; and
 22 (ii) depression, anxiety disorders, psychosis, and substance use
 23 disorder, including recognizing symptoms, possible causes or risk
 24 factors, and evidenced-based treatment options. Participants in the
 25 first aid course will train others to provide the training.

26 (4) PROGRAM SUPPORT

| | |
|--|---------------------|
| 27 General Fund--State Appropriation (FY 2008) | \$4,966,000 |
| 28 General Fund--State Appropriation (FY 2009) | ((\$5,060,000)) |
| 29 | <u>\$5,177,000</u> |
| 30 General Fund--Federal Appropriation | ((\$7,604,000)) |
| 31 | <u>\$7,557,000</u> |
| 32 TOTAL APPROPRIATION | ((\$17,630,000)) |
| 33 | <u>\$17,700,000</u> |

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

36 (a) \$125,000 of the general fund--state appropriation for fiscal
 37 year 2008, \$125,000 of the general fund--state appropriation for fiscal
 38 year 2009, and \$164,000 of the general fund--federal appropriation are

1 provided solely for the institute for public policy to continue the
2 longitudinal analysis directed in chapter 334, Laws of 2001 (mental
3 health performance audit), to build upon the evaluation of the impacts
4 of chapter 214, Laws of 1999 (mentally ill offenders), and to assess
5 program outcomes and cost effectiveness of the children's mental health
6 pilot projects as required by chapter 372, Laws of 2006.

7 (b) \$100,000 of the general fund--state appropriation for fiscal
8 year 2009 is provided solely to (i) implement those recommendations
9 from the 2006 joint stakeholder paperwork reduction project that are
10 permissible within federal and state law; and (ii) conduct a thorough
11 review of community mental health paperwork procedures and requirements
12 to identify opportunities for standardization and improved efficiency.
13 The department shall report progress on these efforts to the
14 appropriate policy and fiscal committees of the legislature by January
15 15, 2009.

16 (c) \$100,000 of the general fund--state appropriation for fiscal
17 year 2009 is provided solely for the department to contract with a
18 facilitator to coordinate a review and make recommendations on:

19 (i) Ward sizes at eastern and western state hospitals and patient
20 case mix by ward;

21 (ii) Discharge practices for state hospitals to include the child
22 and study treatment center; and

23 (iii) Community placements to include placements for adults and
24 children.

25 By October 15, 2008, the department shall provide to the
26 legislature recommendations for system improvement to include a
27 cost/benefit analysis. The department shall include representation
28 from regional support networks in the review and development of
29 recommendations for discharge practices and community placements.

30 **Sec. 205.** 2007 c 522 s 205 (uncodified) is amended to read as
31 follows:

32 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--DEVELOPMENTAL**
33 **DISABILITIES PROGRAM**

| | | |
|----|---|--------------------------------|
| 34 | (1) COMMUNITY SERVICES | |
| 35 | General Fund--State Appropriation (FY 2008) | ((\$346,600,000)) |
| 36 | | <u>\$348,327,000</u> |
| 37 | General Fund--State Appropriation (FY 2009) | ((\$373,776,000)) |

| | | |
|---|--|----------------------------------|
| 1 | | <u>\$380,811,000</u> |
| 2 | General Fund--Federal Appropriation | ((\$633,258,000)) |
| 3 | | <u>\$636,595,000</u> |
| 4 | Health Services Account--State Appropriation (FY 2008) . . . | \$452,000 |
| 5 | Health Services Account--State Appropriation (FY 2009) . . . | \$452,000 |
| 6 | TOTAL APPROPRIATION | ((\$1,354,538,000)) |
| 7 | | <u>\$1,366,637,000</u> |

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

10 (a) The entire health services account appropriation, \$615,000 of
11 the general fund--state appropriation for fiscal year 2008, \$892,000 of
12 the general fund--state appropriation for fiscal year 2009, and
13 \$2,546,011 of the general fund--federal appropriation are provided
14 solely for health care benefits for agency home care workers who are
15 employed through state contracts for at least twenty hours a week. The
16 state contribution to the cost of health care benefits per
17 participating worker per month shall be no greater than \$532.00 in
18 fiscal year 2008 and \$585.00 in fiscal year 2009.

19 (b) Individuals receiving family support or high school transition
20 payments as supplemental security income (SSI) state supplemental
21 payments shall not become eligible for medical assistance under RCW
22 74.09.510 due solely to the receipt of SSI state supplemental payments.

23 (c) \$4,903,000 of the general fund--state appropriation for fiscal
24 year 2008, \$9,295,000 of the general fund--state appropriation for
25 fiscal year 2009, and \$15,016,000 of the general fund--federal
26 appropriation are provided solely for community residential and support
27 services. Funding in this subsection shall be prioritized for (i)
28 residents of residential habilitation centers who are able to be
29 adequately cared for in community settings and who choose to live in
30 those community settings; (ii) clients without residential services who
31 are at immediate risk of institutionalization or in crisis; (iii)
32 children who are at risk of institutionalization or who are aging out
33 of other state services; and (iv) current home and community-based
34 waiver program clients who have been assessed as having an immediate
35 need for increased services. First priority shall be given to children
36 who are at risk of institutionalization. The department shall ensure
37 that the average cost per day for all program services other than
38 start-up costs shall not exceed \$300. In order to maximize the number

1 of clients served and ensure the cost-effectiveness of the waiver
2 programs, the department will strive to limit new client placement
3 expenditures to 90 percent of the budgeted daily rate. If this can be
4 accomplished, additional clients may be served with excess funds,
5 provided the total projected carry-forward expenditures do not exceed
6 the amounts estimated. The department shall electronically report to
7 the appropriate committees of the legislature, within 45 days following
8 each fiscal year quarter, the number of persons served with these
9 additional community services, where they were residing, what kinds of
10 services they were receiving prior to placement, and the actual
11 expenditures for all community services to support these clients.

12 (d) (~~(\$2,799,000)~~) \$2,399,000 of the general fund--state
13 appropriation for fiscal year 2008, \$5,961,000 of the general fund--
14 state appropriation for fiscal year 2009, and (~~(\$9,268,000)~~) \$8,849,000
15 of the general fund--federal appropriation are provided solely for
16 expanded community services for persons with developmental disabilities
17 who also have community protection issues. Funding in this subsection
18 shall be prioritized for (i) clients being diverted or discharged from
19 the state psychiatric hospitals; (ii) clients participating in the
20 dangerous mentally ill offender program; (iii) clients participating in
21 the community protection program; and (iv) mental health crisis
22 diversion outplacements. The department shall ensure that the average
23 cost per day for all program services other than start-up costs shall
24 not exceed \$349 in fiscal year 2008 and \$356 in fiscal year 2009. In
25 order to maximize the number of clients served and ensure the cost-
26 effectiveness of the waiver programs, the department will strive to
27 limit new client placement expenditures to 90 percent of the budgeted
28 daily rate. If this can be accomplished, additional clients may be
29 served with excess funds if the total projected carry-forward
30 expenditures do not exceed the amounts estimated. The department shall
31 implement the four new waiver programs such that decisions about
32 enrollment levels and the amount, duration, and scope of services
33 maintain expenditures within appropriations. The department shall
34 electronically report to the appropriate committees of the legislature,
35 within 45 days following each fiscal year quarter, the number of
36 persons served with these additional community services, where they
37 were residing, what kinds of services they were receiving prior to

1 placement, and the actual expenditures for all community services to
2 support these clients.

3 (e) (~~(\$13,598,000)~~) \$13,198,000 of the general fund--state
4 appropriation for fiscal year 2008, \$16,354,000 of the general fund--
5 state appropriation for fiscal year 2009, and \$8,579,000 of the general
6 fund--federal appropriation are provided solely for family support
7 programs for individuals with developmental disabilities. Of the
8 amounts provided in this subsection (e), (~~(\$1,096,000)~~) \$696,000 of the
9 general fund--state appropriation for fiscal year 2008 and \$3,852,000
10 of the general fund--state appropriation for fiscal year 2009 are for
11 state-only services for individuals with developmental disabilities, as
12 described in Second Substitute Senate Bill No. 5467 (developmental
13 disabilities). By January 1, 2008, and by November 1, 2008, the
14 department shall provide a status report to the appropriate policy and
15 fiscal committees of the legislature on the individual and family
16 services program for people with developmental disabilities, which
17 shall include the following information: The number of applicants for
18 funding; the total number of awards; the number and amount of both
19 annual and one-time awards, broken down by household income levels; and
20 the purpose of the awards.

21 (f) (~~(\$1,577,000)~~) \$1,692,000 of the general fund--state
22 appropriation for fiscal year 2008, (~~(\$3,480,000)~~) \$3,645,000 of the
23 general fund--state appropriation for fiscal year 2009, and
24 (~~(\$2,105,000)~~) \$2,397,000 of the general fund--federal appropriation
25 are provided solely for employment and day services. Priority
26 consideration for this new funding shall be young adults with
27 developmental disabilities living with their family who need employment
28 opportunities and assistance after high school graduation. Services
29 shall be provided for both waiver and nonwaiver clients. The
30 legislature finds that some waiver clients are not receiving employment
31 services that are authorized under their waivers. Within the amounts
32 appropriated in this section, waiver clients must receive services as
33 authorized by their waiver, such as pathway to employment, while
34 waiting for paid employment to be developed. The department shall work
35 with the counties to establish a consistent proposed policy for minimum
36 direct service hours for clients, minimum hours of support, time frames
37 for seeking paid employment, and services provided under pathway to
38 employment while paid employment is sought. The department shall

1 report to the office of financial management and the appropriate
2 committees of the legislature on this proposal by November 1, 2008,
3 including estimated fiscal impacts and an option for making the policy
4 budget neutral for the current level of clients served. In order to
5 maximize the number of clients served, the department may serve
6 additional nonwaiver clients with unspent funds for waiver clients,
7 provided the total projected carry-forward expenditures do not exceed
8 the amounts estimated.

9 (g) \$160,000 of the general fund--state appropriation for fiscal
10 year 2008 and \$140,000 of the general fund--state appropriation for
11 fiscal year 2009 are provided solely for the implementation of Second
12 Substitute Senate Bill No. 5467 (developmental disabilities). If the
13 bill is not enacted by June 30, 2007, the amounts provided in this
14 subsection shall lapse.

15 ~~(h) ((The department shall collect data from the counties related~~
16 ~~to employment services. This data shall include, but not necessarily~~
17 ~~be limited to, information pertaining to: (i) The average length of~~
18 ~~time clients utilize job coaching services, (ii) the percentage of~~
19 ~~clients utilizing job coaching services from zero to three months, four~~
20 ~~to six months, seven to nine months, ten to twelve months, and twelve~~
21 ~~months or more, (iii) within the monthly grouping, the percentage of~~
22 ~~clients utilizing job coaching services from zero to five hours per~~
23 ~~week, five to ten hours per week, ten to twenty hours per week, and~~
24 ~~twenty or more hours per week. This data shall be provided to the~~
25 ~~appropriate policy committees of the legislature by December 1, 2007.))~~

26 (i) Amounts appropriated in this subsection are sufficient to
27 increase provider payment rates by 6.0 percent for boarding homes,
28 effective July 1, 2007, ~~((and by an additional 2.0 percent, effective~~
29 ~~July 1, 2008, for boarding homes,))~~ including those currently receiving
30 exceptional care rates; and by 3.2 percent, effective July 1, 2007,
31 ~~((and by an additional 2.0 percent, effective July 1, 2008,))~~ for adult
32 family homes, including those currently receiving exceptional care
33 rates.

34 (ii) The department shall implement phase one of full
35 implementation of a seventeen CARE level payment system for community
36 residential providers. Amounts appropriated in this section are
37 sufficient to increase adult family home provider payment rates on
38 average, effective July 1, 2008, including those currently receiving

1 exceptional care rates, and to adjust adult family home rates for the
2 first phase of a seventeen CARE level payment system. Effective July
3 1, 2008, the provider payment rate allocation for boarding homes
4 contracted as assisted living shall be the provider's June 30, 2008,
5 payment rate allocation, and the provider payment rate for boarding
6 homes contracted as ARCs and EARCs shall be adjusted to reflect phase
7 one of a seventeen CARE level payment system. This will be in effect
8 until such time as the rates are consistent between adult family homes
9 and boarding homes for delivery of the same patient care levels.

10 (iii) Amounts provided in this section and in section 206 of this
11 act are sufficient to assist adult family home providers with the cost
12 of paying liability insurance.

13 (i) \$921,000 of the general fund--state appropriation for fiscal
14 year 2009 and \$963,000 of the general fund--federal appropriation are
15 provided solely for the development and implementation of a federal
16 home and community-based care waiver to provide intensive behavior
17 support services to up to one hundred children with developmental
18 disabilities who have intense behaviors, and their families.

19 (i) To receive services under the waiver, the child must have a
20 developmental disability and: (A) Meet an acuity measure, as
21 determined by the department, indicating that the child is at high risk
22 of needing an out-of-home placement; (B) be eligible for developmental
23 disabilities services and a home and community-based care waiver
24 program; (C) reside in his or her family home or temporarily in an
25 out-of-home placement with a plan to return home; and (D) have family
26 that demonstrates the willingness to participate in the services
27 offered through the waiver, and is not subject to a pending child
28 protective services referral.

29 (ii) The department shall authorize, contract for, and evaluate the
30 provision of intensive in-home services that support the ability of the
31 child to remain at home with their parents or relatives. Intensive
32 behavior support services under the waiver shall be provided directly
33 or by contract, and may include, but are not limited to: (A) Behavior
34 consultation and management, therapies and respite care; (B) minor home
35 or motor vehicle modifications and transportation; (C) specialized
36 nutrition and clothing; (D) training of families and other individuals
37 working with the child; and (E) inclusion in community activities.

1 (j) \$1,000,000 of the general fund--state appropriation for fiscal
 2 year 2008 is provided solely for the purpose of settling all claims in
 3 the Washington Federation of State Employees, et. al v. State of
 4 Washington, Thurston County Superior Court Cause No. 05-2-02422-4. The
 5 expenditure of this appropriation is contingent on the release of all
 6 claims in this case, and total settlement costs shall not exceed the
 7 appropriation in this subsection (j). If settlement is not executed by
 8 June 30, 2008, the appropriation in this subsection (j) shall lapse.

9 (k) Within the amounts appropriated in this section, the department
 10 shall review current infant-toddler early intervention services
 11 statewide and report to the office of financial management by November
 12 1, 2008, and the appropriate committees of the legislature on a
 13 recommended consistent funding approach per child for the 2009-11
 14 biennium, recognizing the new level of funding anticipated by school
 15 district participation. The recommendations must also include a budget
 16 neutral option for the current level of clients served.

17 (l) \$325,000 of the general fund--state appropriation for fiscal
 18 year 2009 is provided solely for state-only employment services for
 19 young adults with developmental disabilities who need employment
 20 opportunities and assistance after high school graduation.

21 (2) INSTITUTIONAL SERVICES

| | | |
|----|---|----------------------|
| 22 | General Fund--State Appropriation (FY 2008) | ((\$78,765,000)) |
| 23 | | <u>\$80,469,000</u> |
| 24 | General Fund--State Appropriation (FY 2009) | ((\$80,873,000)) |
| 25 | | <u>\$80,668,000</u> |
| 26 | General Fund--Federal Appropriation | ((\$171,836,000)) |
| 27 | | <u>\$172,332,000</u> |
| 28 | General Fund--Private/Local Appropriation | ((\$21,613,000)) |
| 29 | | <u>\$22,203,000</u> |
| 30 | Pension Funding Stabilization Account--State | |
| 31 | Appropriation | \$5,614,000 |
| 32 | TOTAL APPROPRIATION | ((\$358,701,000)) |
| 33 | | <u>\$361,286,000</u> |

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

36 (a) The developmental disabilities program is authorized to use
 37 funds appropriated in this section to purchase goods and supplies

1 through direct contracting with vendors when the program determines it
2 is cost-effective to do so.

3 (b) \$100,000 of the general fund--state appropriation for fiscal
4 year 2008 and \$100,000 of the general fund--state appropriation for
5 fiscal year 2009 are provided solely for services provided to community
6 clients provided by licensed professionals at the state rehabilitation
7 centers. The division shall submit claims for reimbursement for
8 services provided to clients living in the community to medical
9 assistance or third-party health care coverage, as appropriate, and
10 shall implement a system for billing clients without coverage.

11 (c) \$642,000 of the general fund--state appropriation for fiscal
12 year 2008 and \$721,000 of the general fund--state appropriation for
13 fiscal year 2009 are provided solely for the department to fulfill its
14 contracts with the school districts under chapter 28A.190 RCW to
15 provide transportation, building space, and other support services as
16 are reasonably necessary to support the educational programs of
17 students living in residential habilitation centers.

18 (3) PROGRAM SUPPORT

| | | |
|----|---|------------------------------|
| 19 | General Fund--State Appropriation (FY 2008) | ((\$2,273,000)) |
| 20 | | <u>\$2,262,000</u> |
| 21 | General Fund--State Appropriation (FY 2009) | ((\$2,377,000)) |
| 22 | | <u>\$2,328,000</u> |
| 23 | General Fund--Federal Appropriation | ((\$2,821,000)) |
| 24 | | <u>\$2,812,000</u> |
| 25 | TOTAL APPROPRIATION | ((\$7,471,000)) |
| 26 | | <u>\$7,402,000</u> |

27 The appropriations in this subsection are subject to the following
28 conditions and limitations: As part of the needs assessment
29 instrument, the department shall collect data on family income for
30 minor children with developmental disabilities and all individuals who
31 are receiving state-only funded services. The department shall ensure
32 that this information is collected as part of the client assessment
33 process.

34 (4) SPECIAL PROJECTS

| | | |
|----|---|-------------------------------|
| 35 | General Fund--State Appropriation (FY 2008) | \$17,000 |
| 36 | General Fund--State Appropriation (FY 2009) | \$15,000 |
| 37 | General Fund--Federal Appropriation | ((\$16,843,000)) |

1 \$16,809,000
 2 TOTAL APPROPRIATION (~~(\$16,875,000)~~)
 3 \$16,841,000

4 **Sec. 206.** 2007 c 522 s 206 (uncodified) is amended to read as
 5 follows:

6 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--AGING AND ADULT**
 7 **SERVICES PROGRAM**

8 General Fund--State Appropriation (FY 2008) (~~(\$699,089,000)~~)
 9 \$700,332,000
 10 General Fund--State Appropriation (FY 2009) (~~(\$741,478,000)~~)
 11 \$753,881,000
 12 General Fund--Federal Appropriation (~~(\$1,539,010,000)~~)
 13 \$1,534,175,000
 14 General Fund--Private/Local Appropriation (~~(\$19,563,000)~~)
 15 \$19,525,000
 16 Pension Funding Stabilization Account--State
 17 Appropriation \$1,448,000
 18 Health Services Account--State Appropriation (FY 2008) . . \$2,444,000
 19 Health Services Account--State Appropriation (FY 2009) . . \$2,444,000
 20 Traumatic Brain Injury Account--State Appropriation . . . (~~(\$440,000)~~)
 21 \$1,212,000
 22 TOTAL APPROPRIATION (~~(\$3,005,916,000)~~)
 23 \$3,015,461,000

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

26 (1) The entire health services account appropriation, \$10,456,000
 27 of the general fund--state appropriation for fiscal year 2008,
 28 \$11,370,000 of the general fund--state appropriation for fiscal year
 29 2009, and \$26,778,000 of the general fund--federal appropriation are
 30 provided solely for health care benefits for agency home care workers
 31 who are employed through state contracts for at least twenty hours a
 32 week. The state contribution to the cost of health care benefits per
 33 eligible participating worker per month shall be no greater than
 34 \$532.00 in fiscal year 2008 and \$585.00 per month in fiscal year 2009.

35 (2) For purposes of implementing chapter 74.46 RCW, the weighted
 36 average nursing facility payment rate shall not exceed (~~(\$158.11)~~)
 37 \$159.34 for fiscal year 2008 and shall not exceed (~~(\$164.18)~~) \$165.04

1 for fiscal year 2009, including the rate add-on described in subsection
2 (9) of this section. For all nursing facilities, the direct care,
3 therapy care, support services, and operations component rates
4 established in accordance with chapter 74.46 RCW shall be adjusted for
5 economic trends and conditions by 3.2 percent effective July 1, 2007.
6 For all nursing facilities, adjustments for economic trends and
7 conditions effective July 1, 2008, shall be as specified in subsection
8 (10)(c) of this section.

9 (3) In accordance with chapter 74.46 RCW, the department shall
10 issue certificates of capital authorization that result in up to
11 \$16,000,000 of increased asset value completed and ready for occupancy
12 in fiscal year 2008; up to \$16,000,000 of increased asset value
13 completed and ready for occupancy in fiscal year 2009; and up to
14 \$16,000,000 of increased asset value completed and ready for occupancy
15 in fiscal year 2010.

16 (4) Adult day health services shall not be considered a duplication
17 of services for persons receiving care in long-term care settings
18 licensed under chapter 18.20, 72.36, or 70.128 RCW.

19 (5) In accordance with chapter 74.39 RCW, the department may
20 implement two medicaid waiver programs for persons who do not qualify
21 for such services as categorically needy, subject to federal approval
22 and the following conditions and limitations:

23 (a) One waiver program shall include coverage of care in community
24 residential facilities. Enrollment in the waiver shall not exceed 600
25 persons at any time.

26 (b) The second waiver program shall include coverage of in-home
27 care. Enrollment in this second waiver shall not exceed 200 persons at
28 any time.

29 (c) The department shall identify the number of medically needy
30 nursing home residents, and enrollment and expenditures on each of the
31 two medically needy waivers, on monthly management reports.

32 (d) If it is necessary to establish a waiting list for either
33 waiver because the budgeted number of enrollment opportunities has been
34 reached, the department shall track how the long-term care needs of
35 applicants assigned to the waiting list are met.

36 (6) \$1,840,000 of the general fund--state appropriation for fiscal
37 year 2008 and \$1,877,000 of the general fund--state appropriation for

1 fiscal year 2009 are provided solely for operation of the volunteer
2 chore services program.

3 (7) The department shall establish waiting lists to the extent
4 necessary to assure that annual expenditures on the community options
5 program entry systems (COPES) program do not exceed appropriated
6 levels. In establishing and managing any such waiting list, the
7 department shall assure priority access to persons with the greatest
8 unmet needs, as determined by department assessment processes.

9 (8) \$125,000 of the general fund--state appropriation for fiscal
10 year 2008, \$125,000 of the general fund--state appropriation for fiscal
11 year 2009, and \$250,000 of the general fund--federal appropriation are
12 provided solely for the implementation of Engrossed Second Substitute
13 Senate Bill No. 5930 (blue ribbon commission on health care). If the
14 bill is not enacted by June 30, 2007, the amounts provided in this
15 subsection shall lapse.

16 (9) ((~~\$8,755,000~~)) \$3,000,000 of the general fund--state
17 appropriation for fiscal year 2009 and \$3,134,000 of the general fund--
18 federal appropriation are provided solely to increase compensation for
19 low-wage workers in nursing homes beginning July 1, 2008. Within the
20 funds provided, the department shall provide an add-on per resident day
21 per facility based on the total funding divided by the total number of
22 fiscal year 2009 medicaid patient days as forecasted by the caseload
23 forecast council, not to exceed \$1.57. The department may reduce the
24 level of add-on if necessary to fit within this appropriation if the
25 caseload forecasted days increase from the February 2008 forecast. The
26 add-on shall be used to increase wages, benefits, and/or staffing
27 levels for certified nurse aides; or to increase wages and/or benefits
28 for dietary aides, housekeepers, laundry aides, or any other category
29 of worker whose statewide average dollars-per-hour wage was less than
30 \$15 in calendar year 2006, according to cost report data. The add-on
31 may also be used to address resulting wage compression for related job
32 classes immediately affected by wage increases to low-wage workers.
33 The department shall implement reporting requirements and a settlement
34 process to ensure that the funds are spent according to this
35 subsection. The department shall adopt rules to implement the terms of
36 this subsection.

37 (10) \$2,115,000 of the general fund--state appropriation for fiscal
38 year 2008, \$6,640,000 of the general fund--state appropriation for

1 fiscal year 2009, and ((~~\$9,348,000~~)) \$9,152,000 of the general fund--
2 federal appropriation are provided solely to increase nursing facility
3 payment rates.

4 ~~((b) \$125,000 of the general fund state appropriation for fiscal~~
5 ~~year 2008 and \$125,000 of the general fund federal appropriation are~~
6 ~~provided solely for the department to contract with an outside entity~~
7 ~~to review the current medicaid payment methodology for nursing~~
8 ~~facilities and make recommendations for revisions to, restructuring of,~~
9 ~~or replacement of the existing payment methodology no later than~~
10 ~~October 1, 2007, to the governor and the appropriate fiscal and policy~~
11 ~~committees of the legislature.~~

12 ~~(c) A joint legislative task force on long term care residential~~
13 ~~facility payment systems shall review and develop recommendations~~
14 ~~related to payment methodologies for the care of medicaid eligible~~
15 ~~residents of nursing homes, boarding homes, and adult family homes in~~
16 ~~Washington state.~~

17 ~~(i) Membership of the task force shall consist of eight~~
18 ~~legislators. The president of the senate shall appoint two members~~
19 ~~from each of the two largest caucuses of the senate. The speaker of~~
20 ~~the house of representatives shall appoint two members of each of the~~
21 ~~two largest caucuses of the house of representatives. Each body shall~~
22 ~~select representatives from committees with jurisdiction over health~~
23 ~~and long term care and fiscal matters.~~

24 ~~(ii) The task force shall give strong consideration to the~~
25 ~~following principles in the course of its deliberations:~~

26 ~~(A) A continuum of residential care settings should be available to~~
27 ~~medicaid eligible vulnerable adults so as to honor consumer choice;~~

28 ~~(B) Payment methodologies for care provided in adult family homes,~~
29 ~~boarding homes, and nursing homes should be based upon resident acuity,~~
30 ~~with payment rates that recognize the impact of differing state and~~
31 ~~federal regulatory requirements upon facility costs, but also address~~
32 ~~current disparities in payments to facilities serving residents with~~
33 ~~similar nursing or personal care needs;~~

34 ~~(C) Payment methodologies should be designed to support retention~~
35 ~~of qualified direct care staff through training, wages, and benefits~~
36 ~~offered to direct care staff, with special consideration given to~~
37 ~~nursing homes, boarding homes, and adult family homes that care for a~~

1 ~~disproportionate number of medicaid eligible residents relative to~~
2 ~~their peer facilities;~~

3 ~~(D) Performance measures related to critical issues such as staff~~
4 ~~retention and resident outcomes should be developed, with payment~~
5 ~~linked to facility performance on the measures; and~~

6 ~~(E) Payment methodologies should be simplified, with greater~~
7 ~~predictability and stability in payments.~~

8 ~~(iii) The task force shall:~~

9 ~~(A) Review and consider the recommendations submitted in accordance~~
10 ~~with (b) of this subsection;~~

11 ~~(B) Consider input from long term care stakeholders with respect to~~
12 ~~the principles in (c)(ii) of this subsection;~~

13 ~~(C) Review the current payment methodologies for nursing homes,~~
14 ~~boarding homes, and adult family homes, giving strong consideration to~~
15 ~~the principles in (c)(ii) of this subsection, and make recommendations~~
16 ~~for revisions to, restructuring of, or replacement of existing payment~~
17 ~~methodologies. The recommendations related to payments made in fiscal~~
18 ~~year 2009 shall be consistent with the amounts appropriated in this~~
19 ~~subsection.~~

20 ~~(iv) The task force shall complete its review and submit its~~
21 ~~recommendations to the appropriate policy and fiscal committees of the~~
22 ~~legislature by December 31, 2007.~~

23 ~~(v) Staff support for the task force shall be provided by senate~~
24 ~~committee services and the house of representatives office of program~~
25 ~~research.~~

26 ~~(vi) Legislative members of the task force shall be reimbursed for~~
27 ~~travel expenses in accordance with RCW 44.04.120.~~

28 ~~(vii) The expenses of the task force shall be paid jointly by the~~
29 ~~senate and the house of representatives. Task force expenditures are~~
30 ~~subject to approval by the senate facilities and operations committee~~
31 ~~and the house of representatives executive rules committees, or their~~
32 ~~successor committees.~~

33 ~~(viii) The task force expires December 31, 2007.))~~

34 (a) Of the amounts provided in this subsection, \$297,000 of the
35 general fund--state appropriation for fiscal year 2008, \$364,000 of the
36 general fund--state appropriation for fiscal year 2009, and \$691,000 of
37 the general fund--federal appropriation are provided solely to provide

1 funding for direct care rates required by Senate Bill No. 6629 (nursing
2 facility payment systems). If the bill is not enacted by June 30,
3 2008, then the amounts provided in this subsection (10)(a) shall lapse.

4 (b) Of the amounts provided in this subsection, \$1,818,000 of the
5 general fund--state appropriation for fiscal year 2008, \$1,552,000 of
6 the general fund--state appropriation for fiscal year 2009, and
7 \$3,526,000 of the general fund--federal appropriation are provided
8 solely to fund projected increases in the weighted average nursing
9 facility payment rates for fiscal years 2008 and 2009 due to appeals,
10 client acuity, capital projects, bed changes, and other adjustments to
11 cost projections deemed necessary by the department.

12 (c) The remaining amounts provided in this subsection of \$4,724,000
13 general fund--state for fiscal year 2009 and \$4,935,000 general fund--
14 federal are provided solely for an adjustment for economic trends and
15 conditions of 1.99 percent for direct care, therapy care, support
16 services, and operations effective July 1, 2008.

17 (11) \$180,000 of the general fund--state appropriation for fiscal
18 year 2009 and \$170,000 of the general fund--federal appropriation are
19 provided solely for a review of the costs and benefits of a fair rental
20 system to reimburse capital expenditures. The department must report
21 its findings to the fiscal committees of the legislature and the office
22 of financial management by July 1, 2009.

23 ((+10+)) (12) Within amounts appropriated in this section, the
24 department is authorized to expand the number of boarding homes and
25 adult family homes that receive exceptional care rates for persons with
26 Alzheimer's disease and related dementias who might otherwise require
27 nursing home care. The department may expand the number of licensed
28 boarding home facilities that specialize in caring for such conditions
29 by up to 100 beds. Effective July 1, 2008, the department shall be
30 authorized to provide adult family homes that specialize in caring for
31 such conditions with exceptional care rates for up to 50 beds. The
32 department will develop standards for adult family homes to qualify for
33 such exceptional care rates in order to enhance consumer choice.

34 ((+11+)) (13) \$500,000 of the general fund--state appropriation for
35 fiscal year 2008, \$500,000 of the general fund--state appropriation for
36 fiscal year 2009, and \$816,000 of the general fund--federal
37 appropriation are provided solely for the implementation of Engrossed

1 Substitute House Bill No. 2111 (adult family homes). If the bill is
2 not enacted by June 30, 2007, the amounts provided in this subsection
3 shall lapse.

4 ~~((12) \$440,000))~~ (14) \$1,212,000 of the traumatic brain injury
5 account--state appropriation is provided solely for the implementation
6 of Second Substitute House Bill No. 2055 (traumatic brain injury). If
7 the bill is not enacted by June 30, 2007, the amount provided in this
8 subsection shall lapse.

9 ~~((13))~~ (15) Within amounts appropriated in this section and in
10 section 205 of this act, the department of social and health services
11 shall:

12 (a) Determine how geographic differences in community residential
13 provider payments affect provider and workforce turnover;

14 (b) Examine alternative community residential provider payment
15 systems that account for differences in direct care labor costs in
16 various areas of the state, including alternative peer groupings in its
17 payment systems that take such factors into account; and

18 (c) Submit a report of its findings and recommendations to the
19 office of financial management and to the appropriate fiscal committees
20 of the legislature by June 30, 2008.

21 ~~((14))~~ (16)(a) Amounts appropriated in this section are
22 sufficient to increase provider payment rates by 6.0 percent for
23 boarding homes, effective July 1, 2007, ~~((and by an additional 2.0~~
24 ~~percent, effective July 1, 2008, for boarding homes,))~~ including those
25 currently receiving exceptional care rates; and by 3.2 percent,
26 effective July 1, 2007, ~~((and by an additional 2.0 percent, effective~~
27 ~~July 1, 2008,))~~ for adult family homes, including those currently
28 receiving exceptional care rates.

29 (b) The department shall implement phase one of full implementation
30 of a seventeen CARE level payment system for community residential
31 providers. Amounts appropriated in this section are sufficient to
32 increase adult family home provider payment rates on average, effective
33 July 1, 2008, including those currently receiving exceptional care
34 rates, and to adjust adult family home rates for the first phase of a
35 seventeen CARE level payment system. Effective July 1, 2008, the
36 provider payment rate allocation for boarding homes contracted as
37 assisted living shall be the provider's June 30, 2008, payment rate
38 allocation, and the provider payment rate for boarding homes contracted

1 as ARCs and EARCs shall be adjusted to reflect phase one of a seventeen
2 CARE level payment system. This will be in effect until such time as
3 the rates are consistent between adult family homes and boarding homes
4 for delivery of the same patient care levels.

5 (c) Amounts provided in this section and in section 205 of this act
6 are sufficient to assist adult family home providers with the cost of
7 paying liability insurance.

8 ((+15+)) (17) \$100,000 of the general fund--state appropriation for
9 fiscal year 2008 and \$100,000 of the general fund--federal
10 appropriation are provided solely for the department contract for an
11 evaluation of training requirements for long-term care workers as
12 generally described in Second Substitute House Bill No. 2284 (training
13 of care providers).

14 (18) The department shall contract for housing with service models,
15 such as cluster care, to create efficiencies in service delivery and
16 responsiveness to unscheduled personal care needs by clustering hours
17 for clients that live in close proximity to each other.

18 (19) \$2,463,000 of the general fund--state appropriation for fiscal
19 year 2009 and \$1,002,000 of the general fund--federal appropriation are
20 provided solely to implement sections 4 and 8 of Engrossed Second
21 Substitute House Bill No. 2668 (long-term care programs). If the bill
22 is not enacted by June 30, 2008, the amounts provided in this
23 subsection shall lapse.

24 (20) \$40,000 of the general fund--state appropriation for fiscal
25 year 2009 and \$40,000 of the general fund--federal appropriation are
26 provided solely to implement Second Substitute Senate Bill No. 6220
27 (nurse delegation) or sections 11 and 12 of Engrossed Second Substitute
28 House Bill No. 2668 (long-term care programs). If neither bill is
29 enacted by June 30, 2008, the amounts provided in this subsection shall
30 lapse.

31 (21) \$839,000 of the general fund--state appropriation for fiscal
32 year 2009 and \$838,000 of the general fund--federal appropriation are
33 provided solely for the implementation of Substitute House Bill No.
34 2693 (required basic training and certification of long-term care
35 workers). If the bill is not enacted by June 30, 2008, the amounts
36 provided in this subsection shall lapse.

37 (22) Within the funds appropriated in the section, the department
38 shall establish one statewide hourly rate to reimburse home care

1 agencies for the costs related to state clients for hours worked by
2 direct care workers in receiving mandatory training. The statewide
3 hourly rate shall be based on the hourly wage paid to individual
4 providers plus mandatory taxes plus an adjustment based on the formula
5 created under RCW 74.39A.310.

6 **Sec. 207.** 2007 c 522 s 207 (uncodified) is amended to read as
7 follows:

8 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--ECONOMIC SERVICES**
9 **PROGRAM**

| | | |
|----|---|----------------------------------|
| 10 | General Fund--State Appropriation (FY 2008) | ((\$592,774,000)) |
| 11 | | <u>\$586,369,000</u> |
| 12 | General Fund--State Appropriation (FY 2009) | ((\$627,148,000)) |
| 13 | | <u>\$619,066,000</u> |
| 14 | General Fund--Federal Appropriation | ((\$1,053,264,000)) |
| 15 | | <u>\$1,037,038,000</u> |
| 16 | General Fund--Private/Local Appropriation | ((\$27,920,000)) |
| 17 | | <u>\$30,833,000</u> |
| 18 | Pension Funding Stabilization Account--State | |
| 19 | Appropriation | \$4,592,000 |
| 20 | TOTAL APPROPRIATION | ((\$2,305,698,000)) |
| 21 | | <u>\$2,277,898,000</u> |

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

24 (1) ((~~\$334,377,000~~)) \$344,694,000 of the general fund--state
25 appropriation for fiscal year 2008, ((~~\$347,597,000~~)) \$363,284,000 of
26 the general fund--state appropriation for fiscal year 2009, and
27 ((~~\$827,774,000~~)) \$733,276,000 of the general fund--federal
28 appropriation are provided solely for all components of the WorkFirst
29 program. Within the amounts provided for the WorkFirst program, the
30 department may provide assistance using state-only funds for families
31 eligible for temporary assistance for needy families. Within the
32 amounts provided for the WorkFirst program, the department shall:

33 (a) Establish a ((~~post-TANF~~)) career services work transition
34 program;

35 (b) Continue to implement WorkFirst program improvements that are
36 designed to achieve progress against outcome measures specified in RCW
37 74.08A.410. Outcome data regarding job retention and wage progression

1 shall be reported quarterly to appropriate fiscal and policy committees
2 of the legislature for families who leave assistance, measured after 12
3 months, 24 months, and 36 months. The department shall also report the
4 percentage of families who have returned to temporary assistance for
5 needy families after 12 months, 24 months, and 36 months;

6 (c) Submit a report by October 1, 2007, to the fiscal committees of
7 the legislature containing a spending plan for the WorkFirst program.
8 The plan shall identify how spending levels in the 2007-2009 biennium
9 will be adjusted to stay within available federal grant levels and the
10 appropriated state-fund levels;

11 (d) Provide quarterly fiscal reports to the office of financial
12 management and the legislative fiscal committees detailing information
13 on the amount expended from general fund--state and general fund--
14 federal by activity;

15 (e) For fiscal year 2009, increase the temporary assistance for
16 needy families grant standard by three percent to account for increased
17 housing costs.

18 (2) Up to \$250,000 of the general fund--state appropriation for
19 fiscal year 2008 and \$250,000 of the general fund--state appropriation
20 for fiscal year 2009 of the amounts in subsection (1) of this section
21 are for the WorkFirst pathway to engagement program. The department
22 shall collaborate with community partners and represented staff to
23 identify additional services needed for WorkFirst clients in sanction
24 status. The department shall contract with qualified community-based
25 organizations to deliver such services, provided that such services are
26 complimentary to the work of the department and are not intended to
27 supplant existing staff or services. The department shall also
28 contract with community-based organizations for the provision of
29 services for WorkFirst clients who have been terminated after six
30 months of sanction. Contracts established pursuant to this subsection
31 shall have a performance-based component and shall include both
32 presanction termination and postsanction termination services. Clients
33 shall be able to choose whether or not to accept the services. The
34 department shall develop outcome measures for the program related to
35 outreach and reengagement, reduction of barriers to employment, and
36 client feedback and satisfaction. Nothing in this subsection is
37 intended to modify a collective bargaining agreement under chapter
38 41.80 RCW or to change the state's responsibility under chapter 41.80

1 RCW. The department shall report to the appropriate policy and fiscal
2 committees of the legislature by December 1, 2007, on program
3 implementation and outcomes. The department also shall report on
4 implementation of specialized caseloads for clients in sanction status,
5 including average caseload size, referral process and criteria, and
6 expected outcomes for specialized caseloads.

7 (3) \$210,000 of the general fund--state appropriation for fiscal
8 year 2008, \$187,000 of the general fund--state appropriation for fiscal
9 year 2009, and \$396,000 of the general fund--federal appropriation are
10 provided solely for implementation of section 8 of Second Substitute
11 House Bill No. 1088 (children's mental health). If the bill is not
12 enacted by June 30, 2007, the amounts provided in this subsection shall
13 lapse.

14 (4) \$152,000 of the general fund--state appropriation for fiscal
15 year 2008, \$96,000 of the general fund--state appropriation for fiscal
16 year 2009, and \$482,000 of the general fund--federal appropriation are
17 provided solely for implementation of Second Substitute House Bill No.
18 1009 (child support schedule). If the bill is not enacted by June 30,
19 2007, the amounts provided in this subsection shall lapse.

20 (5) \$750,000 of the general fund--state appropriation for fiscal
21 year 2008 and \$750,000 of the general fund--state appropriation for
22 fiscal year 2009 are provided solely to increase naturalization
23 services. These amounts shall supplement and not supplant state and
24 federal resources currently provided by the department for this
25 purpose.

26 (6) \$1,500,000 of the general fund--state appropriation for fiscal
27 year 2008 and \$1,500,000 of the general fund--state appropriation for
28 fiscal year 2009 are provided solely to increase limited English
29 proficiency pathway services. These amounts shall supplement and not
30 supplant state and federal resources currently provided by the
31 department for this purpose.

32 (7) \$250,000 of the general fund--state appropriation for fiscal
33 year 2008, \$5,782,000 of the general fund--state appropriation for
34 fiscal year 2009, and \$6,431,000 of the general fund--federal
35 appropriation are provided solely for implementation of Substitute
36 Senate Bill No. 5244 (deficit reduction act). If the bill is not
37 enacted by June 30, 2007, the amounts provided in this subsection shall
38 lapse.

1 (8) Within amounts appropriated in this section, the department
2 shall: (a) Increase the state supplemental payment by \$1.77 per month
3 beginning July 1, 2007, and by an additional \$1.83 per month beginning
4 July 1, 2008, for SSI clients who reside in nursing facilities,
5 residential habilitation centers, or state hospitals and who receive a
6 personal needs allowance; and (b) decrease other state supplemental
7 payments.

8 (9) \$100,000 of the general fund--state appropriation for fiscal
9 year 2008 and \$100,000 of the general fund--state appropriation for
10 fiscal year 2009 are provided solely to the department for the data
11 tracking provisions specified in sections 701 and 702 of Second
12 Substitute Senate Bill No. 5470 (dissolution proceedings). If the
13 bill is not enacted by June 30, 2007, the amounts provided in this
14 subsection shall lapse.

15 (10) \$1,552,000 of the general fund--state appropriation for fiscal
16 year 2008 and \$1,552,000 of the general fund--state appropriation for
17 fiscal year 2009 are provided solely for implementation of Second
18 Substitute Senate Bill No. 6016 (workfirst program). If the bill is
19 not enacted by June 30, 2007, the amounts provided in this subsection
20 shall lapse.

21 (11) \$50,000 of the general fund--state appropriation for fiscal
22 year 2008 and \$50,000 of the general fund--state appropriation for
23 fiscal year 2009 are provided solely to the department to award grants
24 to small mutual assistance associations or small community-based
25 organizations that contract with the department for immigrant and
26 refugee assistance services. The funds shall be awarded to demonstrate
27 the impact of providing funding for a case worker in the community
28 organization on the refugees' economic self-sufficiency through the
29 effective use of social services, and financial and medical assistance.

30 (12) \$50,000 of the general fund--state appropriation for fiscal
31 year 2009 is provided solely for implementation of Second Substitute
32 Senate Bill No. 6483 (local food production). If the bill is not
33 enacted by June 30, 2008, the amount provided in this subsection shall
34 lapse.

35 (13) \$1,100,000 of the general fund--state appropriation for fiscal
36 year 2009 and \$850,000 of the general fund--federal appropriation are
37 provided solely to increase the gross income limits for eligibility for
38 programs authorized under RCW 74.04.500 and 74.08A.120 to 200 percent

1 of the federal poverty level. The department shall adjust its rules
2 and information technology systems to make the eligibility change
3 effective October 1, 2008.

4 (14) The department, in conjunction with the House Bill No. 1290
5 work group, shall identify and analyze barriers preventing city,
6 county, and state referrals of persons potentially eligible for
7 expedited application processing authorized under RCW 74.09.555. The
8 department, in conjunction with the House Bill No. 1290 work group,
9 shall report its findings and recommendations to the appropriate
10 committees of the legislature no later than November 15, 2008.

11 (15) \$656,000 of the general fund--state appropriation for fiscal
12 year 2009 is provided solely to the department to increase immigration
13 and naturalization services. These funds shall not supplant state and
14 federal resources currently provided by the department for this
15 purpose.

16 **Sec. 208.** 2007 c 522 s 208 (uncodified) is amended to read as
17 follows:

18 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--ALCOHOL AND**
19 **SUBSTANCE ABUSE PROGRAM**

| | | |
|----|---|--------------------------------|
| 20 | General Fund--State Appropriation (FY 2008) | ((\$69,445,000)) |
| 21 | | <u>\$69,252,000</u> |
| 22 | General Fund--State Appropriation (FY 2009) | ((\$69,663,000)) |
| 23 | | <u>\$74,467,000</u> |
| 24 | General Fund--Federal Appropriation | ((\$138,942,000)) |
| 25 | | <u>\$149,196,000</u> |
| 26 | General Fund--Private/Local Appropriation | ((\$632,000)) |
| 27 | | <u>\$6,083,000</u> |
| 28 | Criminal Justice Treatment Account--State Appropriation | ((\$17,752,000)) |
| 29 | | <u>\$18,555,000</u> |
| 30 | Violence Reduction and Drug Enforcement Account--State | |
| 31 | Appropriation (FY 2008) | ((\$24,538,000)) |
| 32 | | <u>\$22,186,000</u> |
| 33 | Violence Reduction and Drug Enforcement Account--State | |
| 34 | Appropriation (FY 2009) | ((\$24,538,000)) |
| 35 | | <u>\$22,186,000</u> |
| 36 | Problem Gambling Account--State | |
| 37 | Appropriation | ((\$1,567,000)) |

| | | |
|----|--|--------------------------------|
| 1 | | <u>\$1,464,000</u> |
| 2 | Public Safety and Education Account--State | |
| 3 | Appropriation (FY 2008) | ((\$1,044,000)) |
| 4 | | <u>\$3,396,000</u> |
| 5 | Public Safety and Education Account--State | |
| 6 | Appropriation (FY 2009) | ((\$1,043,000)) |
| 7 | | <u>\$3,395,000</u> |
| 8 | Pension Funding Stabilization Account--State | |
| 9 | Appropriation | \$146,000 |
| 10 | TOTAL APPROPRIATION | ((\$349,310,000)) |
| 11 | | <u>\$370,326,000</u> |

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

14 (1) \$2,786,000 of the general fund--state appropriation for fiscal
15 year 2008 and \$2,785,000 of the general fund--state appropriation for
16 fiscal year 2009 are provided solely for the parent child assistance
17 program. The department shall contract with the University of
18 Washington and community-based providers for the provision of this
19 program. For all contractors, indirect charges for administering the
20 program shall not exceed ten percent of the total contract amount.

21 (2) \$11,113,000 of the general fund--state appropriation for fiscal
22 year 2008, \$14,490,000 of the general fund--state appropriation for
23 fiscal year 2009, and \$14,269,000 of the general fund--federal
24 appropriation are provided solely for the expansion of chemical
25 dependency treatment services for adult medicaid eligible and general
26 assistance-unemployable patients authorized under the 2005-07 biennial
27 appropriations act. By September 30, 2007, the department shall submit
28 an expenditure and program report relating to the patients receiving
29 treatment and other services pursuant to the funding provided in this
30 subsection (2), as well as to other patients receiving treatment funded
31 by the department. The report shall be submitted to the office of
32 financial management and the appropriate policy and fiscal committees
33 of the legislature. Subsequent updates to this report shall be
34 provided by January 31 and July 31 of each fiscal year of the 2007-09
35 biennium. The reports shall include, but not necessarily be limited
36 to, the following information: (a) The number and demographics
37 (including categories) of patients served; (b) geographic distribution;
38 (c) modality of treatment services provided (i.e. residential or

1 out-patient); (d) treatment completion rates; (e) funds spent; and (f)
2 where applicable, the estimated cost offsets in medical assistance on
3 a total and per patient basis.

4 (3) \$698,000 of the general fund--state appropriation for fiscal
5 year 2008, (~~(\$698,000)~~) \$1,060,000 of the general fund--state
6 appropriation for fiscal year 2009, and \$154,000 of the general fund--
7 federal appropriation are provided solely for the expansion authorized
8 under the 2005-07 biennial appropriations act of chemical dependency
9 treatment services for minors who are under 200 percent of the federal
10 poverty level. The department shall monitor the number and type of
11 clients entering treatment, for purposes of determining potential cost
12 offsets.

13 (4) \$250,000 of the general fund--state appropriation for fiscal
14 year 2008 and (~~(\$250,000)~~) \$145,000 of the general fund--state
15 appropriation for fiscal year 2009 are provided solely for the
16 department to contract for the following: (~~((a) A pilot program in
17 Pierce county for family therapeutic court services that include
18 chemical dependency treatment with use of the prometa protocol; and (b)
19 an independent evaluator to evaluate the efficacy of the treatment with
20 the prometa protocol under the pilot program as compared to other drug
21 treatment and to no treatment))~~) (a) To continue an existing pilot
22 program in Pierce county limited to individuals who began chemical
23 dependency treatment using the prometa protocol prior to March 11,
24 2008; and (b) to contract with an independent evaluator who will, to
25 the extent possible, evaluate the Pierce county pilot, as well as
26 summarize other research on the efficacy of the prometa protocol.

27 (5) \$4,449,000 of the general fund--state appropriation for fiscal
28 year 2009 and \$1,000,000 of the criminal justice treatment account
29 appropriation are provided solely to implement Engrossed Substitute
30 Senate Bill No. 6665 (crisis response), to continue existing pilot
31 programs and to expand the intensive crisis response pilot to Spokane
32 county. The continuation and expansion of the pilot programs expires
33 June 30, 2009. If the bill is not enacted by June 30, 2008, the
34 amounts provided in this subsection shall lapse.

35 **Sec. 209.** 2007 c 522 s 209 (uncodified) is amended to read as
36 follows:

| | | |
|----|--|----------------------------------|
| 1 | FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--MEDICAL ASSISTANCE | |
| 2 | PROGRAM | |
| 3 | General Fund--State Appropriation (FY 2008) | ((\$1,589,266,000)) |
| 4 | | <u>\$1,602,827,000</u> |
| 5 | General Fund--State Appropriation (FY 2009) | ((\$1,665,304,000)) |
| 6 | | <u>\$1,669,581,000</u> |
| 7 | General Fund--Federal Appropriation | ((\$4,305,197,000)) |
| 8 | | <u>\$4,344,748,000</u> |
| 9 | General Fund--Private/Local Appropriation | \$2,000,000 |
| 10 | Emergency Medical Services and Trauma Care Systems | |
| 11 | Trust Account--State Appropriation | \$15,076,000 |
| 12 | Health Services Account--State Appropriation (FY 2008)((\$350,259,000)) | |
| 13 | | <u>\$388,946,000</u> |
| 14 | Health Services Account--State Appropriation (FY 2009)((\$385,215,000)) | |
| 15 | | <u>\$421,762,000</u> |
| 16 | <u>Tobacco Prevention and Control Account--State</u> | |
| 17 | <u>Appropriation</u> | <u>\$1,883,000</u> |
| 18 | Pension Funding Stabilization Account--State | |
| 19 | Appropriation | \$646,000 |
| 20 | TOTAL APPROPRIATION | ((\$8,312,963,000)) |
| 21 | | <u>\$8,447,469,000</u> |

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

24 (1) Based on quarterly expenditure reports and caseload forecasts,
25 if the department estimates that expenditures for the medical
26 assistance program will exceed the appropriations, the department shall
27 take steps including but not limited to reduction of rates or
28 elimination of optional services to reduce expenditures so that total
29 program costs do not exceed the annual appropriation authority.

30 (2) In determining financial eligibility for medicaid-funded
31 services, the department is authorized to disregard recoveries by
32 Holocaust survivors of insurance proceeds or other assets, as defined
33 in RCW 48.104.030.

34 (3) Sufficient amounts are appropriated in this section for the
35 department to continue podiatry services for medicaid-eligible adults.

36 (4) Sufficient amounts are appropriated in this section for the
37 department to provide an adult dental benefit that is at least
38 equivalent to the benefit provided in the 2003-05 biennium.

1 (5) In accordance with RCW 74.46.625, \$6,000,000 of the general
2 fund--federal appropriation is provided solely for supplemental
3 payments to nursing homes operated by public hospital districts. The
4 public hospital district shall be responsible for providing the
5 required nonfederal match for the supplemental payment, and the
6 payments shall not exceed the maximum allowable under federal rules.
7 It is the legislature's intent that the payments shall be supplemental
8 to and shall not in any way offset or reduce the payments calculated
9 and provided in accordance with part E of chapter 74.46 RCW. It is the
10 legislature's further intent that costs otherwise allowable for rate-
11 setting and settlement against payments under chapter 74.46 RCW shall
12 not be disallowed solely because such costs have been paid by revenues
13 retained by the nursing home from these supplemental payments. The
14 supplemental payments are subject to retrospective interim and final
15 cost settlements based on the nursing homes' as-filed and final
16 medicare cost reports. The timing of the interim and final cost
17 settlements shall be at the department's discretion. During either the
18 interim cost settlement or the final cost settlement, the department
19 shall recoup from the public hospital districts the supplemental
20 payments that exceed the medicaid cost limit and/or the medicare upper
21 payment limit. The department shall apply federal rules for
22 identifying the eligible incurred medicaid costs and the medicare upper
23 payment limit.

24 (6) \$1,111,000 of the health services account appropriation for
25 fiscal year 2008, \$1,110,000 of the health services account
26 appropriation for fiscal year 2009, \$5,402,000 of the general fund--
27 federal appropriation, \$1,590,000 of the general fund--state
28 appropriation for fiscal year 2008, and \$1,591,000 of the general
29 fund--state appropriation for fiscal year 2009 are provided solely for
30 grants to rural hospitals. The department shall distribute the funds
31 under a formula that provides a relatively larger share of the
32 available funding to hospitals that (a) serve a disproportionate share
33 of low-income and medically indigent patients and (b) have relatively
34 smaller net financial margins, to the extent allowed by the federal
35 medicaid program.

36 (7) \$10,546,000 of the health services account appropriation for
37 fiscal year 2008, \$10,546,000 of the health services account--state
38 appropriation for fiscal year 2009, and \$19,725,000 of the general

1 fund--federal appropriation are provided solely for grants to nonrural
2 hospitals. The department shall distribute the funds under a formula
3 that provides a relatively larger share of the available funding to
4 hospitals that (a) serve a disproportionate share of low-income and
5 medically indigent patients and (b) have relatively smaller net
6 financial margins, to the extent allowed by the federal medicaid
7 program.

8 (8) The department shall continue the inpatient hospital certified
9 public expenditures program for the 2007-2009 biennium. The program
10 shall apply to all public hospitals, including those owned or operated
11 by the state, except those classified as critical access hospitals or
12 state psychiatric institutions. The department shall submit ((a))
13 reports to the governor and legislature by November 1, 2007, and by
14 November 1, 2008, that evaluate((s)) whether savings continue to exceed
15 costs for this program. If the certified public expenditures (CPE)
16 program in its current form is no longer cost-effective to maintain,
17 the department shall submit a report to the governor and legislature
18 detailing cost-effective alternative uses of local, state, and federal
19 resources as a replacement for this program. During fiscal year 2008
20 and fiscal year 2009, hospitals in the program shall be paid and shall
21 retain (a) one hundred percent of the federal portion of the allowable
22 hospital cost for each medicaid inpatient fee-for-service claim payable
23 by medical assistance; and (b) one hundred percent of the federal
24 portion of the maximum disproportionate share hospital payment
25 allowable under federal regulations. Inpatient medicaid payments shall
26 be established using an allowable methodology that approximates the
27 cost of claims submitted by the hospitals. Payments made to each
28 hospital in the program in each fiscal year of the biennium shall be
29 compared to a baseline amount ((that is the total of (a) the total
30 ~~payment for claims for services rendered during the fiscal year~~
31 ~~calculated according to the methodology employed by the legislature in~~
32 ~~the omnibus appropriations act for implementation in fiscal year~~
33 ~~2008)). The baseline amount will be determined by the total of (a) the
34 inpatient claim payment amounts that would have been paid during the
35 fiscal year had the hospital not been in the CPE program, and (b)
36 disproportionate share hospital payment amounts paid to and retained by
37 each hospital during fiscal year 2005 that pertain to fiscal year 2005.
38 If payments during the fiscal year exceed the hospital's baseline~~

1 amount, no additional payments will be made to the hospital except the
2 federal portion of allowable disproportionate share hospital payments
3 for which the hospital can certify allowable match. If payments during
4 the fiscal year are less than the baseline amount, the hospital will be
5 paid a state grant equal to the difference between payments during the
6 fiscal year and the applicable baseline amount. Payment of the state
7 grant shall be made in the applicable fiscal year and ~~((is))~~
8 distributed in monthly payments. The grants will be recalculated and
9 redistributed as the baseline is updated during the fiscal year. The
10 grant payments are subject to an interim ~~((cost))~~ settlement within
11 eleven months after the end of the fiscal year. A final ~~((cost))~~
12 settlement shall be performed within two years after the end of the
13 related fiscal year. To the extent that ~~((a final cost))~~ either
14 settlement determines that a hospital has received funds in excess of
15 what it would have received ~~((under the methodology in place in fiscal~~
16 ~~year 2008))~~ as described in this subsection, the hospital must repay
17 ~~((these))~~ the excess amounts to the state when requested.
18 ~~(((\$74,066,000))~~ \$61,728,000 of the general fund--state appropriation
19 for fiscal year 2008, of which \$6,570,000 is appropriated in section
20 204(1) of this act and the balance in this section, and ~~(((\$59,776,000))~~
21 \$57,894,000 of the general fund--state appropriation for fiscal year
22 2009, of which \$6,570,000 is appropriated in section 204(1) of this act
23 and the balance in this section, are provided solely for state grants
24 for the participating hospitals.

25 (9) ~~(((\$7,314,000))~~ \$4,399,000 of the general fund--state
26 appropriation for fiscal year 2008, ~~(((\$7,800,000))~~ \$6,391,000 of the
27 general fund--state appropriation for fiscal year 2009, and
28 ~~(((\$48,995,000))~~ \$55,384,000 of the general fund--federal appropriation
29 are provided solely for development and implementation of a replacement
30 system for the existing medicaid management information system. The
31 amounts are conditioned on the department satisfying the requirements
32 of section 902 of this act.

33 (10) When a person is ineligible for medicaid solely by reason of
34 residence in an institution for mental diseases, the department shall
35 provide the person with the same benefits as he or she would receive if
36 eligible for medicaid, using state-only funds to the extent necessary.

37 (11) The department is authorized to use funds appropriated in this

1 section to purchase goods and supplies through direct contracting with
2 vendors when the department determines it is cost-effective to do so.

3 (12) The legislature affirms that it is in the state's interest for
4 Harborview medical center to remain an economically viable component of
5 the state's health care system.

6 (13) The department shall, within available resources, continue
7 operation of the medical care services care management pilot project
8 for clients receiving general assistance benefits in King and Pierce
9 counties. The project may use a full or partial capitation model that
10 includes a mechanism for shared savings.

11 (14) \$1,688,000 of the general fund--state appropriation for fiscal
12 year 2008 and \$1,689,000 of the general fund--state appropriation for
13 fiscal year 2009 are provided solely to incorporate a mental health
14 service component to the pilot project established pursuant to
15 subsection (13) of this section. Addition of the mental health service
16 component authorized in this subsection is contingent upon the managed
17 care contractor or the participating counties providing, alone or in
18 combination, matching funds in cash or in kind, in an amount equal to
19 one-ninth of the amounts appropriated in this subsection. The mental
20 health service component may include care coordination, mental health
21 services, and integrated medical and mental health service delivery for
22 general assistance clients with mental health disorders, as well as
23 primary care provider training and education. The department shall
24 provide a report to the appropriate committees of the legislature by
25 January 1, 2009, on costs, savings, and any outcomes or quality
26 measures associated with the pilot projects during calendar year 2007
27 and 2008. To the extent possible, the report shall address any impact
28 that the mental health services component has had upon clients' use of
29 medical services, including but not limited to primary care physician's
30 visits, emergency room utilization, and prescription drug utilization.

31 (15) \$341,000 of the health services account appropriation for
32 fiscal year 2008, \$1,054,000 of the health services account
33 appropriation for fiscal year 2009, and \$1,461,000 of the general
34 fund--federal appropriation are provided solely to implement Second
35 Substitute House Bill No. 1201 (foster care youth medical). If the
36 bill is not enacted by June 30, 2007, the amounts provided in this
37 subsection shall lapse.

1 (16) (~~(\$6,529,000)~~) \$6,728,000 of the general fund--state
2 appropriation for fiscal year 2008 and (~~(\$6,651,000)~~) \$8,563,000 of the
3 general fund--state appropriation for fiscal year 2009 are provided
4 solely to provide full benefit dual eligible beneficiaries with
5 medicare part D prescription drug copayment coverage in accordance with
6 chapter 3, Laws of 2007 (part D copayment drug program).

7 (17) The department shall conduct a study to determine the
8 financial impact associated with continuing to cover brand name
9 medications versus the same medication in its generic form. The study
10 shall account for all rebates paid to the state on each product studied
11 up until the point where the generic form is less expensive, net of
12 federally required rebates. The department shall submit its report to
13 the legislative fiscal committees by December 1, 2007.

14 (18) \$198,000 of the general fund--state appropriation for fiscal
15 year 2008 and \$268,000 of the general fund--state appropriation for
16 fiscal year 2009 are provided solely for the first two years of a four-
17 year project by the Seattle-King county health department to improve
18 management of symptoms and reduce complications related to asthma among
19 medicaid eligible children. The department shall contract with the
20 Seattle-King county health department to have trained community health
21 workers visit medicaid eligible children in their homes to identify and
22 reduce exposure to asthma triggers, improve clients' self-management
23 skills, and coordinate clients' care with their primary care and
24 specialty providers. The contract shall include an evaluation of the
25 impact of the services provided under the contract on urgent
26 physician's visits, emergency room utilization, and inpatient
27 hospitalization.

28 (19) (~~(\$2,450,000)~~) \$1,529,000 of the general fund--state
29 appropriation for fiscal year 2008 and (~~(\$1,950,000)~~) \$2,871,000 of the
30 general fund--state appropriation for fiscal year 2009 are provided
31 solely for development and implementation of an outreach program as
32 provided in chapter 5, Laws of 2007 (Second Substitute Senate Bill No.
33 5093, health services for children).

34 (a) By December 15, 2007, the department shall provide a report to
35 the appropriate committees of the legislature on the progress of
36 implementing the following activities:

37 (~~(a)~~) (i) Feasibility study and implementation plan to develop

1 online application capability that is integrated with the department's
2 automated client eligibility system;

3 ~~((b))~~ (ii) Development of data linkages with the office of
4 superintendent of public instruction for free and reduced-price lunch
5 enrollment information and the department of early learning for child
6 care subsidy program enrollment information;

7 ~~((c))~~ (iii) Informing insurers and providers when their
8 enrollees' eligibility is going to expire so insurers and providers can
9 help families reenroll;

10 ~~((d))~~ (iv) Outreach contracts with local governmental entities,
11 community based organizations, and tribes;

12 ~~((e))~~ (v) Results of data sharing with outreach contractors, and
13 other contracted entities such as local governments, community-based
14 organizations, tribes, health care providers, and insurers to engage,
15 enroll, and reenroll identified children;

16 ~~((f))~~ (vi) Results of efforts to maximize federal matching funds,
17 wherever possible; and

18 ~~((g))~~ (vii) Plans for sustaining outreach programs proven to be
19 successful.

20 (b)(i) Within the amounts provided under this subsection (19),
21 sufficient funding is provided to the department to develop and
22 implement in conjunction with the employment security department a plan
23 that would:

24 (A) Allow applicants and recipients of unemployment insurance to
25 request assistance with obtaining health coverage for household
26 members; and

27 (B) Authorize the exchange of information between the employment
28 security department and the department of social and health services to
29 more efficiently determine eligibility for health coverage under
30 chapter 74.09 RCW.

31 (ii) The plan developed in (b)(i) of this subsection should address
32 permissible uses of federal employment security funding and
33 infrastructure, identification of any necessary statutory changes, and
34 cost information. The department shall submit the plan in a report to
35 the governor and the appropriate committees of the legislature by
36 November 15, 2008.

37 (20) \$640,000 of the general fund--state appropriation for fiscal

1 year 2008 and \$616,000 of the general fund--state appropriation for
2 fiscal year 2009 are provided solely to:

3 (a) Pay the premiums associated with enrollment in a medicare
4 advantage plan for those full benefit dual eligible beneficiaries, as
5 defined in RCW 74.09.010, who were enrolled on or before November 14,
6 2006 in a medicare advantage plan sponsored by an entity accredited by
7 the national committee for quality assurance and for whom the
8 department had been paying Part C premium as of November 2006; and

9 (b) Undertake, directly or by contract, a study to determine the
10 cost-effectiveness of paying premiums for enrollment of full benefit
11 dual eligible beneficiaries in medicare advantage plans in lieu of
12 paying full benefit dual eligible beneficiaries' medicare cost-sharing.
13 The study shall compare the cost and health outcomes experience,
14 including rates of nursing home placement and costs for groups of full
15 benefit dual eligible beneficiaries who are enrolled in medicare
16 advantage plans, in medicare special needs plan or in medicare fee-for-
17 service. The study shall compare the health status and utilization of
18 health and long-term care services for the three groups, and the impact
19 of access to a medical home and specialty care, over a period of two
20 years to determine any differences in health status, health outcomes,
21 and state expenditures that result. The department shall submit the
22 results of the study to the governor and the legislature by June 30,
23 2009. The department is authorized to accept private cash and in-kind
24 donations and grants to support the study and evaluation.

25 (c) Track enrollment and expenditures for this population on
26 department monthly management reports.

27 (21) The department may not transition to managed care delivery any
28 population that has been primarily served under fee-for-service
29 delivery unless the department first conducts a cost-effectiveness
30 evaluation of the transition, including an evaluation of historical
31 data on utilization patterns, and finds that the transition would
32 result in a more effective and cost-efficient form of service delivery,
33 pursuant to RCW 74.09.470. Any such finding must be provided to the
34 governor and the legislature no less than ninety days before the
35 transition begins.

36 (22) \$756,000 of the general fund--state appropriation for fiscal
37 year 2008, \$1,193,000 of the general fund--state appropriation for
38 fiscal year 2009, \$1,261,000 of the health services account--state

1 appropriation for fiscal year 2009, and \$2,448,000 of the general
2 fund--federal appropriation are provided solely to implement sections
3 5, 7, 8, and 11 of Second Substitute House Bill No. 1088 (children's
4 mental health). If the bill is not enacted by June 30, 2007, the
5 amounts provided in this subsection shall lapse.

6 ~~((+22))~~ (23) \$288,000 of the general fund--state appropriation for
7 fiscal year 2008, \$277,000 of the general fund--state appropriation for
8 fiscal year 2009, and \$566,000 of the general fund--federal
9 appropriation are provided solely for the implementation of Engrossed
10 Second Substitute Senate Bill No. 5930 (blue ribbon comm/health care).
11 If the bill is not enacted by June 30, 2007, the amounts provided in
12 this subsection shall lapse.

13 ~~((+23)---\$150,000))~~ (24) \$45,000 of the general fund--state
14 appropriation for fiscal year 2008 is provided solely for the
15 department of social and health services, in consultation with the
16 health care authority and the employment security department, to
17 prepare and submit a report and recommendations to the governor and the
18 legislature related to coverage of low-wage workers enrolled on state
19 plans who are employed by employers with more than fifty employees.
20 The report shall address multiple approaches, including but not limited
21 to the proposal included in House Bill No. 2094 (taxpayer health care
22 fairness act). The discussion of each approach included in the report
23 should identify how the approach would further the goal of shared
24 responsibility for coverage of low-wage workers, obstacles to
25 implementation and options to address them, and estimated
26 implementation costs. The report shall be submitted on or before
27 November 15, 2007. The agencies shall establish a workgroup, which
28 shall be closely involved and consulted in the development of the
29 report and recommendations under this subsection. The workgroup shall
30 include the following participants: Persons or organizations
31 representing large employers in the retail, agricultural and grocery
32 trades, other large employers, organizations representing employees of
33 large employers, organizations representing low-wage employees of large
34 employers, state and local governmental entities as employers, and
35 organizations representing employees of state and local governmental
36 entities. In addition, the workgroup shall include three members from
37 each of the two largest caucuses of the house of representatives,

1 appointed by the speaker, and three members from each of the two
2 largest caucuses of the senate, appointed by the president of the
3 senate.

4 (25) \$1,883,000 of the tobacco prevention and control account--
5 state appropriation and \$1,742,000 of the general fund--federal
6 appropriation are for the provision of smoking cessation benefits
7 pursuant to Senate Bill No. 6421 (smoking cessation). If the bill is
8 not enacted by June 30, 2008, the amounts provided in this subsection
9 shall lapse.

10 (26) As part of the five-year plan on state purchasing to improve
11 health care quality under chapter 259, Laws of 2007, the department, in
12 collaboration with the department of health, shall provide a report to
13 the appropriate committees of the legislature outlining a strategy to
14 improve immunization rates for all children in the state, including but
15 not limited to vaccine administration fee increases and pay-for-
16 performance incentives. The department shall submit the report to the
17 governor and the health policy and fiscal committees of the legislature
18 by November 1, 2008.

19 (27) Within existing funds, the department shall evaluate the
20 fiscal impact of the federal upper limits on medicaid reimbursement to
21 pharmacies implemented under the federal deficit reduction act, and
22 report its findings to the legislature by December 1, 2008.

23 (28)(a) \$100,000 of the general fund--state appropriation for
24 fiscal year 2009 is provided solely for a feasibility study to examine
25 processes and systems that would expeditiously link persons released
26 from confinement in state and local correctional facilities and
27 institutions for mental diseases to medical assistance benefits for
28 which they qualify. The study shall present an analysis of the costs
29 and benefits associated with:

30 (i) Suspending eligibility for persons who were receiving medical
31 assistance at the time their confinement began, such that upon the
32 person's release from confinement, medical assistance benefits would
33 immediately resume without the filing of a new application. In the
34 evaluation of eligibility suspension, the department shall examine
35 process modifications that would allow confined persons to recertify
36 eligibility before or immediately after release from confinement;

37 (ii) Improving the efficiency and expanding the scope of the
38 expedited medical assistance reinstatement and eligibility

1 determination process established under RCW 74.09.555, including
2 extending the process to persons other than those with mental
3 disorders, both for persons who had been previously eligible before
4 confinement and for persons who had not been eligible before
5 confinement;

6 (iii) Providing medical and mental health evaluations to determine
7 disability for purposes of the medical assistance program before the
8 person's release from confinement; and

9 (iv) Notifying the department in a timely manner when a person who
10 has been enrolled in medical assistance is confined in a state
11 correctional institution or institution for mental diseases or is
12 released from confinement.

13 (b) In conducting the study, the department shall collaborate with
14 the Washington association of sheriffs and police chiefs, the
15 department of corrections, the regional support networks, department
16 field offices, institutions for mental diseases, and correctional
17 institutions. The department shall submit the study to the governor
18 and the legislature by November 15, 2008.

19 (29) \$165,000 of the general fund--state appropriation for fiscal
20 year 2009, \$269,000 of the health services account--state appropriation
21 for fiscal year 2009, and \$425,000 of the general fund--federal
22 appropriation are provided solely for lead blood level assessments
23 under chapter 74.09 RCW for any eligible children younger than
24 twenty-one years old in accordance with early and periodic screening
25 and diagnostic treatment services as defined in section 1905 of Title
26 XIX of the federal social security act and its implementing regulations
27 and guidelines.

28 (30) \$50,000 of the general fund--state appropriation for fiscal
29 year 2009 and \$50,000 of the general fund--federal appropriation are
30 provided solely for implementation of the agency's responsibilities in
31 Engrossed Second Substitute House Bill No. 2549 (patient-centered
32 primary care). If the bill is not enacted by June 30, 2008, the
33 amounts provided in this subsection shall lapse.

34 (31) \$50,000 of the general fund--state appropriation for fiscal
35 year 2009 and \$50,000 of the general fund--federal appropriation are
36 provided solely for the senior dental access project pursuant to
37 Engrossed Second Substitute House Bill No. 2668 (long term care

1 programs). If the bill is not enacted by June 30, 2008, the amounts
2 provided in this subsection shall lapse.

3 **Sec. 210.** 2007 c 522 s 210 (uncodified) is amended to read as
4 follows:

5 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--VOCATIONAL**
6 **REHABILITATION PROGRAM**

| | | |
|----|---|--------------------------------|
| 7 | General Fund--State Appropriation (FY 2008) | ((\$12,986,000)) |
| 8 | | <u>\$11,543,000</u> |
| 9 | General Fund--State Appropriation (FY 2009) | ((\$14,336,000)) |
| 10 | | <u>\$12,323,000</u> |
| 11 | General Fund--Federal Appropriation | ((\$90,886,000)) |
| 12 | | <u>\$92,975,000</u> |
| 13 | Telecommunications Devices for the Hearing and | |
| 14 | Speech Impaired--State Appropriation | ((\$1,793,000)) |
| 15 | | <u>\$1,975,000</u> |
| 16 | Pension Funding Stabilization Account--State | |
| 17 | Appropriation | \$116,000 |
| 18 | TOTAL APPROPRIATION | ((\$120,117,000)) |
| 19 | | <u>\$118,932,000</u> |

20 **Sec. 211.** 2007 c 522 s 211 (uncodified) is amended to read as
21 follows:

22 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--SPECIAL COMMITMENT**
23 **PROGRAM**

| | | |
|----|---|--------------------------------|
| 24 | General Fund--State Appropriation (FY 2008) | ((\$51,103,000)) |
| 25 | | <u>\$52,506,000</u> |
| 26 | General Fund--State Appropriation (FY 2009) | ((\$54,219,000)) |
| 27 | | <u>\$54,549,000</u> |
| 28 | TOTAL APPROPRIATION | ((\$105,322,000)) |
| 29 | | <u>\$107,055,000</u> |

30 The appropriations in this section are subject to the following
31 conditions and limitations: \$83,000 of the general fund--state
32 appropriation for fiscal year 2009 is provided solely for
33 implementation of Substitute House Bill No. 2756 (commitment center
34 calls). If the bill is not enacted by June 30, 2008, the amount
35 provided in this subsection shall lapse.

1 **Sec. 212.** 2007 c 522 s 212 (uncodified) is amended to read as
2 follows:

3 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--ADMINISTRATION AND**
4 **SUPPORTING SERVICES PROGRAM**

| | | |
|----|---|--------------------------------|
| 5 | General Fund--State Appropriation (FY 2008) | ((\$35,438,000)) |
| 6 | | <u>\$40,502,000</u> |
| 7 | General Fund--State Appropriation (FY 2009) | ((\$36,504,000)) |
| 8 | | <u>\$41,125,000</u> |
| 9 | General Fund--Federal Appropriation | ((\$64,730,000)) |
| 10 | | <u>\$64,805,000</u> |
| 11 | General Fund--Private/Local Appropriation | ((\$810,000)) |
| 12 | | <u>\$1,526,000</u> |
| 13 | Public Safety and Education Account--State | |
| 14 | Appropriation (FY 2008) | ((\$1,226,000)) |
| 15 | | <u>\$700,000</u> |
| 16 | Public Safety and Education Account--State | |
| 17 | Appropriation (FY 2009) | ((\$1,226,000)) |
| 18 | | <u>\$1,752,000</u> |
| 19 | Pension Funding Stabilization Account--State | |
| 20 | Appropriation | \$1,408,000 |
| 21 | Violence Reduction and Drug Enforcement Account-- | |
| 22 | State Appropriation (FY 2008) | \$913,000 |
| 23 | Violence Reduction and Drug Enforcement Account-- | |
| 24 | State Appropriation (FY 2009) | ((\$926,000)) |
| 25 | | <u>\$917,000</u> |
| 26 | TOTAL APPROPRIATION | ((\$143,181,000)) |
| 27 | | <u>\$153,648,000</u> |

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

30 (1) \$250,000 of the general fund--state appropriation for fiscal
31 year 2008 and \$250,000 of the general fund--state appropriation for
32 fiscal year 2009 are provided solely for the expansion of the
33 Washington state mentors program, which provides technical assistance
34 and training to mentoring programs that serve at-risk youth.

35 (2) \$1,750,000 of the general fund--state appropriation for fiscal
36 year 2008 and \$1,750,000 of the general fund--state appropriation for
37 fiscal year 2009 are provided solely for the Washington council for

1 prevention of child abuse and neglect to expand its home visitation
2 program.

3 (3) \$150,000 of the general fund--state appropriation for fiscal
4 year 2008 and \$150,000 of the general fund--state appropriation for
5 fiscal year 2009 are provided solely to the family policy council for
6 distribution as grants to community networks in counties with county
7 juvenile courts participating in decategorization of funding through
8 the juvenile rehabilitation administration. The council shall provide
9 grants of up to \$50,000 per fiscal year to the Pierce County-Tacoma
10 urban community network and additional community networks supporting
11 counties or groups of counties in evaluating programs funded through a
12 block grant by the juvenile rehabilitation administration. Funds not
13 used for grants to community networks supporting counties or groups of
14 counties participating in the decategorization block grants shall
15 lapse.

16 (4) \$500,000 of the general fund--state appropriation for fiscal
17 year 2008 and \$500,000 of the general fund--state appropriation for
18 fiscal year 2009 are provided solely for funding of the teamchild
19 project through the governor's juvenile justice advisory committee.

20 (5) \$85,000 of the general fund--state appropriation for fiscal
21 year 2008 and \$85,000 of the general fund--state appropriation for
22 fiscal year 2009 are provided solely for the continuation of the
23 postpartum depression campaign, including the design and production of
24 brochures in various languages, a radio public service announcement,
25 and other outreach and training efforts.

26 (6) \$200,000 of the general fund--state appropriation for fiscal
27 year 2008 and \$200,000 of the general fund--state appropriation for
28 fiscal year 2009 are provided solely to expand and enhance the juvenile
29 detention alternatives initiative. This funding is intended to add
30 three new program sites, support the addition of a data analyst, and to
31 provide resources for the state to participate in annual national
32 conferences.

33 (7) (~~(\$144,000)~~) \$95,000 of the general fund--state appropriation
34 for fiscal year 2008, (~~(\$111,000)~~) \$87,000 of the general fund--state
35 appropriation for fiscal year 2009, and (~~(\$136,000)~~) \$101,000 of the
36 general fund--federal appropriation are provided solely for the
37 implementation of Engrossed Second Substitute House Bill No. 1422

1 (incarcerated parents). If the bill is not enacted by June 30, 2007,
2 the amounts provided in this subsection shall lapse.

3 (8) \$12,000 of the general fund--state appropriation for fiscal
4 year 2009 and \$7,000 of the general fund--federal appropriation are
5 provided solely for the implementation of chapter 465, Laws of 2007.

6 (9) \$196,000 of the general fund--state appropriation for fiscal
7 year 2008, \$804,000 of the general fund--state appropriation for fiscal
8 year 2009, and \$581,000 of the general fund--federal appropriation are
9 provided solely for the development of a project plan, time line, and
10 budget plan for a more flexible payment system for independent home
11 care providers and others who collectively bargain for wages and
12 benefits. The legislature finds the amounts provided are sufficient to
13 fund the following related to a timely and expeditious transition to a
14 more flexible provider payroll system: (a) An appropriate request for
15 proposal; and (b) collection of the information necessary to develop
16 the budget proposal needed to seek budget authority for the system.

17 (10) \$49,000 of the general fund--state appropriation for fiscal
18 year 2009 is provided solely for the family policy council to establish
19 a new network in Skagit county.

20 **Sec. 213.** 2007 c 522 s 213 (uncodified) is amended to read as
21 follows:

22 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--PAYMENTS TO OTHER**
23 **AGENCIES PROGRAM**

| | | |
|----|---|---------------------|
| 24 | General Fund--State Appropriation (FY 2008) | ((\$59,460,000)) |
| 25 | | \$59,085,000 |
| 26 | General Fund--State Appropriation (FY 2009) | ((\$59,497,000)) |
| 27 | | \$60,121,000 |
| 28 | General Fund--Federal Appropriation | ((\$57,255,000)) |
| 29 | | \$57,438,000 |
| 30 | TOTAL APPROPRIATION | ((\$176,212,000)) |
| 31 | | \$176,644,000 |

32 The appropriations in this section are subject to the following
33 conditions and limitations: \$235,000 of the general fund--state
34 appropriation for fiscal year 2009 and \$111,000 of the general fund--
35 federal appropriation are provided solely to implement sections 2 and
36 3 of Engrossed Second Substitute House Bill No. 3205 (child long-term

1 well-being). If the bill is not enacted by June 30, 2008, the amounts
2 provided in this subsection shall lapse.

3 **Sec. 214.** 2007 c 522 s 214 (uncodified) is amended to read as
4 follows:

5 **FOR THE STATE HEALTH CARE AUTHORITY**

| | | |
|----|--|--------------------------------|
| 6 | General Fund--State Appropriation (FY 2008) | ((\$500,000)) |
| 7 | | <u>\$1,000,000</u> |
| 8 | ((General Fund--State Appropriation (FY 2009) | \$500,000)) |
| 9 | General Fund--Federal Appropriation | ((\$4,885,000)) |
| 10 | | <u>\$4,937,000</u> |
| 11 | State Health Care Authority Administrative Account-- | |
| 12 | State Appropriation | ((\$56,074,000)) |
| 13 | | <u>\$41,543,000</u> |
| 14 | <u>State Health Care Authority Administrative Account--</u> | |
| 15 | <u>Private/Local Appropriation</u> | <u>\$100,000</u> |
| 16 | Medical Aid Account--State Appropriation | ((\$529,000)) |
| 17 | | <u>\$527,000</u> |
| 18 | Health Services Account--State Appropriation | |
| 19 | (FY 2008) | ((\$274,666,000)) |
| 20 | | <u>\$271,478,000</u> |
| 21 | Health Services Account--State Appropriation | |
| 22 | (FY 2009) | ((\$300,580,000)) |
| 23 | | <u>\$302,832,000</u> |
| 24 | TOTAL APPROPRIATION | ((\$637,734,000)) |
| 25 | | <u>\$622,417,000</u> |

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

28 (1) Within amounts appropriated in this section and sections 205
29 and 206 of this act, the health care authority shall continue to
30 provide an enhanced basic health plan subsidy for foster parents
31 licensed under chapter 74.15 RCW and workers in state-funded home care
32 programs. Under this enhanced subsidy option, foster parents eligible
33 to participate in the basic health plan as subsidized enrollees and
34 home care workers with family incomes below 200 percent of the federal
35 poverty level shall be allowed to enroll in the basic health plan at
36 the minimum premium amount charged to enrollees with incomes below
37 sixty-five percent of the federal poverty level.

1 (2) The health care authority shall require organizations and
2 individuals that are paid to deliver basic health plan services and
3 that choose to sponsor enrollment in the subsidized basic health plan
4 to pay 133 percent of the premium amount which would otherwise be due
5 from the sponsored enrollees.

6 (3) The administrator shall take at least the following actions to
7 assure that persons participating in the basic health plan are eligible
8 for the level of assistance they receive: (a) Require submission of
9 (i) income tax returns, and recent pay history, from all applicants, or
10 (ii) other verifiable evidence of earned and unearned income from those
11 persons not required to file income tax returns; (b) check employment
12 security payroll records at least once every twelve months on all
13 enrollees; (c) require enrollees whose income as indicated by payroll
14 records exceeds that upon which their subsidy is based to document
15 their current income as a condition of continued eligibility; (d)
16 require enrollees for whom employment security payroll records cannot
17 be obtained to document their current income at least once every six
18 months; (e) not reduce gross family income for self-employed persons by
19 noncash-flow expenses such as, but not limited to, depreciation,
20 amortization, and home office deductions, as defined by the United
21 States internal revenue service; and (f) pursue repayment and civil
22 penalties from persons who have received excessive subsidies, as
23 provided in RCW 70.47.060(9).

24 (4) (~~(\$1,984,000 of the health services account state~~
25 ~~appropriation for fiscal year 2008 and \$6,315,000)) \$4,062,000 of the
26 health services account--state appropriation for fiscal year 2009
27 (~~are~~) is provided solely for additional enrollment in the basic
28 health plan. If available basic health plan slots are exceeded, the
29 authority shall maintain a waiting list and provide for notification
30 when slots become available.~~

31 (5) Appropriations in this act include specific funding for health
32 records banking under section 10 of Engrossed Second Substitute Senate
33 Bill No. 5930 (blue ribbon commission).

34 (6) \$11,934,000 of the health services account--state appropriation
35 for fiscal year 2008 and \$11,834,000 of the health services account--
36 state appropriation for fiscal year 2009 are provided solely for
37 funding for health care services provided through local community
38 clinics.

1 (7) \$784,000 of the health services account--state appropriation
2 for fiscal year 2008, \$1,676,000 of the health service account--state
3 appropriation for fiscal year 2009, \$540,000 of the general fund--
4 federal appropriation, and (~~(\$22,480,000)~~) \$8,200,000 of the state
5 health care authority administrative account--state appropriation are
6 provided for the development of a new benefits administration and
7 insurance accounting system.

8 (8) \$2,000,000 of the health services account--state appropriation
9 for fiscal year 2009 is provided solely for the authority to provide
10 one-time competitive grants to community health centers to increase the
11 number of adults served on an ongoing basis. Each clinic receiving
12 grant funding shall report annually, beginning December 2008, on key
13 adult access indicators established by the authority, including but not
14 limited to increases in the number of low-income adults served.

15 (~~(8) \$2,137,000~~) (9) \$1,639,000 of the health services account--
16 state appropriation for fiscal year 2008 and (~~(\$1,000,000)~~) \$2,988,000
17 of the health services account--state appropriation for fiscal year
18 2009 are provided solely for section 5 of Engrossed Second Substitute
19 House Bill No. 1569 (health insurance partnership board) and related
20 provisions of Engrossed Second Substitute Senate Bill No. 5930 (blue
21 ribbon commission on health care). An additional \$750,000 of the
22 health services account--state appropriation for fiscal year 2009 is
23 provided solely for premium subsidies to low-income employees of small
24 employers participating in the health insurance partnership, as
25 generally described in Second Substitute House Bill No. 2537
26 (modifications to the health insurance partnership).

27 (~~(9)~~) (10) \$664,000 of the health services account--state
28 appropriation for fiscal year 2008 and \$664,000 of the health services
29 account--state appropriation for fiscal year 2009 are provided solely
30 for the implementation of the Washington quality forum, pursuant to
31 section 9 of Engrossed Second Substitute Senate Bill No. 5930 (blue
32 ribbon commission). If the section is not enacted by June 2007, the
33 amounts provided in this subsection shall lapse.

34 (~~(10)~~) (11) \$600,000 of the state health care authority
35 administrative account--state appropriation is provided solely for the
36 implementation of the state employee health pilot, pursuant to section
37 41 of Engrossed Second Substitute Senate Bill No. 5930 (blue ribbon

1 commission). If the section is not enacted by June 2007, the amounts
2 provided in this subsection shall lapse.

3 ~~((11))~~ (12) \$250,000 of the health services account--state
4 appropriation for fiscal year 2008 and \$250,000 of the health services
5 account--state appropriation for fiscal year 2009 are provided solely
6 for continuation of the community health collaborative grant program in
7 accordance with chapter 67, Laws of 2006 (E2SSB 6459). The applicant
8 organizations must assure measurable improvements in health access
9 within their service region, demonstrate active collaboration with key
10 community partners, and provide two dollars in matching funds for each
11 grant dollar awarded.

12 ~~((12))~~ (13) \$731,000 of the health services account--state
13 appropriation for fiscal year 2008 and \$977,000 of the health services
14 account--state appropriation for fiscal year 2009 are provided solely
15 for the dental residency program, including maintenance of the existing
16 residency positions and the establishment of six additional resident
17 positions in fiscal year 2008 (four in eastern Washington and two in
18 the Seattle area), and five additional positions in fiscal year 2009.

19 (14) Appropriations in this act include funding for sections 14
20 (reducing unnecessary emergency room use) and 40 (state employee health
21 program) of Engrossed Second Substitute Senate Bill No. 5930 (blue
22 ribbon commission).

23 (15) \$100,000 of the health services account--state appropriation
24 for fiscal year 2009 is provided solely for implementation of the
25 agency's responsibilities in Engrossed Second Substitute House Bill No.
26 2549 (patient-centered primary care). If the bill is not enacted by
27 June 30, 2008, the amount provided in this subsection shall lapse.

28 **Sec. 215.** 2007 c 522 s 215 (uncodified) is amended to read as
29 follows:

30 **FOR THE HUMAN RIGHTS COMMISSION**

| | | |
|----|---|--------------------------|
| 31 | General Fund--State Appropriation (FY 2008) | (\$3,444,000) |
| 32 | | \$3,377,000 |
| 33 | General Fund--State Appropriation (FY 2009) | (\$3,350,000) |
| 34 | | <u>\$3,699,000</u> |
| 35 | General Fund--Federal Appropriation | (\$1,345,000) |
| 36 | | <u>\$1,523,000</u> |
| 37 | TOTAL APPROPRIATION | (\$8,139,000) |

1 \$8,599,000

2 The appropriations in this section are subject to the following
3 conditions and limitations: \$115,000 of the general fund--state
4 appropriation for fiscal year 2008 and \$190,000 of the general fund--
5 state appropriation for fiscal year 2009 are provided solely for
6 implementation of Engrossed Substitute Senate Bill No. 6776
7 (whistleblower protections). If the bill is not enacted by June 30,
8 2008, the amounts provided in this subsection shall lapse.

9 **Sec. 216.** 2007 c 522 s 216 (uncodified) is amended to read as
10 follows:

11 **FOR THE BOARD OF INDUSTRIAL INSURANCE APPEALS**

12 Worker and Community Right-to-Know Account--State

13 Appropriation \$20,000

14 Accident Account--State Appropriation ((~~\$18,123,000~~))

15 \$18,330,000

16 Medical Aid Account--State Appropriation ((~~\$18,124,000~~))

17 \$18,331,000

18 TOTAL APPROPRIATION ((~~\$36,267,000~~))

19 \$36,681,000

20 The appropriations in this section are subject to the following
21 conditions and limitations: \$364,000 of the accident account--state
22 appropriation and \$364,000 of the medical aid account--state
23 appropriation are provided solely for the payment of benefits required
24 by Second Substitute House Bill No. 3139 (industrial insurance orders).
25 If the bill is not enacted by June 30, 2008, or if additional benefits
26 are not required under the bill, the amounts provided in this
27 subsection shall lapse.

28 **Sec. 217.** 2007 c 522 s 217 (uncodified) is amended to read as
29 follows:

30 **FOR THE CRIMINAL JUSTICE TRAINING COMMISSION**

31 General Fund--State Appropriation (FY 2009) \$306,000

32 Public Safety and Education Account--State

33 Appropriation (FY 2008) ((~~\$15,537,000~~))

34 \$15,680,000

35 Public Safety and Education Account--State

36 Appropriation (FY 2009) ((~~\$14,340,000~~))

| | | |
|---|---|-------------------------------|
| 1 | | <u>\$21,464,000</u> |
| 2 | Death Investigations Account--State Appropriation | \$148,000 |
| 3 | Municipal Criminal Justice Assistance Account-- | |
| 4 | State Appropriation | \$460,000 |
| 5 | Washington Auto Theft Prevention Authority Account-- | |
| 6 | State Appropriation | \$12,322,000 |
| 7 | TOTAL APPROPRIATION | ((\$42,807,000)) |
| 8 | | <u>\$50,380,000</u> |

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

11 (1) During the 2007-2009 biennium, the criminal justice training
12 commission is authorized to raise existing fees charged for firearms
13 certification for security guards in excess of the fiscal growth factor
14 established pursuant to RCW 43.135.055, if necessary, to meet the
15 actual costs of conducting the certification programs and the
16 appropriation levels in this section.

17 (2) \$2,390,000 of the public safety and education account--state
18 appropriation for fiscal year 2008 and ((~~\$956,000~~)) \$1,809,000 of the
19 public safety and education account--state appropriation for fiscal
20 year 2009 are provided solely for ten additional basic law enforcement
21 academies in fiscal year 2008 and ((~~four~~)) nine additional basic law
22 enforcement academies in fiscal year 2009. ((~~Continued funding for~~
23 ~~these additional academies is contingent upon the result of an office~~
24 ~~of financial management forecast for future student demand for basic~~
25 ~~law enforcement academies at the criminal justice training centers in~~
26 ~~Burien and Spokane.~~))

27 (3) \$1,044,000 of the public safety and education account--state
28 appropriation for fiscal year 2008 and \$1,191,000 of the public safety
29 and education account--state appropriation for fiscal year 2009 are
30 provided solely for the Washington association of sheriffs and police
31 chiefs to continue to develop, maintain, and operate the jail booking
32 and reporting system (JBRS) and the statewide automated victim
33 information and notification system (SAVIN).

34 (4) \$28,000 of the public safety and education account--state
35 appropriation for fiscal year 2008 is provided solely for the
36 implementation of chapter 10, Laws of 2007 (SSB 5191, missing persons).

37 (5) \$5,400,000 of the Washington auto theft prevention authority
38 account--state appropriation for fiscal year 2008 and \$6,922,000 of the

1 Washington auto theft prevention authority account--state appropriation
2 for fiscal year 2009 are provided solely for the implementation of
3 Engrossed Third Substitute House Bill No. 1001 (auto theft). If the
4 bill is not enacted by June 30, 2007, the amounts provided in this
5 subsection shall lapse.

6 (6) \$150,000 of the public safety and education account--state
7 appropriation for fiscal year 2008 and \$150,000 of the public safety
8 and education account--state appropriation for fiscal year 2009 are
9 provided solely (~~for the implementation of Substitute House Bill No.~~
10 ~~1333 (child welfare). If the bill is not enacted by June 30, 2007, the~~
11 ~~amounts provided in this subsection shall lapse~~) to deliver multi-
12 disciplinary team training sessions aimed at improving the coordination
13 of, and communication between, agencies involved in the investigation
14 of child fatality, child sexual abuse, child physical abuse, and
15 criminal neglect cases.

16 (7) \$25,000 of the public safety and education account--state
17 appropriation for fiscal year 2008 is provided solely for the
18 implementation of Substitute Senate Bill No. 5987 (gang-related
19 offenses). If the bill is not enacted by June 30, 2007, the amount
20 provided in this subsection shall lapse.

21 (8) \$50,000 of the public safety and education account--state
22 appropriation for fiscal year 2008 and \$50,000 of the public safety and
23 education account--state appropriation for fiscal year 2009 are
24 provided solely for support of the coalition of small police agencies
25 major crimes task force. The purpose of this task force is to pool its
26 resources and to establish an efficient and cooperative approach in
27 addressing major violent crimes.

28 (9) \$20,000 of the public safety and education account--state
29 appropriation for fiscal year 2008 is provided solely for the
30 implementation of Substitute Senate Bill No. 5315 (forest
31 fires/property access). If the bill is not enacted by June 30, 2007,
32 the amount provided in this subsection shall lapse.

33 (10) \$5,000,000 of the public safety and education account--state
34 appropriation for fiscal year 2009 is provided to the Washington
35 association of sheriffs and police chiefs solely to verify the address
36 and residency of all registered sex offenders and kidnapping offenders
37 under RCW 9A.44.130. The Washington association of sheriffs and police
38 chiefs shall:

1 (a) Enter into performance-based agreements with units of local
2 government to ensure that registered offender address and residency are
3 verified:

4 (A) For level I offenders, every twelve months;

5 (B) For level II offenders, every six months; and

6 (C) For level III offenders, every three months.

7 For the purposes of this subsection, unclassified offenders and
8 kidnapping offenders shall be considered at risk level I unless in the
9 opinion of the local jurisdiction a higher classification is in the
10 interest of public safety.

11 (b) Collect performance data from all participating jurisdictions
12 sufficient to evaluate the efficiency and effectiveness of the address
13 and residency verification program.

14 (c) Submit a report on the effectiveness of the address and
15 residency verification program to the governor and the appropriate
16 committees of the house of representatives and senate by September 1,
17 2009.

18 The Washington association of sheriffs and police chiefs may retain up
19 to three percent of the amount provided in this subsection for the cost
20 of administration. Any funds not disbursed for address and residency
21 verification or retained for administration may be allocated to local
22 prosecutors for the prosecution costs associated with failing to
23 register offenses.

24 (11) \$750,000 of the public safety and education fund--state
25 appropriation for fiscal year 2009 is provided solely for
26 implementation of Second Substitute House Bill No. 2712 (criminal
27 street gangs). If the bill is not enacted by June 30, 2008, the amount
28 provided in this subsection shall lapse.

29 (12) \$306,000 of the general fund--state appropriation for fiscal
30 year 2009 is provided solely for a grant program to pay for the costs
31 of local law enforcement agencies participating in specialized crisis
32 intervention training.

33 **Sec. 218.** 2007 c 522 s 218 (uncodified) is amended to read as
34 follows:

35 **FOR THE DEPARTMENT OF LABOR AND INDUSTRIES**

36 General Fund--State Appropriation (FY 2008) ((\$8,711,000))
37 \$8,716,000

| | | |
|----|---|--------------------------------|
| 1 | General Fund--State Appropriation (FY 2009) | ((\$8,879,000)) |
| 2 | | <u>\$9,314,000</u> |
| 3 | General Fund--Federal Appropriation | \$100,000 |
| 4 | Public Safety and Education Account--State | |
| 5 | Appropriation (FY 2008) | ((\$15,386,000)) |
| 6 | | <u>\$15,393,000</u> |
| 7 | Public Safety and Education Account--State | |
| 8 | Appropriation (FY 2009) | ((\$16,607,000)) |
| 9 | | <u>\$16,525,000</u> |
| 10 | Public Safety and Education Account--Federal | |
| 11 | Appropriation | \$10,000,000 |
| 12 | Asbestos Account--State Appropriation | ((\$923,000)) |
| 13 | | <u>\$908,000</u> |
| 14 | Electrical License Account--State Appropriation | ((\$40,718,000)) |
| 15 | | <u>\$41,104,000</u> |
| 16 | Farm Labor Revolving Account--Private/Local | |
| 17 | Appropriation | \$28,000 |
| 18 | Worker and Community Right-to-Know Account--State | |
| 19 | Appropriation | ((\$1,961,000)) |
| 20 | | <u>\$1,941,000</u> |
| 21 | Public Works Administration Account--State | |
| 22 | Appropriation | ((\$3,996,000)) |
| 23 | | <u>\$3,948,000</u> |
| 24 | Manufactured Home Installation Training Account-- | |
| 25 | State Appropriation | \$192,000 |
| 26 | Accident Account--State Appropriation | ((\$228,998,000)) |
| 27 | | <u>\$232,730,000</u> |
| 28 | Accident Account--Federal Appropriation | \$13,622,000 |
| 29 | Medical Aid Account--State Appropriation | ((\$239,248,000)) |
| 30 | | <u>\$235,880,000</u> |
| 31 | Medical Aid Account--Federal Appropriation | \$3,186,000 |
| 32 | Plumbing Certificate Account--State Appropriation | ((\$1,653,000)) |
| 33 | | <u>\$2,002,000</u> |
| 34 | Pressure Systems Safety Account--State | |
| 35 | Appropriation | ((\$3,667,000)) |
| 36 | | <u>\$3,646,000</u> |
| 37 | TOTAL APPROPRIATION | ((\$597,875,000)) |
| 38 | | <u>\$599,235,000</u> |

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

3 (1) \$2,413,000 of the medical aid account--state appropriation is
4 provided solely for conducting utilization reviews of physical and
5 occupational therapy cases at the 24th visit and the associated
6 administrative costs, including those of entering data into the
7 claimant's file. The department shall develop and report performance
8 measures and targets for these reviews to the office of financial
9 management. The reports are due September 30th for the prior fiscal
10 year and must include the amount spent and the estimated savings per
11 fiscal year.

12 (2) \$2,247,000 of the medical aid account--state appropriation is
13 provided solely to implement Engrossed Substitute Senate Bill No. 5920
14 (vocational rehabilitation). If the bill is not enacted by June 30,
15 2007, the amount provided in this subsection shall lapse.

16 (3) \$822,000 of the medical aid account--state appropriation is
17 provided solely for vocational services professional staff salary
18 adjustments necessary to recruit and retain positions required for
19 anticipated changes in work duties as a result of Engrossed Substitute
20 Senate Bill No. 5920 (vocational rehabilitation). If the bill is not
21 enacted by June 30, 2007, the amount provided in this subsection shall
22 lapse. Compensation for anticipated changes to work duties is subject
23 to review and approval by the director of the department of personnel
24 and is subject to collective bargaining.

25 (4) \$8,000,000 of the medical aid account--state appropriation is
26 provided solely to establish a program of safety and health as
27 authorized by RCW 49.17.210 to be administered under rules adopted
28 pursuant to chapter 34.05 RCW, provided that projects funded involve
29 workplaces insured by the medical aid fund, and that priority is given
30 to projects fostering accident prevention through cooperation between
31 employers and employees or their representatives.

32 (5) \$600,000 of the medical aid account--state appropriation is
33 provided solely for the department to contract with one or more
34 independent experts to evaluate and recommend improvements to the
35 rating plan under chapter 51.18 RCW, including analyzing how risks are
36 pooled, the effect of including worker premium contributions in
37 adjustment calculations, incentives for accident and illness

1 prevention, return-to-work practices, and other sound risk-management
2 strategies that are consistent with recognized insurance principles.

3 (6) \$181,000 of the accident account--state appropriation and
4 \$181,000 of the medical aid account--state appropriation are provided
5 solely to implement Substitute Senate Bill No. 5443 (workers'
6 compensation claims). If the bill is not enacted by June 30, 2007, the
7 amounts provided in this subsection shall lapse.

8 (7) \$558,000 of the medical aid account--state appropriation is
9 provided solely to implement Engrossed Substitute Senate Bill No. 5290
10 (workers' compensation advisory committees). If the bill is not
11 enacted by June 30, 2007, the amount provided in this subsection shall
12 lapse.

13 (8) \$104,000 of the public safety and education account--state
14 appropriation for fiscal year 2008, \$104,000 of the public safety and
15 education account--state appropriation for fiscal year 2009, \$361,000
16 of the accident account--state appropriation, and \$361,000 of the
17 medical aid account--state appropriation are provided solely for
18 implementation of Engrossed Substitute Senate Bill No. 5675 (workers'
19 compensation benefits). If the bill is not enacted by June 30, 2007,
20 the amounts provided in this subsection shall lapse.

21 (9) \$730,000 of the medical aid account--state appropriation is
22 provided solely for implementation of Engrossed Second Substitute
23 Senate Bill No. 5930 (blue ribbon commission). If the bill is not
24 enacted by June 30, 2007, the amount provided in this subsection shall
25 lapse.

26 (10) \$437,000 of the accident account--state appropriation and
27 \$437,000 of the medical aid account--state appropriation are provided
28 solely for implementation of Substitute Senate Bill No. 5053
29 (industrial insurance ombudsman). If the bill is not enacted by June
30 30, 2007, the amounts provided in this subsection shall lapse.

31 (11) \$74,000 of the accident account--state appropriation and
32 \$74,000 of the medical aid--state appropriation are provided solely for
33 implementation of Engrossed Substitute Senate Bill No. 5915 (notices to
34 employers). If the bill is not enacted by June 30, 2007, the amounts
35 provided in this subsection shall lapse.

36 (12) \$605,000 of the accident account--state appropriation for
37 fiscal year 2008 is provided solely for a study of the incidence of
38 permanent total disability pensions in the state's workers'

1 compensation system. To conduct the study, the department shall
2 contract with an independent researcher that has demonstrated expertise
3 in workers' compensation systems. When selecting the independent
4 researcher, the department shall consult the labor and business members
5 of the workers' compensation advisory committee and, if the labor and
6 business members of the workers' compensation advisory committee agree
7 on a particular independent researcher, the department shall select
8 that independent researcher. The study must consider causes of the
9 recent increase in permanent total disability cases, future anticipated
10 permanent total disability trends, a comparison of Washington's
11 permanent total disability claims experience and injured workers with
12 other states and jurisdictions, the impact of the standard for finding
13 workers employable on the incidence of permanent total disability
14 pensions, and the impact of vocational rehabilitation under RCW
15 51.32.095 on the incidence of permanent total disability pensions. The
16 department shall report to the workers' compensation advisory
17 committee, the house of representatives commerce and labor committee,
18 and the senate labor, commerce, research and development committee on
19 the results of the study on or before July 1, 2008.

20 (13) \$1,089,000 of the accident account--state appropriation and
21 \$192,000 of the medical aid account--state appropriation are provided
22 solely for implementation of chapter 27, Laws of 2007 (ESHB 2171, crane
23 safety).

24 (14) \$100,000 of the general fund--federal appropriation and
25 \$192,000 of the manufactured home installation training account--state
26 appropriation are provided solely for Substitute House Bill No. 2118
27 (mobile/manufactured homes). If the bill is not enacted by June 30,
28 2007, the amounts provided in this subsection shall lapse.

29 (15) \$107,000 of the accident account--state appropriation and
30 \$107,000 of the medical aid account--state appropriation are provided
31 solely to implement Senate Bill No. 6839 (workers' compensation
32 coverage). If the bill is not enacted by June 30, 2008, the amounts
33 provided in this subsection shall lapse.

34 (16) \$224,000 of the general fund--state appropriation for fiscal
35 year 2009, \$741,000 of the accident account--state appropriation, and
36 \$741,000 of the medical aid account--state appropriation are provided
37 solely for implementation of Second Substitute Senate Bill No. 6732

1 (construction industry). If the bill is not enacted by June 30, 2008,
2 the amount provided in this subsection shall lapse.

3 (17) \$408,000 of the accident account--state appropriation and
4 \$72,000 of the medical aid account--state appropriation are provided
5 solely to implement Substitute House Bill No. 2602 (victims' employment
6 leave). If the bill is not enacted by June 30, 2008, the amounts
7 provided in this subsection shall lapse.

8 (18) \$3,000 of the public safety and education account--state
9 appropriation for fiscal year 2008 and \$3,000 of the public safety and
10 education account--state appropriation for fiscal year 2009 are
11 provided solely to implement Substitute Senate Bill No. 6246
12 (industrial insurance claims). If the bill is not enacted by June 30,
13 2008, the amounts provided in this subsection shall lapse.

14 (19) \$368,000 of the plumbing certificate account--state
15 appropriation is provided solely for implementation of Engrossed
16 Substitute Senate Bill No. 5831 (HVAC and refrigeration). If the bill
17 is not enacted by June 30, 2008, the amount provided in this subsection
18 shall lapse.

19 (20) \$256,000 of the accident account--state appropriation and
20 \$256,000 of the medical aid account--state appropriation are provided
21 solely for the payment of benefits required by Second Substitute House
22 Bill No. 3139 (industrial insurance orders). If the bill is not
23 enacted by June 30, 2008, or if additional benefits are not required
24 under the bill, the amounts provided in this subsection shall lapse.

25 (21) \$40,000 of the general fund--state appropriation for fiscal
26 year 2009 is provided solely for the department to conduct a review of
27 the need for regulation of general and specialty contractors involved
28 in the repair, alteration, or construction of single-family homes using
29 the public interest criteria set forth in RCW 18.118.010 and as
30 generally described in Second Substitute House Bill No. 3349
31 (residential contractors). By October 1, 2008, the department and the
32 department of licensing shall report their findings to the appropriate
33 committees of the legislature.

34 (22) The department of labor and industries shall enter into an
35 interagency agreement with the employment security department to expend
36 funds from the family leave insurance account for the implementation of
37 the family leave insurance program.

1 (23) Pursuant to RCW 43.135.055, the department is authorized to
2 increase the following fees as necessary to meet the actual costs of
3 conducting business and the appropriation levels in this section and by
4 not more than 5.53 percent in fiscal year 2008: Boiler inspection
5 permits and fees; boiler permit fees; plumbers' continuing education;
6 and plumbers' licensing and examination fees.

7 **Sec. 219.** 2007 c 522 s 219 (uncodified) is amended to read as
8 follows:

9 **FOR THE INDETERMINATE SENTENCE REVIEW BOARD**

| | | |
|----|---|------------------------------|
| 10 | General Fund--State Appropriation (FY 2008) | \$1,876,000 |
| 11 | General Fund--State Appropriation (FY 2009) | ((\$1,907,000)) |
| 12 | | <u>\$2,012,000</u> |
| 13 | TOTAL APPROPRIATION | ((\$3,783,000)) |
| 14 | | <u>\$3,888,000</u> |

15 The appropriations in this subsection are subject to the following
16 conditions and limitations: \$224,000 of the general fund--state
17 appropriation for fiscal year 2008 and \$210,000 of the general fund--
18 state appropriation for fiscal year 2009 are provided solely for the
19 implementation of House Bill No. 1220 (sentence review board). If the
20 bill is not enacted by June 30, 2007, the amounts provided in this
21 subsection shall lapse.

22 **Sec. 220.** 2007 c 522 s 220 (uncodified) is amended to read as
23 follows:

24 **FOR THE DEPARTMENT OF VETERANS AFFAIRS**

25 (1) HEADQUARTERS

| | | |
|----|---|------------------------------|
| 26 | General Fund--State Appropriation (FY 2008) | \$2,124,000 |
| 27 | General Fund--State Appropriation (FY 2009) | ((\$2,183,000)) |
| 28 | | <u>\$2,142,000</u> |

29 Charitable, Educational, Penal, and Reformatory

| | | |
|----|---|------------------------------|
| 30 | Institutions Account--State Appropriation | \$10,000 |
| 31 | (Veterans Innovations Program Account | |
| 32 | Appropriation | \$1,437,000) |
| 33 | TOTAL APPROPRIATION | ((\$5,754,000)) |
| 34 | | <u>\$4,276,000</u> |

35 (2) FIELD SERVICES

| | | |
|----|---|------------------------------|
| 36 | General Fund--State Appropriation (FY 2008) | ((\$5,126,000)) |
|----|---|------------------------------|

| | | |
|----|---|-------------------------------|
| 1 | | <u>\$5,264,000</u> |
| 2 | General Fund--State Appropriation (FY 2009) | ((\$5,249,000)) |
| 3 | | <u>\$5,593,000</u> |
| 4 | General Fund--Federal Appropriation | ((\$972,000)) |
| 5 | | <u>\$1,025,000</u> |
| 6 | General Fund--Private/Local Appropriation | ((\$2,987,000)) |
| 7 | | <u>\$3,317,000</u> |
| 8 | <u>Veterans Innovations Program Account Appropriation</u> | <u>\$1,437,000</u> |
| 9 | Veteran Estate Management Account--Private/Local | |
| 10 | Appropriation | \$1,062,000 |
| 11 | TOTAL APPROPRIATION | ((\$15,396,000)) |
| 12 | | <u>\$17,698,000</u> |

13 The appropriations in this subsection are subject to the following
14 conditions and limitations: \$440,000 of the general fund--state
15 appropriation for fiscal year 2008 and \$560,000 of the general fund--
16 state appropriation for fiscal year 2009 are provided solely to
17 implement Second Substitute Senate Bill No. 5164 (veterans'
18 conservation corps). If the bill is not enacted by June 30, 2007, the
19 amounts provided in this subsection shall lapse.

| | | |
|----|---|-------------------------------|
| 20 | (3) INSTITUTIONAL SERVICES | |
| 21 | General Fund--State Appropriation (FY 2008) | ((\$8,340,000)) |
| 22 | | <u>\$7,948,000</u> |
| 23 | General Fund--State Appropriation (FY 2009) | ((\$8,894,000)) |
| 24 | | <u>\$5,984,000</u> |
| 25 | General Fund--Federal Appropriation | ((\$41,333,000)) |
| 26 | | <u>\$43,126,000</u> |
| 27 | General Fund--Private/Local Appropriation | ((\$30,197,000)) |
| 28 | | <u>\$31,574,000</u> |
| 29 | TOTAL APPROPRIATION | ((\$88,764,000)) |
| 30 | | <u>\$88,632,000</u> |

31 **Sec. 221.** 2007 c 522 s 221 (uncodified) is amended to read as
32 follows:

| | | |
|----|---|------------------------------|
| 33 | FOR THE HOME CARE QUALITY AUTHORITY | |
| 34 | General Fund--State Appropriation (FY 2008) | \$1,721,000 |
| 35 | General Fund--State Appropriation (FY 2009) | ((\$1,740,000)) |
| 36 | | <u>\$1,731,000</u> |
| 37 | TOTAL APPROPRIATION | ((\$3,461,000)) |

| | | |
|----|--|--------------------------------|
| 1 | | <u>\$3,452,000</u> |
| 2 | Sec. 222. 2007 c 522 s 222 (uncodified) is amended to read as | |
| 3 | follows: | |
| 4 | FOR THE DEPARTMENT OF HEALTH | |
| 5 | General Fund--State Appropriation (FY 2008) | ((\$81,288,000)) |
| 6 | | <u>\$81,352,000</u> |
| 7 | General Fund--State Appropriation (FY 2009) | ((\$78,032,000)) |
| 8 | | <u>\$86,258,000</u> |
| 9 | General Fund--Federal Appropriation | ((\$480,735,000)) |
| 10 | | <u>\$477,072,000</u> |
| 11 | General Fund--Private/Local Appropriation | ((\$111,257,000)) |
| 12 | | <u>\$119,919,000</u> |
| 13 | Hospital Commission Account--State Appropriation | ((\$1,247,000)) |
| 14 | | <u>\$144,000</u> |
| 15 | Health Professions Account--State Appropriation | ((\$62,419,000)) |
| 16 | | <u>\$68,877,000</u> |
| 17 | Aquatic Lands Enhancement Account--State | |
| 18 | Appropriation | \$600,000 |
| 19 | Emergency Medical Services and Trauma Care Systems | |
| 20 | Trust Account--State Appropriation | ((\$12,610,000)) |
| 21 | | <u>\$12,606,000</u> |
| 22 | Safe Drinking Water Account--State Appropriation | ((\$3,064,000)) |
| 23 | | <u>\$3,041,000</u> |
| 24 | <u>Public Health Services Account--State Appropriation</u> | <u>\$1,000,000</u> |
| 25 | Drinking Water Assistance Account--Federal | |
| 26 | Appropriation | ((\$16,991,000)) |
| 27 | | <u>\$19,027,000</u> |
| 28 | Waterworks Operator Certification--State | |
| 29 | Appropriation | ((\$1,518,000)) |
| 30 | | <u>\$1,513,000</u> |
| 31 | Drinking Water Assistance Administrative Account-- | |
| 32 | State Appropriation | \$326,000 |
| 33 | Water Quality Account--State Appropriation | |
| 34 | (FY 2008) | \$1,975,000 |
| 35 | Water Quality Account--State Appropriation | |
| 36 | (FY 2009) | ((\$2,013,000)) |
| 37 | | <u>\$1,983,000</u> |

| | | |
|----|---|----------------------------------|
| 1 | State Toxics Control Account--State Appropriation . . . | ((\$3,415,000)) |
| 2 | | <u>\$3,460,000</u> |
| 3 | Medical Test Site Licensure Account--State | |
| 4 | Appropriation | ((\$2,068,000)) |
| 5 | | <u>\$2,057,000</u> |
| 6 | Youth Tobacco Prevention Account--State Appropriation . . . | \$1,512,000 |
| 7 | Public Health Supplemental Account--Private/Local | |
| 8 | Appropriation | ((\$2,482,000)) |
| 9 | | <u>\$3,918,000</u> |
| 10 | Accident Account--State Appropriation | ((\$294,000)) |
| 11 | | <u>\$291,000</u> |
| 12 | Medical Aid Account--State Appropriation | \$48,000 |
| 13 | Health Services Account--State | |
| 14 | Appropriation (FY 2008) | \$42,122,000 |
| 15 | Health Services Account--State | |
| 16 | Appropriation (FY 2009) | ((\$46,663,000)) |
| 17 | | <u>\$51,429,000</u> |
| 18 | Tobacco Prevention and Control Account--State | |
| 19 | Appropriation | ((\$52,870,000)) |
| 20 | | <u>\$52,846,000</u> |
| 21 | TOTAL APPROPRIATION | ((\$1,005,773,000)) |
| 22 | | <u>\$1,033,376,000</u> |

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

25 (1) The department is authorized to raise existing fees charged for
26 its fee-supported programs in excess of the fiscal growth factor
27 pursuant to RCW 43.135.055, if necessary, to meet the actual costs of
28 conducting business and the appropriation levels in this section.
29 Pursuant to RCW 43.135.055 and RCW 43.70.250, the department is further
30 authorized to increase fees in its fee-supported programs as necessary
31 to meet the actual costs of conducting business and the appropriation
32 levels in this section, as specifically authorized in LEAP Document
33 DOH-2008, as developed by the legislative evaluation and accountability
34 program on March 11, 2008.

35 (2) The department of health shall not initiate any services that
36 will require expenditure of state general fund moneys unless expressly
37 authorized in this act or other law. The department may seek, receive,
38 and spend, under RCW 43.79.260 through 43.79.282, federal moneys not

1 anticipated in this act as long as the federal funding does not require
2 expenditure of state moneys for the program in excess of amounts
3 anticipated in this act. If the department receives unanticipated
4 unrestricted federal moneys, those moneys shall be spent for services
5 authorized in this act or in any other legislation that provides
6 appropriation authority, and an equal amount of appropriated state
7 moneys shall lapse. Upon the lapsing of any moneys under this
8 subsection, the office of financial management shall notify the
9 legislative fiscal committees. As used in this subsection,
10 "unrestricted federal moneys" includes block grants and other funds
11 that federal law does not require to be spent on specifically defined
12 projects or matched on a formula basis by state funds.

13 (3) \$877,000 of the health professions account appropriation is
14 provided solely for implementation of Substitute House Bill No. 1099
15 (dental professions). If the bill is not enacted by June 30, 2007, the
16 amount provided in this subsection shall lapse.

17 (4) \$198,000 of the general fund--state appropriation for fiscal
18 year 2008 and \$24,000 of the general fund--state appropriation for
19 fiscal year 2009 are provided solely for the implementation of
20 Substitute House Bill No. 2304 (cardiac care services). If the bill is
21 not enacted by June 30, 2007, the amounts provided in this subsection
22 shall lapse.

23 (5) \$138,000 of the general fund--state appropriation for fiscal
24 year 2008 and \$220,000 of the general fund--state appropriation for
25 fiscal year 2009 are provided solely for an evaluation of chronic care
26 provider training.

27 (6) \$51,000 of the general fund--state appropriation for fiscal
28 year 2008 and \$24,000 of the general fund--state appropriation for
29 fiscal year 2009 are provided solely for the implementation of
30 Engrossed Substitute Senate Bill No. 5297 (sex education). If the bill
31 is not enacted by June 30, 2007, the amounts provided in this
32 subsection shall lapse.

33 (7) \$103,000 of the general fund--state appropriation for fiscal
34 year 2008 is provided solely for the implementation of Substitute House
35 Bill No. 1837 (nonambulatory persons). If the bill is not enacted by
36 June 30, 2007, the amount provided in this subsection shall lapse.

37 (8) \$201,000 of the general fund--private/local appropriation is

1 provided solely for the implementation of Substitute House Bill No.
2 2087 (health care facilities). If the bill is not enacted by June 30,
3 2007, the amount provided in this subsection shall lapse.

4 (9) \$293,000 of the general fund--state appropriation for fiscal
5 year 2008 and \$287,000 of the general fund--state appropriation for
6 fiscal year 2009 are provided solely for public service announcements
7 regarding childhood lead poisoning, information pamphlets, rule
8 development, and for early identification of persons at risk of having
9 elevated blood-lead levels, which includes systematically screening
10 children under six years of age and other target populations identified
11 by the department. Priority will be given to testing children and
12 increasing the registry in the lead surveillance program.

13 (10) \$101,000 of the general fund--state appropriation for fiscal
14 year 2008, \$81,000 of the general fund--state appropriation for fiscal
15 year 2009, and \$6,000 of the general fund--private/local appropriation
16 are provided solely for the implementation of Engrossed Second
17 Substitute House Bill No. 1414 (ambulatory surgical facilities). If
18 the bill is not enacted by June 30, 2007, the amounts provided in this
19 subsection shall lapse.

20 (11) \$55,000 of the health professions account appropriation is
21 provided solely for the implementation of Substitute House Bill No.
22 1397 (massage therapy). If the bill is not enacted by June 30, 2007,
23 the amount provided in this subsection shall lapse.

24 (12) \$58,000 of the general fund--private/local appropriation is
25 provided solely for the implementation of Senate Bill No. 5398
26 (specialty hospitals). If the bill is not enacted by June 30, 2007,
27 the amount provided in this subsection shall lapse.

28 (13) \$34,000 of the general fund--state appropriation for fiscal
29 year 2008, \$44,000 of the general fund--state appropriation for fiscal
30 year 2009, and \$224,000 of the oyster reserve land account--state
31 appropriation are provided solely for the implementation of Engrossed
32 Substitute Senate Bill No. 5372 (Puget Sound partnership). If the bill
33 is not enacted by June 30, 2007, the amounts provided in this
34 subsection shall lapse.

35 (14) \$571,000 of the general fund--state appropriation for fiscal
36 year 2008 and \$458,000 of the general fund--state appropriation for
37 fiscal year 2009 are provided solely for the implementation of Second

1 Substitute House Bill No. 1106 (hospital acquired infections). If the
2 bill is not enacted by June 30, 2007, the amounts provided in this
3 subsection shall lapse.

4 (15) \$4,000,000 of the general fund--state appropriation for fiscal
5 year 2008 (~~and \$1,000,000~~), \$5,000,000 of the general fund--state
6 appropriation for fiscal year 2009, and \$1,000,000 of the public health
7 services account--state appropriation are provided solely for
8 department of health-funded family planning clinics to increase the
9 capacity of the clinics to provide family planning and reproductive
10 health services to low-income men and women who are not otherwise
11 eligible for services through the department of social and health
12 services medical assistance program and for clinical or other health
13 services associated with sexually transmitted disease testing through
14 the infertility prevention project. Funds appropriated and expended
15 under this subsection for fiscal year 2009 shall be distributed in a
16 manner that allocates funding to department of health-funded family
17 planning clinics based upon the percentage of medical assistance family
18 planning waiver clients in calendar year 2005 who received services
19 from a provider located in the geographic area served by the department
20 of health-funded clinic. Of these amounts, the department is
21 authorized to expend up to \$1,000,000 of its general fund--state
22 appropriation for fiscal year 2009 for services provided in fiscal year
23 2008, if necessary, to offset reductions in federal funding.

24 (16) \$1,000,000 of the general fund--state appropriation for fiscal
25 year 2008 is for one-time funding to purchase and store antiviral
26 medications to be used in accordance with the state pandemic influenza
27 response plan. These drugs are to be purchased through the United
28 States department of health and human services to take advantage of
29 federal subsidies.

30 (17) \$147,000 of the general fund--state appropriation for fiscal
31 year 2008 and \$32,000 of the general fund--state appropriation for
32 fiscal year 2009 are provided solely for the department of health to
33 provide relevant information on measures taken to facilitate expanded
34 use of reclaimed water pursuant to Engrossed Second Substitute Senate
35 Bill No. 6117 (reclaimed water). If the bill is not enacted by June
36 30, 2007, the amounts provided in this subsection shall lapse.

37 (18) \$550,000 of the general fund--state appropriation for fiscal

1 year 2008 and \$550,000 of the general fund--state appropriation for
2 fiscal year 2009 are provided solely for the lifelong AIDS alliance to
3 restore lost federal funding.

4 (19) \$250,000 of the general fund--state appropriation for fiscal
5 year 2008 and \$250,000 of the general fund--state appropriation for
6 fiscal year 2009 are provided solely for medical nutritional therapy
7 for people with HIV/AIDS and other low-income residents in King county
8 with chronic illnesses.

9 (20) \$645,000 of the general fund--state appropriation for fiscal
10 year 2008 and \$645,000 of the general fund--state appropriation for
11 fiscal year 2009 are provided solely for the neurodevelopmental center
12 system, which provides therapy and medical services for young, low-
13 income children with developmental disabilities.

14 (21) \$100,000 of the general fund--state appropriation for fiscal
15 year 2008 is provided solely to continue the autism task force
16 established by chapter 259, Laws of 2005, through June 30, 2008. The
17 task force shall:

18 (a) Review and continue to refine criteria for regional autism
19 centers throughout Washington state based on community needs in each
20 area, and address the role of autism centers within the larger context
21 of developmental disabilities;

22 (b) Prioritize its December 2006 recommendations and develop an
23 implementation plan for the highest priorities. The plan should detail
24 how systems will coordinate to improve service and avoid duplication
25 between state agencies including the department of social and health
26 services, department of health, office of superintendent of public
27 instruction, as well as school districts, autism centers, and local
28 partners and providers. The plan shall also estimate the costs of the
29 highest priority recommendations and report to the legislature and
30 governor by December 1, 2007;

31 (c) Compile information for and draft the "Washington Service
32 Guidelines for Individuals with Autism - Birth Through Lifespan" book
33 described in the task force's recommendations. Funding to print and
34 distribute the book is expected to come from federal or private
35 sources; and

36 (d) Monitor the federal combating autism act and its funding
37 availability and make recommendations on applying for grants to assist
38 in implementation of the 2006 task force recommendations. The

1 department of health shall be the lead agency in providing staff for
2 the task force. The department may seek additional staff assistance
3 from the office of the superintendent of public instruction and the
4 committee staff of the legislature. Nonlegislative members, except
5 those representing an employer or organization, are entitled to be
6 reimbursed for travel expenses.

7 (22) \$200,000 of the general fund--state appropriation for fiscal
8 year 2008 and \$200,000 of the general fund--state appropriation for
9 fiscal year 2009 are provided solely for implementation of the
10 Washington state hepatitis C strategic plan.

11 (23) \$142,000 of the health professions account appropriation is
12 provided solely for the implementation of Engrossed Substitute Senate
13 Bill No. 5403 (animal massage practitioners). If the bill is not
14 enacted by June 30, 2007, the amount provided in this subsection shall
15 lapse.

16 (24) \$174,000 of the health professions account appropriation is
17 provided solely for the implementation of Substitute Senate Bill No.
18 5503 (athletic trainers). If the bill is not enacted by June 30, 2007,
19 the amount provided in this subsection shall lapse.

20 (25) \$75,000 of the health professions account appropriation is
21 provided solely for the implementation of Engrossed Substitute Senate
22 Bill No. 5292 (physical therapist assistants). If the bill is not
23 enacted by June 30, 2007, the amount provided in this subsection shall
24 lapse.

25 (26) \$94,000 of the general fund--state appropriation for fiscal
26 year 2008 is provided solely to implement Engrossed Second Substitute
27 Senate Bill No. 6032 (medical use of marijuana). If the bill is not
28 enacted by June 30, 2007, the amount provided in this subsection shall
29 lapse.

30 (27) \$386,000 of the general fund--state appropriation for fiscal
31 year 2008 and \$384,000 of the general fund--state appropriation for
32 fiscal year 2009 are provided solely for the implementation of
33 Engrossed Substitute Senate Bill No. 5894 (large on-site sewage
34 systems). If the bill is not enacted by June 30, 2007, the amounts
35 provided in this subsection shall lapse.

36 (28) \$1,721,000 of the health professions account appropriation is
37 provided solely for the implementation of sections 11 and 12 (medical

1 information) of Engrossed Second Substitute Senate Bill No. 5930 (blue
2 ribbon commission on health care). If the sections are not enacted by
3 June 30, 2007, the amount provided in this subsection shall lapse.

4 (29) \$10,000,000 of the health services account--state
5 appropriation for fiscal year 2008 and \$10,000,000 of the health
6 services account--state appropriation for fiscal year 2009 are provided
7 solely for distribution to local health jurisdictions and for the costs
8 of administering the public health related sections of Engrossed Second
9 Substitute Senate Bill No. 5930 (blue ribbon commission on health
10 care), subject to the following conditions and limitations:

11 (a) During the month of January 2008, and January 2009, the
12 department of health shall distribute funds appropriated in this
13 section to local health jurisdictions, less an amount not to exceed
14 five percent for the costs of administering the public health related
15 sections of Engrossed Second Substitute Senate Bill No. 5930 (blue
16 ribbon commission on health care). The amount of funding for
17 distribution to a jurisdiction before the administrative deduction
18 shall be the greater of: (i) One hundred thousand dollars; or (ii) (A)
19 a base level of funding of seventy-five thousand dollars plus the per
20 capita amount, for a jurisdiction with a population of four hundred
21 thousand persons or fewer; or (B) a base level of funding of twenty-
22 five thousand dollars plus the per capita amount, for a jurisdiction
23 with a population greater than four hundred thousand persons. Amounts
24 distributed under this subsection must be used to fund core public
25 health functions of statewide significance as defined in Engrossed
26 Second Substitute Senate Bill No. 5930 (blue ribbon commission on
27 health care).

28 (b) For the purposes of this subsection:

29 (i) "Per capita amount" means an amount equal to seven million five
30 hundred thousand dollars multiplied by the proportion of the population
31 of the jurisdiction in the previous calendar year to the population of
32 the state in the previous calendar year.

33 (ii) "Population" means the number of persons as last determined by
34 the office of financial management. If the jurisdiction comprises a
35 single county, "population" means the number of persons in the county.
36 For a jurisdiction comprising two or more counties, "population" means
37 the number of persons in all counties comprising the jurisdiction.

1 (iii) "Local health jurisdiction" or "jurisdiction" means a county
2 board of health organized under chapter 70.05 RCW, a health district
3 organized under chapter 70.46 RCW, or a combined city and county health
4 department organized under chapter 70.08 RCW.

5 (c) The department may adopt rules necessary to administer this
6 subsection.

7 (30) \$15,000 of the general fund--state appropriation for fiscal
8 year 2008 and \$35,000 of the health professions account--state
9 appropriation are provided solely for an evaluation of the economic
10 benefits to the state's health care system of the midwifery licensure
11 and regulatory program under chapter 18.50 RCW. In particular, the
12 department shall contract with a consultant to conduct a review of
13 existing research literature on whether these economic benefits exceed
14 the state expenditures to subsidize the cost of the midwifery licensing
15 and regulatory program under RCW 43.70.250. The evaluation shall
16 include an assessment of the economic benefits to consumers who elect
17 to have out-of-hospital births with midwives, including any reduced use
18 of procedures that increase the costs of childbirth. The department
19 shall submit the report to the appropriate policy and fiscal committees
20 of the legislature by January 1, 2008. (~~(If Engrossed House Bill No.
21 1667 (health professions licensing fees) is enacted by June 30, 2007,
22 the amounts provided in this subsection are provided solely for the
23 purposes of that bill.)~~)

24 (31) \$147,000 of the health professions account--state
25 appropriation is provided solely for the department of health to
26 convene a work group to develop recommendations regarding the need to
27 regulate those individuals currently registered with the department of
28 health as counselors. The department of health shall submit
29 recommendations of the work group to the legislature and governor by
30 November 15, 2007. Based on the recommendations of the work group, the
31 department of health shall draft credentialing guidelines for all
32 registered counselors by January 1, 2008. Guidelines shall include
33 education in risk assessment, ethics, professional standards, and
34 deadlines for compliance.

35 (32) \$680,000 of the health services account--state appropriation
36 for fiscal year 2009 is provided solely for the prescription monitoring
37 program under chapter 70.225 RCW to monitor the prescribing and
38 dispensing of drugs to reduce the likelihood of adverse drug effects,

1 particularly for senior citizens taking multiple medications. The
2 attorney general shall deposit to the health services account at least
3 \$680,000 from the *cy pres* monetary portion of the consent decree in
4 settlement of the consumer protection act litigation against Caremark
5 Rx, LLC (King county superior court cause no. 08-2-06098-5). The
6 amount provided in this subsection may be expended only to the extent
7 that the attorney general deposits these moneys to the health services
8 account, to be expended consistent with the terms of the consent
9 decree.

10 (33) \$100,000 of the general fund--state appropriation for fiscal
11 year 2009 is provided solely for the implementation of Second
12 Substitute Senate Bill No. 6483 (local food production). If the bill
13 is not enacted by June 30, 2008, the amount provided in this subsection
14 shall lapse.

15 (34) \$400,000 of the general fund--state appropriation for fiscal
16 year 2009 is provided solely for the senior falls prevention pilot
17 program, pursuant to section 7 of Engrossed Second Substitute House
18 Bill No. 2668 (long-term care programs).

19 (35) \$585,000 of the general fund--state appropriation for fiscal
20 year 2009 is provided solely for the Washington state breast and
21 cervical health program to increase the provider reimbursement rate for
22 digital mammographies to the medicare equivalent rate.

23 (36) \$100,000 of the general fund--state appropriation for fiscal
24 year 2009 is provided solely for the child death review program. The
25 program shall be transferred from the community and family health
26 division to the injury prevention division within the department.

27 (37) \$155,000 of the general fund--state appropriation for fiscal
28 year 2009 is provided solely for the Kitsap county health district's
29 home visits for newborns program. In order to receive these funds, the
30 county health district must commit an equal amount of funding for this
31 purpose.

32 (38) \$100,000 of the general fund--state appropriation for fiscal
33 year 2009 is provided solely for the northwest sickle cell
34 collaborative program.

35 (39) \$77,000 of the general fund--state appropriation for fiscal
36 year 2008 and \$154,000 of the general fund--state appropriation for
37 fiscal year 2009 are provided solely for the restoration of

1 maxillofacial/cleft palate teams in Yakima, Spokane, Seattle, and
2 Tacoma.

3 (40) \$17,000 of the health professions account--state appropriation
4 is provided solely to implement Second Substitute Senate Bill No. 6220
5 (nurse delegation) or sections 11 and 12 of Engrossed Second Substitute
6 House Bill No. 2668 (long-term care programs). If neither bill is
7 enacted by June 30, 2008, the amount provided in this subsection shall
8 lapse.

9 (41) \$11,000 of the health professions account--state appropriation
10 is provided solely to implement Substitute Senate Bill No. 6439
11 (radiologist assistants). If the bill is not enacted by June 30, 2008,
12 the amount provided in this subsection shall lapse.

13 (42) \$115,000 of the general fund--state appropriation for fiscal
14 year 2009 and \$4,261,000 of the health professions account--state
15 appropriation are provided solely for implementation of Fourth
16 Substitute House Bill No. 1103 (health professions). If the bill is
17 not enacted by June 30, 2008, the amounts provided in this subsection
18 shall lapse.

19 (43) \$558,000 of the health professions account--state
20 appropriation is provided solely for implementation of Second
21 Substitute House Bill No. 2674 (counselor credentialing). If the bill
22 is not enacted by June 30, 2008, the amount provided in this subsection
23 shall lapse.

24 (44) The department of licensing and the department of health shall
25 jointly review and report to the appropriate policy committees of the
26 legislature by December 1, 2008, recommendations for implementing a
27 process of holding in abeyance for up to six months following the
28 conclusion of active duty service the expiration of, and currency
29 requirements for, professional licenses and certificates for
30 individuals who have been called to active duty military service.

31 (45) The higher education coordinating board, the department of
32 licensing, and the department of health shall jointly review and report
33 to appropriate policy committees of the legislature by December 1,
34 2008, on barriers and opportunities for increasing the extent to which
35 veterans separating from duty are able to apply skills sets and
36 education required while in service to certification, licensure, and
37 degree requirements.

1 (46) \$120,000 of the general fund--state appropriation for fiscal
2 year 2008 and \$275,000 of the general fund--state appropriation for
3 fiscal year 2009 are provided solely for continued development and
4 implementation of the outbreak disease information network toolkit at
5 the department and other local government health departments.

6 (47) \$35,000 of the general fund--state appropriation for fiscal
7 year 2009 and \$80,000 of the state toxics control account--state
8 appropriation for fiscal year 2009 are provided solely for the
9 implementation of Engrossed Second Substitute House Bill No. 2647
10 (children's safe products). If the bill is not enacted by June 30,
11 2008, the amounts provided in this subsection shall lapse.

12 (48) \$26,000 of the general fund--state appropriation for fiscal
13 year 2009 is provided solely for Substitute House Bill No. 2431 (cord
14 blood banking). If the bill is not enacted by June 30, 2008, the
15 amount provided in this subsection shall lapse.

16 (49) \$143,000 of the general fund--state appropriation for fiscal
17 year 2009 is provided solely for Substitute Senate Bill No. 6340 (water
18 system program). If the bill is not enacted by June 30, 2008, the
19 amount provided in this subsection shall lapse.

20 (50) \$309,000 of the general fund--state appropriation for fiscal
21 year 2009 is provided solely for Engrossed Second Substitute House Bill
22 No. 2549 (patient-centered care). If the bill is not enacted by June
23 30, 2008, the amount provided in this subsection shall lapse.

24 (51) \$200,000 of the general fund--state appropriation for fiscal
25 year 2009 is provided solely for the department's efforts to prevent
26 the spread of methicillin resistant staphylococcus aureus and other
27 multidrug resistant organisms by providing hospitals with support for
28 their activities relating to surveillance, outbreak investigation, and
29 lab testing. Of this amount, \$100,000 is for the department to pay for
30 genetic testing of methicillin resistant staphylococcus aureus and
31 other multidrug resistant organisms for hospitals investigating
32 outbreaks.

33 (52) \$96,000 of the health professions account--state appropriation
34 is provided solely for the implementation of Substitute House Bill No.
35 2881 (practice of dentistry). If the bill is not enacted by June 30,
36 2008, the amount provided in this subsection shall lapse.

37 (53) \$80,000 of the health professions account--state appropriation

1 is provided solely for the implementation of Engrossed Substitute House
2 Bill No. 2693 (long-term care workers). If the bill is not enacted by
3 June 30, 2008, the amount provided in this subsection shall lapse.

4 (54) \$130,000 of the general fund--state appropriation for fiscal
5 year 2009 is provided solely for the midwifery licensure and regulatory
6 program to offset a reduction in revenue from fees. There shall be no
7 change to the current annual fees for new or renewed licenses for the
8 midwifery program. The department shall convene the midwifery advisory
9 committee on a quarterly basis to address issues related to licensed
10 midwifery.

11 NEW SECTION. Sec. 223. A new section is added to 2007 c 522
12 (uncodified) to read as follows:

13 **FOR THE DEPARTMENT OF CORRECTIONS.** (1) The appropriations to the
14 department of corrections in this act shall be expended for the
15 programs and in the amounts specified herein. However, after May 1,
16 2008, after approval by the director of financial management and unless
17 specifically prohibited by this act, the department may transfer
18 general fund--state appropriations for fiscal year 2008 between
19 programs. The department shall not transfer funds, and the director of
20 financial management shall not approve the transfer, unless the
21 transfer is consistent with the objective of conserving, to the maximum
22 extent possible, the expenditure of state funds and not federal funds.
23 The director of financial management shall notify the appropriate
24 fiscal committees of the senate and house of representatives in writing
25 seven days prior to approving any deviations from appropriation levels.
26 The written notification shall include a narrative explanation and
27 justification of the changes, along with expenditures and allotments by
28 budget unit and appropriation, both before and after any allotment
29 modifications or transfers.

30 (2) The department may transfer up to \$15,000,000 of the general
31 fund--state appropriation for fiscal year 2009 into fiscal year 2008,
32 if deemed necessary by the department and approved in advance by the
33 director of financial management. The director of financial management
34 shall notify the fiscal committees of the legislature in writing seven
35 days prior to approving a transfer under this subsection. The written
36 notification shall include a narrative explanation and justification of

1 the transfer including allotment detail by program, budget object, and
2 budget unit for both fiscal years, both before and after any transfers.

3 **Sec. 224.** 2007 c 522 s 223 (uncodified) is amended to read as
4 follows:

5 **FOR THE DEPARTMENT OF CORRECTIONS**

6 (1) ADMINISTRATION AND SUPPORT SERVICES

| | | |
|----|---|--------------------------------|
| 7 | General Fund--State Appropriation (FY 2008) | ((\$57,968,000)) |
| 8 | | <u>\$57,545,000</u> |
| 9 | General Fund--State Appropriation (FY 2009) | ((\$52,911,000)) |
| 10 | | <u>\$52,652,000</u> |
| 11 | Washington Auto Theft Prevention Authority Account-- | |
| 12 | State Appropriation | \$169,000 |
| 13 | Violence Reduction and Drug Enforcement | |
| 14 | Account--State Appropriation (FY 2008) | \$13,000 |
| 15 | Violence Reduction and Drug Enforcement | |
| 16 | Account--State Appropriation (FY 2009) | \$13,000 |
| 17 | Public Safety and Education Account--State | |
| 18 | Appropriation (FY 2008) | \$1,467,000 |
| 19 | Public Safety and Education Account--State | |
| 20 | Appropriation (FY 2009) | ((\$1,504,000)) |
| 21 | | <u>\$1,481,000</u> |
| 22 | Pension Funding Stabilization Account--State | |
| 23 | Appropriation | \$1,280,000 |
| 24 | TOTAL APPROPRIATION | ((\$115,325,000)) |
| 25 | | <u>\$114,620,000</u> |

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

28 (a) \$9,389,000 of the general fund--state appropriation for fiscal
29 year 2008 is provided solely for the completion of phase three of the
30 department's offender-based tracking system replacement project. This
31 amount is conditioned on the department satisfying the requirements of
32 section 902 of this act.

33 (b) \$35,000 of the general fund--state appropriation for fiscal
34 year 2008 and \$35,000 of the general fund--state appropriation for
35 fiscal year 2009 are provided solely for the establishment and support
36 of a statewide council on mentally ill offenders that includes as its
37 members representatives of community-based mental health treatment

1 programs, current or former judicial officers, and directors and
2 commanders of city and county jails and state prison facilities. The
3 council will begin to investigate and promote cost-effective approaches
4 to meeting the long-term needs of adults and juveniles with mental
5 disorders who have a history of offending or who are at-risk of
6 offending, including their mental health, physiological, housing,
7 employment, and job training needs.

8 (c) \$169,000 of the Washington auto theft prevention authority
9 account--state appropriation for fiscal year 2008 is provided solely
10 for the implementation of Engrossed Third Substitute House Bill No.
11 1001 (auto theft). If the bill is not enacted by June 30, 2007, the
12 amount provided in this subsection shall lapse.

13 (d) \$102,000 of the general fund--state appropriation for fiscal
14 year 2008 and \$95,000 of the general fund--state appropriation for
15 fiscal year 2009 are provided solely for the implementation of
16 Engrossed Second Substitute House Bill No. 1422 (incarcerated parents).
17 If the bill is not enacted by June 30, 2007, the amounts provided in
18 this subsection shall lapse.

19 (e) Within funds appropriated in this section, the department shall
20 seek contracts for chemical dependency vendors to provide chemical
21 dependency treatment of offenders in corrections facilities, including
22 corrections centers and community supervision facilities, which have
23 demonstrated effectiveness in treatment of offenders and are able to
24 provide data to show a successful treatment rate.

25 (f) \$314,000 of the general fund--state appropriation for fiscal
26 year 2008 and \$294,000 of the general fund--state appropriation for
27 fiscal year 2009 are provided solely for four additional staff to
28 collect and analyze data for programs funded through the offender
29 reentry initiative and collect, analyze, and disseminate information
30 required by the GMAP process, performance audits, data requests, and
31 quality assessments and assurances.

32 (g) \$32,000 of the general fund--state appropriation for fiscal
33 year 2009 is provided solely for implementation of Substitute Senate
34 Bill No. 6244 (conversion of facilities to house violators of community
35 supervision). If the bill is not enacted by June 30, 2008, the amount
36 provided in this subsection shall lapse.

37 (h)(i) The secretary shall establish an advisory committee, to be
38 known as the offenders in families advisory committee.

1 (ii) The advisory committee shall be advisory to the secretary.

2 (iii) Committee membership shall not exceed ten persons and shall
3 be representative of the characteristics of the populations of
4 offenders under the jurisdiction of the department, including
5 representing offender geographic, racial, and ethnic diversity. At
6 least five members of the advisory committee shall be family members of
7 offenders currently or formerly under the jurisdiction of the
8 department.

9 (iv) All committee members shall serve on a volunteer basis.

10 (v) The purpose of the advisory committee shall be to provide
11 advice on aspects of the administration and application of department
12 rules, policies, and programs in order to assist in:

13 (A) Strengthening procedures and practices which lessen the
14 possibility of adverse outcomes on the health, safety, welfare, and
15 rehabilitation of offenders;

16 (B) Providing information regarding the corrections system to
17 offenders and their families;

18 (C) Identifying issues and potential responses regarding the
19 corrections system for the department, governor, and legislature to
20 consider; and

21 (D) Providing information to interested members of the public
22 regarding the state's correctional system, including information on the
23 rights and responsibilities of offenders and their family members.

24 (i) Within the amounts provided in this section the department of
25 corrections, with assistance from the department of social and health
26 services, shall identify and evaluate alternatives for closure of the
27 McNeil Island corrections center. The evaluation shall include capital
28 and operating costs for ten years. Alternatives shall include, but may
29 not be limited to:

30 (i) Continued operation of McNeil Island corrections center and the
31 special commitment center, assuming no change in capacity at either
32 institution;

33 (ii) Construct or acquire and operate correctional institution
34 facilities to replace the offender capacity at McNeil Island
35 corrections center; and

36 (iii) Closure of McNeil Island corrections center. The department
37 of social and health services would assume sole responsibility for

1 providing the transportation, operations, utilities, and other
2 infrastructure associated with continued operation of the special
3 commitment center on McNeil Island.

4 The department shall report to the office of financial management and
5 legislative fiscal committees by December 31, 2008.

6 (j) \$150,000 of the general fund--state appropriation for fiscal
7 year 2009 is provided solely to implement Engrossed Second Substitute
8 House Bill No. 2712 (criminal street gangs). If the bill is not
9 enacted by June 30, 2008, the amount provided in this subsection shall
10 lapse.

11 (2) CORRECTIONAL OPERATIONS

| | | |
|----|---|----------------------------------|
| 12 | General Fund--State Appropriation (FY 2008) | ((\$617,042,000)) |
| 13 | | <u>\$601,402,000</u> |
| 14 | General Fund--State Appropriation (FY 2009) | ((\$664,710,000)) |
| 15 | | <u>\$647,718,000</u> |
| 16 | General Fund--Federal Appropriation | ((\$3,490,000)) |
| 17 | | <u>\$4,157,000</u> |
| 18 | <u>Public Safety and Education Account--State</u> | |
| 19 | <u>Appropriation (FY 2008)</u> | <u>\$1,050,000</u> |
| 20 | <u>Public Safety and Education Account--State</u> | |
| 21 | <u>Appropriation (FY 2009)</u> | <u>\$1,350,000</u> |
| 22 | Washington Auto Theft Prevention Authority Account-- | |
| 23 | State Appropriation | \$1,338,000 |
| 24 | Violence Reduction and Drug Enforcement | |
| 25 | Account--State Appropriation (FY 2008) | \$1,492,000 |
| 26 | Violence Reduction and Drug Enforcement | |
| 27 | Account--State Appropriation (FY 2009) | \$1,492,000 |
| 28 | Pension Funding Stabilization Account--State | |
| 29 | Appropriation | \$11,800,000 |
| 30 | TOTAL APPROPRIATION | ((\$1,301,364,000)) |
| 31 | | <u>\$1,271,799,000</u> |

32 The appropriations in this subsection are subject to the following
33 conditions and limitations:

34 (a) The department may expend funds generated by contractual
35 agreements entered into for mitigation of severe overcrowding in local
36 jails. Any funds generated in excess of actual costs shall be
37 deposited in the state general fund. Expenditures shall not exceed

1 revenue generated by such agreements and shall be treated as a recovery
2 of costs.

3 (b) The department shall provide funding for the pet partnership
4 program at the Washington corrections center for women at a level at
5 least equal to that provided in the 1995-97 biennium.

6 (c) The department shall accomplish personnel reductions with the
7 least possible impact on correctional custody staff, community custody
8 staff, and correctional industries. For the purposes of this
9 subsection, correctional custody staff means employees responsible for
10 the direct supervision of offenders.

11 (d) During the 2007-09 biennium, when contracts are established or
12 renewed for offender pay phone and other telephone services provided to
13 inmates, the department shall select the contractor or contractors
14 primarily based on the following factors: (i) The lowest rate charged
15 to both the inmate and the person paying for the telephone call; and
16 (ii) the lowest commission rates paid to the department, while
17 providing reasonable compensation to cover the costs of the department
18 to provide the telephone services to inmates and provide sufficient
19 revenues for the activities funded from the institutional welfare
20 betterment account.

21 (e) The Harborview medical center shall provide inpatient and
22 outpatient hospital services to offenders confined in department of
23 corrections facilities at a rate no greater than the average rate that
24 the department has negotiated with other community hospitals in
25 Washington state.

26 (f) \$358,000 of the Washington auto theft prevention authority
27 account--state appropriation for fiscal year 2008 and \$980,000 of the
28 Washington auto theft prevention authority account--state appropriation
29 for fiscal year 2009 are provided solely for the implementation of
30 Engrossed Third Substitute House Bill No. 1001 (auto theft). If the
31 bill is not enacted by June 30, 2007, the amounts provided in this
32 subsection shall lapse.

33 (g) \$22,000 of the general fund--state appropriation for fiscal
34 year 2008 and \$22,000 of the general fund--state appropriation for
35 fiscal year 2009 are provided solely for the implementation of
36 Substitute House Bill No. 1097 (vulnerable adults). If the bill is not
37 enacted by June 30, 2007, the amounts provided in this subsection shall
38 lapse.

1 (h) \$22,000 of the general fund--state appropriation for fiscal
2 year 2008 and \$22,000 of the general fund--state appropriation for
3 fiscal year 2009 are provided solely for the implementation of
4 Substitute House Bill No. 1319 (correctional agency employee). If the
5 bill is not enacted by June 30, 2007, the amounts provided in this
6 subsection shall lapse.

7 (i) \$87,000 of the general fund--state appropriation for fiscal
8 year 2008 and \$87,000 of the general fund--state appropriation for
9 fiscal year 2009 are provided solely for the implementation of House
10 Bill No. 1592 (sentence review board). If the bill is not enacted by
11 June 30, 2007, the amounts provided in this subsection shall lapse.

12 (j) \$544,000 of the general fund--state appropriation for fiscal
13 year 2008 and \$496,000 of the general fund--state appropriation for
14 fiscal year 2009 are provided solely for development of individual
15 reentry plans to prepare offenders for release into the community as
16 generally described in Engrossed Substitute Senate Bill No. 6157
17 (offender recidivism). Individual reentry plans shall be based on an
18 assessment of the offender using a standardized and comprehensive tool.
19 The individual reentry plan may be one document, or may be a series of
20 individual plans that combine to meet the requirements. The individual
21 reentry plan shall, at a minimum, include:

22 (i) A plan to maintain contact with the inmate's children and
23 family, if appropriate. The plan should determine whether parenting
24 classes, or other services, are appropriate;

25 (ii) A description of the offender's education, certifications,
26 work experience, skills, and training; and

27 (iii) A plan for the offender during the period of incarceration
28 through reentry into the community that addresses the needs of the
29 offender including education, employment, substance abuse treatment,
30 mental health treatment, and family reunification. The individual
31 reentry plan shall be updated as appropriate during the period of
32 incarceration, and prior to the inmate's release to address public
33 safety concerns, consistency with the offender risk management level
34 assigned by the department, housing, and connecting with a community
35 justice center in the area in which the offender will be residing, if
36 a community justice center is located in that area.

37 (iv) If the appropriation in this subsection is not sufficient for

1 this program, the department shall prioritize the use of available
2 funds.

3 (3) COMMUNITY SUPERVISION

| | | |
|----|---|--------------------------------|
| 4 | General Fund--State Appropriation (FY 2008) | ((\$129,063,000)) |
| 5 | | <u>\$133,157,000</u> |
| 6 | General Fund--State Appropriation (FY 2009) | ((\$140,462,000)) |
| 7 | | <u>\$145,956,000</u> |
| 8 | <u>General Fund--Federal Appropriation</u> | <u>\$416,000</u> |
| 9 | Public Safety and Education Account--State | |
| 10 | Appropriation (FY 2008) | ((\$9,317,000)) |
| 11 | | <u>\$9,319,000</u> |
| 12 | Public Safety and Education Account--State | |
| 13 | Appropriation (FY 2009) | ((\$9,680,000)) |
| 14 | | <u>\$9,370,000</u> |
| 15 | Pension Funding Stabilization Account--State | |
| 16 | Appropriation | \$2,800,000 |
| 17 | TOTAL APPROPRIATION | ((\$291,322,000)) |
| 18 | | <u>\$301,018,000</u> |

19 The appropriations in this subsection are subject to the following
20 conditions and limitations:

21 (a) The department shall accomplish personnel reductions with the
22 least possible impact on correctional custody staff, community custody
23 staff, and correctional industries. For the purposes of this
24 subsection, correctional custody staff means employees responsible for
25 the direct supervision of offenders.

26 (b) For the acquisition of properties and facilities, the
27 department of corrections is authorized to enter into financial
28 contracts, paid for from operating resources, for the purposes
29 indicated and in not more than the principal amounts indicated, plus
30 financing expenses and required reserves pursuant to chapter 39.94 RCW.
31 This authority applies to the following: Lease-develop with the option
32 to purchase or lease-purchase work release beds in facilities
33 throughout the state for \$8,561,000.

34 (c) \$1,167,000 of the general fund--state appropriation for fiscal
35 year 2008 and \$2,295,000 of the general fund--state appropriation for
36 fiscal year 2009 are provided solely for the establishment and
37 operation of community justice centers by the department as generally

1 described in Engrossed Substitute Senate Bill No. 6157 (offender
2 recidivism). At a minimum, a community justice center shall include:

3 (i) A violator program to allow the department to utilize a range
4 of available sanctions for offenders who violate conditions of their
5 supervision;

6 (ii) An employment opportunity program to assist an offender in
7 finding employment;

8 (iii) On-site services or resources for connecting offenders with
9 services such as mental health and substance abuse treatment,
10 transportation, training, family reunification, and community services;
11 and

12 (iv) The services of a transition coordinator to facilitate
13 connections between the former offender and the community. The
14 transition coordinator shall provide information to former offenders
15 regarding services available to them in the community including, but
16 not limited to housing assistance, employment assistance, education,
17 vocational training, parent education, financial literacy, treatment
18 for substance abuse, mental health, anger management, and shall assist
19 offenders in their efforts to access needed services.

20 (v) If the appropriation in this subsection is not sufficient for
21 this program, the department shall prioritize the use of available
22 funds.

23 (4) CORRECTIONAL INDUSTRIES

| | | |
|----|---|------------------------------|
| 24 | General Fund--State Appropriation (FY 2008) | ((\$987,000)) |
| 25 | | <u>\$1,001,000</u> |
| 26 | General Fund--State Appropriation (FY 2009) | ((\$2,347,000)) |
| 27 | | <u>\$2,357,000</u> |
| 28 | TOTAL APPROPRIATION | ((\$3,334,000)) |
| 29 | | <u>\$3,358,000</u> |

30 The appropriations in this subsection are subject to the following
31 conditions and limitations: ((~~\$110,000~~)) \$124,000 of the general
32 fund--state appropriation for fiscal year 2008 and ((~~\$110,000~~))
33 \$132,000 of the general fund--state appropriation for fiscal year 2009
34 are provided solely for transfer to the jail industries board. The
35 board shall use the amounts provided only for administrative expenses,
36 equipment purchases, and technical assistance associated with advising
37 cities and counties in developing, promoting, and implementing
38 consistent, safe, and efficient offender work programs.

| | | |
|---|---|-------------------------------|
| 1 | (5) INTERAGENCY PAYMENTS | |
| 2 | General Fund--State Appropriation (FY 2008) | ((\$35,026,000)) |
| 3 | | <u>\$35,036,000</u> |
| 4 | General Fund--State Appropriation (FY 2009) | ((\$35,175,000)) |
| 5 | | <u>\$35,192,000</u> |
| 6 | TOTAL APPROPRIATION | ((\$70,201,000)) |
| 7 | | <u>\$70,228,000</u> |

8 The appropriations in this subsection are subject to the following
9 conditions and limitations: \$35,000 of the general fund--state
10 appropriation for fiscal year 2008 is provided solely for expenditures
11 related to the *Farrakhan v. Locke* litigation.

12 **Sec. 225.** 2007 c 522 s 224 (uncodified) is amended to read as
13 follows:

| | | |
|----|---|-------------------------------|
| 14 | FOR THE DEPARTMENT OF SERVICES FOR THE BLIND | |
| 15 | General Fund--State Appropriation (FY 2008) | \$2,566,000 |
| 16 | General Fund--State Appropriation (FY 2009) | ((\$2,636,000)) |
| 17 | | <u>\$2,608,000</u> |
| 18 | General Fund--Federal Appropriation | ((\$17,702,000)) |
| 19 | | <u>\$17,584,000</u> |
| 20 | General Fund--Private/Local Appropriation | \$20,000 |
| 21 | TOTAL APPROPRIATION | ((\$22,924,000)) |
| 22 | | <u>\$22,778,000</u> |

23 The appropriations in this subsection are subject to the following
24 conditions and limitations: \$4,000 of the general fund--state
25 appropriation for fiscal year 2008 and \$4,000 of the general fund--
26 state appropriation for fiscal year 2009 are provided solely for an
27 adjustment to the agency lease rate for space occupied and parking in
28 the Tacoma Rhodes center. The department of general administration
29 shall increase lease rates to meet the cash gain/loss break-even point
30 for the Tacoma Rhodes center effective July 1, 2007.

31 **Sec. 226.** 2007 c 522 s 225 (uncodified) is amended to read as
32 follows:

| | | |
|----|---|----------------------------|
| 33 | FOR THE SENTENCING GUIDELINES COMMISSION | |
| 34 | General Fund--State Appropriation (FY 2008) | \$937,000 |
| 35 | General Fund--State Appropriation (FY 2009) | ((\$959,000)) |

1 \$1,233,000
 2 TOTAL APPROPRIATION ((~~\$1,896,000~~))
 3 \$2,170,000

4 The appropriations in this section are subject to the following
 5 conditions and limitations: \$295,000 of the general fund--state
 6 appropriation for fiscal year 2009 is provided solely for
 7 implementation of Substitute Senate Bill No. 6596 (sex offender policy
 8 board). If the bill is not enacted by June 30, 2008, the amount
 9 provided in this subsection shall lapse.

10 **Sec. 227.** 2007 c 522 s 226 (uncodified) is amended to read as
 11 follows:

12 **FOR THE EMPLOYMENT SECURITY DEPARTMENT**

| | | |
|----|--|--------------------------------|
| 13 | General Fund--State Appropriation (FY 2008) | \$60,000 |
| 14 | General Fund--State Appropriation (FY 2009) | ((\$60,000)) |
| 15 | | <u>\$282,000</u> |
| 16 | General Fund--Federal Appropriation | ((\$265,906,000)) |
| 17 | | <u>\$265,114,000</u> |
| 18 | General Fund--Private/Local Appropriation | ((\$33,877,000)) |
| 19 | | <u>\$33,578,000</u> |
| 20 | Unemployment Compensation Administration Account-- | |
| 21 | Federal Appropriation | ((\$253,644,000)) |
| 22 | | <u>\$252,925,000</u> |
| 23 | Administrative Contingency Account--State | |
| 24 | Appropriation | ((\$31,273,000)) |
| 25 | | <u>\$26,131,000</u> |
| 26 | Employment Service Administrative Account--State | |
| 27 | Appropriation | ((\$32,055,000)) |
| 28 | | <u>\$33,843,000</u> |
| 29 | <u>Family Leave Insurance Account--State Appropriation</u> | <u>\$6,218,000</u> |
| 30 | TOTAL APPROPRIATION | ((\$616,875,000)) |
| 31 | | <u>\$618,151,000</u> |

32 The appropriations in this subsection are subject to the following
 33 conditions and limitations:

- 34 (1) \$4,578,000 of the unemployment compensation administration
 35 account--federal appropriation is provided from funds made available to
 36 the state by section 903(d) of the social security act (Reed Act).

1 These funds are authorized to provide direct services to unemployment
2 insurance claimants and providing job search review.

3 (2) \$2,300,000 of the unemployment compensation administration
4 account--federal appropriation is provided from amounts made available
5 to the state by section 903(d) of the social security act (Reed Act).
6 This amount is authorized to continue implementation of chapter 4, Laws
7 of 2003 2nd sp. sess. and for implementation costs relating to chapter
8 133, Laws of 2005 (unemployment insurance).

9 (3) (~~(\$12,348,000)~~) \$23,162,000 of the unemployment compensation
10 administration account--federal appropriation is provided from amounts
11 made available to the state by section 903(d) of the social security
12 act (Reed Act). This amount is authorized to continue current
13 unemployment insurance functions and department services to employers
14 and job seekers.

15 (4) \$372,000 of the administrative contingency account--state
16 appropriation is provided solely to implement Substitute Senate Bill
17 No. 5653 (self-employment). If the bill is not enacted by June 30,
18 2007, the amount provided in this subsection shall lapse.

19 (5) \$12,054,000 of the unemployment compensation administration
20 account--federal appropriation is provided from amounts made available
21 to the state by section 903(d) of the social security act (Reed act).
22 This amount is authorized to fund the unemployment insurance tax
23 information system (TAXIS) technology initiative for the employment
24 security department.

25 (6) \$430,000 of the unemployment compensation administration
26 account--federal appropriation is provided from amounts made available
27 to the state by section 903(d) of the social security act (Reed act).
28 This amount is authorized to replace high-risk servers used by the
29 unemployment security department.

30 (7) \$503,000 of the unemployment compensation administration
31 account--federal appropriation is provided from amounts made available
32 to the state by section 903(d) of the social security act (Reed act).
33 This amount is authorized to provide a system to track computer
34 upgrades and changes for the unemployment security department.

35 (8) \$183,000 of the unemployment compensation administration
36 account--federal appropriation is provided from the amounts made
37 available to the state by section 903(d) of the social security act

1 (Reed Act). This amount is authorized to conduct a feasibility study
2 to integrate job search data systems.

3 (9) \$2,331,000 of the unemployment compensation administration
4 account--federal appropriation is provided from amounts made available
5 to the state by section 903(d) of the social security act (Reed Act).
6 This amount is authorized for hardware and software to ensure the
7 ongoing, reliable operation of the telecenters.

8 (10) \$488,000 of the unemployment compensation administration
9 account--federal appropriation is provided from amounts made available
10 to the state by section 903(d) of the social security act (Reed Act).
11 This amount is authorized for the relocation of the WorkSource office
12 in Lakewood.

13 (11) \$6,218,000 of the family leave insurance account--state
14 appropriation is provided solely for implementation of the family leave
15 insurance program.

16 (a) The amount provided in this subsection assumes that, in
17 developing the information technology systems to support the payment of
18 benefits, the department will incorporate the claim filing and benefit
19 payment efficiencies recommended by the joint legislative task force on
20 family leave insurance in Part III of its final report dated January
21 23, 2008, including:

22 (i) Eliminating the option for awarding attorney fees and costs for
23 administrative hearings;

24 (ii) Authorizing claims for benefits to be filed in the six-week
25 period beginning on the first day of the calendar week in which the
26 individual is on family leave;

27 (iii) Not requiring claimants to verify the birth of a child or the
28 placement of a child for adoption;

29 (iv) Including an attestation from the claimant that written notice
30 has been provided to the employer of the intention to take family
31 leave; and

32 (v) Not deducting and withholding federal income taxes from benefit
33 payments.

34 (b) In addition, the department shall incorporate the following
35 claim filing and benefit payment efficiencies:

36 (i) Define "qualifying year" to mean the first four of the last
37 five completed calendar quarters or, if eligibility is not established,

1 the last four completed calendar immediately preceding the first day of
2 the application year;

3 (ii) Allow individuals to file a claim for benefits in the six-week
4 period beginning on the first day of the calendar year in which the
5 individual is on family leave; and

6 (iii) After an initial family leave insurance benefit is paid,
7 subsequent payments must be made biweekly, rather than semimonthly,
8 thereafter.

9 (12) \$222,000 of the general fund--state appropriation for fiscal
10 year 2009 is provided solely to implement Engrossed Second Substitute
11 House Bill No. 2815 (greenhouse gas emissions). If the bill is not
12 enacted by June 30, 2008, the amounts provided in this subsection shall
13 lapse.

14 (13) \$155,000 of the unemployment compensation administration
15 account--federal appropriation is provided solely to implement Second
16 Substitute Senate Bill No. 6732 (construction industry). If the bill
17 is not enacted by June 30, 2008, the amounts provided in this
18 subsection shall lapse.

(End of part)

PART III
NATURAL RESOURCES

Sec. 301. 2007 c 522 s 301 (uncodified) is amended to read as follows:

FOR THE COLUMBIA RIVER GORGE COMMISSION

| | |
|---|--------------------------|
| General Fund--State Appropriation (FY 2008) | \$524,000 |
| General Fund--State Appropriation (FY 2009) | (\$548,000) |
| | <u>\$537,000</u> |
| General Fund--Federal Appropriation | \$9,000 |
| General Fund--Private/Local Appropriation | (\$1,056,000) |
| | <u>\$1,045,000</u> |
| TOTAL APPROPRIATION | (\$2,137,000) |
| | <u>\$2,115,000</u> |

Sec. 302. 2007 c 522 s 302 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ECOLOGY

| | |
|---|---------------------------|
| General Fund--State Appropriation (FY 2008) | (\$50,030,000) |
| | <u>\$50,109,000</u> |
| General Fund--State Appropriation (FY 2009) | (\$49,941,000) |
| | <u>\$51,827,000</u> |
| General Fund--Federal Appropriation | (\$83,365,000) |
| | <u>\$83,017,000</u> |
| General Fund--Private/Local Appropriation | (\$13,648,000) |
| | <u>\$13,618,000</u> |
| Special Grass Seed Burning Research | |
| Account--State Appropriation | \$14,000 |
| Reclamation Account--State Appropriation | (\$4,073,000) |
| | <u>\$4,207,000</u> |
| Flood Control Assistance Account--State Appropriation | (\$3,961,000) |
| | <u>\$4,151,000</u> |
| <u>Aquatic Lands Enhancement Account--State Appropriation</u> | <u>\$400,000</u> |
| State Emergency Water Projects Revolving | |
| Account--State Appropriation | \$390,000 |
| Waste Reduction/Recycling/Litter | |
| Control--State Appropriation | (\$19,701,000) |

| | | |
|----|--|------------------------|
| 1 | | <u>\$19,607,000</u> |
| 2 | State Drought Preparedness--State Appropriation | (((\$117,000)) |
| 3 | | <u>\$115,000</u> |
| 4 | State and Local Improvements Revolving Account | |
| 5 | (Water Supply Facilities)--State Appropriation | (((\$425,000)) |
| 6 | | <u>\$421,000</u> |
| 7 | Vessel Response Account--State Appropriation | (((\$1,438,000)) |
| 8 | | <u>\$1,649,000</u> |
| 9 | Freshwater Aquatic Algae Control Account--State | |
| 10 | Appropriation | \$509,000 |
| 11 | Site Closure Account--State Appropriation | (((\$702,000)) |
| 12 | | <u>\$694,000</u> |
| 13 | Water Quality Account--State Appropriation | |
| 14 | (FY 2008) | (((\$16,490,000)) |
| 15 | | <u>\$15,137,000</u> |
| 16 | Water Quality Account--State Appropriation | |
| 17 | (FY 2009) | (((\$15,894,000)) |
| 18 | | <u>\$17,086,000</u> |
| 19 | Wood Stove Education and Enforcement Account--State | |
| 20 | Appropriation | (((\$373,000)) |
| 21 | | <u>\$370,000</u> |
| 22 | Worker and Community Right-to-Know Account--State | |
| 23 | Appropriation | (((\$2,269,000)) |
| 24 | | <u>\$2,247,000</u> |
| 25 | State Toxics Control Account--State Appropriation | (((\$98,184,000)) |
| 26 | | <u>\$99,383,000</u> |
| 27 | State Toxics Control Account--Private/Local | |
| 28 | Appropriation | \$381,000 |
| 29 | Local Toxics Control Account--State Appropriation | (((\$19,154,000)) |
| 30 | | <u>\$20,952,000</u> |
| 31 | Water Quality Permit Account--State Appropriation | (((\$38,900,000)) |
| 32 | | <u>\$37,101,000</u> |
| 33 | Underground Storage Tank Account--State Appropriation | (((\$3,777,000)) |
| 34 | | <u>\$3,750,000</u> |
| 35 | ((Environmental Excellence Account--State Appropriation | \$504,000)) |
| 36 | Biosolids Permit Account--State Appropriation | (((\$1,410,000)) |
| 37 | | <u>\$1,396,000</u> |
| 38 | Hazardous Waste Assistance Account--State | |

| | | |
|----|---|--------------------------------|
| 1 | Appropriation | ((\$5,902,000)) |
| 2 | | <u>\$5,834,000</u> |
| 3 | Air Pollution Control Account--State Appropriation . . | ((\$6,328,000)) |
| 4 | | <u>\$6,306,000</u> |
| 5 | Oil Spill Prevention Account--State Appropriation . . | ((\$12,614,000)) |
| 6 | | <u>\$12,519,000</u> |
| 7 | Air Operating Permit Account--State Appropriation . . | ((\$3,266,000)) |
| 8 | | <u>\$2,780,000</u> |
| 9 | Freshwater Aquatic Weeds Account--State Appropriation . | ((\$1,697,000)) |
| 10 | | <u>\$1,690,000</u> |
| 11 | Oil Spill Response Account--State Appropriation | \$7,078,000 |
| 12 | Metals Mining Account--State Appropriation | \$14,000 |
| 13 | Water Pollution Control Revolving Account--State | |
| 14 | Appropriation | ((\$469,000)) |
| 15 | | <u>\$464,000</u> |
| 16 | Water Pollution Control Revolving Account--Federal | |
| 17 | Appropriation | ((\$2,297,000)) |
| 18 | | <u>\$2,271,000</u> |
| 19 | <u>Columbia River Water Delivery Account--State</u> | |
| 20 | <u>Appropriation</u> | <u>\$2,150,000</u> |
| 21 | TOTAL APPROPRIATION | ((\$465,315,000)) |
| 22 | | <u>\$469,637,000</u> |

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

25 (1) \$170,000 of the oil spill prevention account--state
26 appropriation is provided solely for a contract with the University of
27 Washington's sea grant program to continue an educational program
28 targeted to small spills from commercial fishing vessels, ferries,
29 cruise ships, ports, and marinas.

30 (2) \$256,000 of the general fund--state appropriation for fiscal
31 year 2008, \$209,000 of the general fund--state appropriation for fiscal
32 year 2009, and \$200,000 of the general fund--private local
33 appropriation are provided solely to implement activities associated
34 with a regional haze program. Funds shall be collected and expended in
35 accordance with the terms of the contract entered into with affected
36 businesses and the department of ecology.

37 (3) \$2,000,000 of the local toxics control account--state
38 appropriation is provided solely to local governments outside of Puget

1 Sound for municipal storm water programs, including but not limited to,
2 implementation of phase II municipal storm water permits, source
3 control for toxics in association with cleanup of contaminated sediment
4 sites, and source control programs for shellfish protection districts
5 where storm water is a significant contributor.

6 (4) Fees approved by the department of ecology in the 2007-09
7 biennium are authorized to exceed the fiscal growth factor under RCW
8 43.135.055. Pursuant to RCW 43.135.055, the department is further
9 authorized to increase the following fees in fiscal year 2009 as
10 necessary to meet the actual costs of conducting business and the
11 appropriation levels in this section: Wastewater discharge permit,
12 not more than 5.57 percent; dam periodic inspection permit, not more
13 than 5.57 percent; dam construction permit, not more than 5.57 percent;
14 and mixed waste management, not more than 14.14 percent.

15 (5) \$1,000,000 of the general fund--state appropriation for fiscal
16 year 2008 and \$927,000 of the general fund--state appropriation for
17 fiscal year 2009 are provided solely to improve the performance of
18 wetland mitigation. Of this amount, \$55,000 of the general fund--state
19 appropriation for fiscal year 2008 and \$55,000 of the general fund--
20 state appropriation for fiscal year 2009 are provided solely to support
21 a wetland in Whatcom county. The program will engage local, state, and
22 federal agencies, private investors, property owners, and others in the
23 creation of one or more wetland banks and other measures to protect
24 habitat functions and values while accommodating urban growth in the
25 region. Priority shall be given to state and local government
26 partnerships for wetland characterization. The department shall issue
27 a report of its findings and recommendations on how wetland mitigation
28 success can be improved to the office of financial management and the
29 appropriate policy committees of the legislature.

30 (6) \$260,000 of the state toxics control account--state
31 appropriation is provided solely to support pesticide container
32 recycling activities in Washington.

33 (7) \$250,000 of the general fund--state appropriation for fiscal
34 year 2008 and \$250,000 of the general fund--state appropriation for
35 fiscal year 2009 are provided solely for a pilot project to provide
36 grants to two local government jurisdictions located in the Puget Sound
37 area to improve compliance with existing environmental laws. Grant

1 funds shall be used for providing information on existing requirements,
2 providing technical assistance necessary to comply on a voluntary
3 basis, and taking enforcement action.

4 (8) \$1,257,000 of the reclamation account--state appropriation is
5 provided solely to implement Substitute Senate Bill No. 5881 (water
6 power license fees). If the bill is not enacted by June 30, 2007, the
7 amount provided in this section shall lapse.

8 (9) \$694,000 of the underground storage tank account--state
9 appropriation is provided solely to implement Substitute Senate Bill
10 No. 5475 (underground storage tanks). If the bill is not enacted by
11 June 30, 2007, the amount provided in this section shall lapse.

12 (10) \$2,026,000 of the local toxics control account--state
13 appropriation is provided solely for local governments located near
14 hazardous waste clean-up sites, including Duwamish Waterway,
15 Commencement Bay, and Bellingham Bay, to work with small businesses and
16 citizens to safely manage hazardous and solid wastes to prevent the
17 contamination.

18 (11) \$876,000 of the state toxics control account and \$876,000 of
19 the local toxics control account are provided solely for public
20 participation grants related to toxic cleanup sites within and around
21 Puget Sound.

22 (12) (~~(\$1,000,000)~~) \$831,000 of the general fund--state
23 appropriation for fiscal year 2008 and (~~(\$1,000,000)~~) \$1,169,000 of the
24 general fund--state appropriation for fiscal year 2009 are provided
25 solely to implement watershed plans. Of this amount, (~~(\$110,000)~~)
26 \$313,650 of the general fund--state appropriation for fiscal year 2008
27 and (~~(\$160,000)~~) \$646,350 of the general fund--state appropriation for
28 fiscal year 2009 are provided solely to support the implementation of
29 the WRIA 1 watershed plan and the Bertrand watershed improvement
30 district plan, including but not limited to implementation of the
31 Nooksack River basin stream gauging program, study of the feasibility
32 of a public utility district pipeline in the Bertrand watershed (~~and~~
33 ~~\$250,000 of the general fund—state appropriation for fiscal year 2008~~
34 ~~and \$350,000 of the general fund—state appropriation for fiscal year~~
35 ~~2009 are provided solely to study water storage and augmentation in the~~
36 ~~Bertrand watershed and \$90,000 of the general fund—state appropriation~~
37 ~~for fiscal year 2008 is provided solely for plan preparation and~~
38 ~~development in the Fishtrap watershed)), study and construction of~~

1 water storage and augmentation in the Bertrand watershed, and
2 preparation and development of the next subbasin watershed plan agreed
3 to by the Bertrand instream flow policy group.

4 (13) \$75,000 of the general fund--state appropriation for fiscal
5 year 2008 and \$75,000 of the general fund--state appropriation for
6 fiscal year 2009 are provided solely to implement Second Substitute
7 House Bill No. 2220 (shellfish). The department shall develop, by
8 rule, guidelines for the appropriate siting and operation of geoduck
9 aquaculture operations to be included in any master program under the
10 shorelines management act. If the bill is not enacted by June 30,
11 2007, the amounts provided in this subsection shall lapse.

12 (14) \$15,000 of the general fund--state appropriation for fiscal
13 year 2008 and \$15,000 of the general fund--state appropriation for
14 fiscal year 2009 are provided solely for convening a stakeholder group
15 to recommend establishing a sustainable statewide regional CBRNE/Hazmat
16 response capability.

17 (15) \$100,000 of the general fund--state appropriation for fiscal
18 year 2008 and \$100,000 of the general fund--state appropriation for
19 fiscal year 2009 are provided solely to implement key recommendations
20 and actions identified in the "Washington's Ocean Action Plan:
21 Enhancing Management of Washington State's Ocean and Outer Coast". The
22 department shall provide a progress report on implementing this plan to
23 the appropriate policy committees of the legislature by December 31,
24 2008.

25 (16) (~~(\$300,000)~~) \$464,000 of the general fund--state appropriation
26 for fiscal year 2008 and (~~(\$300,000)~~) \$136,000 of the general fund--
27 state appropriation for fiscal year 2009 are provided solely to
28 implement Engrossed Substitute Senate Bill No. 6001 (climate change).
29 If the bill is not enacted by June 30, 2007, the amounts provided in
30 this subsection shall lapse.

31 (17) \$75,000 of the general fund--state appropriation for fiscal
32 year 2008 and \$75,000 of the general fund--state appropriation for
33 fiscal year 2009 are provided solely for the department to oversee
34 beach seaweed removal in the west Seattle Fauntleroy community. The
35 department may spend up to \$25,000 of this amount for its cost of
36 administration.

37 (18) (~~(\$405,000)~~) \$693,000 of the state toxics control account is

1 provided solely for implementation of Senate Bill No. 5421
2 (environmental covenants). If the bill is not enacted by June 30,
3 2007, the amount provided in this section shall lapse.

4 (19) \$99,000 of the general fund--state appropriation for fiscal
5 year 2008 and \$100,000 of the general fund--state appropriation for
6 fiscal year 2009 are provided solely for a marshland study of key areas
7 of salmon habitat along the Snohomish river estuary.

8 (20) \$196,000 of the general fund--state appropriation for fiscal
9 year 2008, \$132,000 of the general fund--state appropriation for fiscal
10 year 2009, and \$19,000 of the oil spill prevention account
11 appropriation are provided solely to implement Engrossed Substitute
12 Senate Bill No. 5372 (Puget Sound partnership). If the bill is not
13 enacted by June 30, 2007, the department shall execute activities as
14 described in Engrossed Substitute Senate Bill No. 5372 (Puget Sound
15 partnership).

16 (21) \$150,000 of the general fund--state appropriation for fiscal
17 year 2008 is provided solely for the department to contract with the
18 U.S. institute for environmental conflict resolution, a federal agency,
19 to develop a pilot water management process with three federally
20 recognized treaty Indian tribes. \$50,000 of the general fund--state
21 appropriation for fiscal year 2008 is provided solely for the northwest
22 Indian fisheries commission to help establish the pathway for the
23 process in federal agencies.

24 (22) \$150,000 of the general fund--state appropriation for fiscal
25 year 2009 is provided solely to continue the pilot water pathways
26 project through the remainder of the biennium. The department will
27 work with the northwest Indian fisheries commission and the U.S.
28 institute on environmental conflict resolution to find resolution on
29 persistent water policy issues between tribes and nontribal entities.

30 (23) \$319,000 of the general fund--state appropriation for fiscal
31 year 2008 and \$241,000 of the general fund--state appropriation for
32 fiscal year 2009 are provided solely for the implementation of
33 Engrossed Second Substitute Senate Bill No. 6117 (reclaimed water). If
34 the bill is not enacted by June 30, 2007, the amounts provided in this
35 subsection shall lapse.

36 ~~((+23))~~ (24) \$53,000 of the oil spill prevention account--state
37 appropriation is provided solely for the implementation of Senate Bill

1 No. 5552 (penalties for oil spills). If the bill is not enacted by
2 June 30, 2007, the amount provided in this subsection shall lapse.

3 ~~((+24))~~ (25) \$50,000 of the general fund--state appropriation for
4 fiscal year 2008 and \$50,000 of the general fund--state appropriation
5 for fiscal year 2009 are provided solely to the department to convene
6 a shellfish aquaculture regulatory committee, composed of a balanced
7 representation from interested state regulatory agencies, Native
8 American tribes, local governments and the environmental and shellfish
9 farming communities. The group will be facilitated by the office of
10 regulatory assistance and will address federal, state, and local
11 regulatory issues related to shellfish farming.

12 (26) Within the appropriations provided in this section for the
13 development of water supplies in the Columbia river basin, the
14 department shall assist county governments located east of the crest of
15 the Cascade mountain range that: Have an international border; or
16 border a county with an international boundary and a county with four
17 hundred thousand or more residents, to identify water supply projects
18 to compete for funding from the Columbia river basin water management
19 program. The department shall provide technical assistance as needed
20 to further refine priority projects identified by these counties. The
21 department shall consider and balance regional water supply needs in
22 its funding allocation decisions made as a part of this program.

23 (27) \$261,000 of the general fund--state appropriation for fiscal
24 year 2009 is provided solely for the department to prepare, by June 30,
25 2009, a data gap analysis that includes a summary of historic and
26 current monitoring of groundwater levels and water quality within each
27 water resource inventory area (WRIA); an evaluation of the completeness
28 and quality of the data and conclusions produced from such monitoring;
29 priorities for enhanced groundwater monitoring where water levels and
30 water quality are of concern; recommendations regarding quality
31 controls and other protocols associated with data collection; a summary
32 and compilation of existing studies of groundwater levels, water
33 quality, and monitoring activities; and recommendations of components
34 necessary to establish a comprehensive, statewide groundwater
35 monitoring and assessment program and the funding necessary to
36 implement the program.

37 (28) \$50,000 of the general fund--state appropriation for fiscal
38 year 2009 is provided solely for coordinating with the University of

1 Washington to assess the current energy profile of Washington state
2 pulp and paper mills. The energy consumption and energy generation
3 capability will be determined for both steam and electrical power. In
4 addition, the sources and types of fuels used in various boilers will
5 be assessed.

6 (29) \$195,000 of the general fund--state appropriation for fiscal
7 year 2009 is provided solely to support a collaborative process to
8 design a proposed comprehensive water management structure for the
9 Walla Walla river basin. The proposed structure should address the
10 allocation of functions, authorities, resource requirements, and issues
11 associated with interstate watershed management of the basin. Invited
12 participants should include but not be limited to the confederated
13 tribes of the Umatilla Indian reservation; appropriate state agencies;
14 and Walla Walla basin interests such as municipalities, irrigation
15 districts, conservation districts, fisheries, agriculture, economic
16 development, and environmental representatives. A report outlining the
17 proposed governance and water management structure shall be submitted
18 to the governor and the appropriate committees of the legislature by
19 November 15, 2008.

20 (30) \$333,000 of the state toxics control account--state
21 appropriation is provided solely for implementation of Engrossed Second
22 Substitute House Bill No. 2647 (children's safe products). If the bill
23 is not enacted by June 30, 2008, the amount provided in this subsection
24 shall lapse.

25 (31) \$256,000 of the general fund--state appropriation for fiscal
26 year 2008 and \$1,027,000 of the general fund--state appropriation for
27 fiscal year 2009 are provided solely for Engrossed Second Substitute
28 House Bill No. 2815 (reducing greenhouse gases emissions in the
29 Washington economy). In participating in the western climate
30 initiative under Engrossed Second Substitute House Bill No. 2815, the
31 director of the department shall seek to ensure that the design for a
32 regional multisector market-based system confers equitable economic
33 benefits and opportunities to electric utilities operating in
34 Washington by having that system recognize at least the following: (a)
35 Voluntary investments made by Washington utilities in energy efficiency
36 measures; (b) emission reduction benefits that other state and
37 provincial participants in the western climate initiative derive from
38 consuming renewable energy generated in Washington; and (c) adverse

1 impacts that climate change uniquely has upon the capabilities of
2 hydroelectric power generation. Washington state's representatives to
3 the western climate initiative process shall advocate for a regional
4 multisector market-based design that addresses competitive
5 disadvantages that could be experienced by in-region industries as
6 compared to industries in states or countries that do not have
7 greenhouse gas reduction programs that are substantively equivalent to
8 the system designed under the western climate initiative process. If
9 the bill is not enacted by June 30, 2008, the amounts provided in this
10 subsection shall lapse.

11 (32) \$250,000 of the general fund--state appropriation for fiscal
12 year 2009 is provided solely for implementation of Engrossed Second
13 Substitute House Bill No. 3186 (beach management districts). If the
14 bill is not enacted by June 30, 2008, the amount provided in this
15 subsection shall lapse.

16 (33) The appropriations in this section provide specific funds to
17 implement Second Substitute House Bill No. 3227 (Hood Canal water
18 quality).

19 (34) Within the appropriations provided in this section the
20 department shall ensure that standard statewide protocols for surface
21 water monitoring are developed and included in status and trends
22 monitoring to utilize information from other entities, including other
23 state agencies, local governments, and volunteer groups.

24 (35)(a) \$2,000,000 of the Columbia river water delivery account
25 appropriation is provided solely for distribution to affected counties
26 as defined in Engrossed Second Substitute Senate Bill No. 6874
27 (Columbia river water) to mitigate for negative impacts caused by
28 releases of Lake Roosevelt water for the purposes described in that
29 bill. The criteria for allocating these funds shall be developed by
30 the department in consultation with affected local governments.

31 (b) \$150,000 of the Columbia river water delivery account
32 appropriation is provided solely for the department to retain a
33 contractor to perform an independent analysis of legislative options to
34 protect rural communities in northeast Washington from disproportionate
35 economic, agricultural, and environmental impacts when upstream water
36 rights are purchased and transferred for use, or idled and used as
37 mitigation, in a downstream watershed or county. Before retaining a
38 contractor, the department shall consult with affected counties as

1 defined in Engrossed Second Substitute Senate Bill No. 6874 (Columbia
2 river water). The contractor selected shall conduct the independent
3 analysis and develop a report describing options and recommended
4 actions. The department of ecology shall provide the report to the
5 appropriate committees of the legislature by December 1, 2008.

6 (c) If Engrossed Second Substitute Senate Bill No. 6874 (Columbia
7 river water delivery) is not enacted by June 30, 2008, the amounts
8 provided in this subsection shall lapse.

9 (36) \$210,000 of the local toxics control account--state
10 appropriation is provided solely to clean up naturally occurring
11 asbestos from Swift Creek.

12 (37) \$85,000 of the state toxics control account--state
13 appropriation is provided solely for implementation of Engrossed Second
14 Substitute Senate Bill No. 6502 (release of mercury). If the bill is
15 not enacted by June 30, 2008, the amount provided in this subsection
16 shall lapse.

17 (38) \$80,000 of the state toxics control account--state
18 appropriation is provided solely for the department to create a
19 stakeholder advisory committee to review and develop recommendations to
20 help businesses achieve a fifty percent toxics reduction use goal. The
21 committee shall: (a) Review and make recommendations to improve the
22 effectiveness and delivery of technical assistance in pollution
23 prevention planning; (b) develop recommendations for strategies to
24 encourage moving away from "end-of-pipe" pollution reduction approaches
25 to increase hazardous waste prevention throughout the state; and (c)
26 review and make recommendations on revising the hazardous waste
27 planning fee under RCW 70.95E.030, including opportunities to provide
28 incentives that reward businesses for toxic use reduction successes in
29 meeting a fifty percent toxics use reduction goal. The committee shall
30 report its findings and recommendations to the fiscal and policy
31 committees of the senate and house of representatives by November 1,
32 2008.

33 (39) \$108,000 of the general fund--state appropriation for fiscal
34 year 2009 is provided solely for Engrossed Substitute Senate Bill No.
35 6308 (relating to climate change research, preparation, and
36 adaptation). If the bill is not enacted by June 30, 2008, the amount
37 provided in this subsection shall lapse.

1 (40) \$70,000 of the general fund--state appropriation for fiscal
2 year 2009 is provided solely for Substitute Senate Bill No. 6805
3 (relating to promoting farm and forest land preservation and
4 environmental restoration through conservation markets). If the bill
5 is not enacted by June 30, 2008, the amount provided in this subsection
6 shall lapse.

7 **Sec. 303.** 2007 c 522 s 303 (uncodified) is amended to read as
8 follows:

9 **FOR THE STATE PARKS AND RECREATION COMMISSION**

| | | |
|----|---|--------------------------------|
| 10 | General Fund--State Appropriation (FY 2008) | ((\$48,365,000)) |
| 11 | | <u>\$48,970,000</u> |
| 12 | General Fund--State Appropriation (FY 2009) | ((\$50,166,000)) |
| 13 | | <u>\$49,187,000</u> |
| 14 | General Fund--Federal Appropriation | ((\$4,545,000)) |
| 15 | | <u>\$5,731,000</u> |
| 16 | General Fund--Private/Local Appropriation | \$73,000 |
| 17 | Winter Recreation Program Account--State | |
| 18 | Appropriation | ((\$1,116,000)) |
| 19 | | <u>\$1,559,000</u> |
| 20 | Off-Road Vehicle Account--State Appropriation | ((\$238,000)) |
| 21 | | <u>\$234,000</u> |
| 22 | Snowmobile Account--State Appropriation | ((\$4,839,000)) |
| 23 | | <u>\$4,829,000</u> |
| 24 | Aquatic Lands Enhancement Account--State | |
| 25 | Appropriation | ((\$365,000)) |
| 26 | | <u>\$363,000</u> |
| 27 | Public Safety and Education Account--State | |
| 28 | Appropriation (FY 2008) | \$23,000 |
| 29 | Public Safety and Education Account--State | |
| 30 | Appropriation (FY 2009) | \$24,000 |
| 31 | Parks Renewal and Stewardship Account--State | |
| 32 | Appropriation | ((\$36,606,000)) |
| 33 | | <u>\$36,534,000</u> |
| 34 | Parks Renewal and Stewardship Account--Private/Local | |
| 35 | Appropriation | \$300,000 |
| 36 | TOTAL APPROPRIATION | ((\$146,660,000)) |
| 37 | | <u>\$147,827,000</u> |

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

3 (1) Fees approved by the state parks and recreation commission in
4 the 2007-09 biennium are authorized to exceed the fiscal growth factor
5 under RCW 43.135.055.

6 (2) \$79,000 of the general fund--state appropriation for fiscal
7 year 2008 and \$79,000 of the general fund--state appropriation for
8 fiscal year 2009 are provided solely for a grant for the operation of
9 the Northwest avalanche center.

10 (3) \$300,000 of the general fund--state appropriation for fiscal
11 year 2008 is provided solely for project scoping and cost estimating
12 for the agency's 2009-11 capital budget submittal.

13 (4) \$2,255,000 of the general fund--state appropriation for fiscal
14 year 2009 is provided solely for costs associated with relocating the
15 commission's Tumwater headquarters office.

16 (5) \$272,000 of the general fund--state appropriation for fiscal
17 year 2008 and \$271,000 of the general fund--state appropriation for
18 fiscal year 2009 are provided solely for costs associated with
19 relocating the commission's eastern Washington regional headquarters
20 office.

21 (6) \$1,000,000 of the general fund--state appropriation for fiscal
22 year 2008 and \$1,000,000 of the general fund--state appropriation for
23 fiscal year 2009 are provided solely for replacing vehicles and
24 equipment.

25 (7) \$1,611,000 of the general fund--state appropriation for fiscal
26 year 2008 and \$1,428,000 of the general fund--state appropriation for
27 fiscal year 2009 are provided solely for planned and emergency
28 maintenance of park facilities.

29 (8) \$1,700,000 of the general fund--federal appropriation for
30 fiscal year 2009 is provided solely for the recreational boating safety
31 program.

32 (9) \$954,000 of the general fund--state appropriation for fiscal
33 year 2008 and \$1,007,000 of the general fund--state appropriation for
34 fiscal year 2009 are provided solely for the operations of Cama Beach
35 state park.

36 (10) \$25,000 of the general fund--state appropriation for fiscal
37 year 2008 and \$25,000 of the general fund--state appropriation for
38 fiscal year 2009 are provided solely for implementation of Substitute

1 Senate Bill No. 5219 (weather and avalanche center). If the bill is
2 not enacted by June 30, 2007, the amounts provided in this subsection
3 shall lapse.

4 (11) \$9,000 of the general fund--state appropriation for fiscal
5 year 2008 and \$9,000 of the general fund--state appropriation for
6 fiscal year 2009 are provided solely for implementation of Substitute
7 Senate Bill No. 5463 (forest fire protection). If the bill is not
8 enacted by June 30, 2007, the amounts provided in this subsection shall
9 lapse.

10 (12) (~~(\$42,000)~~) \$9,000 of the general fund--state appropriation
11 for fiscal year 2008 and (~~(\$42,000)~~) \$9,000 of the general fund--state
12 appropriation for fiscal year 2009 are provided solely for
13 implementation of Substitute Senate Bill No. 5236 (public lands
14 management). If the bill is not enacted by June 30, 2007, the amounts
15 provided in this subsection shall lapse.

16 (13) \$264,000 of the general fund--state appropriation for fiscal
17 year 2008 and \$217,000 of the general fund--state appropriation for
18 fiscal year 2009 are provided solely to establish a pilot lifeguard
19 program at Lake Sammamish and Nolte state parks. The department shall
20 complete a comprehensive risk analysis to determine if expansion of the
21 lifeguard program or other drowning risk reduction measures should be
22 implemented. The department shall report its findings to the office of
23 financial management and the appropriate committees of the legislature
24 by July 1, 2009.

25 (14) (~~(\$232,000)~~) \$455,000 of the general fund--state appropriation
26 for fiscal year 2008 and (~~(\$233,000)~~) \$10,000 of the general fund--
27 state appropriation for fiscal year 2009 are provided solely for the
28 development of a long-range plan for Fort Worden state park, including
29 architectural and site design guidelines, business and operations
30 implementation, site and facilities use plan, and for the department to
31 convene a task force to recommend alternative governance structures for
32 the park.

33 (15) \$1,600,000 of the parks renewal stewardship account--state
34 appropriation is provided solely for operating state parks, developing
35 and renovating park facilities, undertaking deferred maintenance,
36 enhancing park stewardship and other state park purposes, pursuant to
37 Substitute House Bill No. 2275 (raising funds for state parks).
38 Expenditures from the amount provided in this subsection shall not

1 exceed actual revenues received under Substitute House Bill No. 2275.
2 If the bill is not enacted by June 30, 2007, the amounts provided in
3 this subsection shall lapse.

4 (16) \$40,000 of the general fund--state appropriation for fiscal
5 year 2009 is provided solely for implementation of Second Substitute
6 House Bill No. 2514 (orca whale protection). If the bill is not
7 enacted by June 30, 2008, the amount provided in this subsection shall
8 lapse.

9 (17) \$58,000 of the general fund--state appropriation for fiscal
10 year 2008 and \$73,000 of the general fund--state appropriation for
11 fiscal year 2009 are provided solely for one-time financial assistance
12 to the northwest weather and avalanche center, administered by the
13 United States forest service, to keep the center operational through
14 the remainder of the biennium.

15 (18) \$100,000 of the general fund--state appropriation for fiscal
16 year 2009 is provided solely for grants to the Mount Tahoma trails
17 association to assist with purchase of snow equipment.

18 (19) \$120,000 of the general fund--state appropriation for fiscal
19 year 2009 is provided solely for implementation of Engrossed Substitute
20 Senate Bill No. 5010 (foster home pass). If the bill is not enacted by
21 June 30, 2008, the amount provided in this subsection shall lapse.

22 **Sec. 304.** 2007 c 522 s 304 (uncodified) is amended to read as
23 follows:

24 **FOR THE ((~~INTERAGENCY COMMITTEE FOR OUTDOOR RECREATION~~)) RECREATION**
25 **AND CONSERVATION FUNDING BOARD**

| | | |
|----|--|-------------------------------|
| 26 | General Fund--State Appropriation (FY 2008) | \$1,557,000 |
| 27 | General Fund--State Appropriation (FY 2009) | ((\$1,600,000)) |
| 28 | | <u>\$1,592,000</u> |
| 29 | General Fund--Federal Appropriation | ((\$18,409,000)) |
| 30 | | <u>\$18,382,000</u> |
| 31 | General Fund--Private/Local Appropriation | \$250,000 |
| 32 | Aquatic Lands Enhancement Account--State | |
| 33 | Appropriation | ((\$277,000)) |
| 34 | | <u>\$275,000</u> |
| 35 | Water Quality Account--State Appropriation (FY 2008) | \$100,000 |
| 36 | Water Quality Account--State Appropriation (FY 2009) | \$100,000 |
| 37 | Firearms Range Account--State Appropriation | \$37,000 |

1 Recreation Resources Account--State Appropriation . . . ((~~\$2,819,000~~))
2 \$2,773,000
3 Nonhighway and Off-Road Vehicles Activities Program
4 Account--State Appropriation \$1,004,000
5 Boating Activities Account--State Appropriation \$2,000,000
6 TOTAL APPROPRIATION ((~~\$28,153,000~~))
7 \$28,070,000

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

10 (1) \$16,025,000 of the general fund--federal appropriation is
11 provided solely for implementation of the forest and fish agreement
12 rules. These funds shall be allocated to the department of natural
13 resources and the department of fish and wildlife.

14 (2) \$22,000 of the general fund--state appropriation for fiscal
15 year 2008 and \$22,000 of the general fund--state appropriation for
16 fiscal year 2009 are provided solely for the implementation of
17 Substitute Senate Bill No. 5372 (Puget Sound partnership). If the bill
18 is not enacted by June 30, 2007, the department shall execute
19 activities as described in Engrossed Substitute Senate Bill No. 5372
20 (Puget Sound partnership).

21 (3) \$2,000,000 of the boating activities account--state
22 appropriation is provided solely to implement Substitute House Bill No.
23 1651 (boating activities). If the bill is not enacted by June 30,
24 2007, the amount provided in this subsection shall lapse.

25 **Sec. 305.** 2007 c 522 s 305 (uncodified) is amended to read as
26 follows:

27 **FOR THE ENVIRONMENTAL HEARINGS OFFICE**

28 General Fund--State Appropriation (FY 2008) ((~~\$1,134,000~~))
29 \$1,144,000
30 General Fund--State Appropriation (FY 2009) ((~~\$1,161,000~~))
31 \$1,142,000
32 TOTAL APPROPRIATION ((~~\$2,295,000~~))
33 \$2,286,000

34 The appropriations in this section are subject to the following
35 condition and limitation: \$10,000 of the general fund--state
36 appropriation for fiscal year 2008 is provided solely for employee
37 retirement buyout costs.

1 **Sec. 306.** 2007 c 522 s 306 (uncodified) is amended to read as
2 follows:

3 **FOR THE CONSERVATION COMMISSION**

| | | |
|----|--|---------------------------|
| 4 | General Fund--State Appropriation (FY 2008) | \$2,889,000 |
| 5 | General Fund--State Appropriation (FY 2009) | (\$2,913,000) |
| 6 | | <u>\$3,107,000</u> |
| 7 | General Fund--Federal Appropriation | \$1,178,000 |
| 8 | Water Quality Account--State Appropriation (FY 2008) . | (\$7,301,000) |
| 9 | | <u>\$5,301,000</u> |
| 10 | Water Quality Account--State Appropriation (FY 2009) . | (\$7,326,000) |
| 11 | | <u>\$5,316,000</u> |
| 12 | TOTAL APPROPRIATION | (\$21,607,000) |
| 13 | | <u>\$17,791,000</u> |

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

16 (1) \$100,000 of the general fund--state appropriation for fiscal
17 year 2008 and \$100,000 of the general fund--state appropriation for
18 fiscal year 2009 are provided solely for supplementary basic funding
19 grants to the state's lowest-income conservation districts. The
20 supplementary grant process shall be structured to aid recipients in
21 becoming financially self-sufficient in the future.

22 (2) \$250,000 of the general fund--state appropriation for fiscal
23 year 2008 and \$250,000 of the general fund--state appropriation for
24 fiscal year 2009 are provided solely to implement Substitute Senate
25 Bill No. 5108 (office of farmland preservation). If the bill is not
26 enacted by June 30, 2007, the amounts provided in this subsection shall
27 lapse.

28 (3) \$250,000 of the general fund--state appropriation for fiscal
29 year 2008 and \$250,000 of the general fund--state appropriation for
30 fiscal year 2009 are provided solely for the pioneers in conservation
31 program to provide grants through a competitive process to agricultural
32 landowners for projects that benefit fish and wildlife restoration and
33 farm operations. Grants must be matched by an equal amount or more
34 from nonstate sources with priority for projects identified in the
35 Puget Sound Chinook salmon recovery plan and the Puget Sound
36 partnership strategy.

37 (4) \$78,000 of the general fund--state appropriation for fiscal
38 year 2008 and \$72,000 of the general fund--state appropriation for

1 fiscal year 2009 are provided solely to implement Engrossed Second
2 Substitute Senate Bill No. 5372 (Puget Sound partnership). If the bill
3 is not enacted by June 30, 2007, the department shall execute
4 activities as described in Engrossed Substitute Senate Bill No. 5372
5 (Puget Sound partnership).

6 (5) \$250,000 of the water quality account--state appropriation for
7 fiscal year 2009 is provided solely for livestock nutrient program cost
8 share for the poultry industry.

9 (6) \$35,000 of the general fund--state appropriation for fiscal
10 year 2009 is provided solely for support of conservation resource
11 management.

12 (7) \$174,000 of the general fund--state appropriation for fiscal
13 year 2009 is provided solely for implementation of Substitute Senate
14 Bill No. 6805 (conservation markets). If the bill is not enacted by
15 June 30, 2008, the amount provided in this subsection shall lapse.

16 **Sec. 307.** 2007 c 522 s 307 (uncodified) is amended to read as
17 follows:

18 **FOR THE DEPARTMENT OF FISH AND WILDLIFE**

| | | |
|----|---|-------------------------------|
| 19 | General Fund--State Appropriation (FY 2008) | ((\$55,453,000)) |
| 20 | | <u>\$56,158,000</u> |
| 21 | General Fund--State Appropriation (FY 2009) | ((\$52,743,000)) |
| 22 | | <u>\$54,319,000</u> |
| 23 | General Fund--Federal Appropriation | ((\$52,666,000)) |
| 24 | | <u>\$52,273,000</u> |
| 25 | General Fund--Private/Local Appropriation | ((\$37,447,000)) |
| 26 | | <u>\$37,189,000</u> |
| 27 | Off-Road Vehicle Account--State Appropriation | ((\$416,000)) |
| 28 | | <u>\$413,000</u> |
| 29 | Aquatic Lands Enhancement Account--State | |
| 30 | Appropriation | ((\$6,070,000)) |
| 31 | | <u>\$6,022,000</u> |
| 32 | Public Safety and Education Account--State | |
| 33 | Appropriation (FY 2008) | \$268,000 |
| 34 | Public Safety and Education Account--State | |
| 35 | Appropriation (FY 2009) | ((\$325,000)) |
| 36 | | <u>\$323,000</u> |
| 37 | Recreational Fisheries Enhancement--State | |

| | | |
|----|--|--------------------------------|
| 1 | Appropriation | ((\$3,628,000)) |
| 2 | | <u>\$3,600,000</u> |
| 3 | Warm Water Game Fish Account--State Appropriation | ((\$3,024,000)) |
| 4 | | <u>\$2,992,000</u> |
| 5 | Eastern Washington Pheasant Enhancement | |
| 6 | Account--State Appropriation | ((\$754,000)) |
| 7 | | <u>\$753,000</u> |
| 8 | Aquatic Invasive Species Enforcement Account--State | |
| 9 | Appropriation | \$204,000 |
| 10 | Aquatic Invasive Species Prevention Account--State | |
| 11 | Appropriation | \$842,000 |
| 12 | Wildlife Account--State Appropriation | ((\$66,508,000)) |
| 13 | | <u>\$63,589,000</u> |
| 14 | Wildlife Account--Federal Appropriation | ((\$34,552,000)) |
| 15 | | <u>\$34,279,000</u> |
| 16 | Wildlife Account--Private/Local Appropriation | ((\$13,288,000)) |
| 17 | | <u>\$13,187,000</u> |
| 18 | Game Special Wildlife Account--State Appropriation | ((\$1,991,000)) |
| 19 | | <u>\$2,478,000</u> |
| 20 | Game Special Wildlife Account--Federal Appropriation | ((\$8,923,000)) |
| 21 | | <u>\$8,911,000</u> |
| 22 | Game Special Wildlife Account--Private/Local | |
| 23 | Appropriation | ((\$486,000)) |
| 24 | | <u>\$483,000</u> |
| 25 | Water Quality Account--State Appropriation (FY 2008) | \$160,000 |
| 26 | Water Quality Account--State Appropriation (FY 2009) | \$160,000 |
| 27 | ((Environmental Excellence Account--State Appropriation | \$15,000)) |
| 28 | Regional Fisheries Salmonid Recovery Account--Federal | |
| 29 | Appropriation | ((\$2,751,000)) |
| 30 | | <u>\$5,001,000</u> |
| 31 | Oil Spill Prevention Account--State Appropriation | ((\$1,104,000)) |
| 32 | | <u>\$1,093,000</u> |
| 33 | Oyster Reserve Land Account--State Appropriation | ((\$417,000)) |
| 34 | | <u>\$416,000</u> |
| 35 | Wildlife Rehabilitation Account--State Appropriation | ((\$352,000)) |
| 36 | | <u>\$270,000</u> |
| 37 | TOTAL APPROPRIATION | ((\$344,547,000)) |
| 38 | | <u>\$345,383,000</u> |

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

3 (1) The department shall use the department of printing for
4 printing needs. Funds provided in this section may not be used to
5 staff or fund a stand-alone printing operation.

6 (2) \$175,000 of the general fund--state appropriation for fiscal
7 year 2008 and \$175,000 of the general fund--state appropriation for
8 fiscal year 2009 are provided solely for the implementation of hatchery
9 reform recommendations defined by the hatchery scientific review group.

10 (3) The department shall support the activities of the aquatic
11 nuisance species coordination committee to foster state, federal,
12 tribal, and private cooperation on aquatic nuisance species issues.
13 The committee shall strive to prevent the introduction of nonnative
14 aquatic species and to minimize the spread of species that are
15 introduced.

16 (4) The department shall emphasize enforcement of laws related to
17 protection of fish habitat and the illegal harvest of salmon and
18 steelhead. Within the amount provided for the agency, the department
19 shall provide support to the department of health to enforce state
20 shellfish harvest laws.

21 (5) \$400,000 of the general fund--state appropriation for fiscal
22 year 2008 and \$400,000 of the general fund--state appropriation for
23 fiscal year 2009 are provided solely for a state match to support the
24 Puget Sound nearshore partnership between the department and the U.S.
25 army corps of engineers.

26 (6) The department shall assist the office of regulatory assistance
27 in implementing activities consistent with the governor's regulatory
28 improvement program. The department shall support and provide
29 expertise to facilitate, coordinate, and simplify citizen and business
30 interactions so as to improve state regulatory processes involving
31 state, local, and federal stakeholders.

32 (7) \$634,000 of the general fund--state appropriation for fiscal
33 year 2008 is provided solely for operations and fish production costs
34 at department-operated Mitchell act hatchery facilities.

35 (8) ~~((Within the amount provided for the agency, the department
36 shall implement a joint management and collaborative enforcement
37 agreement with the confederated tribes of the Colville and the Spokane
38 tribe.))~~ \$609,000 of the general fund--state appropriation for fiscal

1 year 2009 is provided solely for the department to implement a pilot
2 project with the Confederated Tribes of the Colville Reservation to
3 develop expanded recreational fishing opportunities on Lake Rufus Woods
4 and its northern shoreline and to conduct joint enforcement of lake
5 fisheries on Lake Rufus Woods and adjoining waters, pursuant to state
6 and tribal intergovernmental agreements developed under the Columbia
7 River water supply program.

8 (a) For the purposes of the pilot project:

9 (i) A fishing permit issued to a nontribal member by the Colville
10 Tribes shall satisfy the license requirement of RCW 77.32.010 on the
11 waters of Lake Rufus Woods and on the north shore of Lake Rufus Woods;

12 (ii) The Colville Tribes have agreed to provide to holders of its
13 nontribal member fishing permits a means to demonstrate that fish in
14 their possession were lawfully taken in Lake Rufus Woods;

15 (iii) A Colville tribal member identification card shall satisfy
16 the license requirement of RCW 77.32.010 on all waters of Lake Rufus
17 Woods;

18 (iv) The department and the Colville Tribes shall jointly designate
19 fishing areas on the north shore of Lake Rufus Woods for the purposes
20 of enhancing access to the recreational fisheries on the lake; and

21 (v) The Colville Tribes have agreed to recognize a fishing license
22 issued under RCW 77.32.470 or RCW 77.32.490 as satisfying the nontribal
23 member fishing permit requirements of Colville tribal law on the
24 reservation portion of the waters of Lake Rufus Woods and at designated
25 fishing areas on the north shore of Lake Rufus Woods;

26 (b) The director, in collaboration with the Colville Tribes, shall
27 provide an interim report to the office of financial management and the
28 appropriate committees of the legislature by December 31, 2008. The
29 report shall describe the status of the pilot project, and make
30 recommendations as needed to fully implement the project, pursuant to
31 the state and tribal agreement on Lake Rufus Woods.

32 (9) \$182,000 of the general fund--state appropriation for fiscal
33 year 2008 and \$182,000 of the general fund--state appropriation for
34 fiscal year 2009 are provided solely to continue the ballast water
35 management program in Puget Sound and expand the program to include the
36 Columbia river and coastal ports.

37 (10) \$250,000 of the general fund--state appropriation for fiscal

1 year 2008 and \$250,000 of the general fund--state appropriation for
2 fiscal year 2009 are provided solely for hatchery facility maintenance
3 improvements.

4 (11) \$440,000 of the general fund--state appropriation for fiscal
5 year 2008 and \$409,000 of the general fund--state appropriation for
6 fiscal year 2009 are provided solely for estimates of juvenile
7 abundance of federally listed salmon and steelhead populations. The
8 department shall report to the office of financial management and the
9 appropriate fiscal committees of the legislature with a letter stating
10 the use and measurable results of activities that are supported by
11 these funds.

12 (12) \$125,000 of the general fund--state appropriation for fiscal
13 year 2008 and \$125,000 of the general fund--state appropriation for
14 fiscal year 2009 are provided solely for the strategic budget and
15 accountability program.

16 (13) \$113,000 of the general fund--state appropriation for fiscal
17 year 2008 and \$113,000 of the general fund--state appropriation for
18 fiscal year 2009 are provided solely to implement Engrossed Substitute
19 Senate Bill No. 5372 (Puget Sound partnership). If the bill is not
20 enacted by June 30, 2007, the department shall execute activities as
21 described in Engrossed Substitute Senate Bill No. 5372 (Puget Sound
22 partnership).

23 (14) Prior to submitting its 2009-11 biennial operating and capital
24 budget request related to state fish hatcheries to the office of
25 financial management, the department shall contract with the hatchery
26 scientific review group (HSRG) to review this request. This review
27 shall: (a) Determine if the proposed requests are consistent with HSRG
28 recommendations; (b) prioritize the components of the requests based on
29 their contributions to protecting wild salmonid stocks and meeting the
30 recommendations of the HSRG; and (c) evaluate whether the proposed
31 requests are being made in the most cost effective manner. The
32 department shall provide a copy of the HSRG review to the office of
33 financial management and the appropriate legislative committees by
34 October 1, 2008.

35 (15) \$43,000 of the general fund--state appropriation for fiscal
36 year 2008 is provided solely for the implementation of Substitute
37 Senate Bill No. 5447 (coastal Dungeness crab). If the bill is not

1 enacted by June 30, 2007, the amount provided in this subsection shall
2 lapse.

3 (16) \$4,000 of the general fund--state appropriation for fiscal
4 year 2008 and \$4,000 of the general fund--state appropriation for
5 fiscal year 2009 are provided solely for the implementation of
6 Substitute Senate Bill No. 5463 (forest fire protection). If the bill
7 is not enacted by June 30, 2007, the amounts provided in this
8 subsection shall lapse.

9 (17) \$89,000 of the general fund--state appropriation for fiscal
10 year 2008 and \$89,000 of the general fund--state appropriation for
11 fiscal year 2009 are provided solely for the implementation of
12 Substitute Senate Bill No. 6141 (forest health). If the bill is not
13 enacted by June 30, 2007, the amounts provided in this subsection shall
14 lapse.

15 (18) \$204,000 of the aquatic invasive species enforcement account--
16 state appropriation is provided solely for the implementation of
17 Substitute Senate Bill No. 5923 (aquatic invasive species). If the
18 bill is not enacted by June 30, 2007, the amount provided in this
19 subsection shall lapse.

20 ~~(19) ((\$42,000 of the general fund--state appropriation for fiscal~~
21 ~~year 2008 and \$42,000 of the general fund--state appropriation for~~
22 ~~fiscal year 2009 are provided solely for the implementation of~~
23 ~~Substitute Senate Bill No. 5236 (public lands management). If the bill~~
24 ~~is not enacted by June 30, 2007, the amounts provided in this~~
25 ~~subsection shall lapse.~~

26 ~~(+20))~~ \$352,000 of the wildlife rehabilitation account is provided
27 solely for the implementation of Senate Bill No. 5188 (wildlife
28 rehabilitation). If the bill is not enacted by June 30, 2007, the
29 amounts provided in this subsection shall lapse.

30 ~~((+21))~~ (20) \$77,000 of the general fund--state appropriation for
31 fiscal year 2008 and \$75,000 of the general fund--state appropriation
32 for fiscal year 2009 are provided solely for the department of fish and
33 wildlife to participate in the upper Columbia salmon recovery plan
34 implementation, habitat conservation plan hatchery committees, and the
35 priest rapids salmon and steelhead agreement hatchery technical
36 committee.

37 ~~((+22))~~ (21)(a) Within existing funds, the department of fish and

1 wildlife shall sell the upper 20-acre parcel of the Beebe springs
2 property.

3 (b) Proceeds from the sale are to be used to develop the Beebe
4 springs natural interpretive site. Up to \$300,000 of the general
5 fund--state appropriation for fiscal year 2009 is provided solely for
6 the development of the Beebe springs natural interpretive site. The
7 department shall not expend more than the amount received from the sale
8 proceeds.

9 ~~((+25+))~~ (22) \$50,000 of the general fund--state appropriation for
10 fiscal year 2008 and \$49,000 of the general fund--state appropriation
11 for fiscal year 2009 are provided solely to implement Substitute House
12 Bill No. 2049 (marine resource committees). If the bill is not enacted
13 by June 30, 2007, the amounts provided in this subsection shall lapse.

14 ~~((+26+))~~ (23) \$35,000 of the general fund--state appropriation for
15 fiscal year 2008 and \$35,000 of the general fund--state appropriation
16 for fiscal year 2009 are provided solely for a study of introducing
17 oxygen to the waters of Hood Canal. The study shall propose a location
18 in a small marine area where a large number of bottom-dwelling fish
19 species exist, and analyze the impact of injected dissolved oxygen on
20 aquatic life. The department shall report to the appropriate
21 committees of the legislature on the results of the study and recommend
22 whether to proceed with a project to inject oxygen into Hood Canal.

23 ~~((+27+))~~ (24) \$1,310,000 of the general fund--state appropriation
24 for fiscal year 2008 is provided solely to replace state wildlife
25 account funds for the engineering program and ~~((+\$1,190,000))~~ \$610,000
26 of the general fund--state appropriation for fiscal year 2008 are
27 provided solely to replace state wildlife account funds for the
28 hydraulic project permitting program, including the development of a
29 permit fee schedule for the hydraulic project approval program to make
30 the program self supporting. Fees may be based on factors relating to
31 the complexity of the permit issuance. The fees received by the
32 department must be deposited into the state wildlife account and shall
33 be expended exclusively for the purposes of the hydraulic project
34 permitting program. By December 1, 2008, the department shall provide
35 a permit fee schedule for the hydraulic project approval program to the
36 office of financial management and the appropriate committees of the
37 legislature.

1 ~~((+28+))~~ (25) \$245,000 of the general fund--state appropriation for
2 fiscal year 2008 and \$245,000 of the general fund--state appropriation
3 for fiscal year 2009 are provided solely to the department to work in
4 cooperation with the department of natural resources to assist with the
5 implementation of the wild horse coordinated resource management plan.
6 Implementation may include providing grant funding to other state and
7 nonstate entities as needed.

8 ~~((+29+))~~ (26) \$270,000 of the general fund--state appropriation for
9 fiscal year 2008 and \$270,000 of the general fund--state appropriation
10 for fiscal year 2009 are provided solely for the department to develop
11 siting guidelines for power generation facilities, provide technical
12 assistance for permitting, support voluntary compliance with the
13 guidelines, and to conduct bird and wildlife assessments on state lands
14 most eligible for wind power leases.

15 ~~((+31+))~~ (27) \$50,000 of the general fund--state appropriation for
16 fiscal year 2008 is provided solely to implement Second Substitute
17 House Bill No. 2220 (shellfish). The department shall develop and
18 maintain an electronic database for aquatic farmer registration. If
19 the bill is not enacted by June 30, 2007, the amount provided in this
20 subsection shall lapse.

21 (28) During the 2007-09 biennium, the department shall not make a
22 permanent closure of any hatchery facility currently in operation.

23 (29) Within existing funds, the department shall continue
24 implementing its capital program action plan dated September 1, 2007,
25 including the purchase of the necessary maintenance and support costs
26 for the capital programs and engineering tools. The department shall
27 report to the office of financial management and the appropriate
28 committees of the legislature, its progress in implementing the plan,
29 including improvements instituted in its capital program, by September
30 30, 2008.

31 (30) \$46,000 of the general fund--state appropriation for fiscal
32 year 2009 is provided solely for implementation of Second Substitute
33 House Bill No. 2514 (orca whale protection). If the bill is not
34 enacted by June 30, 2008, the amount provided in this subsection shall
35 lapse.

36 (31) \$24,000 of the general fund--state appropriation for fiscal
37 year 2009 is provided solely for implementation of House Bill No. 3186

1 (beach management districts). If the bill is not enacted by June 30,
2 2008, the amount provided in this subsection shall lapse.

3 (32) \$50,000 of the general fund--state appropriation for fiscal
4 year 2009 is provided solely for compensation for damage to livestock
5 by wildlife.

6 (33) The department shall complete an inventory of department
7 purchased or leased lands acquired for mixed agriculture and fish and
8 wildlife habitat and provide for each purchase or lease agreement the
9 cost and date of the agreement, the previous use of the land, any
10 agreement or deed specifying continuing use of the land, and the
11 current management cost and status of each parcel of purchased or
12 leased lands. The department shall provide the inventory to the
13 appropriate committees of the legislature by December 1, 2008.

14 (34) \$289,000 of the general fund--state appropriation for fiscal
15 year 2008 and \$301,000 of the general fund--state appropriation for
16 fiscal year 2009 are provided solely for selective fisheries.

17 (35) \$100,000 of the general fund--state appropriation for fiscal
18 year 2009 is provided solely for removal of derelict gear in Washington
19 waters.

20 (36) \$135,000 of the general fund--state appropriation for fiscal
21 year 2009 is provided solely for a review of the effectiveness of the
22 department's existing hydraulic project approval process and
23 environmental outcomes.

24 (37) \$75,000 of the general fund--state appropriation for fiscal
25 year 2009 is provided solely to implement the 2008 Wiley Slough
26 restoration project report to the legislature recommendation to
27 establish a private farmland, public recreation partnership that would
28 provide farmland preservation, waterfowl management, and public
29 recreational access.

30 (38) \$95,000 of the general fund--state appropriation for fiscal
31 year 2009 is provided solely for Ebey Island property management costs.

32 (39)(a) A work group on Electron dam salmon passage is established,
33 with members as provided in this subsection.

34 (i) The president of the senate shall appoint one member from each
35 of the two largest caucuses of the senate.

36 (ii) The speaker of the house of representatives shall appoint one
37 member from each of the two largest caucuses of the house of
38 representatives.

1 (iii) The department of fish and wildlife shall appoint at least
2 one representative from each of the following entities: The department
3 of fish and wildlife, Puyallup Tribe of Indians, and Puget Sound
4 energy.

5 (b) The department of fish and wildlife shall provide staff support
6 to the work group.

7 (c) The work group shall study possible enhancements for improving
8 outbound juvenile salmon passage at Electron dam on the Puyallup river.

9 (d) Legislative members of the work group shall be reimbursed for
10 travel expenses in accordance with RCW 44.04.120. Nonlegislative
11 members, except those representing an employer or organization, are
12 entitled to be reimbursed for travel expenses in accordance with RCW
13 43.03.050 and 43.03.060.

14 (e) The expenses of the work group, other than travel expenses of
15 legislative members, shall be paid within existing funds from the
16 department of fish and wildlife.

17 (f) The work group shall present its findings and recommendations
18 to the appropriate committees of the legislature by January 1, 2009.

19 (g) This subsection expires January 1, 2009.

20 (40) As part of its 2009-11 biennial budget request, the department
21 shall submit a report detailing the methodology for determining the
22 value of payment in lieu of taxes as provided in RCW 79.70.130. At a
23 minimum, the report will show the number of acres subject to the
24 payment in lieu of taxes, the tax rates assumed by each affected
25 county, and the resulting value of the state general fund obligation.

26 (41) Within the appropriations in this section, specific funding is
27 provided to implement Engrossed Senate Bill No. 6821 (fish and wildlife
28 information).

29 (42) \$250,000 of the general fund--state appropriation for fiscal
30 year 2009 is provided solely for Second Substitute Senate Bill No. 6227
31 (outer coast marine resources committees). If the bill is not enacted
32 by June 30, 2008, the amount provided in this subsection shall lapse.

33 (43) \$115,000 of the general fund--state appropriation for fiscal
34 year 2009 is provided solely for Substitute Senate Bill No. 6231
35 (marine protected areas). If the bill is not enacted by June 30, 2008,
36 the amount provided in this subsection shall lapse.

37 (44) \$46,000 of the general fund--state appropriation for fiscal

1 year 2009 is provided solely for Substitute Senate Bill No. 6307 (Puget
2 Sound marine managed areas). If the bill is not enacted by June 30,
3 2008, the amount provided in this subsection shall lapse.

4 **Sec. 308.** 2007 c 522 s 308 (uncodified) is amended to read as
5 follows:

6 **FOR THE DEPARTMENT OF NATURAL RESOURCES**

| | | |
|----|--|-------------------------------|
| 7 | General Fund--State Appropriation (FY 2008) | ((\$48,497,000)) |
| 8 | | <u>\$50,328,000</u> |
| 9 | General Fund--State Appropriation (FY 2009) | ((\$50,818,000)) |
| 10 | | <u>\$51,345,000</u> |
| 11 | General Fund--Federal Appropriation | ((\$25,235,000)) |
| 12 | | <u>\$27,855,000</u> |
| 13 | General Fund--Private/Local Appropriation | ((\$1,413,000)) |
| 14 | | <u>\$1,408,000</u> |
| 15 | Forest Development Account--State Appropriation | ((\$58,165,000)) |
| 16 | | <u>\$57,616,000</u> |
| 17 | Off-Road Vehicle Account--State Appropriation | ((\$4,318,000)) |
| 18 | | <u>\$4,196,000</u> |
| 19 | Surveys and Maps Account--State Appropriation | ((\$2,536,000)) |
| 20 | | <u>\$2,524,000</u> |
| 21 | Aquatic Lands Enhancement Account--State | |
| 22 | Appropriation | ((\$7,773,000)) |
| 23 | | <u>\$7,899,000</u> |
| 24 | Resources Management Cost Account--State | |
| 25 | Appropriation | ((\$96,177,000)) |
| 26 | | <u>\$95,326,000</u> |
| 27 | Surface Mining Reclamation Account--State | |
| 28 | Appropriation | ((\$3,295,000)) |
| 29 | | <u>\$3,280,000</u> |
| 30 | Disaster Response Account--State Appropriation | \$5,000,000 |
| 31 | Forest and Fish Support Account--State Appropriation | ((\$4,000,000)) |
| 32 | | <u>\$7,000,000</u> |
| 33 | Water Quality Account--State Appropriation (FY 2008) | \$1,348,000 |
| 34 | Water Quality Account--State Appropriation (FY 2009) | ((\$1,360,000)) |
| 35 | | <u>\$1,349,000</u> |
| 36 | Aquatic Land Dredged Material Disposal Site | |
| 37 | Account--State Appropriation | ((\$1,337,000)) |

| | | |
|----|--|--------------------------------|
| 1 | | <u>\$1,335,000</u> |
| 2 | Natural Resources Conservation Areas Stewardship | |
| 3 | Account--State Appropriation | \$34,000 |
| 4 | State Toxics Control Account--State Appropriation | \$80,000 |
| 5 | Air Pollution Control Account--State Appropriation | ((\$570,000)) |
| 6 | | <u>\$567,000</u> |
| 7 | Nonhighway and Off-Road Vehicle Activities Program | |
| 8 | Account--State Appropriation | \$982,000 |
| 9 | Derelict Vessel Removal Account--State Appropriation | ((\$3,652,000)) |
| 10 | | <u>\$3,650,000</u> |
| 11 | Agricultural College Trust Management Account--State | |
| 12 | Appropriation | ((\$2,064,000)) |
| 13 | | <u>\$2,047,000</u> |
| 14 | TOTAL APPROPRIATION | ((\$318,654,000)) |
| 15 | | <u>\$325,169,000</u> |

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

18 (1) ((~~\$122,000~~)) \$1,021,000 of the general fund--state
19 appropriation for fiscal year 2008 and ((~~\$162,000~~)) \$1,043,000 of the
20 general fund--state appropriation for fiscal year 2009 are provided
21 solely for deposit into the agricultural college trust management
22 account and are provided solely to manage approximately 70,700 acres of
23 Washington State University's agricultural college trust lands.

24 (2) ((~~\$11,463,000~~)) \$13,920,000 of the general fund--state
25 appropriation for fiscal year 2008, ((~~\$13,792,000~~)) \$13,542,000 of the
26 general fund--state appropriation for fiscal year 2009, and \$5,000,000
27 of the disaster response account--state appropriation are provided
28 solely for emergency fire suppression. None of the general fund and
29 disaster response account amounts provided in this subsection may be
30 used to fund agency indirect and administrative expenses. Agency
31 indirect and administrative costs shall be allocated among the agency's
32 remaining accounts and appropriations.

33 (3) Fees approved by the department of natural resources and the
34 board of natural resources in the 2007-09 biennium are authorized to
35 exceed the fiscal growth factor under RCW 43.135.055.

36 (4) \$198,000 of the general fund--state appropriation for fiscal
37 year 2008 and \$199,000 of the general fund--state appropriation for
38 fiscal year 2009 are provided solely for the department to work with

1 appropriate stakeholders and state agencies in determining how
2 privately owned lands, in combination with other land ownership such as
3 public and tribal lands, contribute to wildlife habitat. The
4 assessment will also determine how commercial forests, forest lands on
5 the urban fringe, and small privately-owned forest lands that are
6 managed according to Washington's forest and fish prescriptions, in
7 combination with other forest management activities, function as
8 wildlife habitat now and in the future.

9 (5) (~~(\$2,500,000)~~) \$5,000,000 of the forest and fish support
10 account--state appropriation is provided solely for adaptive
11 management, monitoring, and participation grants to tribes. If federal
12 funding for this purpose is reinstated, the amount provided in this
13 subsection shall lapse. The department shall compile the outcomes of
14 these grants annually and submit them to the office of financial
15 management by September 1 of 2008 and 2009.

16 (6) \$400,000 of the forest and fish support account--state
17 appropriation is provided solely for adaptive management, monitoring,
18 and participation grants to the departments of ecology and fish and
19 wildlife. If federal funding for this purpose is reinstated, this
20 subsection shall lapse.

21 (7) The department shall prepare a feasibility study that analyzes
22 applicable business processes and develops the scope, requirements, and
23 alternatives for replacement of the department's current suite of
24 payroll-support systems. The department shall use an independent
25 consultant to assist with the study, and shall submit the completed
26 analysis to the office of financial management, the department of
27 personnel, and the department of information services by August 1,
28 2008.

29 (8) \$600,000 of the general fund--state appropriation for fiscal
30 year 2008 and \$600,000 of the general fund--state appropriation for
31 fiscal year 2009 are provided solely to continue interagency agreements
32 with the department of fish and wildlife and the department of ecology
33 for forest and fish report field implementation tasks.

34 (9) All department staff serving as recreation-management trail
35 stewards shall be noncommissioned.

36 (10) \$112,000 of the aquatic lands enhancement account--state
37 appropriation is provided solely for spartina eradication efforts. The

1 department may enter into agreements with federal agencies to eradicate
2 spartina from private lands that may provide a source of reinfestation
3 to public lands.

4 (11) \$40,000 of the general fund--state appropriation for fiscal
5 year 2008 and \$40,000 of the general fund--state appropriation for
6 fiscal year 2009 are provided solely for the department to convene and
7 staff a work group to study issues related to wildfire prevention and
8 protection. The work group shall be composed of members representing
9 rural counties in eastern and western Washington, fire districts,
10 environmental protection organizations, industrial forest landowners,
11 the agricultural community, the beef industry, small forest landowners,
12 the building industry, realtors, the governor or a designee, the
13 insurance commissioner or a designee, the office of financial
14 management, the state fire marshal or a designee, the state building
15 code council, and the commissioner or public lands or a designee. The
16 work group shall issue a report of findings and recommendations to the
17 appropriate committees of the legislature by August 1, 2008.

18 (12) \$249,000 of the aquatic lands enhancement account--state
19 appropriation is provided solely to implement Engrossed Substitute
20 Senate Bill No. 5372 (Puget Sound partnership). If the bill is not
21 enacted by June 30, 2007, the department shall execute activities as
22 described in Engrossed Substitute Senate Bill No. 5372 (Puget Sound
23 partnership).

24 (13) \$2,000,000 of the derelict vessel removal account--state
25 appropriation is provided solely for the implementation of Engrossed
26 Second Substitute Senate Bill No. 6044 (derelict vessels). If the bill
27 is not enacted by June 30, 2007, the amount provided in this subsection
28 shall lapse.

29 (14) (~~(\$42,000)~~) \$34,000 of the general fund--state appropriation
30 for fiscal year 2008 and (~~(\$42,000)~~) \$34,000 of the general fund--state
31 appropriation for fiscal year 2009 are provided solely for the
32 implementation of Substitute Senate Bill No. 5236 (public lands
33 management). If the bill is not enacted by June 30, 2007, the amounts
34 provided in this subsection shall lapse.

35 (15) \$14,000 of the forest development account--state appropriation
36 and \$52,000 of the resources management cost account--state
37 appropriation are provided solely for implementation of Substitute

1 Senate Bill No. 5463 (forest fire protection). If the bill is not
2 enacted by June 30, 2007, the amounts provided in this subsection shall
3 lapse.

4 (16) (~~(\$1,000,000)~~) \$100,000 of the general fund--state
5 appropriation for fiscal year 2008 (~~(is)~~) and \$900,000 of the general
6 fund--state appropriation for fiscal year 2009 are provided solely for
7 the removal of one or two large floating dry docks off Lake Washington
8 near the Port Quendall site in north Renton.

9 (17) \$547,000 of the general fund--state appropriation for fiscal
10 year 2008 and \$726,000 of the general fund--state appropriation for
11 fiscal year 2009 are provided solely for the implementation of
12 Substitute Senate Bill No. 6141 (forest health). If the bill is not
13 enacted by June 30, 2007, the amounts provided in this subsection shall
14 lapse.

15 (18) \$22,000 of the surface mining reclamation account--state
16 appropriation and \$22,000 of the resources management cost account--
17 state appropriation are provided solely for the implementation of
18 Substitute Senate Bill No. 5972 (surface mining reclamation). If the
19 bill is not enacted by June 30, 2007, the amounts in this subsection
20 shall lapse.

21 (19) \$125,000 of the general fund--state appropriation for fiscal
22 year 2008, \$125,000 of the general fund--state appropriation for fiscal
23 year 2009, and \$250,000 of the resource management cost account--state
24 appropriation are provided solely to extend the 2005-2007 contract with
25 the University of Washington college of forestry resources for
26 additional research and technical assistance on the future of
27 Washington forests. Reports shall be submitted by June 30, 2009, to
28 the appropriate committees of the legislature on the following topics:

29 (a) An exploration of the potential markets for renewable energy
30 from biomass from Washington forests, especially from material removed
31 from eastern Washington forests as part of forest health improvement
32 efforts. This exploration shall assess the feasibility of converting
33 large amounts of underutilized forest biomass into useful products and
34 green energy by providing required analyses needed to efficiently
35 collect and deliver forest biomass to green energy end users. The role
36 of transportation and processing infrastructure in developing markets
37 for such material for both clean energy and value-added products shall
38 be included in the exploration. The college shall coordinate with

1 Washington State University efforts to identify what new biological,
2 chemical, and engineering technologies are emerging for converting
3 forest biomass to clean and efficient energy.

4 (b) Recommendations for the college's northwest environmental forum
5 for retaining the highest valued working forest lands at risk of
6 conversion to nonforest uses. These recommendations should include an
7 examination of means to enhance biodiversity through strategic
8 retention of certain lands, as well as economic incentives for
9 landowners to retain lands as working forests and provide ecosystem
10 services. The recommendations shall consider the health and value of
11 the forest lands, the rate of loss of working forest lands in the area,
12 the risk to timber processing infrastructure from continued loss of
13 working forest lands, and the multiple benefits derived from retaining
14 working forest lands. The recommendations shall prioritize forest
15 lands in the Cascade foothills, which include the area generally
16 encompassing the nonurbanized lands within the Cascade mountain range
17 and drainages lying between three hundred and three thousand feet above
18 mean sea level, and located within Whatcom, Skagit, Snohomish, King,
19 Pierce, Thurston, and Lewis counties.

20 (20) \$25,000 of the general fund--state appropriation for fiscal
21 year 2008 and \$25,000 of the general fund--state appropriation for
22 fiscal year 2009 are provided solely for Chelan county, as the chair of
23 the Stemilt partnership, to perform the following:

24 (a) Work with private and public land management entities to
25 identify and evaluate land ownership possibilities;

26 (b) Allocate up to \$10,000 to the department of fish and wildlife
27 to perform technical studies, baseline assessments, environmental
28 review, due diligence, and similar real estate evaluations; and

29 (c) Implement real estate transactions based on the results of the
30 studies.

31 (21) \$15,000 of the general fund--state appropriation for fiscal
32 year 2008 and \$15,000 of the general fund--state appropriation for
33 fiscal year 2009 are provided solely for health benefits to Washington
34 conservation corps employees.

35 (22) \$300,000 of the general fund--state appropriation for fiscal
36 year 2008 and \$300,000 of the general fund--state appropriation for
37 fiscal year 2009 are provided solely for staff support for the natural

1 heritage program to integrate, analyze, and provide bird area
2 information, and for state designations and mapping support, among
3 other activities.

4 (23) \$48,000 of the resource management cost account--state
5 appropriation is provided solely to implement Second Substitute House
6 Bill No. 2220 (shellfish). The department shall participate in a
7 shellfish aquaculture regulatory committee, convened by the department
8 of ecology. If the bill is not enacted by June 30, 2007, the amount
9 provided in this subsection shall lapse.

10 (24) \$150,000 of the general fund--private/local appropriation is
11 provided solely for the implementation of Substitute Senate Bill No.
12 5445 (cost-reimbursement agreements). If the bill is not enacted by
13 June 30, 2007, the amount provided in this subsection shall lapse.

14 (25) \$191,000 of the aquatic lands enhancement account--state
15 appropriation is provided solely for the department to coordinate with
16 the Puget Sound partnership to complete a final habitat conservation
17 plan for state-owned aquatic lands and an environmental impact
18 statement by June 2009.

19 (26) \$251,000 of the general fund--state appropriation for fiscal
20 year 2009 is provided solely for implementation of Engrossed Second
21 Substitute House Bill No. 2844 (urban forestry). If the bill is not
22 enacted by June 30, 2008, the amount provided in this subsection shall
23 lapse.

24 (27) \$20,000 of the resource management cost account--state
25 appropriation is provided solely for implementation of House Bill No.
26 3186 (beach management districts). If the bill is not enacted by June
27 30, 2008, the amount provided in this subsection shall lapse.

28 (28) \$80,000 of the general fund--state appropriation for fiscal
29 year 2009 is provided solely to complete maps of lower Hood Canal,
30 including subsurface geologic layers, lithology, digital layers, and
31 maps to identify liquifiable sediments for hazard mitigation. The
32 department shall provide a report to the appropriate committees of the
33 legislature on maps that were produced by December 1, 2008.

34 (29) As part of its 2009-11 biennial budget request, the department
35 shall submit a report detailing the methodology for determining the
36 value of payment in lieu of taxes as provided in RCW 79.70.130. At a
37 minimum, the report will show the number of acres subject to the

1 payment in lieu of taxes, the tax rates assumed by each affected
2 county, and the resulting value of the state general fund obligation.

3 (30) \$200,000 of the general fund--state appropriation for fiscal
4 year 2009 is provided solely to supplement other available funds for an
5 analysis of whether forest practices rules (including rules for harvest
6 on potentially unstable slopes, road construction and maintenance, and
7 post-harvest slash treatment) effectively protect public resources and
8 public safety from landslides, and other storm-related impacts. The
9 analysis is to be accomplished using the forest practices board
10 adaptive management process. The cooperative monitoring, evaluation,
11 and research (CMER) committee of the adaptive management program shall
12 submit a report of its preliminary analysis and conclusions to the
13 appropriate committees of the legislature by December 1, 2008. The
14 forest practices board shall submit a complete report of the CMER study
15 on the effectiveness of current prescriptions and practices by June 30,
16 2009. This amount is ongoing solely to make improvements to the
17 state's geological survey.

18 (31) \$26,000 of the general fund--state appropriation for fiscal
19 year 2008 and \$71,000 of the general fund--state appropriation for
20 fiscal year 2009 are provided solely to implement Substitute House Bill
21 No. 2472 (recreational opportunities).

22 **Sec. 309.** 2007 c 522 s 309 (uncodified) is amended to read as
23 follows:

24 **FOR THE DEPARTMENT OF AGRICULTURE**

| | | |
|----|--|-------------------------------|
| 25 | General Fund--State Appropriation (FY 2008) | ((\$14,071,000)) |
| 26 | | <u>\$14,073,000</u> |
| 27 | General Fund--State Appropriation (FY 2009) | ((\$14,152,000)) |
| 28 | | <u>\$14,555,000</u> |
| 29 | General Fund--Federal Appropriation | ((\$11,441,000)) |
| 30 | | <u>\$11,329,000</u> |
| 31 | General Fund--Private/Local Appropriation | ((\$422,000)) |
| 32 | | <u>\$420,000</u> |
| 33 | Aquatic Lands Enhancement Account--State | |
| 34 | Appropriation | ((\$2,062,000)) |
| 35 | | <u>\$2,052,000</u> |
| 36 | Energy Freedom Account--State Appropriation | \$500,000 |
| 37 | Water Quality Account--State Appropriation (FY 2008) | \$604,000 |

| | | |
|---|--|-------------------------------|
| 1 | Water Quality Account--State Appropriation (FY 2009) . . . | ((\$618,000)) |
| 2 | | <u>\$605,000</u> |
| 3 | State Toxics Control Account--State Appropriation . . . | ((\$4,120,000)) |
| 4 | | <u>\$4,100,000</u> |
| 5 | Water Quality Permit Account--State Appropriation | ((\$61,000)) |
| 6 | | <u>\$59,000</u> |
| 7 | TOTAL APPROPRIATION | ((\$48,051,000)) |
| 8 | | <u>\$48,297,000</u> |

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

11 (1) Fees and assessments approved by the department in the 2007-09
12 biennium are authorized to exceed the fiscal growth factor under RCW
13 43.135.055. Pursuant to RCW 43.135.055, during fiscal year 2009 the
14 department is further authorized to increase the apple pest
15 certification assessment by up to \$0.015 per hundredweight of fruit.

16 (2) Within funds appropriated in this section, the department, in
17 addition to the authority provided in RCW 17.26.007, may enter into
18 agreements with federal agencies to eradicate spartina from private
19 lands that may provide a source of reinfestation to public lands.

20 (3) \$78,000 of the general fund--state appropriation for fiscal
21 year 2008 and \$72,000 of the general fund--state appropriation for
22 fiscal year 2009 are provided solely to implement Engrossed Substitute
23 Senate Bill No. 5372 (Puget Sound partnership). If the bill is not
24 enacted by June 30, 2007, the department shall execute activities as
25 described in Engrossed Substitute Senate Bill No. 5372 (Puget Sound
26 partnership).

27 (4) \$62,000 of the general fund--state appropriation for fiscal
28 year 2008 and \$63,000 of the general fund--state appropriation for
29 fiscal year 2009 are provided solely for a study to evaluate the use of
30 sugar beets for the production of biofuels.

31 (5) \$275,000 of the general fund--state appropriation for fiscal
32 year 2008 and \$275,000 of the general fund--state appropriation for
33 fiscal year 2009 are provided solely for direct allocation, without
34 deduction, to the Washington tree fruit research commission,
35 established under chapter 15.26 RCW, for development and implementation
36 of a pest management transition program to reduce the use by the tree
37 fruit industry of certain organophosphate insecticides.

1 (6) \$250,000 of the general fund--state appropriation for fiscal
2 year 2008 and \$250,000 of the general fund--state appropriation for
3 fiscal year 2009 are provided solely for distribution to counties with
4 weed boards to control invasive weeds. Of this amount, \$150,000 of the
5 general fund--state appropriation for fiscal year 2008 and \$150,000 of
6 the general fund--state appropriation for fiscal year 2009 are provided
7 solely to control Japanese knotweed in counties with weed boards.

8 (7) \$250,000 of the general fund--state appropriation for fiscal
9 year 2008 and \$250,000 of the general fund--state appropriation for
10 fiscal year 2009 are provided solely for pass through funding to the
11 nonprofit opportunities industrialization center to provide training to
12 agricultural workers related to farm skills, English as a second
13 language, and other skills.

14 (8) \$65,000 of the general fund--state appropriation for fiscal
15 year 2009 and \$35,000 of the aquatic lands enhancement account
16 appropriation are provided solely for funding to the Pacific county
17 noxious weed control board to continue its planning and implementation
18 of spartina eradication activities.

19 (9) \$290,000 of the general fund--state appropriation for fiscal
20 year 2009 is provided solely for implementation of Second Substitute
21 Senate Bill No. 6483 (local food production). If the bill is not
22 enacted by June 30, 2008, the amount provided in this subsection shall
23 lapse.

24 (10) \$57,000 of the general fund--state appropriation for fiscal
25 year 2009 is provided solely for implementation of Engrossed Second
26 Substitute House Bill No. 2815 (greenhouse gases emissions). If the
27 bill is not enacted by June 30, 2008, the amount provided in this
28 subsection shall lapse.

29 **Sec. 310.** 2007 c 522 s 310 (uncodified) is amended to read as
30 follows:

31 **FOR THE WASHINGTON POLLUTION LIABILITY REINSURANCE PROGRAM**
32 Pollution Liability Insurance Program Trust

| | |
|---|------------------|
| 33 Account--State Appropriation | ((\$799,000)) |
| 34 | <u>\$737,000</u> |

35 **Sec. 311.** 2007 c 522 s 311 (uncodified) is amended to read as
36 follows:

| | | |
|----|--|-------------------------------|
| 1 | FOR THE PUGET SOUND PARTNERSHIP | |
| 2 | General Fund--State Appropriation (FY 2008) | ((\$500,000)) |
| 3 | | <u>\$370,000</u> |
| 4 | General Fund--State Appropriation (FY 2009) | ((\$500,000)) |
| 5 | | <u>\$654,000</u> |
| 6 | General Fund--Federal Appropriation | ((\$1,155,000)) |
| 7 | | <u>\$2,655,000</u> |
| 8 | General Fund--Private/Local Appropriation | \$2,500,000 |
| 9 | Aquatic Lands Enhancement Account--State Appropriation . . . | \$500,000 |
| 10 | Water Quality Account--State Appropriation (FY 2008) . | ((\$3,458,000)) |
| 11 | | <u>\$3,660,000</u> |
| 12 | Water Quality Account--State Appropriation (FY 2009) . | ((\$3,459,000)) |
| 13 | | <u>\$4,098,000</u> |
| 14 | <u>State Toxics Account--State Appropriation</u> | <u>\$1,710,000</u> |
| 15 | TOTAL APPROPRIATION | ((\$12,072,000)) |
| 16 | | <u>\$16,147,000</u> |

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

19 (1) ((~~\$1,000,000~~)) \$600,000 of the water quality account--state
20 appropriation for fiscal year 2008, ((~~\$1,000,000~~)) \$1,400,000 of the
21 water quality account--state appropriation for fiscal year 2009, and
22 \$2,500,000 of the general fund--private/local appropriation are
23 provided solely for the education of citizens through attracting and
24 utilizing volunteers to engage in activities that result in
25 environmental benefits.

26 (2) \$2,208,000 of the water quality account--state appropriation
27 for fiscal year 2008, \$2,209,000 of the water quality account--state
28 appropriation for fiscal year 2009, ((~~\$500,000~~)) \$370,000 of the
29 general fund--state appropriation for fiscal year 2008, ((~~\$500,000~~))
30 \$630,000 of the general fund--state appropriation for fiscal year 2009,
31 and \$1,155,000 of the general fund--federal appropriation are provided
32 solely to implement Substitute Senate Bill No. 5372 (Puget Sound
33 partnership). If the bill is not enacted by June 30, 2007, then
34 \$2,208,000 of the water quality account--state appropriation for fiscal
35 year 2008, \$2,209,000 of the water quality account--state appropriation
36 for fiscal year 2009, \$1,155,000 of the general fund--federal
37 appropriation, \$500,000 of the general fund--state appropriation for

1 fiscal year 2008, and \$500,000 of the general fund--state appropriation
2 for fiscal year 2009 are appropriated to the office of the governor for
3 operation of the Puget Sound action team.

4 (3) To implement the 2007-09 Puget Sound biennial plan required by
5 Engrossed Substitute Senate Bill No. 5372 (Puget Sound partnership),
6 funding is provided solely for Puget Sound recovery activities in the
7 budgets of selected agencies and institutions of higher education,
8 including the department of agriculture, department of community, trade
9 and economic development, conservation commission, department of
10 ecology, department of fish and wildlife, department of health,
11 interagency committee for outdoor recreation, department of natural
12 resources, state parks and recreation commission, the Puget Sound
13 partnership, University of Washington, and Washington State University.
14 During the 2007-09 biennium, moneys are provided solely for these
15 agencies and institutions of higher education as provided for in LEAP
16 document PSAT-2007.

17 (4) \$305,000 of the water quality account--state appropriation for
18 fiscal year 2009 and \$305,000 of the general fund--federal
19 appropriation are provided solely for an outcome monitoring program
20 first for Puget Sound and Washington's coastline and then across the
21 remaining salmon recovery regions across the state.

22 (5) \$24,000 of the general fund--state appropriation for fiscal
23 year 2009 is provided solely for Substitute Senate Bill No. 6307 (Puget
24 Sound marine managed areas). If the bill is not enacted by June 30,
25 2008, the amount provided in this subsection shall lapse.

26 (6) \$852,000 of the water quality account--state appropriation for
27 fiscal year 2008, \$231,000 of the water quality account--state
28 appropriation for fiscal year 2009, and \$900,000 of the state toxics
29 control account appropriation are provided solely for development and
30 implementation of the 2020 action agenda.

(End of part)

PART IV
TRANSPORTATION

Sec. 401. 2007 c 522 s 401 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF LICENSING

| | |
|--|-------------------------------|
| General Fund--State Appropriation (FY 2008) | ((\$1,727,000)) |
| | <u>\$1,730,000</u> |
| General Fund--State Appropriation (FY 2009) | ((\$2,000,000)) |
| | <u>\$2,055,000</u> |
| Architects' License Account--State Appropriation | ((\$762,000)) |
| | <u>\$754,000</u> |
| Cemetery Account--State Appropriation | ((\$240,000)) |
| | <u>\$237,000</u> |
| Professional Engineers' Account--State Appropriation | ((\$3,484,000)) |
| | <u>\$3,457,000</u> |
| Real Estate Commission Account--State Appropriation | ((\$8,883,000)) |
| | <u>\$9,163,000</u> |
| Master License Account--State Appropriation | ((\$14,072,000)) |
| | <u>\$14,311,000</u> |
| Uniform Commercial Code Account--State Appropriation | ((\$3,086,000)) |
| | <u>\$3,063,000</u> |
| Real Estate Education Account--State Appropriation | \$276,000 |
| Real Estate Appraiser Commission Account--State | |
| Appropriation | ((\$1,684,000)) |
| | <u>\$1,667,000</u> |
| Business <u>and</u> Professions Account--State Appropriation ((\$10,190,000)) | |
| | <u>\$11,680,000</u> |
| Real Estate Research Account--State Appropriation | \$320,000 |
| Funeral Directors And Embalmers Account--State | |
| Appropriation | ((\$597,000)) |
| | <u>\$588,000</u> |
| Geologists' Account--State Appropriation | ((\$57,000)) |
| | <u>\$56,000</u> |
| Data Processing Revolving Account--State Appropriation | \$29,000 |
| Derelict Vessel Removal Account--State Appropriation | \$31,000 |
| TOTAL APPROPRIATION | ((\$47,438,000)) |

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

(1) In accordance with RCW 43.24.086, it is the policy of the state of Washington that the cost of each professional, occupational, or business licensing program be fully borne by the members of that profession, occupation, or business. For each licensing program covered by RCW 43.24.086, the department shall set fees at levels sufficient to fully cover the cost of administering the licensing program, including any costs associated with policy enhancements funded in the 2007-09 fiscal biennium. Pursuant to RCW 43.135.055, during the 2007-09 fiscal biennium, the department may increase fees in excess of the fiscal growth factor if the increases are necessary to fully fund the costs of the licensing programs. Pursuant to RCW 43.135.055 and 43.24.086, the department is further authorized to increase the following fees as necessary to meet the actual costs of conducting business and the appropriation levels in this section: Real estate appraiser certification, by not more than \$30 in fiscal year 2009; real estate appraiser certification, original via reciprocity, by not more than \$30 in fiscal year 2009; security guard license, original, by not more than \$30 in fiscal year 2009; security guard license, renewal, by not more than \$30 in 2009; and skills testing fee, a new fee may be established of not more than \$100 for most drivers and \$75 for nonprofit ECEAP or head start program.

(2) \$230,000 of the master license account--state appropriation is provided solely for Engrossed Second Substitute House Bill No. 1461 (manufactured/mobile home dispute resolution). If the bill is not enacted by June 30, 2007, the amount provided in this subsection shall lapse.

(3) \$64,000 of the business and professions account--state appropriation is provided solely for implementation of Engrossed Substitute Senate Bill No. 6437 (bail bond agents). If the bill is not enacted by June 30, 2008, the amount provided in this subsection shall lapse.

(4) \$210,000 of the business and professions account--state appropriation is provided solely to implement Engrossed Substitute Senate Bill No. 6606 (home inspectors). If the bill is not enacted by June 30, 2008, the amount provided in this subsection shall lapse.

1 (5) \$87,000 of the general fund--state appropriation for fiscal
2 year 2009 is provided solely for the department to conduct a review of
3 the need for regulation of general and specialty contractors involved
4 in the repair, alteration, or construction of single-family homes using
5 the public interest criteria set forth in RCW 18.118.010 and as
6 generally described in Second Substitute House Bill No. 3349
7 (residential contractors). By October 1, 2008, the department and the
8 department of labor and industries shall report their findings to the
9 appropriate committees of the legislature.

10 (6) The department of licensing and the department of health shall
11 jointly review and report to the appropriate policy committees of the
12 legislature by December 1, 2008, recommendations for implementing a
13 process of holding in abeyance for up to six months following the
14 conclusion of active duty service the expiration of, and currency
15 requirements for, professional licenses and certificates for
16 individuals who have been called to active duty military service.

17 (7) The higher education coordinating board, the department of
18 licensing, and the department of health shall jointly review and report
19 to the appropriate policy committees of the legislature by December 1,
20 2008, on barriers and opportunities for increasing the extent to which
21 veterans separating from duty are able to apply skills sets and
22 education required while in service to certification, licensure, and
23 degree requirements.

24 **Sec. 402.** 2007 c 522 s 402 (uncodified) is amended to read as
25 follows:

26 **FOR THE STATE PATROL**

| | | |
|----|---|-------------------------------|
| 27 | General Fund--State Appropriation (FY 2008) | ((\$38,903,000)) |
| 28 | | <u>\$38,968,000</u> |
| 29 | General Fund--State Appropriation (FY 2009) | ((\$37,102,000)) |
| 30 | | <u>\$31,262,000</u> |
| 31 | General Fund--Federal Appropriation | \$5,629,000 |
| 32 | General Fund--Private/Local Appropriation | \$1,223,000 |
| 33 | Death Investigations Account--State Appropriation . . . | ((\$5,510,000)) |
| 34 | | <u>\$5,680,000</u> |
| 35 | Public Safety and Education Account--State | |
| 36 | Appropriation (FY 2008) | \$1,476,000 |
| 37 | Public Safety and Education Account--State | |

| | | |
|----|--|--------------------------------|
| 1 | Appropriation (FY 2009) | ((\$1,532,000)) |
| 2 | | <u>\$2,687,000</u> |
| 3 | Enhanced 911 Account--State Appropriation | \$572,000 |
| 4 | County Criminal Justice Assistance Account--State | |
| 5 | Appropriation | ((\$3,155,000)) |
| 6 | | <u>\$3,133,000</u> |
| 7 | Municipal Criminal Justice Assistance | |
| 8 | Account--State Appropriation | ((\$1,244,000)) |
| 9 | | <u>\$1,222,000</u> |
| 10 | Fire Service Trust Account--State Appropriation | \$131,000 |
| 11 | Disaster Response Account--State Appropriation | \$2,000 |
| 12 | Fire Service Training Account--State Appropriation | ((\$7,936,000)) |
| 13 | | <u>\$8,010,000</u> |
| 14 | Aquatic Invasive Species Enforcement | |
| 15 | Account--State Appropriation | \$54,000 |
| 16 | State Toxics Control Account--State Appropriation | ((\$502,000)) |
| 17 | | <u>\$495,000</u> |
| 18 | Violence Reduction and Drug Enforcement | |
| 19 | Account--State Appropriation (FY 2008) | \$3,007,000 |
| 20 | Violence Reduction and Drug Enforcement | |
| 21 | Account--State Appropriation (FY 2009) | \$4,429,000 |
| 22 | Fingerprint Identification Account--State | |
| 23 | Appropriation | ((\$6,928,000)) |
| 24 | | <u>\$10,057,000</u> |
| 25 | TOTAL APPROPRIATION | ((\$119,505,000)) |
| 26 | | <u>\$118,037,000</u> |

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

29 (1) \$233,000 of the general fund--state appropriation for fiscal
30 year 2008, \$282,000 of the general fund--state appropriation for fiscal
31 year 2009, and \$357,000 of the fingerprint identification
32 account--state appropriation are provided solely for workload
33 associated with implementation of the federal Adam Walsh Act -- the
34 Children's Safety and Violent Crime Reduction Act of 2006.

35 (2) In accordance with RCW 10.97.100 and chapter 43.43 RCW, the
36 Washington state patrol is authorized to perform and charge fees for
37 criminal history and background checks for state and local agencies,
38 and nonprofit and other private entities and disseminate the records.

1 It is the policy of the state of Washington that the fees cover, as
2 nearly as practicable, the direct and indirect costs of performing
3 criminal history and background checks activities. Pursuant to RCW
4 43.135.055, during the 2007-2009 fiscal biennium, the Washington state
5 patrol may increase fees in excess of the fiscal growth factor if the
6 increases are necessary to fully fund the direct and indirect cost of
7 the criminal history and background check activities.

8 (3) \$200,000 of the fire service training account--state
9 appropriation is provided solely for two FTEs in the office of the
10 state director of fire protection to exclusively review K-12
11 construction documents for fire and life safety in accordance with the
12 state building code. It is the intent of this appropriation to provide
13 these services only to those districts that are located in counties
14 without qualified review capabilities.

15 (4) (~~(\$250,000)~~) \$350,000 of the fire service training account--
16 state appropriation is provided solely to implement the provisions of
17 Senate Bill No. 6119 (firefighter apprenticeship training program). If
18 the bill is not enacted by June 30, 2007, the amounts provided in this
19 subsection shall lapse.

20 (5) \$200,000 of the general fund--state appropriation for fiscal
21 year 2009 is provided solely for efforts to reduce the number of
22 convicted offender biological samples awaiting DNA analysis.

23 (6) Within the appropriations in this section, specific funding is
24 provided to implement Second Substitute Senate Bill No. 5642 (cigarette
25 ignition).

(End of part)

PART V
EDUCATION

Sec. 501. 2007 c 522 s 501 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

(1) STATE AGENCY OPERATIONS

| | |
|---|-------------------------------|
| General Fund--State Appropriation (FY 2008) | ((\$21,815,000)) |
| | <u>\$22,161,000</u> |
| General Fund--State Appropriation (FY 2009) | ((\$22,147,000)) |
| | <u>\$25,223,000</u> |
| General Fund--Federal Appropriation | ((\$21,551,000)) |
| | <u>\$21,292,000</u> |
| TOTAL APPROPRIATION | ((\$65,513,000)) |
| | <u>\$68,676,000</u> |

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

(a) \$11,920,000 of the general fund--state appropriation for fiscal year 2008 and ((~~\$12,362,000~~)) \$12,019,000 of the general fund--state appropriation for fiscal year 2009 are provided solely for the operation and expenses of the office of the superintendent of public instruction. Within the amounts provided in this subsection, the superintendent shall recognize the extraordinary accomplishments of four students who have demonstrated a strong understanding of the civics essential learning requirements to receive the Daniel J. Evans civic education award. The students selected for the award must demonstrate understanding through completion of at least one of the classroom-based civics assessment models developed by the superintendent of public instruction, and through leadership in the civic life of their communities. The superintendent shall select two students from eastern Washington and two students from western Washington to receive the award, and shall notify the governor and legislature of the names of the recipients.

(b) \$1,080,000 of the general fund--state appropriation for fiscal year 2008 and \$815,000 of the general fund--state appropriation for fiscal year 2009 are provided solely for the operation and expenses of the state board of education, including basic education assistance

1 activities. Within the amounts provided, the board shall implement the
2 provisions of Second Substitute House Bill No. 1906 (improving
3 mathematics and science education) for which it is responsible,
4 including: (i) Develop a comprehensive set of recommendations for an
5 accountability system; (ii) adopt high school graduation requirements
6 aligned with international performance standards in mathematics and
7 science and, in conjunction with the office of the superintendent of
8 public instruction, identify no more than three curricula that are
9 aligned with these standards; and (iii) review all requirements related
10 to the high school diploma as directed by section 405, chapter 263,
11 Laws of 2006.

12 (c) \$4,779,000 of the general fund--state appropriation for fiscal
13 year 2008 and (~~(\$6,033,000)~~) \$6,248,000 of the general fund--state
14 appropriation for fiscal year 2009 are provided solely to the
15 professional educator standards board for the following:

16 (i) \$930,000 in fiscal year 2008 and (~~(\$1,070,000)~~) \$1,284,000 in
17 fiscal year 2009 are for the operation and expenses of the Washington
18 professional educator standards board, including administering the
19 alternative routes to certification program, pipeline for paraeducators
20 conditional scholarship loan program, and the retooling to teach math
21 conditional loan program. Within the amounts provided in this
22 subsection (1)(d)(i), the professional educator standards board shall:

23 (A) Revise the teacher mathematics endorsement competencies and
24 alignment of teacher tests to the updated competencies; (B) review
25 teacher preparation requirements in cultural understanding and make
26 recommendations for strengthening these standards; (C) create a new
27 professional level teacher assessment; (D) expand the alternative
28 routes to teacher certification program for business professionals and
29 instructional assistants who will teach math and science; (~~and~~) (E)
30 revise requirements for college and university teacher preparation
31 programs to match a new knowledge- and skill-based performance system;
32 and (F) test implementation of a revised teacher preparation program
33 approach that is classroom experience-intensive and performance-based;

34 (ii) \$3,269,000 of the general fund--state appropriation for fiscal
35 year 2008 and \$4,289,000 of the general fund--state appropriation for
36 fiscal year 2009 are for conditional scholarship loans and mentor
37 stipends provided through the alternative routes to certification

1 program administered by the professional educator standards board. Of
2 the amounts provided in this subsection (1)(d)(ii):

3 (A) \$500,000 each year is provided solely for conditional
4 scholarships to candidates seeking an endorsement in special education,
5 math, science, or bilingual education;

6 (B) \$2,210,000 for fiscal year 2008 and \$3,230,000 for fiscal year
7 2009 are for the expansion of conditional scholarship loans and mentor
8 stipends for individuals enrolled in alternative route state
9 partnership programs and seeking endorsements in math, science, special
10 education or bilingual education as follows: (I) For route one interns
11 (those currently holding associates of arts degrees), in fiscal year
12 2008, 120 interns seeking endorsements in the specified subject areas
13 and for fiscal year 2009, an additional 120 interns in the specified
14 subject areas; and (II) for all other routes, funding is provided each
15 year for 140 interns seeking endorsements in the specified subject
16 areas;

17 (C) Remaining amounts in this subsection (1)(d)(ii) shall be used
18 to continue existing alternative routes to certification programs; and

19 (D) Candidates seeking math and science endorsements under (A) and
20 (B) of this subsection shall receive priority for funding;

21 (iii) \$236,000 of the general fund--state appropriation for fiscal
22 year 2008 and \$231,000 of the general fund--state appropriation for
23 fiscal year 2009 are provided solely for the recruiting Washington
24 teachers program established in Second Substitute Senate Bill No. 5955
25 (educator preparation, professional development, and
26 compensation)((-));

27 (iv) \$100,000 of the general fund--state appropriation for fiscal
28 year 2008 and \$200,000 of the general fund--state appropriation for
29 fiscal year 2009 provided in this subsection (1)(d) are for \$4,000
30 conditional loan stipends for paraeducators participating in the
31 pipeline for paraeducators established in Second Substitute House Bill
32 No. 1906 (improving mathematics and science education); and

33 (v) \$244,000 of the general fund--state appropriation for fiscal
34 year 2008 and \$244,000 of the general fund--state appropriation for
35 fiscal year 2009 are for conditional stipends for certificated teachers
36 pursuing a mathematics or science endorsement under the retooling to
37 teach mathematics or science program established in Second Substitute

1 House Bill No. 1906 (improving mathematics and science education). The
2 conditional stipends shall be for endorsement exam fees as well as
3 stipends for teachers who must also complete coursework.

4 (d) \$555,000 of the general fund--state appropriation for fiscal
5 year 2008 (~~(is)~~) and \$867,000 of the general fund--state appropriation
6 for fiscal year 2009 are provided solely for increased attorney general
7 fees related to education litigation.

8 (e) \$67,000 of the general fund--state appropriation for fiscal
9 year 2009 is provided solely for the professional educator standards
10 board (PESB) to convene a work group to develop recommendations for
11 increasing teacher knowledge, skills, and competencies to address the
12 needs of English language learner students, pursuant to Second
13 Substitute Senate Bill No. 6673 (student learning opportunities). If
14 the bill is not enacted by June 30, 2008, the amount provided in this
15 subsection shall lapse.

16 (f) (~~(\$300,000)~~) \$425,000 of the general fund--state appropriation
17 for fiscal year 2008 and (~~(\$300,000)~~) \$1,975,000 of the general fund--
18 state appropriation for fiscal year 2009 are provided solely for
19 replacement of the apportionment system, which includes the processes
20 that collect school district budget and expenditure information,
21 staffing characteristics, and the student enrollments that drive the
22 funding process.

23 (~~(f)~~) (g) \$78,000 of the general fund--state appropriation for
24 fiscal year 2008 and \$78,000 of the general fund--state appropriation
25 for fiscal year 2009 are provided solely to provide direct services and
26 support to schools around an integrated, interdisciplinary approach to
27 instruction in conservation, natural resources, sustainability, and
28 human adaptation to the environment. Specific integration efforts will
29 focus on science, math, and the social sciences. Integration between
30 basic education and career and technical education, particularly
31 agricultural and natural sciences education, is to be a major element.

32 (~~(g)~~) (h) \$1,336,000 of the general fund--state appropriation for
33 fiscal year 2008 and \$1,227,000 of the general fund--state
34 appropriation for fiscal year 2009 are provided solely for the creation
35 of a statewide data base of longitudinal student information. This
36 amount is conditioned on the department satisfying the requirements in
37 section 902 of this act.

1 ~~((h))~~ (i) \$325,000 of the general fund--state appropriation for
2 fiscal year 2008 and \$325,000 of the general fund--state appropriation
3 for fiscal year 2009 are provided solely for comprehensive cultural
4 competence and anti-bias education programs for educators and students.
5 The office of superintendent of public instruction shall administer
6 grants to school districts with the assistance and input of groups such
7 as the anti-defamation league and the Jewish federation of Seattle.

8 ~~((i))~~ (j) \$50,000 of the general fund--state appropriation for
9 fiscal year 2008 and \$50,000 of the general fund--state appropriation
10 for fiscal year 2009 are provided solely to promote the financial
11 literacy of students. The effort will be coordinated through the
12 financial literacy public-private partnership.

13 ~~((j))~~ (k) \$204,000 of the general fund--state appropriation for
14 fiscal year 2008 and \$66,000 of the general fund--state appropriation
15 for fiscal year 2009 are provided solely for the implementation of
16 Engrossed Second Substitute Senate Bill No. 5843 (regarding educational
17 data and data systems). If the bill is not enacted by June 30, 2007,
18 the amounts provided in this subsection shall lapse.

19 ~~((k))~~ (l) \$114,000 of the general fund--state appropriation for
20 fiscal year 2008 and \$114,000 of the general fund--state appropriation
21 for fiscal year 2009 are provided solely for the implementation of
22 Substitute House Bill No. 1052 (legislative youth advisory council).
23 If the bill is not enacted by June 30, 2007, the amounts provided in
24 this subsection shall lapse.

25 ~~((l))~~ (m) \$162,000 of the general fund--state appropriation for
26 fiscal year 2008 and \$31,000 of the general fund--state appropriation
27 for fiscal year 2009 are provided solely for the implementation of
28 Engrossed Second Substitute House Bill No. 1422 (children and families
29 of incarcerated parents). If the bill is not enacted by June 30, 2007,
30 the amounts provided in this subsection shall lapse.

31 ~~((m))~~ (n) \$28,000 of the general fund--state appropriation for
32 fiscal year 2008 and \$27,000 of the general fund--state appropriation
33 for fiscal year 2009 are provided solely for the implementation of
34 Second Substitute Senate Bill No. 5098 (Washington college bound
35 scholarship). If the bill is not enacted by June 30, 2007, the amounts
36 provided in this subsection shall lapse.

37 ~~((n))~~ (o) \$46,000 of the general fund--state appropriation for
38 fiscal year 2008 and \$3,000 of the general fund--state appropriation

1 for fiscal year 2009 are provided solely for the implementation of
2 Engrossed Substitute Senate Bill No. 5297 (regarding providing
3 medically and scientifically accurate sexual health education in
4 schools). If the bill is not enacted by June 30, 2007, the amounts
5 provided in this subsection shall lapse.

6 ~~((+o))~~ (p) \$45,000 of the general fund--state appropriation for
7 fiscal year 2008 is provided solely for the office of superintendent of
8 public instruction to convene a workgroup to develop school food
9 allergy guidelines and policies for school district implementation.
10 The workgroup shall complete the development of the food allergy
11 guidelines and policies by March 31, 2008, in order to allow for school
12 district implementation in the 2008-2009 school year. The guidelines
13 developed shall incorporate state and federal laws that impact
14 management of food allergies in school settings.

15 ~~((+p))~~ (q) \$42,000 of the general fund--state appropriation for
16 fiscal year 2008 and \$42,000 of the general fund--state appropriation
17 for fiscal year 2009 are provided solely to support a program to
18 recognize the work of outstanding classified staff in school districts
19 throughout the state.

20 ~~((+q))~~ (r) \$96,000 of the general fund--state appropriation for
21 fiscal year 2008 and \$98,000 of the general fund--state appropriation
22 for fiscal year 2009 are provided solely to support a full-time
23 director of skills centers within the office of the superintendent of
24 public instruction.

25 ~~((+r))~~ (s) \$555,000 of the general fund--state appropriation for
26 fiscal year 2008 and \$475,000 of the general fund--state appropriation
27 for fiscal year 2009 are provided solely to the office of the
28 superintendent of public instruction to contract with the northwest
29 educational research laboratory (NWREL) to conduct two educational
30 studies. Specifically, NWREL shall:

31 (i) Conduct a study regarding teacher preparation, training, and
32 coordinated instructional support strategies for English language
33 learners, as outlined in Engrossed Second Substitute Senate Bill No.
34 5841 (enhancing student learning opportunities and achievement). An
35 interim report is due November 1, 2008, and the final report is due
36 December 1, 2009. Both reports shall be delivered to the governor, the
37 office of the superintendent of public instruction, and the appropriate

1 early learning, education, and fiscal committees of the legislature;
2 and

3 (ii) Conduct a study of the effectiveness of the K-3 demonstration
4 projects as outlined in Engrossed Second Substitute Senate Bill No.
5 5841 (enhancing student learning opportunities and achievement). An
6 interim report is due November 1, 2008, and the final report is due
7 December 1, 2009. Both reports shall be delivered to the governor, the
8 office of the superintendent of public instruction, and the appropriate
9 early learning, education, and fiscal committees of the legislature.

10 ~~((s))~~ (t) \$100,000 of the general fund--state appropriation for
11 fiscal year 2008 and \$100,000 of the general fund--state appropriation
12 for fiscal year 2009 are provided solely to the office of the
13 superintendent of public instruction to contract with Washington State
14 University social and economic sciences research center (WSU-SESRC) to
15 conduct to educational research studies. The WSU-SESRC shall:

16 (i) Conduct a study which reviews chapter 207, Laws of 2002
17 (bullying in schools), evaluate the outcomes resulting from the
18 legislation, and to make recommendations for continued improvement.
19 The study shall, at a minimum, determine: (A) Whether the policies
20 have been developed and implemented in all elementary, middle, and high
21 schools; (B) whether there has been any measurable improvement in the
22 safety and civility of schools' climate and environment as a result of
23 the legislation; (C) whether there are still issues that need to be
24 addressed in light of the original intent of the legislation; and (D)
25 recommended actions to be taken at the school, district, and state
26 level to address the identified issues. Additionally, WSU-SESRC shall
27 research and identify effective programs and the components of
28 effective programs. A report shall be submitted to the education
29 committees of the legislature and the office of the superintendent of
30 public instruction by September 1, 2008.

31 (ii) Conduct an evaluation of the mathematics and science
32 instructional coach program as described in Second Substitute House
33 Bill No. 1906 (improving mathematics and science education). Findings
34 shall include an evaluation of the coach development institute,
35 coaching support seminars, and other coach support activities;
36 recommendations with regard to the characteristics required of the
37 coaches; identification of changes in teacher instruction related to
38 coaching activities; and identification of the satisfaction level with

1 coaching activities as experienced by classroom teachers and
2 administrators. An interim report is due November 1, 2008. The final
3 report is due December 1, 2009. Both the interim and final report
4 shall be presented to the governor, the office of the superintendent of
5 public instruction, and the education and fiscal committees of the
6 legislature.

7 (u) \$150,000 of the general fund--state appropriation for fiscal
8 year 2008 and \$150,000 of the general fund--state appropriation for
9 fiscal year 2009 are provided solely for additional costs incurred by
10 the state board of education in reviewing proposed math standards and
11 curriculum.

12 (v) During the 2007-09 biennium, to the maximum extent possible, in
13 adopting new agency rules or making any changes to existing rules or
14 policies related to the fiscal provisions in the administration of part
15 V of this act, the office of the superintendent of public instruction
16 shall attempt to request approval through the normal legislative budget
17 process.

18 (w) \$142,000 of the general fund--state appropriation for fiscal
19 year 2009 is provided solely for the conducting of a comprehensive
20 analysis of math and science teacher supply and demand issues by the
21 professional educator standards board. By December 1, 2008, the
22 professional educator standards board shall submit a final report to
23 the governor and appropriate policy and fiscal committees of the
24 legislature, that includes, but is not limited to: (i) Specific
25 information on the current number of math and science teachers assigned
26 to teach mathematics and science both with and without appropriate
27 certification in those subjects by region and statewide; (ii) projected
28 demand information by detailing the number of K-12 mathematics and
29 science teachers needed by the 2010-11 school year by region and
30 statewide; (iii) specific recommendations on how the demand will be met
31 through recruitment programs, alternative route certification programs,
32 potential financial incentives, retention strategies, and other
33 efforts; and (iv) identification of strategies, based on best
34 practices, to improve the rigor and productivity of state-funded
35 mathematics and science teacher preparation programs. As part of the
36 final report, the professional educator standards board and the
37 Washington state institute for public policy shall provide information
38 from a study of differential pay for teachers in high-demand subject

1 areas such as mathematics and science, including the design, successes,
2 and limitations of differential pay programs in other states. In order
3 for the professional educator standards board to quantify demand, each
4 school district shall provide to the board, by a date and in a format
5 specified by the board, the number of teachers assigned to teach
6 mathematics and science, both with and without appropriate
7 certification and endorsement in those subjects, and the number of
8 mathematics and science teaching vacancies needing to be filled, and
9 the board shall include this data, by district, in its analysis.

10 (x) \$45,000 of the general fund--state appropriation for fiscal
11 year 2009 is provided solely for the implementation of Substitute
12 Senate Bill No. 6556 (anaphylactic policy). If the bill is not enacted
13 by June 30, 2008, the amount provided in this subsection shall lapse.

14 (y) \$44,000 of the general fund--state appropriation for fiscal
15 year 2009 is provided solely for the implementation of Substitute
16 Senate Bill No. 6742 (guidelines for students with autism) and
17 Substitute Senate Bill No. 6743 (training for students with autism).
18 If neither bill is enacted by June 30, 2008, the amount provided in
19 this subsection shall lapse.

20 (z) Within the appropriations in this section, specific funding is
21 provided for the implementation of Second Engrossed Substitute Senate
22 Bill No. 5100 (health insurance information for students).

23 (aa) \$150,000 of the general fund--state appropriation for fiscal
24 year 2009 is provided solely for implementation of Second Substitute
25 House Bill No. 2722 (achievement gap for African-American students).
26 The center for the improvement of student learning will convene an
27 advisory committee to conduct a detailed analysis of the achievement
28 gap for African-American students; recommend a comprehensive plan for
29 closing the gap pursuant to goals under the federal no child left
30 behind act for all groups of students to meet academic standards by
31 2014; and identify performance measures to monitor adequate yearly
32 progress. A study update shall be submitted by September 15, 2008, and
33 the committee's final report shall be submitted by December 30, 2008,
34 to the superintendent of public instruction, the state board of
35 education, the governor, the P-20 council, the basic education finance
36 task force, and the education committees of the legislature. If the
37 bill is not enacted by June 30, 2008, the amount provided in this
38 subsection shall lapse.

1 (bb) Within the appropriations in this section specific funding is
2 provided to implement Second Substitute House Bill No. 2598 (online
3 mathematics curriculum).

4 (cc) Within the appropriations in this section specific funding is
5 provided to implement Second Substitute House Bill No. 2635 (school
6 district boundaries and organization).

7 (dd) Within the appropriations in this section specific funding is
8 provided to implement Second Substitute House Bill No. 3129 (online
9 learning programs for high school students to earn college credit).

10 (ee) \$136,000 of the general fund--state appropriation for fiscal
11 year 2009 is provided solely for the office of superintendent of public
12 instruction to assign at least one full-time equivalent staff position
13 to serve as the world language supervisor.

14 (2) STATEWIDE PROGRAMS

| | | |
|----|---|-------------------------------|
| 15 | General Fund--State Appropriation (FY 2008) | ((\$14,783,000)) |
| 16 | | <u>\$14,283,000</u> |
| 17 | General Fund--State Appropriation (FY 2009) | ((\$16,459,000)) |
| 18 | | <u>\$16,128,000</u> |
| 19 | General Fund--Federal Appropriation | \$55,890,000 |
| 20 | TOTAL APPROPRIATION | ((\$87,132,000)) |
| 21 | | <u>\$86,301,000</u> |

22 The appropriations in this subsection are provided solely for the
23 statewide programs specified in this subsection and are subject to the
24 following conditions and limitations:

25 (a) HEALTH AND SAFETY

26 (i) \$2,541,000 of the general fund--state appropriation for fiscal
27 year 2008 and \$2,541,000 of the general fund--state appropriation for
28 fiscal year 2009 are provided solely for a corps of nurses located at
29 educational service districts, as determined by the superintendent of
30 public instruction, to be dispatched to the most needy schools to
31 provide direct care to students, health education, and training for
32 school staff.

33 (ii) \$96,000 of the general fund--state appropriation for fiscal
34 year 2008 and \$96,000 of the general fund-- state appropriation for
35 fiscal year 2009 are provided solely for the school safety center in
36 the office of the superintendent of public instruction subject to the
37 following conditions and limitations:

1 (A) The safety center shall: Disseminate successful models of
2 school safety plans and cooperative efforts; provide assistance to
3 schools to establish a comprehensive safe school plan; select models of
4 cooperative efforts that have been proven successful; act as an
5 information dissemination and resource center when an incident occurs
6 in a school district either in Washington or in another state;
7 coordinate activities relating to school safety; review and approve
8 manuals and curricula used for school safety models and training; and
9 develop and maintain a school safety information web site.

10 (B) The school safety center advisory committee shall develop a
11 training program, using the best practices in school safety, for all
12 school safety personnel.

13 (iii) \$100,000 of the general fund--state appropriation for fiscal
14 year 2008 and \$100,000 of the general fund--state appropriation for
15 fiscal year 2009 are provided solely for a school safety training
16 program provided by the criminal justice training commission. The
17 commission, in collaboration with the school safety center advisory
18 committee, shall provide the school safety training for all school
19 administrators and school safety personnel, including school safety
20 personnel hired after the effective date of this section.

21 (iv) \$40,000 of the general fund--state appropriation for fiscal
22 year 2008 and \$40,000 of the general fund--state appropriation for
23 fiscal year 2009 are provided solely for the safety center advisory
24 committee to develop and distribute a pamphlet to promote internet
25 safety for children, particularly in grades seven through twelve. The
26 pamphlet shall be posted on the superintendent of public instruction's
27 web site. To the extent possible, the pamphlet shall be distributed in
28 schools throughout the state and in other areas accessible to youth,
29 including but not limited to libraries and community centers.

30 (v) \$10,344,000 of the general fund--federal appropriation is
31 provided for safe and drug free schools and communities grants for drug
32 and violence prevention activities and strategies.

33 (vi) \$271,000 of the general fund--state appropriation for fiscal
34 year 2008 and (~~(\$271,000)~~) \$396,000 of the general fund--state
35 appropriation for fiscal year 2009 are provided solely for a
36 nonviolence and leadership training program provided by the institute
37 for community leadership. The program shall provide (~~(a request for~~
38 ~~proposal process, with up to 80 percent funding, for)~~) nonviolence

1 leadership workshops including in-school, weekend, and school break
2 programming serving at least 12 school districts with direct
3 programming in 36 elementary, middle, and high schools throughout
4 Washington state.

5 (vii) \$100,000 of the general fund--state appropriation for fiscal
6 year 2008 and \$100,000 of the general fund--state appropriation for
7 fiscal year 2009 are provided solely for a pilot youth suicide
8 prevention and information program. The office of superintendent of
9 public instruction will work with selected school districts and
10 community agencies in identifying effective strategies for preventing
11 youth suicide.

12 (viii) \$800,000 of the general fund--state appropriation for fiscal
13 year 2008 and \$800,000 of the general fund--state appropriation for
14 fiscal year 2009 are provided solely for programs to improve safety and
15 emergency preparedness and planning in public schools, as generally
16 described in Substitute Senate Bill No. 5097. The superintendent of
17 public instruction shall design and implement the grant program in
18 consultation with the educational service districts, the school safety
19 advisory committee, and the Washington association of sheriffs and
20 police chiefs. The funding shall support grants to school districts
21 for the development and updating of comprehensive safe school plans,
22 school safety training, and the conducting of safety-related drills.
23 As a condition of receiving these funds, school districts must ensure
24 that schools (A) conduct at least one lockdown and one shelter in place
25 safety drill each school year, and (B) send updated school mapping
26 database information on an annual basis to the Washington association
27 of sheriffs and police chiefs.

28 (ix) \$40,000 of the general fund--state appropriation for fiscal
29 year 2009 is provided solely for the Washington state school directors'
30 association to mediate and facilitate a school disciplinary action task
31 force to review and make recommendations on a model policy regarding
32 the use of physical force in schools. The model policy shall be
33 submitted to the appropriate policy committees of the legislature by
34 November 1, 2008.

35 (x) \$180,000 of the general fund--state appropriation for fiscal
36 year 2009 is provided solely for implementation of Second Substitute
37 House Bill No. 2712 (concerning criminal street gangs). If the bill is

1 not enacted by June 30, 2008, the amount provided in this subsection
2 shall lapse.

3 (b) TECHNOLOGY

4 (i) \$1,939,000 of the general fund--state appropriation for fiscal
5 year 2008 and \$1,939,000 of the general fund--state appropriation for
6 fiscal year 2009 are provided solely for K-20 telecommunications
7 network technical support in the K-12 sector to prevent system failures
8 and avoid interruptions in school utilization of the data processing
9 and video-conferencing capabilities of the network. These funds may be
10 used to purchase engineering and advanced technical support for the
11 network.

12 (ii) The office of the superintendent of public instruction shall
13 coordinate, in collaboration with educational service districts, a
14 system of outreach to school districts not currently maximizing their
15 eligibility for federal e-rate funding through the schools and
16 libraries program administered by the federal communications
17 commission. By December 15, 2008, the office of the superintendent of
18 public instruction shall issue a report to the fiscal committees of the
19 legislature identifying school districts that were eligible but did not
20 apply for e-rate funding for the last two years, and an estimate of the
21 amounts for which they were eligible in those years. The report shall
22 also include recommendations for following-up on the findings relative
23 to the e-rate program contained in the state auditor's performance
24 audit of educational service districts completed September, 2007.

25 (c) GRANTS AND ALLOCATIONS

26 (i) \$652,000 of the general fund--state appropriation for fiscal
27 year 2008 and \$1,329,000 of the general fund--state appropriation for
28 fiscal year 2009 are provided solely to expand the special services
29 pilot project to include up to seven participating districts. The
30 office of the superintendent of public instruction shall allocate these
31 funds to the district or districts participating in the pilot program
32 according to the provisions of RCW ((~~28A.630.015~~)) 28A.630.016. Of the
33 amounts provided, \$11,000 of the general fund--state appropriation for
34 fiscal year 2008 and \$11,000 of the general fund--state appropriation
35 for fiscal year 2009 are provided for the office of the superintendent
36 of public instruction to conduct a study of the expanded special
37 services pilot.

1 (ii) \$31,000 of the general fund--state appropriation for fiscal
2 year 2008 and \$31,000 of the general fund--state appropriation for
3 fiscal year 2009 are provided solely for operation of the Cispus
4 environmental learning center.

5 (iii) \$97,000 of the general fund--state appropriation for fiscal
6 year 2008 and \$97,000 of the general fund--state appropriation for
7 fiscal year 2009 are provided solely to support vocational student
8 leadership organizations.

9 (iv) \$146,000 of the general fund--state appropriation for fiscal
10 year 2008 and \$146,000 of the general fund--state appropriation for
11 fiscal year 2009 are provided solely for the Washington civil liberties
12 education program.

13 (v) \$1,000,000 of the general fund--state appropriation for fiscal
14 year 2008 and \$1,000,000 of the general fund--state appropriation for
15 fiscal year 2009 are provided solely for the Washington state achievers
16 scholarship program. The funds shall be used to support community
17 involvement officers that recruit, train, and match community volunteer
18 mentors with students selected as achievers scholars.

19 (vi) \$294,000 of the general fund--state appropriation for fiscal
20 year 2008 and \$294,000 of the general fund--state appropriation for
21 fiscal year 2009 are provided solely for the Lorraine Wojahn dyslexia
22 pilot reading program in up to five school districts.

23 (vii) \$75,000 of the general fund--state appropriation for fiscal
24 year 2008 and \$75,000 of the general fund--state appropriation for
25 fiscal year 2009 are provided solely for developing and disseminating
26 curriculum and other materials documenting women's role in World War
27 II.

28 (viii) \$175,000 of the general fund--state appropriation for fiscal
29 year 2008 and \$175,000 of the general fund--state appropriation for
30 fiscal year 2009 are provided solely for incentive grants for districts
31 and pilot projects to develop preapprenticeship programs. Incentive
32 grant awards up to \$10,000 each shall be used to support the program's
33 design, school/business/labor agreement negotiations, and recruiting
34 high school students for preapprenticeship programs in the building
35 trades and crafts.

36 (ix) \$3,220,000 of the general fund--state appropriation for fiscal
37 year 2008 and \$3,220,000 of the general fund--state appropriation for
38 fiscal year 2009 are provided solely for the dissemination of the

1 Navigation 101 curriculum to all districts, including disseminating
2 electronic student planning tools and software for analyzing the impact
3 of the implementation of Navigation 101 on student performance, and
4 grants to at least one hundred school districts each year for the
5 implementation of the Navigation 101 program. The implementation
6 grants will be limited to a maximum of two years and the school
7 districts selected shall represent various regions of the state and
8 reflect differences in school district size and enrollment
9 characteristics.

10 (x) \$36,000 of the general fund--state appropriation for fiscal
11 year 2008 and \$36,000 of the general fund--state appropriation for
12 fiscal year 2009 are provided solely for the enhancement of civics
13 education. Of this amount, \$25,000 each year is provided solely for
14 competitive grants to school districts for curriculum alignment,
15 development of innovative civics projects, and other activities that
16 support the civics assessment established in chapter 113, Laws of 2006.

17 (xi) \$2,500,000 of the general fund--state appropriation for fiscal
18 year 2008 and \$2,500,000 of the general fund--state appropriation for
19 fiscal year 2009 are provided solely for the implementation of Second
20 Substitute House Bill No. 1573 (authorizing a statewide program for
21 comprehensive dropout prevention, intervention, and retrieval). If the
22 bill is not enacted by June 30, 2007, the amounts provided in this
23 subsection shall lapse.

24 (xii) \$25,000 of the general fund--state appropriation for fiscal
25 year 2008 and \$25,000 of the general fund--state appropriation for
26 fiscal year 2009 are provided solely for the communities in school
27 program in Pierce county.

28 ~~(xiii) ((\$500,000 of the general fund--state appropriation for~~
29 ~~fiscal year 2008 and \$500,000 of the general fund--state appropriation~~
30 ~~for fiscal year 2009 are provided solely for the office of~~
31 ~~superintendent of public instruction to contract with a company to~~
32 ~~develop and implement a pilot program for providing indigenous learning~~
33 ~~curriculum and standards specific online learning programs based on the~~
34 ~~recommended standards in chapter 205, Laws of 2005 (Washington's tribal~~
35 ~~history). The specific content areas covered by the pilot program will~~
36 ~~include social studies and science. The contractor selected will have~~
37 ~~experience in developing and implementing indigenous learning curricula~~
38 ~~and if possible will be affiliated with a recognized Washington state~~

1 ~~tribe. The pilot program will be implemented in a minimum of three~~
2 ~~school districts in collaboration with Washington tribes and school~~
3 ~~districts. To the extent possible and appropriate, the pilot program~~
4 ~~will involve organizations including, the University of Washington's~~
5 ~~mathematics science and engineering achievement, the digital learning~~
6 ~~commons, the virtual possibilities network, the museum of arts and~~
7 ~~culture in Spokane, Eastern Washington University, and Washington State~~
8 ~~University.~~

9 ~~(xiv))~~ \$70,000 of the general fund--state appropriation for fiscal
10 year 2008 and \$70,000 of the general fund--state appropriation for
11 fiscal year 2009 are provided solely to support and expand the
12 mentoring advanced placement program in current operation in southwest
13 Washington.

14 ~~((xv) \$1,000,000 of the general fund state appropriation for~~
15 ~~fiscal year 2009 is provided solely to implement House Bill No. 1051~~
16 ~~(expanding high school completion programs). If the bill is not~~
17 ~~enacted by June 30, 2007, the amount provided in this subsection shall~~
18 ~~lapse.~~

19 ~~(xvi))~~ (xiv) \$75,000 of the general fund--state appropriation for
20 fiscal year 2008 and \$75,000 of the general fund--state appropriation
21 for fiscal year 2009 are provided solely for program initiatives to
22 address the educational needs of Latino students and families. Using
23 the full amounts of the appropriations under this subsection, the
24 office of the superintendent of public instruction shall contract with
25 the Seattle community coalition of campana quetzal to provide for three
26 initiatives: (A) Early childhood education; (B) parent leadership
27 training; and (C) high school success and college preparation programs.
28 Campana quetzal shall report to the office of the superintendent of
29 public instruction by June 30, 2009, regarding impact of the programs
30 on addressing the academic achievement gap, including high school drop-
31 out rates and college readiness rates, for Latino students.

32 (xv) \$264,000 of the general fund--state appropriation for fiscal
33 year 2009 is provided solely for a pilot program in two school
34 districts to provide sequentially articulated Spanish and Chinese
35 language instruction in elementary schools.

36 (xvi) \$300,000 of the general fund--state appropriation for fiscal
37 year 2009 is provided solely for reimbursement to school districts for
38 costs associated with offering the preliminary scholastic aptitude test

1 (PSAT) to tenth grade students outlined in Second Substitute Senate
2 Bill No. 6673 (student learning opportunities). The office of the
3 superintendent of public instruction shall provide payment for these
4 tests consistent with established procedures with the appropriate
5 testing companies. Within the amount provided in this subsection, the
6 office of the superintendent of public instruction shall pay for as
7 many tests as the available funding allows, ensure equitable funding
8 across districts, and first provide payments for tenth grade students
9 eligible for free or reduced price lunch that take the preliminary
10 scholastic aptitude test. To the extent funding remains after
11 providing for this reimbursement for students eligible for free or
12 reduced price lunch, the office of the superintendent of public
13 instruction may make payments for other students.

14 (xvii) \$100,000 of the general fund--state appropriation for fiscal
15 year 2009 is provided solely for implementation of Second Substitute
16 House Bill No. 2870 (professional development for instructional
17 assistants). If the bill is not enacted by June 30, 2008, the amount
18 provided in this subsection shall lapse.

19 (xviii) \$10,000 of the general fund--state appropriation for fiscal
20 year 2009 is provided solely for the superintendent of public
21 instruction to convene a work group that includes representatives from
22 dual credit programs including representatives from high schools, the
23 tech prep program, the state board for community and technical
24 colleges, the public four-year institutions of higher education, the
25 workforce training and education coordinating board, the higher
26 education coordinating board, and the council of presidents to develop
27 a strategic plan for statewide coordination of dual credit programs
28 including but not limited to running start, college in the high school,
29 tech prep, advanced placement, and international baccalaureate. The
30 plan shall clearly articulate the purpose and definition of each
31 program, the goals associated with each program, the personnel required
32 both to administer and teach each program, the benefits to students,
33 and the barriers to access. The work group must provide the plan to
34 the appropriate committees of the legislature by December 1, 2008.

35 (xix) \$150,000 of the general fund--state appropriation for fiscal
36 year 2009 is provided solely for a pilot project to encourage bilingual
37 high school students to pursue public school teaching as a profession.
38 Using the full amounts of the appropriation under this subsection, the

1 office of the superintendent of public instruction shall contract with
2 the Latino/a educational achievement project (LEAP) to work with school
3 districts to identify and mentor not fewer than fifty bilingual
4 students in their junior year of high school, encouraging them to
5 become bilingual instructors in schools with high English language
6 learner populations. Students shall be mentored by bilingual teachers
7 and complete a curriculum developed and approved by the participating
8 districts.

9 **Sec. 502.** 2007 c 522 s 502 (uncodified) is amended to read as
10 follows:

11 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR GENERAL**
12 **APPORTIONMENT**

| | | |
|----|---|----------------------------------|
| 13 | General Fund--State Appropriation (FY 2008) | ((\$4,448,333,000)) |
| 14 | | <u>\$4,436,719,000</u> |
| 15 | General Fund--State Appropriation (FY 2009) | ((\$4,474,199,000)) |
| 16 | | <u>\$4,477,998,000</u> |
| 17 | Education Legacy Trust Account--State | |
| 18 | Appropriation | ((\$9,387,000)) |
| 19 | | <u>\$9,373,000</u> |
| 20 | Pension Funding Stabilization Account Appropriation . . . | \$341,624,000 |
| 21 | TOTAL APPROPRIATION | ((\$9,273,543,000)) |
| 22 | | <u>\$9,265,714,000</u> |

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

25 (1) Each general fund fiscal year appropriation includes such funds
26 as are necessary to complete the school year ending in the fiscal year
27 and for prior fiscal year adjustments.

28 (2) Allocations for certificated staff salaries for the 2007-08 and
29 2008-09 school years shall be determined using formula-generated staff
30 units calculated pursuant to this subsection. Staff allocations for
31 small school enrollments in (e) through (g) of this subsection shall be
32 reduced for vocational full-time equivalent enrollments. Staff
33 allocations for small school enrollments in grades K-6 shall be the
34 greater of that generated under (a) of this subsection, or under (d)
35 and (e) of this subsection. Certificated staffing allocations shall be
36 as follows:

1 (a) On the basis of each 1,000 average annual full-time equivalent
2 enrollments, excluding full-time equivalent enrollment otherwise
3 recognized for certificated staff unit allocations under (d) through
4 (g) of this subsection:

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

7 (ii) Forty-nine certificated instructional staff units per thousand
8 full-time equivalent students in grades K-3;

9 (iii) Forty-six certificated instructional staff units per thousand
10 full-time equivalent students in grades 4-12; and

11 (iv) An additional 4.2 certificated instructional staff units for
12 grades K-3 and an additional 7.2 certificated instructional staff units
13 for grade 4. Any funds allocated for the additional certificated units
14 provided in this subsection (iv) shall not be considered as basic
15 education funding;

16 (A) Funds provided under this subsection (2)(a)(iv) in excess of
17 the amount required to maintain the statutory minimum ratio established
18 under RCW 28A.150.260(2)(b) shall be allocated only if the district
19 documents an actual ratio in grades K-4 equal to or greater than 53.2
20 certificated instructional staff per thousand full-time equivalent
21 students. For any school district documenting a lower certificated
22 instructional staff ratio, the allocation shall be based on the
23 district's actual grades K-4 certificated instructional staff ratio
24 achieved in that school year, or the statutory minimum ratio
25 established under RCW 28A.150.260(2)(b), if greater;

26 (B) Districts at or above 51.0 certificated instructional staff per
27 one thousand full-time equivalent students in grades K-4 may dedicate
28 up to 1.3 of the 53.2 funding ratio to employ additional classified
29 instructional assistants assigned to basic education classrooms in
30 grades K-4. For purposes of documenting a district's staff ratio under
31 this section, funds used by the district to employ additional
32 classified instructional assistants shall be converted to a
33 certificated staff equivalent and added to the district's actual
34 certificated instructional staff ratio. Additional classified
35 instructional assistants, for the purposes of this subsection, shall be
36 determined using the 1989-90 school year as the base year;

37 (C) Any district maintaining a ratio in grades K-4 equal to or
38 greater than 53.2 certificated instructional staff per thousand full-

1 time equivalent students may use allocations generated under this
2 subsection (2)(a)(iv) in excess of that required to maintain the
3 minimum ratio established under RCW 28A.150.260(2)(b) to employ
4 additional basic education certificated instructional staff or
5 classified instructional assistants in grades 5-6. Funds allocated
6 under this subsection (2)(a)(iv) shall only be expended to reduce class
7 size in grades K-6. No more than 1.3 of the certificated instructional
8 funding ratio amount may be expended for provision of classified
9 instructional assistants;

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

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

18 (A) Vocational education programs approved by the superintendent of
19 public instruction, a maximum of 0.92 certificated instructional staff
20 units and 0.08 certificated administrative staff units for each 19.5
21 full-time equivalent vocational students; and

22 (B) Skills center programs meeting the standards for skills center
23 funding established in January 1999 by the superintendent of public
24 instruction with a waiver allowed for skills centers in current
25 operation that are not meeting this standard until the 2008-09 school
26 year, 0.92 certificated instructional staff units and 0.08 certificated
27 administrative units for each 16.67 full-time equivalent vocational
28 students;

29 (ii) Vocational full-time equivalent enrollment shall be reported
30 on the same monthly basis as the enrollment for students eligible for
31 basic support, and payments shall be adjusted for reported vocational
32 enrollments on the same monthly basis as those adjustments for
33 enrollment for students eligible for basic support; and

34 (iii) Indirect cost charges by a school district to vocational-
35 secondary programs shall not exceed 15 percent of the combined basic
36 education and vocational enhancement allocations of state funds;

37 (d) For districts enrolling not more than twenty-five average
38 annual full-time equivalent students in grades K-8, and for small

1 school plants within any school district which have been judged to be
2 remote and necessary by the state board of education and enroll not
3 more than twenty-five average annual full-time equivalent students in
4 grades K-8:

5 (i) For those enrolling no students in grades 7 and 8, 1.76
6 certificated instructional staff units and 0.24 certificated
7 administrative staff units for enrollment of not more than five
8 students, plus one-twentieth of a certificated instructional staff unit
9 for each additional student enrolled; and

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

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

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

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

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

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

36 (ii) For all other small high schools under this subsection, nine
37 certificated instructional staff units and one-half of a certificated
38 administrative staff unit for the first sixty average annual full time

1 equivalent students, and additional staff units based on a ratio of
2 0.8732 certificated instructional staff units and 0.1268 certificated
3 administrative staff units per each additional forty-three and one-half
4 average annual full time equivalent students.

5 Units calculated under (g)(ii) of this subsection shall be reduced
6 by certificated staff units at the rate of forty-six certificated
7 instructional staff units and four certificated administrative staff
8 units per thousand vocational full-time equivalent students;

9 (g) For each nonhigh school district having an enrollment of more
10 than seventy annual average full-time equivalent students and less than
11 one hundred eighty students, operating a grades K-8 program or a grades
12 1-8 program, an additional one-half of a certificated instructional
13 staff unit; and

14 (i) For each nonhigh school district having an enrollment of more
15 than fifty annual average full-time equivalent students and less than
16 one hundred eighty students, operating a grades K-6 program or a grades
17 1-6 program, an additional one-half of a certificated instructional
18 staff unit.

19 (3) Allocations for classified salaries for the 2007-08 and 2008-09
20 school years shall be calculated using formula-generated classified
21 staff units determined as follows:

22 (a) For enrollments generating certificated staff unit allocations
23 under subsection (2)(e) through (i) of this section, one classified
24 staff unit for each (~~(2.95)~~) 2.94 certificated staff units allocated
25 under such subsections;

26 (b) For all other enrollment in grades K-12, including vocational
27 full-time equivalent enrollments, one classified staff unit for each
28 (~~(fifty-nine)~~) 58.75 average annual full-time equivalent students; and

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

33 (4) Fringe benefit allocations shall be calculated at a rate of
34 (~~(14.13)~~) 14.11 percent in the 2007-08 school year and (~~(16.69)~~) 16.75
35 percent in the 2008-09 school year for certificated salary allocations
36 provided under subsection (2) of this section, and a rate of (~~(17.06)~~)
37 17.04 percent in the 2007-08 school year and (~~(18.74)~~) 18.72 percent in

1 the 2008-09 school year for classified salary allocations provided
2 under subsection (3) of this section.

3 (5) Insurance benefit allocations shall be calculated at the
4 maintenance rate specified in section 504(2) of this act, based on the
5 number of benefit units determined as follows:

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

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

14 (6)(a) For nonemployee-related costs associated with each
15 certificated staff unit allocated under subsection (2)(a), (b), and (d)
16 through (h) of this section, there shall be provided a maximum of
17 \$9,703 per certificated staff unit in the 2007-08 school year and a
18 maximum of (~~(\$9,907)~~) \$10,178 per certificated staff unit in the 2008-
19 09 school year.

20 (b) For nonemployee-related costs associated with each vocational
21 certificated staff unit allocated under subsection (2)(c)(i)(A) of this
22 section, there shall be provided a maximum of \$23,831 per certificated
23 staff unit in the 2007-08 school year and a maximum of (~~(\$24,331)~~)
24 \$24,999 per certificated staff unit in the 2008-09 school year.

25 (c) For nonemployee-related costs associated with each vocational
26 certificated staff unit allocated under subsection (2)(c)(i)(B) of this
27 section, there shall be provided a maximum of \$18,489 per certificated
28 staff unit in the 2007-08 school year and a maximum of (~~(\$18,877)~~)
29 \$19,395 per certificated staff unit in the 2008-09 school year.

30 (7) Allocations for substitute costs for classroom teachers shall
31 be distributed at a maintenance rate of \$555.20 for the 2007-08 and
32 2008-09 school years per allocated classroom teachers exclusive of
33 salary increase amounts provided in section 504 of this act. Solely
34 for the purposes of this subsection, allocated classroom teachers shall
35 be equal to the number of certificated instructional staff units
36 allocated under subsection (2) of this section, multiplied by the ratio
37 between the number of actual basic education certificated teachers and

1 the number of actual basic education certificated instructional staff
2 reported statewide for the prior school year.

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

12 (9) \$1,870,000 of the general fund--state appropriation for fiscal
13 year 2008 and \$2,421,000 of the general fund--state appropriation for
14 fiscal year 2009 are provided solely to implement Engrossed Second
15 Substitute House Bill No. 1432 (granting service credit to educational
16 staff associates for nonschool employment). If the bill is not enacted
17 by June 30, 2007, the amount provided in this subsection shall lapse.

18 (10) The superintendent may distribute a maximum of (~~(\$16,622,000)~~)
19 \$16,620,000 outside the basic education formula during fiscal years
20 2008 and 2009 as follows:

21 (a) For fire protection for school districts located in a fire
22 protection district as now or hereafter established pursuant to chapter
23 52.04 RCW, a maximum of \$547,000 may be expended in fiscal year 2008
24 and a maximum of (~~(\$558,000)~~) \$567,000 may be expended in fiscal year
25 2009;

26 (b) For summer vocational programs at skills centers, a maximum of
27 \$2,385,000 may be expended for the 2008 fiscal year and a maximum of
28 \$2,385,000 for the 2009 fiscal year. 20 percent of each fiscal year
29 amount may carry over from one year to the next;

30 (c) A maximum of (~~(\$390,000)~~) \$393,000 may be expended for school
31 district emergencies;

32 (d) A maximum of \$485,000 each fiscal year may be expended for
33 programs providing skills training for secondary students who are
34 enrolled in extended day school-to-work programs, as approved by the
35 superintendent of public instruction. The funds shall be allocated at
36 a rate not to exceed \$500 per full-time equivalent student enrolled in
37 those programs; and

1 (e) (~~(\$9,387,000)~~) \$9,373,000 of the education legacy trust account
2 appropriation is provided solely for allocations for equipment
3 replacement in vocational programs and skills centers. Each year of
4 the biennium, the funding shall be allocated based on \$75 per full-time
5 equivalent vocational student and \$125 per full-time equivalent skills
6 center student.

7 (f) \$2,991,000 of the general fund--state appropriation for fiscal
8 year 2008 and \$4,403,000 of the general fund--state appropriation for
9 fiscal year 2009 are provided solely for the implementation of Second
10 Substitute Senate Bill No. 5790 (regarding skills centers). If the
11 bill is not enacted by June 30, 2007, the amounts provided in this
12 subsection shall lapse.

13 (11) For purposes of RCW 84.52.0531, the increase per full-time
14 equivalent student is 5.7 percent from the 2006-07 school year to the
15 2007-08 school year and (~~(5.1)~~) 6.0 percent from the 2007-08 school
16 year to the 2008-09 school year.

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

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

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

31 (13) The appropriation levels in part V of this act assume
32 implementation of the reimbursement provisions of Senate Bill No. 6450
33 (school district reimbursement of performance audits).

34 **Sec. 503.** 2007 c 522 s 503 (uncodified) is amended to read as
35 follows:

36 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--BASIC EDUCATION**
37 **EMPLOYEE COMPENSATION.** (1) The following calculations determine the

1 salaries used in the general fund allocations for certificated
2 instructional, certificated administrative, and classified staff units
3 under section 502 of this act:

4 (a) Salary allocations for certificated instructional staff units
5 shall be determined for each district by multiplying the district's
6 certificated instructional total base salary shown on LEAP Document 2
7 by the district's average staff mix factor for certificated
8 instructional staff in that school year, computed using LEAP Document
9 1; and

10 (b) Salary allocations for certificated administrative staff units
11 and classified staff units for each district shall be based on the
12 district's certificated administrative and classified salary allocation
13 amounts shown on LEAP Document 2.

14 (2) For the purposes of this section:

15 (a) "LEAP Document 1" means the staff mix factors for certificated
16 instructional staff according to education and years of experience, as
17 developed by the legislative evaluation and accountability program
18 committee on (~~March 24, 2007, at 07:29~~) March 9, 2008, at 15:09
19 hours; and

20 (b) "LEAP Document 2" means the school year salary allocations for
21 certificated administrative staff and classified staff and derived and
22 total base salaries for certificated instructional staff as developed
23 by the legislative evaluation and accountability program committee on
24 (~~April 19, 2007, at 06:03~~) March 9, 2008, at 15:09 hours.

25 (3) Incremental fringe benefit factors shall be applied to salary
26 adjustments at a rate of (~~14.13~~) 14.11 percent for school year 2007-
27 08 and (~~16.69~~) 16.75 percent for school year 2008-09 for certificated
28 staff and for classified staff (~~17.06~~) 17.04 percent for school year
29 2007-08 and (~~18.74~~) 18.72 percent for the 2008-09 school year.

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

33 K-12 Salary Allocation Schedule For Certificated Instructional Staff

34 2007-08 School Year

| 1 | Years of | | | | | | | | | MA+90 |
|----|------------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
| 2 | Service | BA | BA+15 | BA+30 | BA+45 | BA+90 | BA+135 | MA | MA+45 | or PHD |
| 3 | 0 | 32,746 | 33,630 | 34,547 | 35,465 | 38,412 | 40,310 | 39,260 | 42,207 | 44,107 |
| 4 | 1 | 33,187 | 34,083 | 35,011 | 35,970 | 38,948 | 40,836 | 39,696 | 42,674 | 44,560 |
| 5 | 2 | 33,607 | 34,512 | 35,450 | 36,483 | 39,452 | 41,359 | 40,135 | 43,104 | 45,012 |
| 6 | 3 | 34,039 | 34,953 | 35,901 | 36,967 | 39,930 | 41,884 | 40,552 | 43,513 | 45,468 |
| 7 | 4 | 34,464 | 35,418 | 36,372 | 37,474 | 40,455 | 42,423 | 40,988 | 43,969 | 45,938 |
| 8 | 5 | 34,902 | 35,861 | 36,824 | 37,988 | 40,958 | 42,965 | 41,432 | 44,403 | 46,410 |
| 9 | 6 | 35,353 | 36,291 | 37,287 | 38,508 | 41,464 | 43,482 | 41,887 | 44,843 | 46,860 |
| 10 | 7 | 36,145 | 37,097 | 38,106 | 39,394 | 42,393 | 44,467 | 42,739 | 45,737 | 47,812 |
| 11 | 8 | 37,304 | 38,308 | 39,340 | 40,735 | 43,775 | 45,925 | 44,079 | 47,120 | 49,269 |
| 12 | 9 | | 39,562 | 40,646 | 42,091 | 45,202 | 47,425 | 45,434 | 48,547 | 50,770 |
| 13 | 10 | | | 41,967 | 43,516 | 46,669 | 48,966 | 46,861 | 50,014 | 52,310 |
| 14 | 11 | | | | 44,984 | 48,204 | 50,547 | 48,328 | 51,550 | 53,891 |
| 15 | 12 | | | | 46,404 | 49,781 | 52,194 | 49,853 | 53,126 | 55,540 |
| 16 | 13 | | | | | 51,397 | 53,882 | 51,431 | 54,741 | 57,226 |
| 17 | 14 | | | | | 53,020 | 55,632 | 53,056 | 56,471 | 58,977 |
| 18 | 15 | | | | | 54,400 | 57,080 | 54,435 | 57,939 | 60,511 |
| 19 | 16 or more | | | | | 55,487 | 58,220 | 55,523 | 59,097 | 61,720 |

K-12 Salary Allocation Schedule For Certificated Instructional Staff
2008-09 School Year

| 24 | (Years | | | | | | | | | MA+90 |
|----|---------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
| 25 | of | | | | | | | | | |
| 26 | Service | BA | BA+15 | BA+30 | BA+45 | BA+90 | BA+135 | MA | MA+45 | or PHD |
| 27 | 0 | 33,898 | 34,814 | 35,762 | 36,713 | 39,763 | 41,728 | 40,641 | 43,691 | 45,658 |
| 28 | 1 | 34,354 | 35,282 | 36,243 | 37,236 | 40,318 | 42,272 | 41,093 | 44,175 | 46,128 |
| 29 | 2 | 34,789 | 35,726 | 36,697 | 37,766 | 40,840 | 42,814 | 41,547 | 44,621 | 46,596 |
| 30 | 3 | 35,237 | 36,183 | 37,164 | 38,267 | 41,335 | 43,357 | 41,979 | 45,044 | 47,067 |
| 31 | 4 | 35,676 | 36,664 | 37,651 | 38,793 | 41,878 | 43,915 | 42,430 | 45,516 | 47,554 |
| 32 | 5 | 36,130 | 37,123 | 38,120 | 39,324 | 42,399 | 44,476 | 42,890 | 45,965 | 48,043 |
| 33 | 6 | 36,597 | 37,567 | 38,598 | 39,863 | 42,923 | 45,011 | 43,361 | 46,421 | 48,508 |
| 34 | 7 | 37,416 | 38,402 | 39,446 | 40,780 | 43,885 | 46,031 | 44,243 | 47,346 | 49,494 |
| 35 | 8 | 38,616 | 39,655 | 40,724 | 42,168 | 45,315 | 47,541 | 45,630 | 48,778 | 51,002 |

| | | | | | | | | | |
|---|------------|--------|--------|--------|--------|--------|--------|--------|----------|
| 1 | 9 | 40,954 | 42,076 | 43,572 | 46,792 | 49,093 | 47,032 | 50,255 | 52,556 |
| 2 | 10 | | 43,443 | 45,047 | 48,310 | 50,688 | 48,509 | 51,773 | 54,150 |
| 3 | 11 | | | 46,566 | 49,900 | 52,326 | 50,028 | 53,363 | 55,787 |
| 4 | 12 | | | 48,036 | 51,533 | 54,030 | 51,606 | 54,995 | 57,493 |
| 5 | 13 | | | | 53,205 | 55,777 | 53,240 | 56,667 | 59,239 |
| 6 | 14 | | | | 54,885 | 57,589 | 54,922 | 58,457 | 61,052 |
| 7 | 15 | | | | 56,313 | 59,088 | 56,350 | 59,977 | 62,639 |
| 8 | 16 or more | | | | 57,439 | 60,269 | 57,476 | 61,176 | 63,892)) |

| | | | | | | | | | | |
|----|-----------------|-----------|--------------|--------------|--------------|--------------|---------------|-----------|--------------|---------------|
| 9 | <u>Years of</u> | | | | | | | | <u>MA+90</u> | |
| 10 | <u>Service</u> | <u>BA</u> | <u>BA+15</u> | <u>BA+30</u> | <u>BA+45</u> | <u>BA+90</u> | <u>BA+135</u> | <u>MA</u> | <u>MA+45</u> | <u>or PHD</u> |
| 11 | 0 | 34,426 | 35,356 | 36,319 | 37,285 | 40,383 | 42,378 | 41,274 | 44,372 | 46,369 |
| 12 | 1 | 34,889 | 35,832 | 36,808 | 37,816 | 40,946 | 42,931 | 41,733 | 44,863 | 46,847 |
| 13 | 2 | 35,331 | 36,283 | 37,269 | 38,354 | 41,476 | 43,481 | 42,195 | 45,316 | 47,321 |
| 14 | 3 | 35,786 | 36,747 | 37,743 | 38,864 | 41,979 | 44,033 | 42,632 | 45,746 | 47,801 |
| 15 | 4 | 36,232 | 37,235 | 38,238 | 39,397 | 42,531 | 44,599 | 43,091 | 46,225 | 48,295 |
| 16 | 5 | 36,693 | 37,701 | 38,713 | 39,937 | 43,059 | 45,169 | 43,558 | 46,681 | 48,791 |
| 17 | 6 | 37,167 | 38,153 | 39,200 | 40,484 | 43,591 | 45,713 | 44,036 | 47,144 | 49,264 |
| 18 | 7 | 37,999 | 39,000 | 40,061 | 41,415 | 44,568 | 46,748 | 44,932 | 48,084 | 50,265 |
| 19 | 8 | 39,218 | 40,273 | 41,359 | 42,825 | 46,021 | 48,281 | 46,341 | 49,538 | 51,797 |
| 20 | 9 | | 41,591 | 42,731 | 44,250 | 47,521 | 49,858 | 47,765 | 51,038 | 53,374 |
| 21 | 10 | | | 44,120 | 45,749 | 49,063 | 51,478 | 49,265 | 52,580 | 54,993 |
| 22 | 11 | | | | 47,291 | 50,677 | 53,141 | 50,807 | 54,194 | 56,656 |
| 23 | 12 | | | | 48,784 | 52,335 | 54,872 | 52,410 | 55,851 | 58,389 |
| 24 | 13 | | | | | 54,034 | 56,646 | 54,069 | 57,550 | 60,162 |
| 25 | 14 | | | | | 55,740 | 58,486 | 55,778 | 59,368 | 62,003 |
| 26 | 15 | | | | | 57,191 | 60,008 | 57,227 | 60,911 | 63,615 |
| 27 | 16 or more | | | | | 58,334 | 61,207 | 58,372 | 62,129 | 64,887 |

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

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

1 (i) Credits earned since receiving the masters degree; and
2 (ii) Any credits in excess of forty-five credits that were earned
3 after the baccalaureate degree but before the masters degree.

4 (5) For the purposes of this section:

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

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

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

8 (d) "Years of service" shall be calculated under the same rules
9 adopted by the superintendent of public instruction.

10 (e) "Credits" means college quarter hour credits and equivalent in-
11 service credits computed in accordance with RCW 28A.415.020 and
12 28A.415.023.

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

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

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

21 (7) The certificated instructional staff base salary specified for
22 each district in LEAP Document 2 and the salary schedules in subsection
23 (4)(a) of this section include two learning improvement days. A school
24 district is eligible for the learning improvement day funds only if the
25 learning improvement days have been added to the 180- day contract
26 year. If fewer days are added, the additional learning improvement
27 allocation shall be adjusted accordingly. The additional days shall be
28 limited to specific activities identified in the state required school
29 improvement plan related to improving student learning that are
30 consistent with education reform implementation, and shall not be
31 considered part of basic education. The principal in each school shall
32 assure that the days are used to provide the necessary school- wide,
33 all staff professional development that is tied directly to the school
34 improvement plan. The school principal and the district superintendent
35 shall maintain documentation as to their approval of these activities.
36 The length of a learning improvement day shall not be less than the
37 length of a full day under the base contract. The superintendent of

1 public instruction shall ensure that school districts adhere to the
2 intent and purposes of this subsection.

3 (8) The salary allocation schedules established in this section are
4 for allocation purposes only except as provided in RCW 28A.400.200(2)
5 and subsection (7) of this section.

6 **Sec. 504.** 2007 c 522 s 504 (uncodified) is amended to read as
7 follows:

8 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR SCHOOL EMPLOYEE**
9 **COMPENSATION ADJUSTMENTS**

| | | |
|----|---|--------------------------------|
| 10 | General Fund--State Appropriation (FY 2008) | ((\$161,665,000)) |
| 11 | | <u>\$161,280,000</u> |
| 12 | General Fund--State Appropriation (FY 2009) | ((\$348,871,000)) |
| 13 | | <u>\$405,228,000</u> |
| 14 | General Fund--Federal Appropriation | ((\$243,000)) |
| 15 | | <u>\$275,000</u> |
| 16 | TOTAL APPROPRIATION | ((\$510,779,000)) |
| 17 | | <u>\$566,783,000</u> |

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

20 (1) ((~~\$444,366,000~~)) \$500,195,000 is provided solely for the
21 following:

22 (a) A cost of living adjustment of 3.7 percent effective September
23 1, 2007, and another ((~~2.8~~)) 3.9 percent effective September 1, 2008,
24 pursuant to Initiative Measure No. 732.

25 (b) An additional .5 percent cost of living adjustment is provided
26 above the amount required by Initiative Measure No. 732, effective
27 September 1, 2008.

28 (c) Additional salary increases as necessary to fund the base
29 salaries for certificated instructional staff as listed for each
30 district in LEAP Document 2, defined in section 503(2)(b) of this act.
31 Allocations for these salary increases shall be provided to all 262
32 districts that are not grandfathered to receive salary allocations
33 above the statewide salary allocation schedule, and to certain
34 grandfathered districts to the extent necessary to ensure that salary
35 allocations for districts that are currently grandfathered do not fall
36 below the statewide salary allocation schedule. These additional
37 salary increases will result in a decrease in the number of

1 grandfathered districts from the current thirty-four to twenty-four in
2 the 2007-08 school year and to (~~thirteen~~) twelve in the 2008-09
3 school year.

4 (~~(e)~~) (d) Additional salary increases to certain districts as
5 necessary to fund the per full-time-equivalent salary allocations for
6 certificated administrative staff as listed for each district in LEAP
7 Document 2, defined in section 503(2)(b) of this act. These additional
8 salary increases shall ensure a minimum salary allocation for
9 certificated administrative staff of \$54,405 in the 2007-08 school year
10 and (~~(\$57,097)~~) \$57,986 in the 2008-09 school year.

11 (~~(d)~~) (e) Additional salary increases to certain districts as
12 necessary to fund the per full-time-equivalent salary allocations for
13 classified staff as listed for each district in LEAP Document 2,
14 defined in section 503(2)(b) of this act. These additional salary
15 increases ensure a minimum salary allocation for classified staff of
16 \$30,111 in the 2007-08 school year and (~~(\$31,376)~~) \$31,865 in the
17 2008-09 school year.

18 (~~(e)~~) (f) The appropriations in this subsection (1) include
19 associated incremental fringe benefit allocations at rates (~~(13.49)~~)
20 13.47 percent for the 2007-08 school year and (~~(16.05)~~) 16.11 percent
21 for the 2008-09 school year for certificated staff and (~~(13.56)~~) 13.54
22 percent for the 2007-08 school year and (~~(15.24)~~) 15.22 percent for the
23 2008-09 school year for classified staff.

24 (~~(f)~~) (g) The appropriations in this section include the
25 increased portion of salaries and incremental fringe benefits for all
26 relevant state-funded school programs in part V of this act. Increases
27 for general apportionment (basic education) are based on the salary
28 allocation schedules and methodology in sections 502 and 503 of this
29 act. Increases for special education result from increases in each
30 district's basic education allocation per student. Increases for
31 educational service districts and institutional education programs are
32 determined by the superintendent of public instruction using the
33 methodology for general apportionment salaries and benefits in sections
34 502 and 503 of this act.

35 (~~(g)~~) (h) The appropriations in this section provide cost of
36 living and incremental fringe benefit allocations based on formula
37 adjustments as follows:

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| | School Year | |
|---|--|--|
| | 2007-08 | 2008-09 |
| Pupil Transportation (per weighted pupil mile) | \$1.08 | (\$2.04) <u>\$2.46</u> |
| Highly Capable (per formula student) | \$11.13 | (\$20.98) <u>\$25.51</u> |
| Transitional Bilingual Education (per eligible bilingual student) | (\$29.81) <u>\$29.80</u> | (\$56.19) <u>\$68.33</u> |
| Learning Assistance (per formula student) | \$7.00 | (\$13.20) <u>\$18.86</u> |

~~((h))~~ (i) The appropriations in this section include \$925,000 for fiscal year 2008 and ~~(\$1,940,000)~~ \$2,314,000 for fiscal year 2009 for salary increase adjustments for substitute teachers.

(2) ~~(\$66,415,000)~~ \$66,591,000 is provided for adjustments to insurance benefit allocations. The maintenance rate for insurance benefit allocations is \$682.54 per month for the 2007-08 and 2008-09 school years. The appropriations in this section provide for a rate increase to \$707.00 per month for the 2007-08 school year and \$732.00 per month for the 2008-09 school year. The adjustments to health insurance benefit allocations are at the following rates:

| | School Year | |
|---|--------------------------------------|--------------------------------------|
| | 2007-08 | 2008-09 |
| Pupil Transportation (per weighted pupil mile) | \$0.22 | \$0.45 |
| Highly Capable (per formula student) | (\$1.49) <u>\$1.50</u> | \$3.05 |
| Transitional Bilingual Education (per eligible bilingual student) | (\$3.97) <u>\$3.96</u> | \$8.01 |
| Learning Assistance (per formula student) | \$0.86 | (\$1.75) <u>\$2.05</u> |

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

1 **Sec. 505.** 2007 c 522 s 505 (uncodified) is amended to read as
2 follows:

3 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR PUPIL TRANSPORTATION**

| | | |
|----|---|--------------------------------|
| 4 | General Fund--State Appropriation (FY 2008) | ((\$262,728,000)) |
| 5 | | <u>\$273,409,000</u> |
| 6 | General Fund--State Appropriation (FY 2009) | ((\$264,700,000)) |
| 7 | | <u>\$276,510,000</u> |
| 8 | Education Legacy Trust Account--State | |
| 9 | Appropriation | \$25,000,000 |
| 10 | TOTAL APPROPRIATION | ((\$552,428,000)) |
| 11 | | <u>\$574,919,000</u> |

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

14 (1) Each general fund fiscal year appropriation includes such funds
15 as are necessary to complete the school year ending in the fiscal year
16 and for prior fiscal year adjustments.

17 (2) A maximum of \$848,000 of this fiscal year 2008 appropriation
18 and a maximum of ((~~\$866,000~~)) \$878,000 of the fiscal year 2009
19 appropriation may be expended for regional transportation coordinators
20 and related activities. The transportation coordinators shall ensure
21 that data submitted by school districts for state transportation
22 funding shall, to the greatest extent practical, reflect the actual
23 transportation activity of each district.

24 (3) \$5,000 of the fiscal year 2008 appropriation and \$5,000 of the
25 fiscal year 2009 appropriation are provided solely for the
26 transportation of students enrolled in "choice" programs.
27 Transportation shall be limited to low-income students who are
28 transferring to "choice" programs solely for educational reasons.

29 (4) Allocations for transportation of students shall be based on
30 reimbursement rates of \$44.84 per weighted mile in the 2007-08 school
31 year and ((~~\$45.48~~)) \$45.68 per weighted mile in the 2008-09 school year
32 exclusive of salary and benefit adjustments provided in section 504 of
33 this act. Allocations for transportation of students transported more
34 than one radius mile shall be based on weighted miles as determined by
35 superintendent of public instruction multiplied by the per mile
36 reimbursement rates for the school year pursuant to the formulas
37 adopted by the superintendent of public instruction. Allocations for
38 transportation of students living within one radius mile shall be based

1 on the number of enrolled students in grades kindergarten through five
2 living within one radius mile of their assigned school multiplied by
3 the per mile reimbursement rate for the school year multiplied by 1.29.

4 (5) \$25,000,000 of the education legacy trust account--state
5 appropriation is provided solely for temporary assistance to school
6 districts for pupil transportation programs. The office of the
7 superintendent of public instruction, in consultation with the joint
8 legislative audit and review committee, will develop a method of
9 allocating these funds to school districts. The allocation method
10 shall be based primarily on the findings and analysis from the joint
11 legislative and audit review committee's K-12 pupil transportation
12 study completed in December 2006.

13 (6) The office of the superintendent of public instruction shall
14 provide reimbursement funding to a school district only after the
15 superintendent of public instruction determines that the school bus was
16 purchased from the list established pursuant to RCW 28A.160.195(2) or
17 a comparable competitive bid process based on the lowest price quote
18 based on similar bus categories to those used to establish the list
19 pursuant to RCW 28A.160.195.

20 (7) The superintendent of public instruction shall base
21 depreciation payments for school district buses on the five-year
22 average of lowest bids in the appropriate category of bus. In the
23 final year on the depreciation schedule, the depreciation payment shall
24 be based on the lowest bid in the appropriate bus category for that
25 school year.

26 **Sec. 506.** 2007 c 522 s 507 (uncodified) is amended to read as
27 follows:

28 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR SPECIAL EDUCATION**
29 **PROGRAMS**

| | | |
|----|---|--------------------------------|
| 30 | General Fund--State Appropriation (FY 2008) | ((\$532,192,000)) |
| 31 | | <u>\$543,469,000</u> |
| 32 | General Fund--State Appropriation (FY 2009) | ((\$566,174,000)) |
| 33 | | <u>\$581,925,000</u> |
| 34 | General Fund--Federal Appropriation | ((\$435,735,000)) |
| 35 | | <u>\$435,692,000</u> |
| 36 | Education Legacy Trust Account--State | |
| 37 | Appropriation | \$14,561,000 |

1 TOTAL APPROPRIATION ((~~\$1,548,662,000~~))
2 \$1,575,647,000

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

5 (1) Funding for special education programs is provided on an excess
6 cost basis, pursuant to RCW 28A.150.390. School districts shall ensure
7 that special education students as a class receive their full share of
8 the general apportionment allocation accruing through sections 502 and
9 504 of this act. To the extent a school district cannot provide an
10 appropriate education for special education students under chapter
11 28A.155 RCW through the general apportionment allocation, it shall
12 provide services through the special education excess cost allocation
13 funded in this section.

14 (2)(a) The superintendent of public instruction shall ensure that:

15 (i) Special education students are basic education students first;

16 (ii) As a class, special education students are entitled to the
17 full basic education allocation; and

18 (iii) Special education students are basic education students for
19 the entire school day.

20 (b) The superintendent of public instruction shall adopt the full
21 cost method of excess cost accounting, as designed by the committee and
22 recommended by the superintendent, pursuant to section 501(1)(k),
23 chapter 372, Laws of 2006, and ensure that all school districts adopt
24 the method beginning in the 2007-08 school year.

25 (3) Each fiscal year appropriation includes such funds as are
26 necessary to complete the school year ending in the fiscal year and for
27 prior fiscal year adjustments.

28 (4) The superintendent of public instruction shall distribute state
29 funds to school districts based on two categories: (a) The first
30 category includes (i) children birth through age two who are eligible
31 for the optional program for special education eligible developmentally
32 delayed infants and toddlers, and (ii) students eligible for the
33 mandatory special education program and who are age three or four, or
34 five and not yet enrolled in kindergarten; and (b) the second category
35 includes students who are eligible for the mandatory special education
36 program and who are age five and enrolled in kindergarten and students
37 age six through 21.

1 (5)(a) For the 2007-08 and 2008-09 school years, the superintendent
2 shall make allocations to each district based on the sum of:

3 (i) A district's annual average headcount enrollment of students
4 ages birth through four and those five year olds not yet enrolled in
5 kindergarten, as defined in subsection (4) of this section, multiplied
6 by the district's average basic education allocation per full-time
7 equivalent student, multiplied by 1.15; and

8 (ii) A district's annual average full-time equivalent basic
9 education enrollment multiplied by the funded enrollment percent
10 determined pursuant to subsection (6)(b) of this section, multiplied by
11 the district's average basic education allocation per full-time
12 equivalent student multiplied by 0.9309.

13 (b) For purposes of this subsection, "average basic education
14 allocation per full-time equivalent student" for a district shall be
15 based on the staffing ratios required by RCW 28A.150.260 and shall not
16 include enhancements, secondary vocational education, or small schools.

17 (6) The definitions in this subsection apply throughout this
18 section.

19 (a) "Annual average full-time equivalent basic education
20 enrollment" means the resident enrollment including students enrolled
21 through choice (RCW 28A.225.225) and students from nonhigh districts
22 (RCW 28A.225.210) and excluding students residing in another district
23 enrolled as part of an interdistrict cooperative program (RCW
24 28A.225.250).

25 (b) "Enrollment percent" means the district's resident special
26 education annual average enrollment, excluding the birth through age
27 four enrollment and those five year olds not yet enrolled in
28 kindergarten, as a percent of the district's annual average full-time
29 equivalent basic education enrollment.

30 Each district's general fund--state funded special education
31 enrollment shall be the lesser of the district's actual enrollment
32 percent or 12.7 percent.

33 (7) At the request of any interdistrict cooperative of at least 15
34 districts in which all excess cost services for special education
35 students of the districts are provided by the cooperative, the maximum
36 enrollment percent shall be calculated in accordance with subsection
37 (6)(b) of this section, and shall be calculated in the aggregate rather
38 than individual district units. For purposes of this subsection, the

1 average basic education allocation per full-time equivalent student
2 shall be calculated in the aggregate rather than individual district
3 units.

4 (8) To the extent necessary, (~~(\$30,690,000)~~) \$53,926,000 of the
5 general fund--state appropriation and \$29,574,000 of the general fund--
6 federal appropriation are provided for safety net awards for districts
7 with demonstrated needs for special education funding beyond the
8 amounts provided in subsection (5) of this section. If the federal
9 safety net awards based on the federal eligibility threshold exceed the
10 (~~amount appropriated~~) federal appropriation in this subsection (8) in
11 any fiscal year, the superintendent shall expend all available federal
12 discretionary funds necessary to meet this need. Safety net funds
13 shall be awarded by the state safety net oversight committee subject to
14 the following conditions and limitations:

15 (a) The committee shall consider unmet needs for districts that can
16 convincingly demonstrate that all legitimate expenditures for special
17 education exceed all available revenues from state funding formulas.
18 In the determination of need, the committee shall also consider
19 additional available revenues from federal sources. Differences in
20 program costs attributable to district philosophy, service delivery
21 choice, or accounting practices are not a legitimate basis for safety
22 net awards. In the determination of need, the committee shall require
23 that districts demonstrate that they are maximizing their eligibility
24 for all state and federal revenues related to services for special
25 education-eligible students. Awards associated with (b) and (c) of
26 this subsection shall not exceed the total of a district's specific
27 determination of need.

28 (b) The committee shall then consider the extraordinary high cost
29 needs of one or more individual special education students.
30 Differences in costs attributable to district philosophy, service
31 delivery choice, or accounting practices are not a legitimate basis for
32 safety net awards.

33 (c) Using criteria developed by the committee, the committee shall
34 then consider extraordinary costs associated with communities that draw
35 a larger number of families with children in need of special education
36 services. The safety net awards to school districts shall be adjusted
37 to reflect amounts awarded under (b) of this subsection.

1 (d) The maximum allowable indirect cost for calculating safety net
2 eligibility may not exceed the federal restricted indirect cost rate
3 for the district plus one percent.

4 (e) Safety net awards must be adjusted for any audit findings or
5 exceptions related to special education funding.

6 (f) Safety net awards shall be adjusted based on the percent of
7 potential medicaid eligible students billed as calculated by the
8 superintendent in accordance with chapter 318, Laws of 1999. The state
9 safety net oversight committee shall ensure that safety net
10 documentation and awards are based on current medicaid revenue amounts.

11 (9) The superintendent of public instruction may adopt such rules
12 and procedures as are necessary to administer the special education
13 funding and safety net award process. Prior to revising any standards,
14 procedures, or rules, the superintendent shall consult with the office
15 of financial management and the fiscal committees of the legislature.

16 (10) The safety net oversight committee appointed by the
17 superintendent of public instruction shall consist of:

18 (a) One staff from the office of superintendent of public
19 instruction;

20 (b) Staff of the office of the state auditor who shall be nonvoting
21 members of the committee; and

22 (c) One or more representatives from school districts or
23 educational service districts knowledgeable of special education
24 programs and funding.

25 (11) The office of the superintendent of public instruction shall
26 review and streamline the application process to access safety net
27 funds, provide technical assistance to school districts, and annually
28 survey school districts regarding improvement to the process.

29 (12) A maximum of \$678,000 may be expended from the general fund--
30 state appropriations to fund 5.43 full-time equivalent teachers and 2.1
31 full-time equivalent aides at children's orthopedic hospital and
32 medical center. This amount is in lieu of money provided through the
33 home and hospital allocation and the special education program.

34 (13) A maximum of \$1,000,000 of the general fund--federal
35 appropriation is provided for projects to provide special education
36 students with appropriate job and independent living skills, including
37 work experience where possible, to facilitate their successful

1 transition out of the public school system. The funds provided by this
2 subsection shall be from federal discretionary grants.

3 (14) \$50,000 of the general fund--state appropriation for fiscal
4 year 2008, \$50,000 of the general fund--state appropriation for fiscal
5 2009, and \$100,000 of the general fund--federal appropriation shall be
6 expended to support a special education ombudsman program within the
7 office of superintendent of public instruction. The purpose of the
8 program is to provide support to parents, guardians, educators, and
9 students with disabilities. The program will provide information to
10 help families and educators understand state laws, rules, and
11 regulations, and access training and support, technical information
12 services, and mediation services. The ombudsman program will provide
13 data, information, and appropriate recommendations to the office of
14 superintendent of public instruction, school districts, educational
15 service districts, state need projects, and the parent and teacher
16 information center. Within the appropriations in this section there is
17 sufficient funding provided to also provide at least a half-time
18 support staff position for the special education ombudsman program.

19 (15) The superintendent shall maintain the percentage of federal
20 flow-through to school districts at 85 percent. In addition to other
21 purposes, school districts may use increased federal funds for high-
22 cost students, for purchasing regional special education services from
23 educational service districts, and for staff development activities
24 particularly relating to inclusion issues.

25 (16) A maximum of \$1,200,000 of the general fund--federal
26 appropriation may be expended by the superintendent for projects
27 related to use of inclusion strategies by school districts for
28 provision of special education services.

29 (17) The superintendent, consistent with the new federal IDEA
30 reauthorization, shall continue to educate school districts on how to
31 implement a birth-to-three program and review the cost effectiveness
32 and learning benefits of early intervention.

33 (18) A school district may carry over from one year to the next
34 year up to 10 percent of the general fund--state funds allocated under
35 this program; however, carryover funds shall be expended in the special
36 education program.

37 (19) \$262,000 of the general fund--state appropriation for fiscal
38 year 2008 and \$251,000 of the general fund--state appropriation for

1 fiscal year 2009 are provided solely for two additional full-time
2 equivalent staff to support the work of the safety net committee and to
3 provide training and support to districts applying for safety net
4 awards.

5 **Sec. 507.** 2007 c 522 s 508 (uncodified) is amended to read as
6 follows:

7 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR EDUCATIONAL SERVICE**
8 **DISTRICTS**

| | | |
|----|---|-------------------------------|
| 9 | General Fund--State Appropriation (FY 2008) | ((\$7,520,000)) |
| 10 | | <u>\$7,519,000</u> |
| 11 | General Fund--State Appropriation (FY 2009) | ((\$8,527,000)) |
| 12 | | <u>\$10,248,000</u> |
| 13 | TOTAL APPROPRIATION | ((\$16,047,000)) |
| 14 | | <u>\$17,767,000</u> |

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

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

20 (2) \$1,662,000 of the general fund--state appropriation in fiscal
21 year 2008 and \$3,355,000 of the general fund--state appropriation in
22 fiscal year 2009 are provided solely for regional professional
23 development related to mathematics and science curriculum and
24 instructional strategies. For each educational service district,
25 \$184,933 is provided in fiscal year 2008 for professional development
26 activities related to mathematics curriculum and instruction and
27 \$372,357 is provided in fiscal year 2009 for professional development
28 activities related to mathematics and science curriculum and
29 instruction. Each educational service district shall use this funding
30 solely for salary and benefits for a certificated instructional staff
31 with expertise in the appropriate subject matter and in professional
32 development delivery, and for travel, materials, and other expenditures
33 related to providing regional professional development support. The
34 office of superintendent of public instruction shall also allocate to
35 each educational service district additional amounts provided in
36 section 504 of this act for compensation increases associated with the
37 salary amounts and staffing provided in this subsection (2).

1 (3) The educational service districts, at the request of the state
2 board of education pursuant to RCW 28A.310.010 and 28A.310.340, may
3 receive and screen applications for school accreditation, conduct
4 school accreditation site visits pursuant to state board of education
5 rules, and submit to the state board of education post-site visit
6 recommendations for school accreditation. The educational service
7 districts may assess a cooperative service fee to recover actual plus
8 reasonable indirect costs for the purposes of this subsection.

9 (4) \$876,000 of the general fund--state appropriation for fiscal
10 year 2009 is provided solely for the implementation of Engrossed Second
11 Substitute Senate Bill No. 6673 (student learning opportunities) to
12 establish reading improvement specialist positions in each of the nine
13 educational service districts. If the bill is not enacted by June 30,
14 2008, the amount provided in this subsection shall lapse.

15 (5) \$592,000 of the general fund--state appropriation for fiscal
16 year 2009 is provided solely for the implementation of Engrossed Second
17 Substitute Senate Bill No. 6673 (student learning opportunities) for
18 educational service district outreach to community-based programs and
19 organizations within the district that are serving non-English speaking
20 segments of the population as well as those programs that target
21 subgroups of students that may be struggling academically. If the bill
22 is not enacted by June 30, 2008, the amount provided in this subsection
23 shall lapse.

24 (6) \$250,000 of the general fund--state appropriation for fiscal
25 year 2009 is provided solely for implementation of Substitute House
26 Bill No. 2679 (educational outcomes for students in foster care). If
27 the bill is not enacted by June 30, 2008, the amount provided in this
28 subsection shall lapse.

29 **Sec. 508.** 2007 c 522 s 509 (uncodified) is amended to read as
30 follows:

31 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR LOCAL EFFORT**
32 **ASSISTANCE**

| | | |
|----|---|--------------------------------|
| 33 | General Fund--State Appropriation (FY 2008) | ((\$202,394,000)) |
| 34 | | <u>\$203,555,000</u> |
| 35 | General Fund--State Appropriation (FY 2009) | ((\$212,310,000)) |
| 36 | | <u>\$220,100,000</u> |
| 37 | TOTAL APPROPRIATION | ((\$414,704,000)) |

Sec. 509. 2007 c 522 s 510 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR INSTITUTIONAL EDUCATION PROGRAMS

Table with 2 columns: Description and Amount. Rows include General Fund--State Appropriation (FY 2008), General Fund--State Appropriation (FY 2009), and TOTAL APPROPRIATION.

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

(1) Each general fund--state fiscal year appropriation includes such funds as are necessary to complete the school year ending in the fiscal year and for prior fiscal year adjustments.

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

(3) State funding for each institutional education program shall be based on the institution's annual average full-time equivalent student enrollment. Staffing ratios for each category of institution shall remain the same as those funded in the 1995-97 biennium.

(4) The funded staffing ratios for education programs for juveniles age 18 or less in department of corrections facilities shall be the same as those provided in the 1997-99 biennium.

(5) ((\$196,000)) \$187,000 of the general fund--state appropriation for fiscal year 2008 and ((\$196,000)) \$133,797 of the general fund--state appropriation for fiscal year 2009 are provided solely to maintain at least one certificated instructional staff and related support services at an institution whenever the K-12 enrollment is not sufficient to support one full-time equivalent certificated instructional staff to furnish the educational program. The following types of institutions are included: Residential programs under the department of social and health services for developmentally disabled

1 juveniles, programs for juveniles under the department of corrections,
2 and programs for juveniles under the juvenile rehabilitation
3 administration.

4 (6) Ten percent of the funds allocated for each institution may be
5 carried over from one year to the next.

6 **Sec. 510.** 2007 c 522 s 511 (uncodified) is amended to read as
7 follows:

8 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR PROGRAMS FOR HIGHLY**
9 **CAPABLE STUDENTS**

| | | |
|----|---|-------------------------------|
| 10 | General Fund--State Appropriation (FY 2008) | ((\$8,396,000)) |
| 11 | | <u>\$8,383,000</u> |
| 12 | General Fund--State Appropriation (FY 2009) | ((\$8,779,000)) |
| 13 | | <u>\$8,788,000</u> |
| 14 | TOTAL APPROPRIATION | ((\$17,175,000)) |
| 15 | | <u>\$17,171,000</u> |

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

18 (1) Each general fund fiscal year appropriation includes such funds
19 as are necessary to complete the school year ending in the fiscal year
20 and for prior fiscal year adjustments.

21 (2) Allocations for school district programs for highly capable
22 students shall be distributed at a maximum rate of ((~~\$372.19~~)) \$372.15
23 per funded student for the 2007-08 school year and ((~~\$378.17~~)) \$378.13
24 per funded student for the 2008-09 school year, exclusive of salary and
25 benefit adjustments pursuant to section 504 of this act. The number of
26 funded students shall be a maximum of 2.314 percent of each district's
27 full-time equivalent basic education enrollment.

28 (3) \$170,000 of the fiscal year 2008 appropriation and \$170,000 of
29 the fiscal year 2009 appropriation are provided for the centrum program
30 at Fort Worden state park.

31 (4) \$90,000 of the fiscal year 2008 appropriation and \$90,000 of
32 the fiscal year 2009 appropriation are provided for the Washington
33 destination imagination network and future problem-solving programs.

34 **Sec. 511.** 2007 c 522 s 513 (uncodified) is amended to read as
35 follows:

1 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--EDUCATION REFORM**
2 **PROGRAMS**

| | | |
|----|---|--------------------------------|
| 3 | General Fund--State Appropriation (FY 2008) | ((\$66,278,000)) |
| 4 | | <u>\$66,272,000</u> |
| 5 | General Fund--State Appropriation (FY 2009) | ((\$73,567,000)) |
| 6 | | <u>\$89,985,000</u> |
| 7 | Education Legacy Trust Account--State | |
| 8 | Appropriation | ((\$125,325,000)) |
| 9 | | <u>\$120,790,000</u> |
| 10 | General Fund--Federal Appropriation | ((\$152,616,000)) |
| 11 | | <u>\$152,568,000</u> |
| 12 | TOTAL APPROPRIATION | ((\$417,786,000)) |
| 13 | | <u>\$429,615,000</u> |

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

16 (1) ((~~\$19,966,000~~)) \$19,716,000 of the general fund--state
17 appropriation for fiscal year 2008, ((~~\$19,946,000~~)) \$21,996,000 of the
18 general fund--state appropriation for fiscal year 2009, \$1,350,000 of
19 the education legacy trust account--state appropriation, and
20 \$15,870,000 of the general fund--federal appropriation are provided
21 solely for development and implementation of the Washington assessments
22 of student learning (WASL), including: (i) Development and
23 implementation of retake assessments for high school students who are
24 not successful in one or more content areas of the WASL; and (ii)
25 development and implementation of alternative assessments or appeals
26 procedures to implement the certificate of academic achievement. The
27 superintendent of public instruction shall report quarterly on the
28 progress on development and implementation of alternative assessments
29 or appeals procedures. Within these amounts, the superintendent of
30 public instruction shall contract for the early return of 10th grade
31 student WASL results, on or around June 10th of each year. In addition
32 to the amounts provided for the Washington assessments of student
33 learning in this subsection, \$11,372,000 is also included in the
34 appropriations to the office of financial management in this act for an
35 interagency agreement with the office of superintendent of public
36 instruction for the expenditure of those funds based on compliance with
37 certain requirements.

1 (2) \$3,249,000 of the general fund--state appropriation for fiscal
2 year 2009 is provided solely for the implementation of Substitute House
3 Bill No. 3166 (design of the state assessment system and the Washington
4 assessment of student learning), including section 3 of the act
5 providing for end-of-course tests in math. If the bill is not enacted
6 by June 30, 2008, the amount provided in this subsection shall lapse.

7 ~~((\$250,000 of the general fund--state appropriation for fiscal year~~
8 ~~2008, \$250,000 of the general fund--state appropriation for fiscal year~~
9 ~~2009, and \$10,750,000 of the education legacy trust account--state~~
10 ~~appropriation are provided solely for the implementation of Engrossed~~
11 ~~Substitute Senate Bill No. 6023 (regarding alternative assessments),~~
12 ~~including section 2 and section 5 of that act. If the bill is not~~
13 ~~enacted by June 30, 2007, the amounts provided in this subsection shall~~
14 ~~lapse. Additionally, the funding provided in this subsection is~~
15 ~~subject to the following conditions and limitations:~~

16 ~~(a) The funding may be spent on reviewing, developing, and~~
17 ~~implementing approved alternative assessments authorized in Engrossed~~
18 ~~Substitute Senate Bill No. 6023 (regarding alternative assessments).~~

19 ~~(b) The funding may also be used for reviewing, developing, and~~
20 ~~implementing end-of-course examinations pursuant to Engrossed~~
21 ~~Substitute Senate Bill No. 6023 (regarding alternative assessments).~~

22 ~~(c) The funding may be used for increased costs associated with~~
23 ~~additional full-time equivalent students directly resulting from~~
24 ~~additional course-taking requirements specified in Engrossed Substitute~~
25 ~~Senate Bill No. 6023 (regarding alternative assessments).~~

26 ~~(d) \$4,900,000 of the funds provided in this subsection are~~
27 ~~provided solely for allocations for school districts to purchase~~
28 ~~diagnostic assessments as specified in Engrossed Substitute Senate Bill~~
29 ~~No. 6023. By September 1, 2007, the office of the superintendent of~~
30 ~~public instruction shall: (i) Negotiate an agreement with an~~
31 ~~assessment vendor or vendors to secure competitive pricing for school~~
32 ~~districts for high quality diagnostic assessment tools, and (ii)~~
33 ~~provide quality comparison information to school districts regarding~~
34 ~~various diagnostic assessment tools available. Of the funding~~
35 ~~provided, a maximum of \$100,000 may be spent by the office of the~~
36 ~~superintendent of public instruction for administrative support.~~

37 ~~(e) Beginning on September 1, 2007, the office of the~~
38 ~~superintendent of public instruction shall submit quarterly reports to~~

1 the office of financial management and the appropriate policy and
2 fiscal committees of the legislature detailing the actions taken
3 pursuant to Engrossed Substitute Senate Bill No. 6023 (regarding
4 alternative assessments) and amounts spent of each aspect of the
5 legislation.)

6 (3) \$250,000 of the general fund--state appropriation for fiscal
7 year 2008, \$250,000 of the general fund--state appropriation for fiscal
8 year 2009, and \$4,400,000 of the education legacy trust account--state
9 appropriation is provided solely for the development and implementation
10 of diagnostic assessments, subject to the following terms and
11 conditions:

12 (a) A maximum of \$2,540,000 of the funding provided in this
13 subsection shall support the development and implementation of
14 voluntary classroom-based diagnostic assessments and progress
15 monitoring tools for all subject areas included in the WASL by the
16 office of the superintendent of public instruction; and

17 (b) \$2,360,000 of the funding provided in this subsection is for
18 allocations to school districts to purchase assessment tools which
19 supplement the system of diagnostic tests developed by the office of
20 the superintendent of public instruction as described in (a) of this
21 subsection.

22 (4) \$70,000 of the general fund--state appropriation for fiscal
23 year 2008 and \$70,000 of the general fund--state appropriation for
24 fiscal year 2009 are provided solely for the second grade assessments.

25 ~~((+4))~~ (5) \$1,414,000 of the general fund--state appropriation for
26 fiscal year 2008 and \$1,414,000 of the general fund--state
27 appropriation for fiscal year 2009 are provided solely for (a) the
28 tenth grade mathematics assessment tool that: (i) Presents the
29 mathematics essential learnings in segments for assessment; (ii) is
30 comparable in content and rigor to the tenth grade mathematics WASL
31 when all segments are considered together; (iii) is reliable and valid;
32 and (iv) can be used to determine a student's academic performance
33 level; (b) tenth grade mathematics knowledge and skill learning modules
34 to teach middle and high school students specific skills that have been
35 identified as areas of difficulty for tenth grade students; and (c)
36 making the modules available on-line.

37 ~~((+5))~~ (6) \$2,267,000 of the general fund--state appropriation for
38 fiscal year 2009 and \$2,367,000 of the education legacy trust account

1 appropriation are provided solely to develop a system of mathematics
2 and science standards and instructional materials that are
3 internationally competitive and consistent with emerging best practices
4 research. Funding in this subsection shall fund all of the following
5 specific projects:

6 (a) The office of the superintendent of public instruction shall
7 adopt revised state standards in mathematics as directed by Second
8 Substitute House Bill No. 1906 (improving mathematics and science
9 education). Activities include conducting research at the request of
10 the state board of education, engaging one or more national experts in
11 mathematics selected by the board, and convening education
12 practitioners and community members in an advisory capacity regarding
13 revised standards in mathematics.

14 (b) The office of the superintendent of public instruction, in
15 consultation with the state board of education, shall research and
16 identify not more than three basic mathematics curricula as well as
17 diagnostic and supplemental instructional materials for elementary,
18 middle, and high school grade spans that align with the revised
19 mathematics standards.

20 (c) The office of the superintendent of public instruction shall
21 adopt revised state standards in science as directed by Second
22 Substitute House Bill No. 1906 (improving mathematics and science
23 education. Activities include conducting research at the request of
24 the state board of education, engaging one or more national experts in
25 science selected by the board, and convening education practitioners
26 and community members in an advisory capacity regarding revised
27 standards in science.

28 (d) The office of the superintendent of public instruction, in
29 consultation with the state board of education, shall research and
30 identify not more than three basic science curricula as well as
31 diagnostic and supplemental instructional materials for elementary,
32 middle, and high school grade spans that align with the revised science
33 standards.

34 (e) The office of the superintendent of public instruction shall
35 evaluate science textbooks, instructional materials, and diagnostic
36 tools to determine the extent to which they are aligned with the
37 revised science standards. Once the evaluations have been conducted,

1 results will be shared with science teachers, other educators, and
2 community members.

3 (f) Funding is provided for the office of the superintendent of
4 public instruction to develop WASL knowledge and skill learning modules
5 to assist students performing at tenth grade level 1 and level 2 in
6 science.

7 (g) Of the amounts provided in this subsection, \$300,000 is
8 provided solely to the state board of education to increase capacity to
9 implement the provisions of Second Substitute House Bill No. 1906
10 (improving mathematics and science education) and Engrossed Second
11 Substitute Senate Bill No. 6023 (regarding alternative assessments).

12 ~~((+6))~~ (7) \$8,950,000 of the education legacy trust account
13 appropriation is provided solely for allocations to districts for
14 salaries and benefits for the equivalent of two additional professional
15 development days each school year for fourth and fifth grade teachers.
16 The allocations shall be made based on the calculations of certificated
17 instructional staff units for fourth and fifth grade provided in
18 section 502 of this act and on the calculations of compensation
19 provided in sections 503 and 504 of this act. Allocations made
20 pursuant to this subsection are intended to be formula-driven, and the
21 office of the superintendent of public instruction shall provide
22 updated projections of the relevant budget drivers by November 20,
23 2007, and by November 20, 2008. In the 2007-08 school year, the
24 professional development activities funded by this subsection shall be
25 focused on development of mathematics knowledge and instructional
26 skills and on improving instruction in science. In the 2008-09 school
27 year, the additional professional development shall focus on skills
28 related to implementing the new international mathematics and science
29 standards and curriculum. Districts may use the funding to support
30 additional days for professional development as well as job-embedded
31 forms of professional development.

32 ~~((+7))~~ (8) \$13,058,000 of the education legacy trust fund
33 appropriation is provided solely for allocations to districts for
34 salaries and benefits for the equivalent of three additional
35 professional development days for middle and high school math teachers
36 and the equivalent of three additional professional development days
37 for middle and high school science teachers. The office of the
38 superintendent of public instruction shall develop rules to determine

1 the number of math and science teachers in middle and high schools
2 within each district. Allocations made pursuant to this subsection are
3 intended to be formula-driven, and the office of the superintendent of
4 public instruction shall provide updated projections of the relevant
5 budget drivers by November 20, 2007, and by November 20, 2008.
6 Districts may use the funding to support additional days for
7 professional development as well as job-embedded forms of professional
8 development, consistent with the following:

9 (a) For middle school teachers during the 2007-08 school year the
10 additional math professional development funded in this subsection
11 shall focus on development of basic mathematics knowledge and
12 instructional skills and the additional science professional
13 development shall focus on examination of student science assessment
14 data and identification of science knowledge and skill areas in need of
15 additional instructional attention. For middle school teachers during
16 the 2008-09 school year the additional math professional development
17 shall focus on skills related to implementing the new international
18 mathematics standards and the additional science professional
19 development shall focus on skills related to implementing the new
20 international science standards.

21 (b) For high school teachers during the 2007-08 school year the
22 additional math professional development funded in this subsection
23 shall focus on skills related to implementing state math learning
24 modules, the segmented math class/assessment program, the collection of
25 evidence alternative assessment, and basic mathematics knowledge and
26 instructional skills, and the additional science professional
27 development shall focus on skills related to examination of student
28 science assessment data and identification of science knowledge and
29 skill areas in need of additional instructional attention. For high
30 school teachers during the 2008-09 school year the additional math
31 professional development shall focus on skills related to implementing
32 the new international mathematics standards and the additional science
33 professional development shall focus on skills related to implementing
34 the new international science standards.

35 ~~((+8))~~ (9) \$17,491,000 of the education legacy trust fund
36 appropriation is provided solely for allocations to districts for
37 specialized professional development in math for one math teacher and
38 one science teacher in each middle school and one math teacher and one

1 science teacher in each high school. The allocations shall be based on
2 five additional professional development days per teacher and an
3 additional allocation per teacher of \$1,500 for training costs. In
4 order to generate an allocation under this subsection, a teacher must
5 participate in specialized professional development that leads to the
6 implementation of mathematics and science courses that add new rigor to
7 the math and science course offerings in the school. Allocations made
8 pursuant to this subsection are intended to be formula-driven, and the
9 office of the superintendent of public instruction shall provide
10 updated projections of the relevant budget drivers by November 20,
11 2007, and by November 20, 2008.

12 ~~((9))~~ (10) \$5,376,000 of the education legacy trust account--
13 state appropriation is provided solely for a math and science
14 instructional coaches program pursuant to Second Substitute House Bill
15 No. 1906 (improving mathematics and science education). Funding shall
16 be used to provide grants to schools and districts to provide salaries,
17 benefits, and professional development activities to twenty-five
18 instructional coaches in middle and high school math in the 2007-08 and
19 2008-09 school years and twenty-five instructional coaches in middle
20 and high school science in the 2008-09 school years; and up to \$300,000
21 may be used by the office of the superintendent of public instruction
22 to administer and coordinate the program. Each instructional coach
23 will receive five days of training at a coaching institute prior to
24 being assigned to serve two schools each. These coaches will attend
25 meetings during the year to further their training and assist with
26 coordinating statewide trainings on math and science.

27 ~~((10))~~ (11) ~~((1,500,000))~~ \$1,133,000 of the general fund--state
28 appropriation for fiscal year 2008 and ~~((1,500,000))~~ \$1,133,000 of the
29 general fund--state appropriation for fiscal year 2009 are provided
30 solely to allow approved middle and junior high school career and
31 technical education programs to receive enhanced vocational funding
32 pursuant to Second Substitute House Bill No. 1906 (improving
33 mathematics and science education). If the bill is not enacted by June
34 30, 2007, the amounts provided in this subsection shall lapse. The
35 office of the superintendent of public instruction shall provide
36 allocations to districts for middle and junior high school students in
37 accordance with the funding formulas provided in section 502 of this
38 act. Although the allocations are formula-driven, the office of the

1 superintendent shall consider the funding provided in this subsection
2 as a fixed amount, and shall adjust funding to stay within the amounts
3 provided in this subsection.

4 ~~((11))~~ (12) \$143,000 of the general fund--state appropriation for
5 fiscal year 2008 and \$139,000 of the general fund--state appropriation
6 for fiscal year 2009 are provided solely for (a) staff at the office of
7 the superintendent of public instruction to coordinate and promote
8 efforts to develop integrated math, science, technology, and
9 engineering programs in schools and districts across the state; and (b)
10 grants of \$2,500 to provide twenty middle and high school teachers each
11 year professional development training for implementing integrated
12 math, science, technology, and engineering program in their schools.

13 ~~((12))~~ (13) \$5,303,000 of the general fund--state appropriation
14 for fiscal year 2008 and \$5,303,000 of the general fund--state
15 appropriation for fiscal year 2009 are provided solely for in-service
16 training and educational programs conducted by the Pacific science
17 center and for the Washington state leadership assistance for science
18 education reform (LASER) regional partnership coordinated at the
19 Pacific science center.

20 ~~((13) \$675,000 of the general fund--state appropriation for fiscal
21 year 2009 is provided solely to support state college readiness
22 assessment fees for eleventh grade students. The office of the
23 superintendent of public instruction shall allocate funds for this
24 purpose to school districts based on the number of eleventh grade
25 students who complete the college readiness exam. School districts
26 shall use these funds to reimburse institutions of higher education for
27 the assessments students take and report to the office of the
28 superintendent of public instruction on the number of assessments
29 provided.))~~

30 (14) ~~((51,236,000))~~ \$51,701,000 of the education legacy trust
31 account--state appropriation is provided solely for grants for
32 voluntary full-day kindergarten at the highest poverty schools, as
33 provided in Engrossed Second Substitute Senate Bill 5841 (enhancing
34 student learning opportunities and achievement). The office of the
35 superintendent of public instruction shall provide allocations to
36 districts for recipient schools in accordance with the funding formulas
37 provided in section 502 of this act. Each kindergarten student who
38 enrolls for the voluntary full-day program in a recipient school shall

1 count as one-half of one full-time equivalent student for the purpose
2 of making allocations under this subsection. Although the allocations
3 are formula-driven, the office of the superintendent shall consider the
4 funding provided in this subsection as a fixed amount, and shall limit
5 the number of recipient schools so as to stay within the amounts
6 appropriated each fiscal year in this subsection. The funding provided
7 in this subsection is estimated to provide full-day kindergarten
8 programs for 10 percent of kindergarten enrollment in the 2007-08
9 school year and 20 percent of kindergarten enrollment in the 2008-09
10 school year. Funding priority shall be given to schools with the
11 highest poverty levels, as measured by prior year free and reduced
12 priced lunch eligibility rates in each school. Additionally, as a
13 condition of funding, school districts must agree to provide the
14 full-day program to the children of parents who request it in each
15 eligible school. For the purposes of calculating a school district
16 levy base, funding provided in this subsection shall be considered a
17 state block grant program under RCW 84.52.0531.

18 (a) Of the amounts provided in this subsection, a maximum of
19 \$272,000 may be used for administrative support of the full-day
20 kindergarten program within the office of the superintendent of public
21 instruction.

22 (b) Student enrollment pursuant to this program shall not be
23 included in the determination of a school district's overall K-12 FTE
24 for the allocation of student achievement programs and other funding
25 formulas unless specifically stated.

26 (15) \$65,000 of the general fund--state appropriation for fiscal
27 year 2008 and \$65,000 of the general fund--state appropriation for
28 fiscal year 2009 are provided solely to support a full-day kindergarten
29 "lighthouse" resource program at the Bremerton school district, as
30 provided in Engrossed Second Senate Bill No. 5841 (enhancing student
31 learning opportunities and achievement). The purpose of the program is
32 to provide technical assistance to districts in the initial stages of
33 implementing a high quality full-day kindergarten program.

34 (16) \$3,047,000 of the education legacy trust account--state
35 appropriation is provided solely for grants for three demonstration
36 projects for kindergarten through grade three. The purpose of the
37 grants is to implement best practices in developmental learning in

1 kindergarten through third grade pursuant to Engrossed Second
2 Substitute Senate Bill No. 5841 (enhancing student learning
3 opportunities and achievement).

4 (17) \$300,000 of the general fund--state appropriation for fiscal
5 year 2008 and \$1,000,000 of the general fund--state appropriation for
6 fiscal year 2009 are provided solely for the development of a
7 leadership academy for school principals and administrators. The
8 superintendent of public instruction shall contract with an independent
9 organization to design, field test, and implement a state-of-the-art
10 education leadership academy that will be accessible throughout the
11 state. Initial development of the content of the academy activities
12 shall be supported by private funds. Semiannually the independent
13 organization shall report on amounts committed by foundations and
14 others to support the development and implementation of this program.
15 Leadership academy partners, with varying roles, shall include the
16 state level organizations for school administrators and principals, the
17 superintendent of public instruction, the professional educator
18 standards board, and others as the independent organization shall
19 identify.

20 (18) \$661,000 of the general fund--state appropriation for fiscal
21 year 2008 and \$684,000 of the general fund--state appropriation for
22 fiscal year 2009 are provided solely for grants to school districts to
23 implement emerging best practices activities in support of classroom
24 teachers' instruction of students, with a first language other than
25 English, who struggle with acquiring academic English skills, as
26 outlined in Engrossed Second Substitute Senate Bill No. 5841 (enhancing
27 student learning opportunities and achievement). Best practices shall
28 focus on professional development for classroom teachers and support of
29 instruction for English language learners in regular classrooms.
30 School districts qualifying for these grants shall serve a student
31 population that reflects many different first languages among their
32 students. The Northwest educational research laboratory (NWREL) shall
33 evaluate the effectiveness of the practices supported by the grants as
34 provided in section 501 of this act. Recipients of these grants shall
35 cooperate with NWREL in the collection of program data.

36 (19) \$548,000 of the fiscal year 2008 general fund--state
37 appropriation and \$548,000 of the fiscal year 2009 general fund--state

1 appropriation are provided solely for training of paraprofessional
2 classroom assistants and certificated staff who work with classroom
3 assistants as provided in RCW 28A.415.310.

4 (20) \$2,348,000 of the general fund--state appropriation for fiscal
5 year 2008 and \$2,348,000 of the general fund--state appropriation for
6 fiscal year 2009 are provided solely for mentor teacher assistance,
7 including state support activities, under RCW 28A.415.250 and
8 28A.415.260, and for a mentor academy. Up to \$200,000 of the amount in
9 this subsection may be used each fiscal year to operate a mentor
10 academy to help districts provide effective training for peer mentors.
11 Funds for the teacher assistance program shall be allocated to school
12 districts based on the number of first year beginning teachers.

13 (21) \$705,000 of the general fund--state appropriation for fiscal
14 year 2008 and \$705,000 of the general fund--state appropriation for
15 fiscal year 2009 are provided solely for the leadership internship
16 program for superintendents, principals, and program administrators.

17 (22) (~~(\$98,761,000)~~) \$105,765,000 of the general fund--federal
18 appropriation is provided for preparing, training, and recruiting high
19 quality teachers and principals under Title II of the no child left
20 behind act.

21 (23)(a) \$488,000 of the general fund--state appropriation for
22 fiscal year 2008 and \$488,000 of the general fund--state appropriation
23 for fiscal year 2009 are provided solely for a principal support
24 program. The office of the superintendent of public instruction may
25 contract with an independent organization to administer the program.
26 The program shall include: (i) Development of an individualized
27 professional growth plan for a new principal or principal candidate;
28 and (ii) participation of a mentor principal who works over a period of
29 between one and three years with the new principal or principal
30 candidate to help him or her build the skills identified as critical to
31 the success of the professional growth plan. Within the amounts
32 provided, \$25,000 per year shall be used to support additional
33 participation of secondary principals.

34 (b) \$3,046,000 of the general fund--state appropriation for fiscal
35 year 2008 and \$3,046,000 of the general fund--state appropriation for
36 fiscal year 2009 are provided solely to the office of the
37 superintendent of public instruction for focused assistance. The
38 office of the superintendent of public instruction shall conduct

1 educational audits of low-performing schools and enter into performance
2 agreements between school districts and the office to implement the
3 recommendations of the audit and the community. Each educational audit
4 shall include recommendations for best practices and ways to address
5 identified needs and shall be presented to the community in a public
6 meeting to seek input on ways to implement the audit and its
7 recommendations.

8 (24) \$1,000,000 of the general fund--state appropriation for fiscal
9 year 2008 and \$1,000,000 of the general fund--state appropriation for
10 fiscal year 2009 are provided solely for a high school and school
11 district improvement program modeled after the office of the
12 superintendent of public instruction's existing focused assistance
13 program in subsection (25)(b) of this section. The state funding for
14 this improvement program will match an equal amount committed by a
15 nonprofit foundation in furtherance of a jointly funded program.

16 (25) A maximum of \$375,000 of the general fund--state appropriation
17 for fiscal year 2008 and a maximum of \$500,000 of the general fund--
18 state appropriation for fiscal year 2009 are provided for summer
19 accountability institutes offered by the superintendent of public
20 instruction. The institutes shall provide school district staff with
21 training in the analysis of student assessment data, information
22 regarding successful district and school teaching models, research on
23 curriculum and instruction, and planning tools for districts to improve
24 instruction in reading, mathematics, language arts, social studies,
25 including civics, and guidance and counseling. The superintendent of
26 public instruction shall offer at least one institute specifically for
27 improving instruction in mathematics in fiscal years 2008 and 2009 and
28 at least one institute specifically for improving instruction in
29 science in fiscal year 2009.

30 (26) \$515,000 of the general fund--state appropriation for fiscal
31 year 2008 and \$515,000 of the general fund--state appropriation for
32 fiscal year 2009 are provided for the evaluation of mathematics
33 textbooks, other instructional materials, and diagnostic tools to
34 determine the extent to which they are aligned with the state
35 standards. Once the evaluations have been conducted, results will be
36 shared with math teachers, other educators, and community members for
37 the purposes of validating the conclusions and then selecting up to
38 three curricula, supporting materials, and diagnostic instruments as

1 those best able to assist students to learn and teachers to teach the
2 content of international standards. In addition, the office of the
3 superintendent shall continue to provide support and information on
4 essential components of comprehensive, school-based reading programs.

5 (27) \$1,764,000 of the general fund--state appropriation for fiscal
6 year 2008 and \$1,764,000 of the general fund--state appropriation for
7 fiscal year 2009 are provided solely for the mathematics helping corps
8 subject to the following conditions and limitations:

9 (a) In order to increase the availability and quality of technical
10 mathematics assistance statewide, the superintendent of public
11 instruction shall employ mathematics school improvement specialists to
12 provide assistance to schools and districts. The specialists shall be
13 hired by and work under the direction of a statewide school improvement
14 coordinator. The mathematics improvement specialists shall not be
15 permanent employees of the superintendent of public instruction.

16 (b) The school improvement specialists shall provide the following:

17 (i) Assistance to schools to disaggregate student performance data
18 and develop improvement plans based on those data;

19 (ii) Consultation with schools and districts concerning their
20 performance on the Washington assessment of student learning and other
21 assessments emphasizing the performance on the mathematics assessments;

22 (iii) Consultation concerning curricula that aligns with the
23 essential academic learning requirements emphasizing the academic
24 learning requirements for mathematics, the Washington assessment of
25 student learning, and meets the needs of diverse learners;

26 (iv) Assistance in the identification and implementation of
27 research-based instructional practices in mathematics;

28 (v) Staff training that emphasizes effective instructional
29 strategies and classroom-based assessment for mathematics;

30 (vi) Assistance in developing and implementing family and community
31 involvement programs emphasizing mathematics; and

32 (vii) Other assistance to schools and school districts intended to
33 improve student mathematics learning.

34 (28) \$125,000 of the general fund--state appropriation for fiscal
35 year 2008 and \$125,000 of the general fund--state appropriation for
36 fiscal year 2009 are provided solely for the improvement of reading
37 achievement and implementation of research-based reading models. The
38 superintendent shall evaluate reading curriculum programs and other

1 instructional materials to determine the extent to which they are
2 aligned with state standards. A report of the analyses shall be made
3 available to school districts. The superintendent shall report to
4 districts the assessments that are available to screen and diagnose
5 reading difficulties, and shall provide training on how to implement a
6 reading assessment system. Resources may also be used to disseminate
7 grade level expectations and develop professional development modules
8 and web-based materials.

9 (29) (~~(\$30,401,000)~~) \$30,706,000 of the general fund--federal
10 appropriation is provided for the reading first program under Title I
11 of the no child left behind act.

12 (a) \$500,000 of the general fund--state appropriation for fiscal
13 year 2008 (~~and \$500,000 of the general fund--state appropriation for~~
14 ~~fiscal year 2009 are~~) is provided solely for the office of the
15 superintendent of public instruction to award five grants to parent,
16 community, and school district partnership programs that will meet the
17 unique needs of different groups of students in closing the achievement
18 gap. The legislature intends that the pilot programs will help
19 students meet state learning standards, achieve the skills and
20 knowledge necessary for college or the workplace, reduce the
21 achievement gap, prevent dropouts, and improve graduation rates.

22 (b) The pilot programs shall be designed in such a way as to be
23 supplemental to educational services provided in the district and shall
24 utilize a community partnership based approach to helping students and
25 their parents.

26 (c) The grant recipients shall work in collaboration with the
27 office of the superintendent of public instruction to develop
28 measurable goals and evaluation methodologies for the pilot programs.
29 \$25,000 of this appropriation may be used by the office of the
30 superintendent of public instruction to hold a statewide meeting to
31 disseminate successful strategies developed by the grantees.

32 (d) The office of the superintendent of public instruction shall
33 issue a report to the legislature in the 2009 session on the progress
34 of each of the pilot programs.

35 (30) \$1,500,000 of the general fund--state appropriation for fiscal
36 year 2008 and \$1,500,000 of the general fund--state appropriation for
37 fiscal year 2009 are provided solely for the office of the
38 superintendent of public instruction to support and award Washington

1 community learning center program grants pursuant to Engrossed Second
2 Substitute Senate Bill No. 5841 (enhancing student learning
3 opportunities and achievement). If the bill is not enacted by June 30,
4 2007, the amounts provided in this subsection shall lapse.

5 (31) (~~(\$1,629,000)~~) \$1,643,000 of the general fund--state
6 appropriation for fiscal year 2008 and (~~(\$1,638,000)~~) \$1,667,000 of the
7 general fund--state appropriation for fiscal year 2009 are provided
8 solely to eliminate the lunch co-pay for students in grades
9 kindergarten through third grade that are eligible for reduced price
10 lunch.

11 (32) \$400,000 of the education legacy trust account--state
12 appropriation is provided solely for the development of mathematics
13 support activities provided by community organizations in after school
14 programs. Pursuant to Second Substitute House Bill No. 1906 (improving
15 mathematics and science education), the office of the superintendent of
16 public instruction shall administer grants to community organizations
17 that partner with school districts to provide these activities and
18 develop a mechanism to report program and student success.

19 (33) \$5,222,000 of the general fund--state appropriation for fiscal
20 year 2008 and (~~(\$5,222,000)~~) \$5,285,000 of the general fund--state
21 appropriation for fiscal year 2009 are provided solely for: (a) The
22 meals for kids program under RCW 28A.235.145 through 28A.235.155; (b)
23 to eliminate the breakfast co-pay for students eligible for reduced
24 price lunch; and (c) for additional assistance for school districts
25 initiating a summer food service program.

26 (34) \$1,056,000 of the general fund--state appropriation for fiscal
27 year 2008 and \$1,056,000 of the general fund--state appropriation for
28 fiscal year 2009 are provided solely for the Washington reading corps.
29 The superintendent shall allocate reading corps members to low-
30 performing schools and school districts that are implementing
31 comprehensive, proven, research-based reading programs. Two or more
32 schools may combine their Washington reading corps programs. Grants
33 provided under this section may be used by school districts for
34 expenditures from September 2007 through August 31, 2009.

35 (35) \$3,594,000 of the general fund--state appropriation for fiscal
36 year 2008 and \$3,594,000 of the general fund--state appropriation for
37 fiscal year 2009 are provided solely for grants to school districts to
38 provide a continuum of care for children and families to help children

1 become ready to learn. Grant proposals from school districts shall
2 contain local plans designed collaboratively with community service
3 providers. If a continuum of care program exists in the area in which
4 the school district is located, the local plan shall provide for
5 coordination with existing programs to the greatest extent possible.
6 Grant funds shall be allocated pursuant to RCW 70.190.040.

7 (36) \$1,959,000 of the general fund--state appropriation for fiscal
8 year 2008 and \$1,959,000 of the general fund--state appropriation for
9 fiscal year 2009 are provided solely for improving technology
10 infrastructure, monitoring and reporting on school district technology
11 development, promoting standards for school district technology,
12 promoting statewide coordination and planning for technology
13 development, and providing regional educational technology support
14 centers, including state support activities, under chapter 28A.650 RCW.
15 The superintendent of public instruction shall coordinate a process to
16 facilitate the evaluation and provision of online curriculum courses to
17 school districts which includes the following: Creation of a general
18 listing of the types of available online curriculum courses; a survey
19 conducted by each regional educational technology support center of
20 school districts in its region regarding the types of online curriculum
21 courses desired by school districts; a process to evaluate and
22 recommend to school districts the best online courses in terms of
23 curriculum, student performance, and cost; and assistance to school
24 districts in procuring and providing the courses to students.

25 (37) \$126,000 of the general fund--state appropriation for fiscal
26 year 2008 and \$126,000 of the general fund--state appropriation for
27 fiscal year 2009 are provided for the development and posting of web-
28 based instructional tools, assessment data, and other information that
29 assists schools and teachers implementing higher academic standards.

30 (38) \$333,000 of the general fund--state appropriation for fiscal
31 year 2008 and \$333,000 of the general fund--state appropriation for
32 fiscal year 2009 are provided solely for the operation of the center
33 for the improvement of student learning pursuant to RCW 28A.300.130.

34 (39) \$12,400,000 of the education legacy trust account--state
35 appropriation is provided solely for one-time allocations for
36 technology upgrades and improvements. The funding shall be allocated
37 based on \$3,000 for each elementary school, \$6,000 for each middle or
38 junior high school, and \$11,000 for each high school. In cases where

1 a particular school's grade span or configuration does not fall into
2 these categories, the office of superintendent of public instruction
3 will develop an allocation to that school that recognizes the unique
4 characteristics but maintains the proportionate allocation identified
5 in this subsection.

6 (40) \$250,000 of the education legacy trust account--state
7 appropriation is provided solely for costs associated with office of
8 the superintendent of public instruction establishing a statewide
9 director of technology position pursuant to Second Substitute House
10 Bill No. 1906 (improving mathematics and science education). If the
11 bill is not enacted by June 30, 2007, the amounts provided in this
12 subsection shall lapse.

13 (41)(a) (~~(\$9,150,000)~~) \$9,747,000 of the general fund--state
14 appropriation for fiscal year 2008 and (~~(\$12,447,000)~~) \$16,624,000 of
15 the general fund--state appropriation for fiscal year 2009 are provided
16 solely for the following bonuses for teachers who hold valid, unexpired
17 certification from the national board for professional teaching
18 standards and who are teaching in a Washington public school, subject
19 to the following conditions and limitations:

20 (i) For national board certified teachers, a bonus of \$5,000 per
21 teacher in fiscal year 2008 and adjusted for inflation in fiscal year
22 2009. Beginning in the 2007-2008 school year and thereafter, national
23 board certified teachers who become public school principals shall
24 continue to receive this bonus for as long as they are principals and
25 maintain the national board certification;

26 (ii) During the 2007-2008 school year, for national board certified
27 teachers who teach in schools where at least 70 percent of student
28 headcount enrollment is eligible for the federal free or reduced price
29 lunch program, an additional \$5,000 annual bonus to be paid in one lump
30 sum. Beginning in the 2008-2009 school year and thereafter, an
31 additional \$5,000 annual bonus shall be paid to national board
32 certified teachers who teach in either: (A) High schools where at
33 least 50 percent of student headcount enrollment is eligible for
34 federal free or reduced price lunch, (B) middle schools where at least
35 60 percent of student headcount enrollment is eligible for federal free
36 or reduced price lunch, or (C) elementary schools where at least 70
37 percent of student headcount enrollment is eligible for federal free or
38 reduced price lunch; and

1 (iii) The superintendent of public instruction shall adopt rules to
2 ensure that national board certified teachers meet the qualifications
3 for bonuses under (a)(ii) of this subsection for less than one full
4 school year receive bonuses in a pro-rated manner.

5 (b) Included in the amounts provided in this subsection are amounts
6 for mandatory fringe benefits. Unless Senate Bill No. 6657 (salary
7 bonuses for individuals certified by the national board for
8 professional teaching standards) is enacted by June 30, 2008, the
9 annual bonus shall not be included in the definition of "earnable
10 compensation" under RCW 41.32.010(10).

11 (c) For purposes of this subsection, "~~((schools where at least 70))~~
12 the percent of the student headcount enrollment ~~((is))~~ eligible for the
13 federal free or reduced price lunch program" shall be defined as: (i)
14 For the 2007-08 and the 2008-09 school years, schools in which the
15 prior year percentage of students eligible for the federal free and
16 reduced price lunch program ~~((was at least 70 percent))~~ meets the
17 criteria specified in subsection (41)(a)(ii) of this section; and (ii)
18 in the 2008-09 school year, any school that met the criterion in (c)(i)
19 of this subsection in the 2007-08 school year.

20 (d) Within the amounts appropriated in this subsection, the office
21 of superintendent of public instruction shall revise rules to allow
22 teachers who hold valid, unexpired certification from the national
23 board for professional teaching standards and who are teaching at the
24 Washington school for the deaf or Washington school for the blind, to
25 receive the annual bonus amounts specified in this subsection if they
26 are otherwise eligible.

27 (42) \$2,750,000 of the general fund--state appropriation for fiscal
28 year 2009 is provided solely for the implementation of Second
29 Substitute Senate Bill No. 6377 (career and technical education). If
30 the bill is not enacted by June 30, 2008, the amount provided in this
31 subsection shall lapse.

32 (43) \$4,000,000 of the general fund--state appropriation for fiscal
33 year 2009 is provided solely for an allocation of four dollars and nine
34 cents per full-time equivalent student, or as much as the funding in
35 this subsection will allow, to maintain and improve library materials,
36 collections, and services. The funding provided in this subsection
37 shall be used to augment current funding for librarian programs
38 provided through basic education and other existing funding mechanisms.

1 In order to receive allocations under this section, school districts
2 must agree that to the maximum extent possible they will ensure that
3 library programs and services are equitably provided throughout the
4 district.

5 (44) \$600,000 of the general fund--state appropriation for fiscal
6 year 2009 is provided solely for the implementation of Second
7 Substitute Senate Bill No. 6483 (local farms-healthy kids and
8 communities). Of the amount provided in subsection, up to \$30,000 is
9 provided for administrative costs associated with implementing the
10 legislation and at least \$570,000 is provided for grants to school
11 districts associated with implementing the legislation. If the bill is
12 not enacted by June 30, 2008, the amount provided in this subsection
13 shall lapse.

14 (45) \$100,000 of the general fund--state appropriation for fiscal
15 year 2009 is provided solely for the implementation of Engrossed Second
16 Substitute Senate Bill No. 6673 (student learning opportunities) which
17 requires the office of the superintendent of public instruction to
18 explore online curriculum support in languages other than English. If
19 the bill is not enacted by June 30, 2008, the amount provided in this
20 subsection shall lapse.

21 (46) \$500,000 of the general fund--state appropriation for fiscal
22 year 2009 is provided solely for the summer programs for middle and
23 high school students to explore career opportunities rich in math,
24 science, and technology using career and technical education as the
25 delivery model, pursuant to Second Substitute Senate Bill No. 6673
26 (student learning opportunities). If the bill is not enacted by June
27 30, 2008, the amount provided in this subsection shall lapse.

28 (47) \$250,000 of the general fund--state appropriation for fiscal
29 year 2009 is provided solely for grants to five skills centers to
30 develop and plan for implementation of integrated English language
31 development/career skills programs that pair English language
32 development teachers with career/technical education instructors in the
33 classroom. The office of the superintendent of public instruction and
34 skill center staff shall work with the state board for community and
35 technical colleges I-BEST program staff and local community and
36 technical college program staff to develop the program to assure
37 critical program elements are included and that the skill center
38 programs provide a seamless transition for high school students to the

1 community and technical college programs for students choosing that
2 pathway. The request for proposal or grant application shall be issued
3 no later than May 1, 2008, so that grant recipients can begin program
4 planning and development efforts on July 1, 2008. The superintendent
5 of public instruction shall provide the resulting implementation plans
6 to the governor and the appropriate committees of the legislature by
7 November 1, 2008.

8 (48) \$70,000 of the general fund--state appropriation for fiscal
9 year 2009 is provided solely to support the Chinese exchange program at
10 the Peninsula school district. The funding shall support scholarships,
11 educational programs, and travel costs for students facing financial
12 obstacles to participation in the program.

13 (49) \$150,000 of the general fund--state appropriation for fiscal
14 year 2009 is provided solely to support public high schools'
15 participation in the FIRST robotics program. The office of the
16 superintendent of public instruction shall issue grants not to exceed
17 \$10,000 per school to be used for teacher stipends, registration fees,
18 equipment, and other costs associated with direct participation in the
19 program. High-poverty schools and schools starting up robotics
20 programs shall be given priority in funding.

21 **Sec. 512.** 2007 c 522 s 514 (uncodified) is amended to read as
22 follows:

23 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR TRANSITIONAL**
24 **BILINGUAL PROGRAMS**

| | | |
|----|---|--------------------------------|
| 25 | General Fund--State Appropriation (FY 2008) | ((\$65,320,000)) |
| 26 | | <u>\$65,595,000</u> |
| 27 | General Fund--State Appropriation (FY 2009) | ((\$69,217,000)) |
| 28 | | <u>\$69,560,000</u> |
| 29 | General Fund--Federal Appropriation | \$45,243,000 |
| 30 | TOTAL APPROPRIATION | ((\$179,780,000)) |
| 31 | | <u>\$180,398,000</u> |

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

34 (1) Each general fund fiscal year appropriation includes such funds
35 as are necessary to complete the school year ending in the fiscal year
36 and for prior fiscal year adjustments.

1 (2) The superintendent shall distribute a maximum of (~~(\$824.24)~~)
2 \$824.12 per eligible bilingual student in the 2007-08 school year and
3 (~~(\$840.25)~~) \$840.64 in the 2008-09 school year, exclusive of salary and
4 benefit adjustments provided in section 504 of this act.

5 (3) The superintendent may withhold up to 1.5 percent of the school
6 year allocations to school districts in subsection (2) of this section,
7 and adjust the per eligible pupil rates in subsection (2) of this
8 section accordingly, solely for the central provision of assessments as
9 provided in RCW 28A.180.090 (1) and (2).

10 (4) \$70,000 of the amounts appropriated in this section are
11 provided solely to track current and former transitional bilingual
12 program students.

13 (5) The general fund--federal appropriation in this section is
14 provided for migrant education under Title I Part C and English
15 language acquisition, and language enhancement grants under Title III
16 of the elementary and secondary education act.

17 (6) Pursuant to RCW 28A.150.260, during the 2007-09 biennium, the
18 office of the superintendent of public instruction shall not make exit
19 of the transitional bilingual program contingent on passing both the
20 Washington language proficiency test and the Washington assessment of
21 student learning without prior legislative approval.

22 **Sec. 513.** 2007 c 522 s 515 (uncodified) is amended to read as
23 follows:

24 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR THE LEARNING**
25 **ASSISTANCE PROGRAM**

| | | |
|----|---|--------------------------------|
| 26 | General Fund--State Appropriation (FY 2008) | ((\$70,792,000)) |
| 27 | | <u>\$68,381,000</u> |
| 28 | General Fund--State Appropriation (FY 2009) | ((\$73,156,000)) |
| 29 | | <u>\$84,654,000</u> |
| 30 | General Fund--Federal Appropriation | \$360,660,000 |
| 31 | Education Legacy Trust Account--State | |
| 32 | Appropriation | 45,953,000 |
| 33 | TOTAL APPROPRIATION | ((\$550,561,000)) |
| 34 | | <u>\$559,648,000</u> |

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

1 (1) The general fund--state appropriations in this section are
2 subject to the following conditions and limitations:

3 (a) The appropriations include such funds as are necessary to
4 complete the school year ending in the fiscal year and for prior fiscal
5 year adjustments.

6 (b) Funding for school district learning assistance programs shall
7 be allocated at maximum rates of (~~(\$220.37)~~) \$220.34 per funded student
8 for the 2007-08 school year and (~~(\$224.73)~~) \$265.08 per funded student
9 for the 2008-09 school year exclusive of salary and benefit adjustments
10 provided under section 504 of this act.

11 (c) A school district's funded students for the learning assistance
12 program shall be the sum of the following as appropriate:

13 (i) The district's full-time equivalent enrollment in grades K-12
14 for the prior school year multiplied by the district's percentage of
15 October headcount enrollment in grades K-12 eligible for free or
16 reduced price lunch in the prior school year; and

17 (ii) If, in the prior school year, the district's percentage of
18 October headcount enrollment in grades K-12 eligible for free or
19 reduced price lunch exceeded forty percent, subtract forty percent from
20 the district's percentage and multiply the result by the district's K-
21 12 annual average full-time equivalent enrollment for the prior school
22 year.

23 (d) In addition to amounts allocated in (b) and (c) of this
24 subsection, an additional amount shall be allocated to a school
25 district for each school year in which the district's allocation is
26 less than the amount the district received for the general fund--state
27 learning assistance program allocation in the 2004-05 school year. The
28 amount of the allocation in this section shall be sufficient to
29 maintain the 2004-05 school year allocation.

30 (e) If Second Substitute Senate Bill No. 6673 (student learning
31 opportunities) is enacted by June 30, 2008, in addition to the amounts
32 allocated in (b), (c), and (d) of this subsection, an additional amount
33 shall be allocated to school districts with high concentrations of
34 poverty and English language learner students beginning in the 2008-
35 2009 school year, subject to the following rules and conditions:

36 (i) To qualify for additional funding under this subsection, a
37 district's October headcount enrollment in grades kindergarten through
38 grade twelve must have at least twenty percent enrolled in the

1 transitional bilingual instruction program based on an average of the
2 program headcount taken in October and May of the prior school year;
3 and must also have at least forty percent eligible for free or reduced
4 price lunch based on October headcount enrollment in grades
5 kindergarten through twelve in the prior school year.

6 (ii) Districts meeting the specifications in (e)(i) of this
7 subsection shall receive additional funded students for the learning
8 assistance program at the rates specified in subsection (1)(b) of this
9 section. The number of additional funded student units shall be
10 calculated by subtracting twenty percent from the district's percent
11 transitional bilingual instruction program enrollment as defined in
12 (e)(i) of this subsection, and the resulting percent shall be
13 multiplied by the district's kindergarten through twelve annual average
14 full-time equivalent enrollment for the prior school year.

15 (2) The general fund--federal appropriation in this section is
16 provided for Title I Part A allocations of the no child left behind act
17 of 2001.

18 (3) Small school districts are encouraged to make the most
19 efficient use of the funding provided by using regional educational
20 service district cooperatives to hire staff, provide professional
21 development activities, and implement reading and mathematics programs
22 consistent with research-based guidelines provided by the office of the
23 superintendent of public instruction.

24 (4) A school district may carry over from one year to the next up
25 to 10 percent of the general fund--state or education legacy trust
26 funds allocated under this program; however, carryover funds shall be
27 expended for the learning assistance program.

28 (5) School districts are encouraged to coordinate the use of these
29 funds with other federal, state, and local sources to serve students
30 who are below grade level and to make efficient use of resources in
31 meeting the needs of students with the greatest academic deficits.

32 (6) \$15,065,000 of the general fund--state appropriation for fiscal
33 year 2009 is provided solely for the implementation of Engrossed Second
34 Substitute Senate Bill No. 6673 (student learning opportunities) which
35 establishes the extended learning program to provide additional
36 instructional services for eligible students in grades eight, eleven,
37 and twelve during the regular school day, evenings, on weekends, or at
38 other times in order to meet the needs of these students. This funding

1 is in addition to the estimated \$986,000 of associated compensation
2 increases associated with this legislation in section 504 of this act.
3 If the bill is not enacted by June 30, 2008, the amount provided in
4 this subsection shall lapse.

5 **Sec. 514.** 2007 c 522 s 516 (uncodified) is amended to read as
6 follows:

7 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--PROMOTING ACADEMIC**
8 **SUCCESS**

| | | |
|----|---|-------------------------------|
| 9 | General Fund--State Appropriation (FY 2008) | ((\$23,820,000)) |
| 10 | | <u>\$12,108,000</u> |
| 11 | General Fund--State Appropriation (FY 2009) | ((\$25,177,000)) |
| 12 | | <u>\$4,759,000</u> |
| 13 | TOTAL APPROPRIATION | ((\$48,997,000)) |
| 14 | | <u>\$16,867,000</u> |

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

17 (1) ((The)) Except as provided in subsection (4) of this section,
18 the amounts appropriated in this section are provided solely for
19 remediation for students who have not met standard in one or more
20 content areas of the Washington assessment of student learning in the
21 spring of their tenth grade year or on a subsequent retake. The funds
22 may be used for extended learning activities, including summer school,
23 before and after school, Saturday classes, skill seminars, assessment
24 preparation, and in-school or out-of-school tutoring. Extended
25 learning activities may occur on the school campus, via the internet,
26 or at other locations and times that meet student needs. Funds
27 allocated under this section shall not be considered basic education
28 funding. Amounts allocated under this section shall fund new extended
29 learning opportunities, and shall not supplant funding for existing
30 programs and services.

31 (2) School district allocations for promoting academic success
32 programs shall be calculated as follows:

33 (a) Allocations shall be made to districts only for students
34 actually served in a promoting academic success program.

35 (b) A portion of the district's annual student units shall be the
36 number of content area assessments (reading, writing, and mathematics)

1 on which eleventh and twelfth grade students were more than one
2 standard error of measurement from meeting standard on the WASL in
3 their most recent attempt to pass the WASL.

4 (c) The other portion of the district's annual student units shall
5 be the number of content area assessments (reading, writing, and
6 mathematics) on which eleventh and twelfth grade students were less
7 than one standard error of measurement from meeting standard but did
8 not meet standard on the WASL in their most recent attempt to pass the
9 WASL.

10 (d) Districts with at least one but less than 20 student units
11 combining the student units generated from (b) and (c) of this
12 subsection shall be counted as having 20 student units for the purposes
13 of the allocations in (e) and (f)(i) of this subsection.

14 (e) Allocations for certificated instructional staff salaries and
15 benefits shall be determined using formula-generated staff units
16 calculated pursuant to this subsection. Ninety-four hours of
17 certificated instructional staff units are allocated per 13.0 student
18 units as calculated under (a) of this subsection and thirty-four hours
19 of certificated instructional staff units are allocated per 13.0
20 student units as calculated under (b) of this subsection. Allocations
21 for salaries and benefits for the staff units calculated under this
22 subsection shall be calculated in the same manner as provided under
23 section 503 of this act. Salary and benefit increase funding for staff
24 units generated under this section is included in section 504 of this
25 act.

26 (f) The following additional allocations are provided per student
27 unit, as calculated in (a) and (b) of this subsection:

28 (i) \$12.80 in school year 2007-08 (~~and \$13.07 in school year~~
29 ~~2008-09~~) for maintenance, operations, and transportation;

30 (ii) \$12.29 in school year 2007-08 (~~and \$12.55 in school year~~
31 ~~2008-09~~) for pre- and post-remediation assessments;

32 (iii) \$17.41 in school year 2007-08 (~~and \$17.77 in school year~~
33 ~~2008-09~~) per reading remediation student unit;

34 (iv) \$8.19 in school year 2007-08 (~~and \$8.36 in school year~~
35 ~~2008-09~~) per mathematics remediation student unit; and

36 (v) \$8.19 in school year 2007-08 (~~and \$8.36 in school year~~
37 ~~2008-09~~) per writing remediation student unit.

1 (f) The superintendent of public instruction shall distribute
2 school year allocations according to the monthly apportionment schedule
3 defined in RCW 28A.510.250.

4 (3) By November 15th of each year, the office of the superintendent
5 of public instruction shall report to the appropriate committees of the
6 legislature and to the office of financial management on the use of
7 these funds in the prior school year, including the types of assistance
8 selected by students, the number of students receiving each type of
9 assistance, and the impact on WASL test scores. The office of the
10 superintendent for public instruction shall complete its review and
11 make adjustments to district reporting procedures to ensure consistency
12 of reporting categories and minimize district administrative workload.

13 (4) School districts may carry over from one year to the next up to
14 20 percent of funds allocated under this program(~~(; however,)~~).
15 Carryover funds shall be expended for ((~~promoting academic success~~
16 programs)) extended learning activities as described in subsection (1)
17 of this section. Carryover funds may be expended for students eligible
18 for the promoting academic success program as described in subsection
19 (1) of this section or for ninth and tenth grade students determined to
20 be at risk of not passing one or more content areas of the WASL based
21 on eighth grade assessment scores.

22 (5) After the 2007-2008 school year, funding for the promoting
23 academic success program is discontinued.

24 **Sec. 515.** 2007 c 522 s 517 (uncodified) is amended to read as
25 follows:

26 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR STUDENT ACHIEVEMENT**
27 **PROGRAM**

| | | |
|----|--|--------------------------------|
| 28 | Student Achievement Account--State Appropriation | |
| 29 | (FY 2008) | ((\$423,414,000)) |
| 30 | | <u>\$423,369,000</u> |
| 31 | Student Achievement Account--State Appropriation | |
| 32 | (FY 2009) | ((\$446,357,000)) |
| 33 | | <u>\$444,970,000</u> |
| 34 | TOTAL APPROPRIATION | ((\$869,771,000)) |
| 35 | | <u>\$868,339,000</u> |

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

1 (1) Funding for school district student achievement programs shall
2 be allocated at a maximum rate of \$450.00 per FTE student for the 2007-
3 08 school year and (~~(\$459.45)~~) \$458.10 per FTE student for the 2008-09
4 school year. For the purposes of this section, FTE student refers to
5 the annual average full-time equivalent enrollment of the school
6 district in grades kindergarten through twelve for the prior school
7 year, as reported to the office of the superintendent of public
8 instruction by August 31st of the previous school year.

9 (2) The appropriation is allocated for the following uses as
10 specified in RCW 28A.505.210:

11 (a) To reduce class size by hiring certificated elementary
12 classroom teachers in grades K-4 and paying nonemployee-related costs
13 associated with those new teachers;

14 (b) To make selected reductions in class size in grades 5-12, such
15 as small high school writing classes;

16 (c) To provide extended learning opportunities to improve student
17 academic achievement in grades K-12, including, but not limited to,
18 extended school year, extended school day, before-and-after-school
19 programs, special tutoring programs, weekend school programs, summer
20 school, and all-day kindergarten;

21 (d) To provide additional professional development for educators
22 including additional paid time for curriculum and lesson redesign and
23 alignment, training to ensure that instruction is aligned with state
24 standards and student needs, reimbursement for higher education costs
25 related to enhancing teaching skills and knowledge, and mentoring
26 programs to match teachers with skilled, master teachers. The funding
27 shall not be used for salary increases or additional compensation for
28 existing teaching duties, but may be used for extended year and
29 extended day teaching contracts;

30 (e) To provide early assistance for children who need
31 prekindergarten support in order to be successful in school; or

32 (f) To provide improvements or additions to school building
33 facilities which are directly related to the class size reductions and
34 extended learning opportunities under (a) through (c) of this
35 subsection (2).

36 (3) The superintendent of public instruction shall distribute the
37 school year allocation according to the monthly apportionment schedule
38 defined in RCW 28A.510.250.

1 **Sec. 516.** 2007 c 522 s 519 (uncodified) is amended to read as
2 follows:

3 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION.** (1) Appropriations
4 made in this act to the office of superintendent of public instruction
5 shall initially be allotted as required by this act. Subsequent
6 allotment modifications shall not include transfers of moneys between
7 sections of this act, except as expressly provided in subsection (2) of
8 this section.

9 (2) The appropriations to the office of the superintendent of
10 public instruction in this act shall be expended for the programs and
11 amounts specified in this act. However, after May 1, 2008, unless
12 specifically prohibited by this act and after approval by the director
13 of financial management, the superintendent of public instruction may
14 transfer state general fund appropriations for fiscal year 2008 among
15 the following programs to meet the apportionment schedule for a
16 specified formula in another of these programs: General apportionment;
17 employee compensation adjustments; pupil transportation; special
18 education programs; institutional education programs; transitional
19 bilingual programs; and learning assistance programs.

20 (3) The director of financial management shall notify the
21 appropriate legislative fiscal committees in writing prior to approving
22 any allotment modifications or transfers under this section.

23 NEW SECTION. **Sec. 517.** A new section is added to 2007 c 522
24 (uncodified) to read as follows:

25 **FOR THE OFFICE OF SUPERINTENDENT OF PUBLIC INSTRUCTION--PENSION**
26 **CONTRIBUTIONS RATES FOR NATIONAL BOARD CERTIFICATION.** \$2,144,000 of
27 the general fund--state appropriations for fiscal year 2009 in part V
28 of this act are provided solely for the implementation of Senate Bill
29 No. 6657 (salary bonuses for individuals certified by the national
30 board for professional teaching standards). If the bill is not enacted
31 by June 30, 2008, the amounts provided in part V of this act for this
32 purpose shall lapse and the office of superintendent of public
33 instruction, in consultation with the office of financial management
34 and the office of state actuary, shall adjust the appropriate formula
35 allocation factors and rates in part V of this act to reflect the
36 adjusted employer pension contribution rates for the teachers'
37 retirement system. The office of superintendent of public instruction

1 shall notify school districts of any rate adjustments and formula
2 allocation changes under this section as soon as possible, but no later
3 than July 1, 2008.

(End of part)

PART VI
HIGHER EDUCATION

1
2
3 **Sec. 601.** 2007 c 522 s 601 (uncodified) is amended to read as
4 follows:

5 The appropriations in sections 603 through 609 of this act, and
6 sections 605 through 611 of this 2008 act, are subject to the following
7 conditions and limitations:

8 (1) "Institutions" means the institutions of higher education
9 receiving appropriations under sections 603 through 609 of this act and
10 sections 605 through 611 of this 2008 act.

11 (2)(a) The salary increases provided or referenced in this
12 subsection and described in section 603 and part IX of this act and
13 section 605 of this 2008 act shall be the only allowable salary
14 increases provided at institutions of higher education, excluding
15 increases associated with normally occurring promotions and increases
16 related to faculty and professional staff retention, and excluding
17 increases associated with employees under the jurisdiction of chapter
18 41.56 RCW.

19 (b) For employees under the jurisdiction of chapter 41.56 RCW,
20 salary increases will be in accordance with the applicable collective
21 bargaining agreement. However, an increase shall not be provided to
22 any classified employee whose salary is above the approved salary range
23 maximum for the class to which the employee's position is allocated.

24 (c) Each institution of higher education receiving appropriations
25 for salary increases under sections 604 through 609 of this act, and
26 sections 605 through 611 of this 2008 act may provide additional salary
27 increases from other sources to instructional and research faculty,
28 exempt professional staff, teaching and research assistants, as
29 classified by the office of financial management, and all other
30 nonclassified staff, but not including employees under ((RCW
31 ~~28B.16.015~~)) chapter 41.80 RCW. Any additional salary increase granted
32 under the authority of this subsection (2)(c) shall not be included in
33 an institution's salary base for future state funding. It is the
34 intent of the legislature that general fund--state support for an
35 institution shall not increase during the current or any future

1 biennium as a result of any salary increases authorized under this
2 subsection (2)(c).

3 (d) The legislature, the office of financial management, and other
4 state agencies need consistent and accurate personnel data from
5 institutions of higher education for policy planning purposes.
6 Institutions of higher education shall report personnel data to the
7 department of personnel for inclusion in the department's data
8 warehouse. Uniform reporting procedures shall be established by the
9 department of personnel for use by the reporting institutions,
10 including provisions for common job classifications and common
11 definitions of full-time equivalent staff. Annual contract amounts,
12 number of contract months, and funding sources shall be consistently
13 reported for employees under contract.

14 (e) By January 1, 2008, the office of financial management shall
15 work with the institutions of higher education, and with staff from the
16 legislative fiscal committees and the legislative evaluation and
17 accountability program, to identify ways in which the office's
18 "compensation impact model" should be revised or replaced to make the
19 system less costly for institutions to maintain, and more transparent,
20 informative, and useful to the legislature and institutions, while
21 providing information needed to accurately and efficiently negotiate
22 and budget employee compensation changes.

23 (3) The technical colleges may increase tuition and fees in excess
24 of the fiscal growth factor to conform with the percentage increase in
25 community college operating fees.

26 (4) The tuition fees, as defined in chapter 28B.15 RCW, charged to
27 full-time students at the state's institutions of higher education for
28 the 2007-08 and 2008-09 academic years, other than the summer term,
29 shall be adjusted by the governing boards of the state universities,
30 regional universities, The Evergreen State College, and the state board
31 for community and technical colleges. Tuition fees may be increased in
32 excess of the fiscal growth factor under RCW 43.135.055.

33 For the 2007-08 academic year, the governing boards of the research
34 universities may implement an increase no greater than seven percent
35 over tuition fees charged to full-time resident undergraduate students
36 for the 2006-07 academic year. The regional universities and The
37 Evergreen State College may implement an increase no greater than five
38 percent over tuition fees charged to full-time resident undergraduate

1 students for the 2006-07 academic year. The state board for community
2 and technical colleges may implement an increase no greater than an
3 average of two percent over tuition and fees charged to ((full-time))
4 resident students for the 2006-07 academic year. The board may
5 increase tuition and fees differentially according to quarterly credit
6 hour load, provided the overall increase in average tuition revenue per
7 resident student does not exceed 2.0 percent.

8 ((For the 2008-09 academic year, the governing boards of the
9 research universities may implement an increase no greater than seven
10 percent over tuition fees charged to full-time resident undergraduate
11 students for the 2007-08 academic year. The regional universities and
12 The Evergreen State College may implement an increase no greater than
13 five percent over tuition fees charged to full-time resident
14 undergraduate students for the 2007-08 academic year. The state board
15 for community and technical colleges may implement an increase no
16 greater than two percent over tuition and fees charged to full-time
17 resident students for the 2007-08 academic year.))

18 In addition to the tuition authorization provided under this
19 subsection and section 603 of this act, amounts appropriated in this
20 budget provide an amount approximately equal to a one percent tuition
21 increase per academic year for the state board for community and
22 technical colleges.

23 (5) For the 2007-09 biennium, the governing boards and the state
24 board may adjust full-time operating fees for factors that may include
25 time of day and day of week, as well as delivery method and campus, to
26 encourage full use of the state's educational facilities and resources.

27 (6) Technical colleges may increase their building fee in excess of
28 the fiscal growth factor until parity is reached with the community
29 colleges.

30 (7) In addition to waivers granted under the authority of RCW
31 28B.15.910, the governing boards and the state board may waive all or
32 a portion of operating fees for any student. State general fund
33 appropriations shall not be provided to replace tuition and fee revenue
34 foregone as a result of waivers granted under this subsection.

35 (8) Pursuant to RCW 43.135.055, institutions of higher education
36 receiving appropriations under sections 603 through 609 of this act,
37 and under sections 605 through 611 of this 2008 act, are authorized to
38 increase summer term tuition in excess of the fiscal growth factor

1 during the 2007-09 biennium. Tuition levels increased pursuant to this
2 subsection shall not exceed the per credit hour rate calculated from
3 the academic year tuition levels adopted under this act.

4 (9) Pursuant to RCW 43.135.055, community and technical colleges
5 are authorized to increase services and activities fee charges in
6 excess of the fiscal growth factor during the 2007-09 biennium. The
7 services and activities fee charges increased pursuant to this
8 subsection shall not exceed the maximum level authorized by the state
9 board for community and technical colleges.

10 (10) From within the appropriations in sections 603 through 609 of
11 this act, and in sections 605 through 611 of this 2008 act,
12 institutions of higher education shall increase compensation for
13 nonrepresented employees in accordance with the following:

14 (a) Across the Board Adjustments.

15 (i) Appropriations are provided for a 3.2 percent salary increase
16 effective September 1, 2007, for all classified employees, except those
17 represented by a collective bargaining unit under chapters 41.80,
18 41.56, and 47.64 RCW, and except the certificated employees of the
19 state schools for the deaf and blind and employees of community and
20 technical colleges covered by the provisions of Initiative Measure No.
21 732. Also included are employees in the Washington management service,
22 and exempt employees under the jurisdiction of the director of
23 personnel.

24 (ii) Appropriations are provided for a 2.0 percent salary increase
25 effective September 1, 2008, for all classified employees, except those
26 represented by a collective bargaining unit under chapters 41.80,
27 41.56, and 47.64 RCW, and except for the certificated employees of the
28 state schools of the deaf and blind and employees of community and
29 technical colleges covered by the provisions of Initiative Measure No.
30 732. Also included are employees in the Washington management service,
31 and exempt employees under the jurisdiction of the director of
32 personnel.

33 (iii) No salary increase may be paid under this subsection to any
34 person whose salary has been Y-rated pursuant to rules adopted by the
35 director of personnel.

36 (b) Salary Survey.

37 For state employees, except those represented by a bargaining unit
38 under chapters 41.80, 41.56, and 47.64 RCW, funding is provided for

1 implementation of the department of personnel's 2006 salary survey, for
2 job classes more than 25 percent below market rates and affected
3 classes.

4 (c) Classification Consolidation.

5 For state employees, except those represented by a bargaining unit
6 under chapters 41.80, 41.56, and 47.64 RCW, funding is provided for
7 implementation of the department of personnel's phase 4 job class
8 consolidation and revisions under chapter 41.80 RCW.

9 (d) Agency Request Consolidation.

10 For state employees, except those represented by a bargaining unit
11 under chapters 41.80, 41.56, and 47.64 RCW, funding is provided for
12 implementation of the department of personnel's agency request job
13 class consolidation and reclassification plan. This implementation
14 fully satisfies the conditions specified in the settlement agreement of
15 *WPEA v State/Shroll v State*.

16 (e) Additional Pay Step.

17 For state employees, except those represented by a bargaining unit
18 under chapters 41.80, 41.56, and 47.64 RCW, funding is provided for a
19 new pay step L for those who have been in step K for at least one year.

20 (f) Retain Fiscal Year 2007 Pay Increase.

21 For all classified state employees, except those represented by a
22 bargaining unit under chapter 41.80, 41.56, and 47.64 RCW, and except
23 for the certificated employees of the state schools of the deaf and
24 blind and employees of community and technical colleges covered by the
25 provisions of Initiative Measure No. 732, funding is provided for
26 continuation of the 1.6 percent salary increase that was provided
27 during fiscal year 2007. Also included are employees in the Washington
28 management service, and exempt employees under the jurisdiction of the
29 director of personnel.

30 (g) The appropriations are also sufficient for the research and the
31 regional higher education institutions to (i) continue the 1.6 percent
32 salary increase that was provided during fiscal year 2007; and (ii)
33 provide average salary increases of 3.2 percent effective September 1,
34 2007, and of 2.0 percent effective September 1, 2008, for faculty,
35 exempt administrative and professional staff, graduate assistants, and
36 for all other nonclassified employees.

37 (11) The appropriations in sections 605 through 611 of this act

1 include specific funds to implement Substitute Senate Bill No. 6328
2 (campus safety).

3 NEW SECTION. **Sec. 602.** A new section is added to 2007 c 522
4 (uncodified) to read as follows:

5 **PUBLIC BACCALAUREATE INSTITUTIONS.** The tuition fees, as defined in
6 RCW 28B.15.020, charged to students at the state's institutions of
7 higher education may be adjusted by the governing boards of the state
8 universities, regional universities, and The Evergreen State College
9 for the 2007-08 and 2008-09 academic years, including summer sessions,
10 subject to the limitations set forth in this section.

11 Additionally, the fees charged students at the institutions of
12 higher education for enrollment in self-supporting degree programs
13 including summer school, authorized by RCW 28B.15.031, and all other
14 fees authorized by RCW 28B.15.031, may be adjusted by the governing
15 boards of the state universities, regional universities, and The
16 Evergreen State College for the 2007-08 and 2008-09 academic years,
17 subject to the limitations set forth as follows:

18 (1) For the 2008-09 academic year, the governing boards of the
19 research universities may implement an increase no greater than seven
20 percent over tuition fees charged to resident undergraduate students
21 for the 2007-08 academic year. The regional universities and The
22 Evergreen State College may implement an increase no greater than five
23 percent over tuition fees charged to resident undergraduate students
24 for the 2007-08 academic year.

25 (2) For the 2008-09 academic year, each of the governing boards of
26 the public four-year institutions is authorized to raise nonresident
27 undergraduate and resident and nonresident graduate and professional
28 tuition pursuant to RCW 28B.15.067.

29 (3) For the 2008-09 academic year, each of the governing boards of
30 the public four-year institutions is authorized to raise summer quarter
31 or semester enrollment fees for resident and nonresident undergraduate,
32 graduate, and professional students pursuant to RCW 28B.15.067.

33 (4) For the 2008-09 academic year, each of the governing boards of
34 the public four-year institutions is authorized to increase fees for
35 fee-based degree programs; fee-based credit courses; fee-based
36 noncredit workshops and courses; and fee-based special contract
37 courses.

1 (5) For the 2008-09 academic year, each of the governing boards of
2 the public four-year institutions is authorized to increase services
3 and activities fees for all categories of students by the amounts
4 authorized in RCW 28B.15.069.

5 (6) For the 2008-09 academic year, each of the governing boards of
6 the public four-year institutions is authorized to adopt or increase
7 technology fees as provided in RCW 28B.15.051.

8 (7) For the 2008-09 academic year each of the governing boards of
9 the public four-year institutions may adopt or increase all other fees
10 included in RCW 28B.15.031.

11 NEW SECTION. **Sec. 603.** A new section is added to 2007 c 522
12 (uncodified) to read as follows:

13 **STATE BOARD FOR COMMUNITY AND TECHNICAL COLLEGES.** (1) For the
14 2008-09 academic year, the state board for community and technical
15 colleges may increase tuition and fees by no more than two percent over
16 tuition and fees charged to resident and nonresident students for the
17 2007-08 academic year. For the 2007-2009 biennium, the state board for
18 community and technical colleges may increase tuition fees under this
19 subsection differentially based on student credit hour load at their
20 discretion, provided that the overall increase in average tuition
21 revenue per student does not exceed two percent.

22 (2) The state board for community and technical colleges may
23 increase tuition and fees by no more than five percent over tuition and
24 fees charged for upper division courses in applied baccalaureate
25 programs in the 2007-08 academic year.

26 (3) For the 2008-09 academic year, the technical colleges may
27 increase operating fees by no more than two percent over operating fees
28 charged to full-time resident and nonresident students for the 2007-08
29 academic year, to conform with the percentage increase in community
30 college operating fees.

31 (4) For the 2008-09 academic year, technical colleges may increase
32 their building fee by three cents per clock hour and by forty-five
33 cents per credit hour. The purpose of these fee increases is to
34 progress towards parity with the community colleges.

35 (5) The state board for community and technical colleges may
36 increase the maximum allowable services and activities fee up to two
37 percent in the 2008-09 academic year. Pursuant to RCW 43.135.055,

1 community and technical colleges are authorized to increase services
2 and activities fee charges up to the maximum level authorized by the
3 state board for community and technical colleges.

4 (6) During fiscal years 2008 and 2009, the community and technical
5 colleges may increase fees as follows:

6 (a) Administrative fees (FY 2008 and FY 2009), up to 5.57% per
7 fiscal year;

8 (b) Application fees (FY 2008 and FY 2009), up to 5.57% per fiscal
9 year;

10 (c) Graduation fees (FY 2008 and FY 2009), up to 5.57% per fiscal
11 year;

12 (d) Lab and class fees (FY 2008 and FY 2009), up to 5.57% per
13 fiscal year;

14 (e) Testing fees (FY 2008 and FY 2009), up to 5.57% per fiscal
15 year;

16 (f) Transcript fees (FY 2008 and FY 2009), up to 5.57% per fiscal
17 year;

18 (g) 2-D and 3-D design lab fee (FY 2009), community and technical
19 colleges may establish a new fee of up to \$20;

20 (h) Student health insurance fee (FY 2009), community and technical
21 colleges may establish a new fee of up to \$25;

22 (i) Arts field trip fee (FY 2008), community and technical colleges
23 may establish a new fee of up to \$10;

24 (j) Computer lab fee (FY 2009), community and technical colleges
25 may establish a new fee of up to \$45;

26 (k) Credit for prior experiential learning (FY 2009), community and
27 technical colleges may establish a new fee of up to \$40;

28 (l) Early childhood education practicum fee (FY 2009), community
29 and technical colleges may establish a new fee of up to \$25;

30 (m) Electronic lab fee (FY 2009), community and technical colleges
31 may establish a new fee of up to \$95;

32 (n) E-portfolio fee (FY 2009), community and technical colleges may
33 establish a new fee of up to \$35;

34 (o) Fire science lab fee (FY 2009), community and technical
35 colleges may establish a new fee of up to \$21.20;

36 (p) LPN test (FY 2009), community and technical colleges may
37 establish a new fee of up to \$327;

1 (q) Mac studio (FY 2009), community and technical colleges may
2 establish a new fee of up to \$66.50;

3 (r) Materials fee A (FY 2009), community and technical colleges may
4 establish a new fee of up to \$25;

5 (s) Materials fee B (FY 2009), community and technical colleges may
6 establish a new fee of up to \$50;

7 (t) Materials fee C (FY 2009), community and technical colleges may
8 establish a new fee of up to \$75;

9 (u) Materials fee D (FY 2009), community and technical colleges may
10 establish a new fee of up to \$100;

11 (v) Math course fee (FY 2009), community and technical colleges may
12 establish a new fee of up to \$10;

13 (w) Media production fee (FY 2009), community and technical
14 colleges may establish a new fee of up to \$30;

15 (x) Patient care tech fee (FY 2009), community and technical
16 colleges may establish a new fee of up to \$66.10;

17 (y) Payment plan fee (FY 2009), community and technical colleges
18 may establish a new fee of up to \$25;

19 (z) Photography deposit (FY 2009), community and technical colleges
20 may establish a new fee of up to \$150;

21 (aa) Printing fee A (FY 2009), community and technical colleges may
22 establish a new fee of up to \$20;

23 (bb) Printing fee B (FY 2009), community and technical colleges may
24 establish a new fee of up to \$40;

25 (cc) Printing fee C (FY 2009), community and technical colleges may
26 establish a new fee of up to \$60;

27 (dd) Printing fee D (FY 2009), community and technical colleges may
28 establish a new fee of up to \$80;

29 (ee) Respiratory care data ARC fee (FY 2009), community and
30 technical colleges may establish a new fee of up to \$60;

31 (ff) Respiratory care testing fee (FY 2009), community and
32 technical colleges may establish a new fee of up to \$40;

33 (gg) RN test (FY 2009), community and technical colleges may
34 establish a new fee of up to \$360;

35 (hh) Selective admission fee (FY 2009), community and technical
36 colleges may establish a new fee of up to \$40;

37 (ii) Surgical tech preassessment (FY 2008), community and technical
38 colleges may establish a new fee of up to \$35;

1 (jj) Survey course fee (FY 2009), community and technical colleges
2 may establish a new fee of up to \$25;

3 (kk) University center test proctor fee (FY 2009), community and
4 technical colleges may establish a new fee of up to \$25;

5 (ll) College level examination program (FY 2008 and FY 2009),
6 community and technical colleges may establish a new fee of up to \$25;

7 (mm) Course management software (FY 2009), community and technical
8 colleges may establish a new fee of up to \$1.00.

9 **Sec. 604.** 2007 c 522 s 602 (uncodified) is amended to read as
10 follows:

11 (1) The appropriations in sections 603 through 609 of this act, and
12 sections 605 through 611 of this 2008 act, provide state support for
13 full-time equivalent student enrollments at each institution of higher
14 education. Listed below are the annual full-time equivalent student
15 enrollments by institutions assumed in this act.

| | 2007-08 | 2008-09 |
|--|------------------------|------------------------|
| | Annual | Annual |
| | Average | Average |
| | 33,782 | 34,197 |
| | 1,760 | 1,980 |
| | 2,109 | 2,349 |
| | | |
| | 19,112 | 19,272 |
| | 800 | 865 |
| | 1,888 | 2,113 |
| | | |
| | 8,952 | 9,322 |
| | 8,996 | 9,184 |
| | 4,165 | 4,213 |
| | 12,022 | 12,175 |
| | ((136,022)) | ((138,977)) |
| | <u>136,102</u> | <u>139,237</u> |

1 (2) For the state universities, the number of full-time equivalent
 2 student enrollments enumerated in this section for the Bothell, Tacoma,
 3 Tri-Cities, and Vancouver campuses are the minimum levels at which the
 4 universities should seek to enroll students for those campuses. At the
 5 start of an academic year, the governing board of a state university
 6 may transfer full-time equivalent student enrollments among campuses.
 7 Intent notice shall be provided to the office of financial management
 8 and reassignment of funded enrollment is contingent upon satisfying
 9 data needed by the forecast division for tracking and monitoring state-
 10 supported college enrollment.

11 **Sec. 605.** 2007 c 522 s 603 (uncodified) is amended to read as
 12 follows:

13 **FOR THE STATE BOARD FOR COMMUNITY AND TECHNICAL COLLEGES**

| | | |
|----|---|----------------------------------|
| 14 | General Fund--State Appropriation (FY 2008) | ((\$638,521,000)) |
| 15 | | <u>\$617,805,000</u> |
| 16 | General Fund--State Appropriation (FY 2009) | ((\$654,446,000)) |
| 17 | | <u>\$665,052,000</u> |
| 18 | Education Legacy Trust Account--State | |
| 19 | Appropriation | \$105,432,000 |
| 20 | Pension Funding Stabilization Account | |
| 21 | Appropriation | \$49,800,000 |
| 22 | <u>Administrative Contingencies Account--State</u> | |
| 23 | <u>Appropriation</u> | <u>\$2,950,000</u> |
| 24 | TOTAL APPROPRIATION | ((\$1,448,199,000)) |
| 25 | | <u>\$1,441,039,000</u> |

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

28 (1) \$5,040,000 of the education legacy trust account--state
 29 appropriation and \$10,920,000 of the general fund--state appropriation
 30 for fiscal year 2009 are to expand general enrollments by 900 student
 31 FTEs in academic year 2008 and by an additional 1,050 student FTEs in
 32 academic year 2009.

33 (2) \$5,720,000 of the education legacy trust account--state
 34 appropriation and \$11,440,000 of the general fund--state appropriation
 35 for fiscal year 2009 are to expand high-demand enrollments by 650
 36 student FTEs in fiscal year 2008 and by an additional 650 student FTEs
 37 in fiscal year 2009. The programs expanded shall include, but are not

1 limited to, mathematics and health sciences. The state board shall
2 provide data to the office of financial management that is required to
3 track changes in enrollments, graduations, and the employment of
4 college graduates related to state investments in high-demand
5 enrollment programs. Data may be provided through the public
6 centralized higher education enrollment system or through an
7 alternative means agreed to by the institutions and the office of
8 financial management.

9 (3) \$1,960,000 of the education legacy trust account--state
10 appropriation is to expand early childhood education programs with a
11 focus on early math and science awareness by 100 student FTEs in fiscal
12 year 2008 and by an additional 150 student FTEs in 2009. The board
13 shall provide data to the office of financial management regarding math
14 and science enrollments, graduations, and employment of college
15 graduates related to state investments in math and science programs.
16 Data may be provided through the centralized higher education
17 enrollment system or through an alternative means agreed to by the
18 institutions and the office of financial management.

19 (4) \$28,761,000 of the general fund--state appropriation for fiscal
20 year 2008 and \$28,761,000 of the general fund--state appropriation for
21 fiscal year 2009 are provided solely as special funds for training and
22 related support services, including financial aid, as specified in RCW
23 28C.04.390. Funding is provided to support up to 6,200 full-time
24 equivalent students in each fiscal year.

25 (5) \$3,813,000 of the education legacy trust account--state
26 appropriation and \$7,625,000 of the general fund--state appropriation
27 for fiscal year 2009 are for basic skills education enrollments at
28 community and technical colleges. Budgeted enrollment levels shall
29 increase by 625 student FTEs each year.

30 (6) \$3,750,000 of the general fund--state appropriation for fiscal
31 year 2008 and \$7,500,000 of the general fund--state appropriation for
32 fiscal year 2009 are provided solely to increase salaries and related
33 benefits for part-time faculty. It is intended that part-time faculty
34 salaries will increase relative to full-time faculty salaries after all
35 salary increases are collectively bargained.

36 (7) \$7,350,000 of the education legacy trust account appropriation
37 is to increase enrollment levels in the integrated basic education,

1 skills, and language program (I-BEST) by 250 student FTEs per year.
2 Each student participating on a full-time basis is budgeted and shall
3 be reported as a single FTE for purposes of this expansion.

4 (8) \$375,000 of the general fund--state appropriation for fiscal
5 year 2008 and \$375,000 of the general fund--state appropriation for
6 fiscal year 2009 are provided solely for the transitions math project.
7 This phase of work shall include the establishment of a single math
8 placement test to be used at colleges and universities statewide.

9 (9) \$2,835,000 of the education legacy trust account appropriation
10 is to increase enrollment in apprenticeship training programs by 150
11 student FTEs in each fiscal year.

12 (10) \$4,000,000 of the education legacy trust account--state
13 appropriation is provided solely to expand the number of TRIO eligible
14 students served in the community and technical college system by 1,700
15 students each year. TRIO eligible students include low-income,
16 first-generation, and college students with disabilities. The state
17 board for community and technical colleges shall report annually to the
18 office of financial management and the appropriate policy and fiscal
19 committees of the legislature on the retention and completion rates of
20 students served through this appropriation. Retention rates shall
21 continue to exceed 65 percent for TRIO students and other low-income
22 and first-generation students served through this appropriation.

23 (11)(a) The higher education coordinating board, the office of
24 financial management, and the higher education institutions negotiated
25 a set of performance measures and targets in 2006. By July 31, 2007,
26 the state board for community and technical colleges and the higher
27 education coordinating board shall review and revise these targets
28 based on per-student funding in the 2007-09 appropriations act. In
29 addition, the board shall compile comparable data from peer
30 institutions in the eight global challenge states identified in the
31 Washington Learns study.

32 (b) The targets previously agreed by the state board and the higher
33 education coordinating board are enumerated as follows:

34 (i) Increase the percentage and number of academic students who are
35 eligible to transfer to baccalaureate institutions to 18,700;

36 (ii) Increase the percentage and number of students prepared for
37 work to 23,490; and

1 (iii) Increase the percentage and number of basic skills students
2 who demonstrate substantive skill gain by 22,850.

3 The state board for community and technical colleges shall report
4 their progress and ongoing efforts toward meeting the provisions of
5 this section to the higher education coordinating board prior to
6 November 1, 2009.

7 (12) \$452,000 of the general fund--state appropriation for fiscal
8 year 2009 is provided solely for start-up and planning funds for two
9 applied baccalaureate degree programs at community and technical
10 colleges, of which one degree program must be at a technical college.
11 The applied baccalaureate degrees shall be specifically designed for
12 individuals who hold associate of applied science degrees, or
13 equivalent, in order to maximize application of their technical course
14 credits toward the applied baccalaureate degree.

15 (13) \$2,502,000 of the general fund--state appropriation for fiscal
16 year 2008 and \$5,024,000 of the general fund--state appropriation for
17 fiscal year 2009 are provided solely for faculty salary increments and
18 associated benefits and may be used in combination with salary and
19 benefit savings from faculty turnover to provide salary increments and
20 associated benefits for faculty who qualify through professional
21 development and training. To the extent general salary increase
22 funding is used to pay faculty increments, the general salary increase
23 shall be reduced by the same amount. The state board shall determine
24 the method of allocating to the community and technical colleges the
25 appropriations granted for academic employee increments, provided that
26 the amount of the appropriation attributable to the proportionate share
27 of the part-time faculty salary base shall only be accessible for
28 part-time faculty.

29 (14) \$50,000 of the general fund--state appropriation for fiscal
30 year 2008 and (~~(\$50,000)~~) \$550,000 of the general fund--state
31 appropriation for fiscal year 2009 are provided solely for higher
32 education student child care matching grants under chapter 28B.135 RCW.

33 (15) \$2,725,000 of the general fund--state appropriation for fiscal
34 year 2008 and \$2,725,000 of the general fund--state appropriation for
35 fiscal year 2009 are provided solely for administration and customized
36 training contracts through the job skills program. The state board
37 shall make an annual report by January 1st of each year to the governor
38 and to appropriate policy and fiscal committees of the legislature

1 regarding implementation of this section, listing the scope of grant
2 awards, the distribution of funds by educational sector and region of
3 the state, and the results of the partnerships supported by these
4 funds.

5 (16) \$504,000 of the general fund--state appropriation for fiscal
6 year 2009 is provided solely for 80 student FTEs in the existing four
7 applied baccalaureate degree programs at community and technical
8 colleges as authorized in chapter 28B.50 RCW.

9 (17) \$4,000,000 of the general fund--state appropriation for fiscal
10 year 2008, \$4,000,000 of the general fund--state appropriation for
11 fiscal year 2009, and \$15,000,000 of the education legacy trust
12 account--state appropriation are provided solely for implementation of
13 Second Substitute House Bill No. 1096 (postsecondary opportunities).
14 The state board shall seek additional private sector involvement and
15 support for the opportunity grants program. If the bill is not enacted
16 by June 30, 2007, the education legacy trust account--state
17 appropriation shall lapse. Remaining amounts in this subsection shall
18 be used for an opportunity grant program to provide grants covering
19 community and technical college tuition and fees for up to 45 credits
20 and books or other materials to be awarded to eligible students.
21 Program participants will earn credentials or certificates in industry-
22 defined occupations with a need for skilled employees.

23 (18) From within the funds appropriated in this section, community
24 and technical colleges shall increase salaries for employees subject to
25 the provisions of Initiative Measure No. 732 by an average of 3.7
26 percent effective July 1, 2007, and by an average of ((2.8)) 3.9
27 percent effective July 1, 2008.

28 (19) \$1,717,000 of the general fund--state appropriation for fiscal
29 year 2009 is provided solely for increasing salaries for employees who
30 are subject to the provisions of Initiative Measure No. 732 by an
31 average of one-half of one percent effective July 1, 2008.

32 (20) From within the funds appropriated in this section, community
33 and technical colleges shall increase salaries for exempt professional
34 staff by an average of 3.2 percent effective September 1, 2007, and by
35 an average of 2.0 percent effective September 1, 2008.

36 (21) \$1,500,000 of the general fund--state appropriation for fiscal
37 year 2009 is provided solely for competitive grants to labor,
38 management, and college partnerships to develop or expand and evaluate

1 innovative training programs for incumbent hospital workers that lead
2 to careers in nursing and other high-demand health care fields. The
3 board shall report to appropriate policy and fiscal committees of the
4 legislature by November 1, 2008, on the initial implementation of the
5 program, including components of the program created, the program
6 sites, and program enrollments including student background and early
7 progress. By November 2009, the board shall provide a follow up report
8 that additionally includes information on student progress and
9 outcomes.

10 (22) \$75,000 of the general fund--state appropriation for fiscal
11 year 2009 is provided solely for the gateway center pilot project at
12 Highline community college for coaching and managing student
13 participants in the pilot program. The coach will be responsible for
14 credentials interpretation, evaluating prior learning experience,
15 ensuring licensure guidance, providing academic advising and
16 translation services, and helping establish employer relationships.

17 (23) \$115,000 of the general fund--state appropriation for fiscal
18 year 2009 is provided solely for the state board to (a) convene a one-
19 day summit to inform the public, adult literacy instructional
20 personnel, and local, state, and community leaders about the status of
21 adult literacy and adult literacy education; and (b) conduct a media
22 campaign to increase public awareness about the availability of adult,
23 family, and workforce literacy services and resources.

24 (24) \$750,000 of the general fund--state appropriation for fiscal
25 year 2009 is provided solely to support online library resources
26 throughout the community and technical college system. Funds shall be
27 used to purchase licenses for specialized periodicals, journals, and
28 books and to increase student access to library materials.

29 (25) \$3,000,000 of the general fund--state appropriation for fiscal
30 year 2009 is provided solely for the design, development, training, and
31 related expenses associated with a joint labor/management
32 apprenticeship program established under the auspices of an
33 international union representing aerospace workers, which will include
34 but not be limited to training in composite technology. Of this
35 amount, \$2,150,000 may be used for program development, curriculum
36 development and equipment, training, and related expenses; and \$850,000
37 shall be used to support 130 enrollment slots at no more than three
38 community and technical colleges with at least one college being

1 located east of the Cascade mountains, for related supplemental
2 instruction and related expenses. The state board for community and
3 technical colleges shall select the colleges using a joint selection
4 process between the state board and the joint labor/management
5 apprenticeship program.

6 (26) \$1,178,000 of the general fund--state appropriation for fiscal
7 year 2009 is provided solely to Edmonds community college for operating
8 expenses related to leasing the employment resource center.

9 (27) \$50,000 of the general fund--state appropriation for fiscal
10 year 2009 is provided solely for the Renton technical college to
11 implement workplace-based instructional programs that will enable low-
12 wage working immigrants to improve their English language and work-
13 related skills.

14 (28) \$500,000 of the general fund--state appropriation for fiscal
15 year 2009 is provided solely to convert classes taught by faculty
16 employed in part-time positions to classes taught by faculty employed
17 in full-time, tenure-track positions. Particular emphasis shall be
18 placed upon increasing the number of full-time faculty in the
19 departments of mathematics, science, adult basic education, early
20 childhood education, and English. The state board shall determine the
21 distribution of these funds among the colleges in consultation with
22 representatives of faculty unions.

23 (29) The appropriations in this section include specific funding to
24 implement Substitute Senate Bill No. 5104 (applied baccalaureate
25 degrees).

26 **Sec. 606.** 2007 c 522 s 604 (uncodified) is amended to read as
27 follows:

28 **FOR THE UNIVERSITY OF WASHINGTON**

| | | |
|----|---|--------------------------------|
| 29 | General Fund--State Appropriation (FY 2008) | ((\$373,680,000)) |
| 30 | | <u>\$373,726,000</u> |
| 31 | General Fund--State Appropriation (FY 2009) | ((\$390,058,000)) |
| 32 | | <u>\$375,998,000</u> |
| 33 | General Fund--Private/Local Appropriation | \$300,000 |
| 34 | Education Legacy Trust Account--State | |
| 35 | Appropriation | \$43,181,000 |
| 36 | Accident Account--State Appropriation | ((\$6,621,000)) |
| 37 | | <u>\$6,513,000</u> |

1 Medical Aid Account--State Appropriation (~~(\$6,448,000)~~)
2 \$6,371,000
3 TOTAL APPROPRIATION (~~(\$820,288,000)~~)
4 \$806,089,000

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

7 (1) \$15,744,000 of the education legacy trust account--state
8 appropriation is to expand general enrollments by 625 student FTEs in
9 fiscal year 2008 and by an additional 625 student FTEs in fiscal year
10 2009. Of these, 165 FTEs in 2008 and 165 FTEs in 2009 are expected to
11 be graduate student FTEs.

12 (2) \$6,975,000 of the education legacy trust account--state
13 appropriation is to expand math and science undergraduate enrollments
14 by 250 student FTEs in each fiscal year. The programs expanded shall
15 include mathematics, engineering, and the physical sciences. The
16 university shall provide data to the office of financial management
17 that is required to track changes in enrollments, graduations, and the
18 employment of college graduates related to state investments in math
19 and science programs. Data may be provided through the public
20 centralized higher education enrollment system or through an
21 alternative means agreed to by the institutions and the office of
22 financial management.

23 (3) \$85,000 of the general fund--state appropriation for fiscal
24 year 2008 and \$85,000 of the general fund--state appropriation for
25 fiscal year 2009 are provided solely for operating support of the
26 Washington state academy of sciences, authorized by chapter 70.220 RCW.

27 (4) \$100,000 of the general fund--state appropriation for fiscal
28 year 2008 and \$100,000 of the general fund--state appropriation for
29 fiscal year 2009 are provided solely for operating support of the
30 William D. Ruckelshaus center.

31 (5) \$500,000 of the education legacy trust account--state
32 appropriation is provided solely to expand the number of TRIO eligible
33 students served in the student support services program at the
34 University of Washington by 250 students each year. TRIO students
35 include low-income, first-generation, and college students with
36 disabilities. The student support services program shall report
37 annually to the office of financial management and the appropriate
38 policy and fiscal committees of the legislature on the retention and

1 completion rates of students served through this appropriation.
2 Retention rates shall continue to exceed 85 percent for TRIO students
3 in this program.

4 (6) \$84,000 of the general fund--state appropriation for fiscal
5 year 2008 and \$84,000 of the general fund--state appropriation for
6 fiscal year 2009 are provided solely to establish the state
7 climatologist position.

8 (7) \$25,000 of the general fund--state appropriation for fiscal
9 year 2008 (~~is~~) and \$125,000 of the general fund--state appropriation
10 for fiscal year 2009 are provided solely for the William D. Ruckelshaus
11 center to identify and carry out, or otherwise appropriately support,
12 a process to identify issues that have led to conflict around land use
13 requirements and property rights, and explore practical and effective
14 ways to resolve or reduce that conflict. A report with conclusions and
15 recommendations shall be submitted to the governor and the chairs of
16 the appropriate committees of the legislature by October 31, 2007.
17 Work will continue after the submission of the initial report, to
18 include continuing research and the development of financial and policy
19 options and a progress report on fact finding efforts and stakeholder
20 positions due December 1, 2008.

21 (8) \$3,830,000 of the education legacy trust account--state
22 appropriation is provided solely to expand health sciences capacity at
23 the University of Washington. Consistent with the medical and dental
24 school extension program appropriations at Washington State University
25 and Eastern Washington University, funding is provided to expand
26 classes at the University of Washington. Medical and dental students
27 shall take the first year of courses for this program at the Riverpoint
28 campus in Spokane and the second year of courses at the University of
29 Washington in Seattle.

30 (9) The higher education coordinating board, the office of
31 financial management, and the higher education institutions negotiated
32 a set of performance measures, checkpoints, and targets in 2006. By
33 July 31, 2007, the university and the board shall review and revise
34 these targets based on per-student funding in the 2007-09
35 appropriations act. In addition, the board shall compile comparable
36 data from peer institutions in the eight global challenge states
37 identified in the Washington Learns study.

1 The checkpoints previously agreed by the board and the University
2 of Washington are enumerated as follows:

3 (a) Increase the combined number of baccalaureate degrees conferred
4 per year at all campuses to 8,850;

5 (b) Increase the combined number of high-demand baccalaureate
6 degrees conferred at all campuses per year to 1,380;

7 (c) Increase the combined number of advanced degrees conferred per
8 year at all campuses to 3,610;

9 (d) Improve the six-year graduation rate for baccalaureate students
10 to 74.7 percent;

11 (e) Improve the three-year graduation rate for students who
12 transfer with an associates degree to 76.0 percent;

13 (f) Improve the freshman retention rate to 93.0 percent;

14 (g) Improve time to degree for baccalaureate students to 92 percent
15 at the Seattle campus and 92.5 percent at the Bothell and Tacoma
16 campuses, measured by the percent of admitted students who graduate
17 within 125 percent of the credits required for a degree; and

18 (h) The institution shall provide a report on Pell grant
19 recipients' performance within each of the measures included in this
20 subsection.

21 The University of Washington shall report its progress and ongoing
22 efforts toward meeting the provisions of this section to the higher
23 education coordinating board prior to November 1, 2009.

24 (10) \$750,000 of the education legacy trust account appropriation
25 is provided solely to increase participation in international learning
26 opportunities, particularly for students with lower incomes who would
27 otherwise not have the chance to study, work, or volunteer outside the
28 United States.

29 (11) \$75,000 of the general fund--state appropriation for fiscal
30 year 2008 and \$75,000 of the general fund--state appropriation for
31 fiscal year 2009 are provided solely for forestry research by the
32 Olympic natural resources center.

33 (12) \$25,000 of the general fund--state appropriation for fiscal
34 year 2008 and \$25,000 of the general fund--state appropriation for
35 fiscal year 2009 are provided solely for coastal marine research by the
36 Olympic natural resources center.

37 (13) \$95,000 of the general fund--state appropriation for fiscal
38 year 2008 and \$30,000 of the general fund--state appropriation for

1 fiscal year 2009 are provided solely for increased education, training,
2 and support services for the families of children with autism, and for
3 the production and distribution of digital video discs in both English
4 and Spanish about strategies for working with people with autism.

5 (14) \$2,900,000 of the general fund--state appropriation for fiscal
6 year 2008 and \$3,400,000 of the general fund--state appropriation for
7 fiscal year 2009 are provided solely for operating support for the
8 department of global health.

9 (15) In an effort to introduce students to and inform students of
10 post-secondary opportunities in Washington state, by October 1st of
11 each year the university shall report to the higher education
12 coordinating board progress towards developing and implementing
13 outreach programs designed to increase awareness of higher education to
14 K-12 populations.

15 (16) \$150,000 of the general fund--state appropriation for fiscal
16 year 2008 is provided solely for the rural technology initiative
17 (initiative) at the University of Washington and the transportation
18 research group (group) at the Washington State University to conduct an
19 economic analysis of the costs to safely provide log hauling services.
20 The initiative will be the lead investigator and administer the
21 project. Neither the University of Washington nor the Washington State
22 University may make a deduction for administrative costs. The project
23 shall rely upon the Washington state patrol for determination of basic
24 safe characteristics, consistent with applicable state and federal law.
25 The analysis shall include:

26 (a) An estimate of log haulers' cost to operate and maintain a
27 basic and safe log truck without operator including:

- 28 (i) Variable costs such as fuel, etc;
- 29 (ii) Quasi-variable costs such as:
 - 30 (A) Tires, brakes, wrappers, and other safety related equipment;
 - 31 (B) Vehicle insurance, taxes, fees, etc;
 - 32 (C) Maintenance costs such as oil, lubrication, and minor repairs;

33 and

- 34 (D) Depreciation and replacement costs;

35 (b) The source of these cost estimates where possible should be
36 independent vendors of equipment and services or already existing
37 studies;

1 (c) A calculation of costs for safe operation expressed as per
2 mile, hour or load volume including consideration for regional
3 differences as well as off-road vs. on-road;

4 (d) An evaluation of comparable trucking services; and

5 (e) A review of log truck safety statistics in Washington state.

6 In conducting the analysis, the initiative shall consult with the
7 northwest log truckers cooperative, the Washington trucking
8 association, the Washington contract loggers association, the
9 Washington farm forestry association, and the Washington forest
10 protection association. By June 30, 2008, the initiative shall provide
11 a report of its findings to the legislature and governor and distribute
12 the findings to interested industry groups.

13 (17) \$500,000 of the general fund--state appropriation for fiscal
14 year 2008 and \$500,000 of the general fund--state appropriation for
15 fiscal year 2009 are provided solely to the Burke museum to support
16 science and social science educational programs including public
17 outreach programs, new educational programs and resources, web-based
18 interactive learning experiences, teacher training, and traveling
19 educational opportunities.

20 (18) \$150,000 of the general fund--state appropriation for fiscal
21 year 2008 and (~~(\$150,000)~~) \$300,000 of the general fund--state
22 appropriation for fiscal year 2009 are provided solely to the institute
23 for learning and brain sciences.

24 (19) \$30,000 of the general fund--state appropriation for fiscal
25 year 2008 and \$30,000 of the general fund--state appropriation for
26 fiscal year 2009 are provided solely for the University of Washington
27 to gather data and conduct research associated with preparing the
28 basin-wide assessment and to solicit nominations for review and
29 submittal to the Washington academy of sciences for the creation of the
30 Puget Sound science panel pursuant to Engrossed Second Substitute
31 Senate Bill No. 5372 (Puget Sound partnership).

32 (20)(a) \$500,000 of the general fund--state appropriation for
33 fiscal year 2008 is provided solely for the University of Washington
34 school of law loan repayment assistance program endowment fund. The
35 University of Washington shall conduct fund-raising activities to
36 increase private sector support of the endowment program and \$250,000
37 of the appropriation in this subsection is contingent on a private
38 sector match. Funds in the law school repayment assistance program

1 endowment fund shall be used to provide graduates who pursue careers in
2 public interest legal positions with payment assistance toward their
3 student loan debt.

4 (b) The University of Washington law school shall report to the
5 legislature by December 1, 2010, information about the loan repayment
6 assistance program. The report shall contain at least the following
7 information:

8 (i) A financial summary of the endowment program;

9 (ii) The number of individuals receiving assistance from the
10 program and information related to the positions in which these
11 individuals are working;

12 (iii) Any available information regarding the effect of the loan
13 repayment assistance program on student recruitment and enrollment; and

14 (iv) Other information the school of law deems relevant to the
15 evaluation of the program.

16 (c) In its rules for administering the program, the school of law
17 must make provision for cases of hardship or exceptional circumstances,
18 as defined by the school of law. Examples of such circumstances
19 include, but are not limited to, family leave, medical leave, illness
20 or disability, and loss of employment.

21 (d) The loan repayment assistance program must be available to
22 otherwise eligible graduates of the law school who work in positions
23 with nonprofit organizations or government agencies. Such positions
24 must be located within Washington state. Government agencies shall
25 include the various branches of the military.

26 (21) \$54,000 of the general fund--state appropriation for fiscal
27 year 2008 and \$54,000 of the general fund--state appropriation for
28 fiscal year 2009 are provided solely for the University of Washington
29 geriatric education center to develop a voluntary adult family home
30 certification program. In addition to the minimum qualifications
31 required under RCW 70.128.120, individuals participating in the
32 voluntary adult family home certification program shall complete fifty-
33 two hours of class requirements as established by the University of
34 Washington geriatric education center. Individuals completing the
35 requirements of RCW 70.128.120 and the voluntary adult family home
36 certification program shall be issued a certified adult family home
37 license by the department of social and health services. The

1 department of social and health services shall adopt rules implementing
2 the provisions of this subsection.

3 (22) \$22,000 of the general fund--state appropriation for fiscal
4 year 2008 and \$97,000 of the general fund--state appropriation for
5 fiscal year 2009 are provided solely for the William D. Ruckelshaus
6 center for implementation of section 5 of Engrossed Second Substitute
7 House Bill No. 3123 (nurse staffing). If section 5 of the bill is not
8 enacted by June 30, 2008, the amount provided in this subsection shall
9 lapse.

10 (23) \$88,000 of the general fund--state appropriation for fiscal
11 year 2009 is provided solely for the university to increase mental
12 health professional staff by one full-time equivalent employee.

13 (24) \$200,000 of the general fund--state appropriation for fiscal
14 year 2009 is provided solely for the marine sciences program to
15 continue studying the impacts to biota in Hood Canal from low dissolved
16 oxygen.

17 (25) \$1,000,000 of the general fund--state appropriation for fiscal
18 year 2009 is provided solely to establish an e-Science institute that
19 will provide infrastructure and consulting expertise to university
20 researchers in advanced computational techniques needed to capture,
21 store, organize, access, mine, visualize, and interpret massive data
22 sets.

23 (26) \$135,000 of the general fund--state appropriation for fiscal
24 year 2009 is provided solely to enable five undergraduate or graduate
25 students to work as fellows in overseas international trade offices.

26 (27) \$65,000 of the general fund--state appropriation for fiscal
27 year 2009 is provided solely to expand the work of the office of the
28 state climatologist in areas such as preparing, publishing, and
29 disseminating climate summaries for individuals and organizations whose
30 activities are related to the welfare of the state; supplying
31 information needed to implement the state's drought contingency
32 response plan; conducting and reporting on studies of climate and
33 weather phenomena of significant socioeconomic impact to the state; and
34 evaluating the impact of natural and man-made changes on the climate.

35 (28) \$50,000 of the general fund--state appropriation for fiscal
36 year 2009 is provided solely for incentive grants to support medical
37 research or medical training projects focused upon improvement of
38 services to persons with developmental disabilities. The university

1 shall report to appropriate committees of the legislature by December
2 1, 2008, on incentive grants awarded, and other efforts to improve
3 training for medical students in treating persons with developmental
4 disabilities.

5 **Sec. 607.** 2007 c 522 s 605 (uncodified) is amended to read as
6 follows:

7 **FOR WASHINGTON STATE UNIVERSITY**

| | | |
|----|---|--------------------------------|
| 8 | General Fund--State Appropriation (FY 2008) | ((\$231,382,000)) |
| 9 | | <u>\$232,201,000</u> |
| 10 | General Fund--State Appropriation (FY 2009) | ((\$240,898,000)) |
| 11 | | <u>\$235,108,000</u> |
| 12 | Education Legacy Trust Account--State | |
| 13 | Appropriation | \$33,884,000 |
| 14 | Pension Funding Stabilization Account | |
| 15 | Appropriation | \$2,450,000 |
| 16 | TOTAL APPROPRIATION | ((\$508,614,000)) |
| 17 | | <u>\$503,643,000</u> |

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

20 (1) \$5,315,000 of the education legacy trust account--state
21 appropriation is to expand general enrollments by 290 student FTEs in
22 fiscal year 2008 and by an additional 300 student FTEs in fiscal year
23 2009.

24 (2) \$3,525,000 of the education legacy trust account--state
25 appropriation is to expand math and science enrollments by 65 student
26 FTEs in fiscal year 2008, and by an additional 90 FTE students in
27 fiscal year 2009, of which 15 FTEs in each fiscal year are expected to
28 be graduate enrollments. The programs expanded shall include
29 mathematics, engineering, and the physical sciences. Fifty student
30 FTEs in each year will be shifted from general enrollments to high-
31 demand, high-cost fields, and thus do not affect the enrollment levels
32 listed in section 602 of this act. The university shall provide data
33 to the office of financial management regarding math and science
34 enrollments, graduations, and the employment of college graduates
35 related to state investments in math and science programs. Data may be
36 provided through the public centralized higher education enrollment

1 system or through an alternative means agreed to by the institutions
2 and the office of financial management.

3 (3) \$2,356,000 of the education legacy trust account appropriation
4 is to expand bachelors-level, masters-level, and PhD enrollment at the
5 Tri-Cities and Spokane campuses by 45 FTE students in fiscal year 2008,
6 and by an additional 40 FTEs in fiscal year 2009.

7 (4) \$2,000,000 of the general fund--state appropriation for fiscal
8 year 2008 and \$2,000,000 of the general fund--state appropriation for
9 fiscal year 2009 are provided solely for research and commercialization
10 in bio-products and bio-fuels. Of this amount, \$2,000,000 shall be
11 targeted at the development of new crops to be used in the bio-products
12 facility at WSU-Tri-Cities. The remainder shall be used for research
13 into new bio-products created from agricultural waste to be conducted
14 in the Tri-Cities in a joint program between Washington State
15 University and Pacific Northwest national laboratories.

16 (5) \$500,000 of the education legacy trust account--state
17 appropriation is provided solely to expand the number of TRIO eligible
18 students served in the student support services program at Washington
19 State University by 250 students each year. TRIO students include
20 low-income, first-generation, and college students with disabilities.
21 The student support services program shall report annually to the
22 office of financial management and the appropriate policy and fiscal
23 committees of the legislature on the retention and completion rates of
24 students served through this appropriation. Retention rates shall
25 continue to exceed 85 percent for TRIO students in this program.

26 (6) \$1,500,000 of the general fund--state appropriation for fiscal
27 year 2008 and \$1,500,000 of the general fund--state appropriation for
28 fiscal year 2009 are provided solely to promote the development of the
29 Spokane-based applied sciences laboratory into a strong,
30 self-sustaining research organization. The state funds shall be used
31 to recruit and retain at least three senior research scientists; to
32 employ business development and administrative personnel; and to
33 establish and equip facilities for computational modeling and for
34 materials and optical characterization.

35 (7) \$85,000 of the general fund--state appropriation for fiscal
36 year 2008 and \$85,000 of the general fund--state appropriation for
37 fiscal year 2009 are provided solely for operating support of the
38 Washington state academy of sciences, under chapter 70.220 RCW.

1 (8) \$100,000 of the general fund--state appropriation for fiscal
2 year 2008 and \$100,000 of the general fund--state appropriation for
3 fiscal year 2009 are provided solely for operating support of the
4 William D. Ruckelshaus center.

5 (9) \$25,000 of the general fund--state appropriation for fiscal
6 year 2008 (~~is~~) and \$175,000 of the general fund--state appropriation
7 for fiscal year 2009 are provided solely for the William D. Ruckelshaus
8 center to identify and carry out, or otherwise appropriately support,
9 a process to identify issues that have led to conflict around land use
10 requirements and property rights, and explore practical and effective
11 ways to resolve or reduce that conflict. A report with conclusions and
12 recommendations shall be submitted to the governor and the chairs of
13 the appropriate committees of the legislature by October 31, 2007.
14 Work will continue after the submission of the initial report, to
15 include continuing research and the development of financial and policy
16 options and a progress report on fact finding efforts and stakeholder
17 positions due December 1, 2008.

18 (10) \$6,360,000 of the education legacy trust account--state
19 appropriation is provided solely to expand health sciences offerings in
20 Spokane. The university shall enroll 20 student FTEs in fiscal year
21 2009 in a University of Washington medical school extension program at
22 the Riverpoint campus of WSU in Spokane. Students shall take the first
23 year of courses for this program at the Riverpoint campus in Spokane,
24 and shall do their clinical rotations and other upper level training in
25 the inland northwest.

26 (11) \$1,000,000 of the general fund--state appropriation for fiscal
27 year 2008 and \$1,000,000 of the general fund--state appropriation for
28 fiscal year 2009 are provided solely for start-up and ongoing operation
29 of the Vancouver campus-based electrical engineering program.

30 (12) The higher education coordinating board, the office of
31 financial management, and the higher education institutions negotiated
32 a set of performance measures, checkpoints, and targets in 2006. By
33 July 31, 2007, the university and the board shall review and revise
34 these targets based on per-student funding in the 2007-09
35 appropriations act. In addition, the board shall compile comparable
36 data from peer institutions in the eight global challenge states
37 identified in the Washington Learns study.

1 The checkpoints previously agreed by the board and the Washington
2 State University are enumerated as follows:

3 (a) Increase the combined number of baccalaureate degrees conferred
4 per year at all campuses to 4,170;

5 (b) Increase the combined number of high-demand baccalaureate
6 degrees conferred at all campuses per year to 630;

7 (c) Increase the combined number of advanced degrees conferred per
8 year at all campuses to 1,090;

9 (d) Improve the six-year graduation rate for baccalaureate students
10 to 63.2 percent;

11 (e) Improve the three-year graduation rate for students who
12 transfer with an associates degree to 65.4 percent;

13 (f) Improve the freshman retention rate to 84.8 percent;

14 (g) Improve time to degree for baccalaureate students to 92
15 percent, measured by the percent of admitted students who graduate
16 within 125 percent of the credits required for a degree; and

17 (h) The institution shall provide a report on Pell grant
18 recipients' performance within each of the measures included in this
19 section.

20 The Washington State University shall report its progress and
21 ongoing efforts toward meeting the provisions of this section to the
22 higher education coordinating board prior to November 1, 2009.

23 (13) In an effort to introduce students to and inform students of
24 post-secondary opportunities in Washington state, by October 1st of
25 each year the university shall report to the higher education
26 coordinating board progress towards developing and implementing
27 outreach programs designed to increase awareness of higher education to
28 K-12 populations.

29 (14) \$3,000,000 of the general fund--state appropriation for fiscal
30 year 2008 and \$3,000,000 of the general fund--state appropriation for
31 fiscal year 2009 are provided solely to support the unified agriculture
32 initiative at Washington State University. Funds are provided for
33 competitive agriculture grant funds, of which \$400,000 is provided for
34 biological intensive and organic agriculture grants; for operating and
35 program support for the university's research and extension centers, of
36 which \$735,000 is for maintenance and operations support for the Mount
37 Vernon research facility; and for positions to fill research gaps in

1 the development of value-added agricultural products and economically
2 and environmentally sustainable food production.

3 (15) \$75,000 of the general fund--state appropriation for fiscal
4 year 2008 and \$75,000 of the general fund--state appropriation for
5 fiscal year 2009 are provided solely for support of basic operations
6 and research at the university's grizzly bear study center.

7 (16) \$75,000 of the general fund--state appropriation for fiscal
8 year 2008 and \$75,000 of the general fund--state appropriation for
9 fiscal year 2009 are provided solely for the energy development center
10 to establish certification standards and to process applications for
11 renewable energy cost recovery incentives, as provided in chapters 300
12 and 301, Laws of 2005.

13 (17) \$30,000 of the general fund--state appropriation for fiscal
14 year 2008 and \$30,000 of the general fund--state appropriation for
15 fiscal year 2009 are provided solely for Washington State University to
16 gather data and conduct research associated with preparing the basin-
17 wide assessment and to solicit nominations for review and submittal to
18 the Washington academy of sciences for the creation of the Puget Sound
19 science panel pursuant to Engrossed Second Substitute Senate Bill No.
20 5372 (Puget Sound partnership).

21 (18) \$10,000 of the general fund--state appropriation for fiscal
22 year 2008 and \$40,000 of the general fund--state appropriation for
23 fiscal year 2009 are provided solely for the William D. Ruckelshaus
24 center for implementation of section 5 of Engrossed Second Substitute
25 House Bill No. 3123 (nurse staffing). If section 5 of the bill is not
26 enacted by June 30, 2008, the amounts provided in this subsection shall
27 lapse.

28 (19) \$77,000 of the general fund--state appropriation for fiscal
29 year 2009 is provided solely for the university to increase mental
30 health professional staff by one full-time equivalent employee.

31 (20) \$160,000 of the general fund--state appropriation for fiscal
32 year 2009 is provided solely for administrative resources and personnel
33 necessary for the implementation of Substitute House Bill No. 2963 (WSU
34 collective bargaining). If the bill is not enacted by June 30, 2008,
35 the amount provided in this subsection shall lapse.

36 (21) \$200,000 of the general fund--state appropriation for fiscal
37 year 2009 is provided solely to implement a teacher preparation program
38 at Washington State University-Vancouver that will prepare currently-

1 licensed teachers to more effectively educate K-12 students who are
2 deaf or hearing-impaired. The program will use a variety of distance
3 learning instructional methods and delivery formats in order to reach
4 teachers throughout the state.

5 (22) \$50,000 of the general fund--state appropriation for fiscal
6 year 2009 is provided solely to expand services at the Renton small
7 business development center.

8 (23) \$145,000 of the general fund--state appropriation for fiscal
9 year 2009 is provided solely for the Washington State University urban
10 integrated pest management program to provide technical assistance to
11 school districts implementing integrated pesticide management programs.
12 The program shall also assist the Washington state school directors'
13 association in developing a statewide model policy for integrated pest
14 management.

15 (24) \$500,000 of the general fund--state appropriation for fiscal
16 year 2009 is provided solely for implementation of section 6 of Senate
17 Bill No. 6438 (high speed internet deployment). If section 6 of Senate
18 Bill No. 6438 is not enacted by June 30, 2008, the amount provided in
19 this subsection shall lapse.

20 (25) The appropriations in this section include specific funding to
21 implement Senate Bill No. 6187 (food animal veterinarians).

22 **Sec. 608.** 2007 c 522 s 606 (uncodified) is amended to read as
23 follows:

24 **FOR EASTERN WASHINGTON UNIVERSITY**

| | | |
|----|---|--------------------------------|
| 25 | General Fund--State Appropriation (FY 2008) | ((\$48,907,000)) |
| 26 | | <u>\$48,911,000</u> |
| 27 | General Fund--State Appropriation (FY 2009) | ((\$50,736,000)) |
| 28 | | <u>\$48,959,000</u> |
| 29 | Education Legacy Trust Account--State | |
| 30 | Appropriation | \$14,753,000 |
| 31 | Pension Funding Stabilization Account | |
| 32 | Appropriation | \$4,758,000 |
| 33 | TOTAL APPROPRIATION | ((\$119,154,000)) |
| 34 | | <u>\$117,381,000</u> |

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

1 (1) \$930,000 of the education legacy trust account--state
2 appropriation is to expand general enrollments by 130 student FTEs in
3 fiscal year 2009. Of these, 30 FTEs in 2009 are expected to be
4 graduate student FTEs.

5 (2) \$1,170,000 of the education legacy trust account--state
6 appropriation is to expand high-demand undergraduate enrollments by 50
7 student FTEs in each fiscal year. The programs expanded shall include,
8 but are not limited to, mathematics, engineering, and health sciences.
9 The university shall provide data to the office of financial management
10 that is required to track changes in enrollments, graduations, and the
11 employment of college graduates related to state investments in
12 high-demand enrollment programs. Data may be provided through the
13 public centralized higher education enrollment system or through an
14 alternative means agreed to by the institutions and the office of
15 financial management.

16 (3) \$500,000 of the education legacy trust account--state
17 appropriation is provided solely to expand the number of TRIO eligible
18 students served in the student support services program at Eastern
19 Washington University by 250 students each year. TRIO students include
20 low-income, first-generation, and college students with disabilities.
21 The student support services program shall report annually to the
22 office of financial management and the appropriate policy and fiscal
23 committees of the legislature on the retention and completion rates of
24 students served through this appropriation. Retention rates shall
25 continue to exceed 85 percent for TRIO students in this program.

26 (4) \$1,021,000 of the education legacy trust account--state
27 appropriation is provided solely for the RIDE program. The program
28 shall enroll eight student FTEs in the University of Washington school
29 of dentistry in fiscal year 2009. Students shall take the first year
30 of courses for this program at the Riverpoint campus in Spokane, and
31 their second and third years at the University of Washington school of
32 dentistry.

33 (5) The higher education coordinating board, the office of
34 financial management, and the higher education institutions negotiated
35 a set of performance measures, checkpoints, and targets in 2006. By
36 July 31, 2007, the university and the board shall review and revise
37 these targets based on per-student funding in the 2007-09

1 appropriations act. In addition, the board shall compile comparable
2 data from peer institutions in the eight global challenge states
3 identified in the Washington Learns study.

4 The checkpoints previously agreed by the board and the Eastern
5 Washington University are enumerated as follows:

6 (a) Increase the number of baccalaureate degrees conferred per year
7 to 2035;

8 (b) Increase the number of high-demand baccalaureate degrees
9 conferred per year to 405;

10 (c) Increase the number of advanced degrees conferred per year at
11 all campuses to 550;

12 (d) Improve the six-year graduation rate for baccalaureate students
13 to 50.0 percent;

14 (e) Improve the three-year graduation rate for students who
15 transfer with an associates degree to 61.0 percent;

16 (f) Improve the freshman retention rate to 76.0 percent;

17 (g) Improve time to degree for baccalaureate students to 81.0
18 percent, measured by the percent of admitted students who graduate
19 within 125 percent of the credits required for a degree; and

20 (h) The institution shall provide a report on Pell grant
21 recipients' performance within each of the measures included in this
22 section.

23 Eastern Washington University shall report its progress and ongoing
24 efforts toward meeting the provisions of this section to the higher
25 education coordinating board prior to November 1, 2009.

26 (6) In an effort to introduce students to and inform students of
27 post-secondary opportunities in Washington state, by October 1st of
28 each year the university shall report to the higher education
29 coordinating board progress towards developing and implementing
30 outreach programs designed to increase awareness of higher education to
31 K-12 populations.

32 (7) \$80,000 of the general fund--state appropriation for fiscal
33 year 2009 is provided solely for the university to increase mental
34 health professional staff by one full-time equivalent employee.

35 (8) \$62,000 of the general fund--state appropriation for fiscal
36 year 2009 is provided solely for the institute for public policy and
37 economic analysis to conduct an assessment of the likely medical,

1 health care delivery, and economic consequences of the proposed sale of
2 a major eastern Washington health care delivery system.

3 (9) \$100,000 of the general fund--state appropriation for fiscal
4 year 2009 is provided solely for the northwest autism center to
5 increase child diagnostic services and teacher training services.

6 **Sec. 609.** 2007 c 522 s 607 (uncodified) is amended to read as
7 follows:

8 **FOR CENTRAL WASHINGTON UNIVERSITY**

| | | |
|----|---|--------------------------------|
| 9 | General Fund--State Appropriation (FY 2008) | ((\$47,326,000)) |
| 10 | | <u>\$47,691,000</u> |
| 11 | General Fund--State Appropriation (FY 2009) | ((\$49,539,000)) |
| 12 | | <u>\$47,978,000</u> |
| 13 | Education Legacy Trust Account--State | |
| 14 | Appropriation | \$16,219,000 |
| 15 | Pension Funding Stabilization Account | |
| 16 | Appropriation | \$4,330,000 |
| 17 | TOTAL APPROPRIATION | ((\$117,414,000)) |
| 18 | | <u>\$116,218,000</u> |

19 The appropriations in this section are subject to the following
20 conditions and limitations:

21 (1) \$2,474,000 of the education legacy trust account--state
22 appropriation is to increase general enrollments by 70 FTE students in
23 fiscal year 2008 and by an additional 211 FTE enrollments in fiscal
24 year 2009. At least 30 of the additional fiscal year 2009 enrollments
25 are expected to be graduate students.

26 (2) \$1,816,000 of the education legacy trust account--state
27 appropriation for fiscal year 2008 is to increase math and science
28 enrollments by 105 FTE students in fiscal year 2008 and by an
29 additional 89 FTE students in fiscal year 2009. The university shall
30 provide data to the office of financial management regarding math and
31 science enrollments, graduations, and employment of college graduates
32 related to state investments in math and science enrollment programs.
33 Data may be provided through the centralized higher education
34 enrollment system or through an alternative means agreed to by the
35 institutions and the office of financial management.

36 (3) \$1,801,000 of the education legacy trust account--state
37 appropriation is to increase high-demand undergraduate enrollments by

1 85 student FTEs in fiscal year 2008 and by an additional 70 FTE
2 students in fiscal year 2009. The programs expanded shall include, but
3 are not limited to, bilingual education and information technology.
4 The university shall provide data to the office of financial management
5 that is required to track changes in enrollments, graduations, and the
6 employment of college graduates related to state investments in high-
7 demand enrollment programs. Data may be provided through the public
8 centralized higher education enrollment system or through an
9 alternative means agreed to by the institutions and the office of
10 financial management.

11 (4) \$500,000 of the education legacy trust account--state
12 appropriation is provided solely to expand the number of TRIO eligible
13 students served in the student support services program at Central
14 Washington University by 250 students each year. TRIO students include
15 low-income, first-generation, and college students with disabilities.
16 The student support services program shall report annually to the
17 office of financial management and the appropriate policy and fiscal
18 committees of the legislature on the retention and completion rates of
19 students served through this appropriation. Retention rates shall
20 continue to exceed 85 percent for TRIO students in this program.

21 (5) The higher education coordinating board, the office of
22 financial management, and the higher education institutions negotiated
23 a set of performance measures, checkpoints, and targets in 2006. By
24 July 31, 2007, the university and the board shall review and revise
25 these targets based on per-student funding in the 2007-09
26 appropriations act. In addition, the board shall compile comparable
27 data from peer institutions in the eight global challenge states
28 identified in the Washington Learns study.

29 The checkpoints previously agreed by the board and the Central
30 Washington University are enumerated as follows:

31 (a) Increase the number of baccalaureate degrees conferred per year
32 to 2,050;

33 (b) Increase the number of high-demand baccalaureate degrees
34 conferred per year to 49;

35 (c) Increase the number of advanced degrees conferred per year at
36 all campuses to 196;

37 (d) Improve the six-year graduation rate for baccalaureate students
38 to 51.1 percent;

1 (e) Improve the three-year graduation rate for students who
2 transfer with an associates degree to 72.3 percent;

3 (f) Improve the freshman retention rate to 78.2 percent;

4 (g) Improve time to degree for baccalaureate students to 86.6
5 percent, measured by the percent of admitted students who graduate
6 within 125 percent of the credits required for a degree; and

7 (h) The institution shall provide a report on Pell grant
8 recipients' performance within each of the measures included in this
9 section.

10 Central Washington University shall report its progress and ongoing
11 efforts toward meeting the provisions of this section to the higher
12 education coordinating board prior to November 1, 2009.

13 (6) \$500,000 of the education legacy trust account appropriation is
14 provided solely to implement Engrossed Substitute House Bill No. 1497
15 (Central Washington University operating fee waivers). If the bill is
16 not enacted by June 30, 2007, this appropriation shall lapse.

17 (7) In an effort to introduce students to and inform students of
18 post-secondary opportunities in Washington state, by October 1st of
19 each year the university shall report to the higher education
20 coordinating board progress towards developing and implementing
21 outreach programs designed to increase awareness of higher education to
22 K-12 populations.

23 (8) \$80,000 of the general fund--state appropriation for fiscal
24 year 2009 is provided solely for the university to increase mental
25 health professional staff by one full-time equivalent employee.

26 **Sec. 610.** 2007 c 522 s 608 (uncodified) is amended to read as
27 follows:

28 **FOR THE EVERGREEN STATE COLLEGE**

| | | |
|----|---|-------------------------------|
| 29 | General Fund--State Appropriation (FY 2008) | ((\$29,744,000)) |
| 30 | | <u>\$29,747,000</u> |
| 31 | General Fund--State Appropriation (FY 2009) | ((\$30,057,000)) |
| 32 | | <u>\$29,403,000</u> |
| 33 | Education Legacy Trust Account--State | |
| 34 | Appropriation | \$4,758,000 |
| 35 | TOTAL APPROPRIATION | ((\$64,559,000)) |
| 36 | | <u>\$63,908,000</u> |

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

3 (1) \$562,000 of the education legacy trust account--state
4 appropriation is to expand upper division math and science enrollments
5 by 22 student FTEs in fiscal year 2008 and by an additional 28 student
6 FTEs in fiscal year 2009.

7 (2) \$260,000 of the education legacy trust account--state
8 appropriation for fiscal year 2009 is for 20 student FTE graduate
9 enrollments in the masters in education program.

10 (3) \$500,000 of the education legacy trust account--state
11 appropriation is provided solely to expand the number of TRIO eligible
12 students served in the student support services program at The
13 Evergreen State College by 250 students each year. TRIO students
14 include low-income, first-generation, and college students with
15 disabilities. The student support services program shall report
16 annually to the office of financial management and the appropriate
17 policy and fiscal committees of the legislature on the retention and
18 completion rates of students served through this appropriation.
19 Retention rates shall continue to exceed 80 percent for students served
20 in this program, with a goal of reaching a retention rate in excess of
21 85 percent.

22 (4) \$614,000 of the education legacy trust account appropriation is
23 provided solely to increase the number and value of tuition waivers
24 awarded to state-supported students.

25 (5) The higher education coordinating board, the office of
26 financial management, and the higher education institutions negotiated
27 a set of performance measures, checkpoints, and targets in 2006. By
28 July 31, 2007, the college and the board shall review and revise these
29 targets based on per-student funding in the 2007-09 appropriations act.
30 In addition, the board shall compile comparable data from peer
31 institutions in the eight global challenge states identified in the
32 Washington Learns study.

33 The checkpoints previously agreed by the board and The Evergreen
34 State College are enumerated as follows:

35 (a) Increase the number of baccalaureate degrees conferred per year
36 to 1182;

37 (b) Increase the number of advanced degrees conferred per year at
38 all campuses to 92;

1 (c) Improve the six-year graduation rate for baccalaureate students
2 to 57.0 percent;

3 (d) Improve the three-year graduation rate for students who
4 transfer with an associates degree to 72.8 percent;

5 (e) Improve the freshman retention rate to 73.9 percent;

6 (f) Improve time to degree for baccalaureate students to 97.0
7 percent, measured by the percent of admitted students who graduate
8 within 125 percent of the credits required for a degree; and

9 (g) The institution shall provide a report on Pell grant
10 recipients' performance within each of the measures included in this
11 section.

12 The Evergreen State College shall report its progress and ongoing
13 efforts toward meeting the provisions of this section to the higher
14 education coordinating board prior to November 1, 2009.

15 (6) In an effort to introduce students to and inform students of
16 post-secondary opportunities in Washington state, by October 1st of
17 each year the university shall report to the higher education
18 coordinating board progress towards developing and implementing
19 outreach programs designed to increase awareness of higher education to
20 K-12 populations.

21 (7) \$435,000 of the general fund--state appropriation for fiscal
22 year 2008 is provided solely for the Washington state institute for
23 public policy (WSIPP) to assist the joint task force on basic education
24 finance created pursuant to Engrossed Second Substitute Senate Bill No.
25 5627 (requiring a review and development of basic education funding).
26 The institute shall assist the joint task force in a review of the
27 definition of basic education and the development of options for a new
28 funding structure for K-12 public schools. (~~If the bill is not~~
29 ~~enacted by June 30, 2007, the amount provided in this subsection shall~~
30 ~~lapse.~~) The task force on basic education as created in chapter 399,
31 Laws of 2007 shall consider the ruling of the King County Superior
32 Court in the matter of *Federal Way School District v. The State of*
33 *Washington* in developing recommendations for a new basic education
34 school finance formula. The recommendations should include proposals
35 that directly address the issue of equity in salary allocations in the
36 new school finance formula.

37 (8) \$180,000 of the general fund--state appropriation for fiscal
38 year 2008 and \$180,000 of the general fund--state appropriation for

1 fiscal year 2009 are provided solely for the Washington state institute
2 for public policy to study the program effectiveness and cost-benefit
3 of state-funded programs that meet the criteria of evidence-based
4 programs and practices, and emerging best practice/promising practice,
5 as defined in RCW 71.24.025 (12) and (13) for adult offenders in the
6 department of corrections, and juvenile offenders under state and local
7 juvenile authority.

8 (9) \$75,000 of the general fund--state appropriation for fiscal
9 year 2008 and \$75,000 of the general fund--state appropriation for
10 fiscal year 2009 are provided solely for the Washington state institute
11 for public policy to evaluate the effectiveness of current methods for
12 screening and treating depression in women who receive temporary
13 assistance for needy families (TANF), and to make recommendations for
14 their improvement.

15 (10) \$133,000 of the general fund--state appropriation for fiscal
16 year 2008 is provided solely to implement Substitute House Bill No.
17 1472 (child welfare). If the bill is not enacted by June 30, 2007, the
18 amount provided in this subsection shall lapse.

19 (11) Notwithstanding other provisions in this section, the
20 Washington state institute for public policy may adjust due dates for
21 projects included on the institute's 2007-09 workplan as necessary to
22 efficiently manage workload.

23 (12) \$19,000 of the general fund--state appropriation for fiscal
24 year 2009 is provided solely for the Washington state institute for
25 public policy (WSIPP) to (a) conduct a national review of state
26 programs for youth transitioning out of foster care and analyze state
27 policies on eligibility requirements for continued foster care, age
28 thresholds for transition services, types of services provided, and use
29 of state funds to supplement federal moneys; and (b) survey foster
30 youth and foster parents in Washington regarding how well current
31 services are meeting the needs of youth transitioning out of foster
32 care to independence. The institute shall issue a preliminary report
33 by September 1, 2008, with a final report by December 31, 2008.

34 (13) \$85,000 of the general fund--state appropriation for fiscal
35 year 2009 is provided solely for the college to increase mental health
36 professional staff by one full-time equivalent employee.

37 (14) \$46,000 of the general fund--state appropriation for fiscal
38 year 2009 is provided solely for the Washington state institute for

1 public policy (WSIPP) for implementation of Second Substitute Senate
2 Bill No. 6732 (construction industry). If the bill is not enacted by
3 June 30, 2008, the amount provided in this subsection shall lapse.

4 (15) \$69,000 of the general fund--state appropriation for fiscal
5 year 2009 is provided solely for the Washington state institute for
6 public policy to study the status of adult literacy education in
7 Washington. The study shall include an analysis of literacy rates by
8 county; a review of the research literature; a description of literacy-
9 related services provided by state agencies and community-based
10 organizations; and an analysis of the characteristics of persons
11 receiving those services. The institute shall report its findings to
12 the governor, appropriate committees of the legislature, and to the
13 state board for community and technical colleges by December 1, 2008.

14 (16) \$23,000 of the general fund--state appropriation for fiscal
15 year 2009 is provided solely to implement the evaluation required by
16 Senate Bill No. 6665 (crisis response programs). If the bill is not
17 enacted by June 30, 2009, the amount provided in this subsection shall
18 lapse.

19 (17) \$100,000 of the general fund--state appropriation for fiscal
20 year 2009 is provided solely for the Washington state institute for
21 public policy to conduct a review of research on service and support
22 programs for children and adults with developmental disabilities,
23 excluding special education, and an economic analysis of net program
24 costs and benefits. The institute shall submit a preliminary report of
25 findings by January 1, 2009, and a final report by June 30, 2009.

26 (18) \$50,000 of the general fund--state appropriation for fiscal
27 year 2009 is provided solely for the Washington state institute for
28 public policy to examine data gathered through the address verification
29 activities funded in section 217(10) of this act and through interviews
30 with selected law enforcement jurisdictions who receive the funding to
31 assess the prevalence of sex offenders who register as homeless as a
32 means to avoid disclosing their residence. The institute shall report
33 its findings and estimates to appropriate policy committees of the
34 legislature by December 1, 2008.

35 (19) \$70,000 of the general fund--state appropriation for fiscal
36 year 2009 is provided solely for the Washington state institute for
37 public policy to analyze local practices regarding RCW 28A.225.020,
38 28A.225.025, and 28A.225.030.

1 (a) The institute shall: (i) Sample school districts' and superior
2 courts' expenditures in fiscal years 2005, 2006, 2007, and 2008 used to
3 comply with RCW 28A.225.020, 28A.225.025, and 28A.225.030; (ii)
4 evaluate evidence-based, research-based, promising, and consensus-based
5 truancy intervention and prevention programs and report on local
6 practices that could be designated as such; (iii) survey school
7 district truancy petition and intervention programs and services
8 currently available and report on any gaps in accessing services; (iv)
9 survey the districts' definitions of "absence" and "unexcused absence";
10 (v) survey the courts' frequency of use of contempt proceedings and
11 barriers to the use of proceedings; and (vi) analyze the academic
12 impact of RCW 28A.225.030 by sampling school districts' student
13 academic records to ascertain the students' post-petition attendance
14 rate, grade progression, and high school graduation for students where
15 the school district filed a truancy petition in superior court.

16 (b) In conducting its analysis, the institute may consult with
17 employees and access data systems of the office of the superintendent
18 of public instruction and any educational service district or school
19 district and the administrative office of the courts, each of which
20 shall provide the institute with access to necessary data and
21 administrative systems.

22 **Sec. 611.** 2007 c 522 s 609 (uncodified) is amended to read as
23 follows:

24 **FOR WESTERN WASHINGTON UNIVERSITY**

| | |
|--|--------------------------------|
| 25 General Fund--State Appropriation (FY 2008) | ((\$66,716,000)) |
| 26 | <u>\$66,774,000</u> |
| 27 General Fund--State Appropriation (FY 2009) | ((\$69,917,000)) |
| 28 | <u>\$68,085,000</u> |
| 29 Education Legacy Trust Account--State | |
| 30 Appropriation | \$11,845,000 |
| 31 TOTAL APPROPRIATION | ((\$148,478,000)) |
| 32 | <u>\$146,704,000</u> |

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

35 (1) \$281,000 of the education legacy trust account--state
36 appropriation is to expand math and science enrollments by 8 student
37 FTEs in fiscal year 2008 and by an additional 8 student FTEs in fiscal

1 year 2009. Programs expanded include cell and molecular biology. The
2 university shall provide data to the office of financial management
3 regarding math and science enrollments, graduations, and the employment
4 of college graduates related to state investments in math and science
5 enrollment programs. Data may be provided through the public
6 centralized higher education enrollment system or through an
7 alternative means agreed to by the institutions and the office of
8 financial management.

9 (2) \$4,013,000 of the education legacy trust account--state
10 appropriation is to expand general enrollments by 235 student FTEs in
11 fiscal year 2008 and by an additional 130 student FTEs in fiscal year
12 2009. Of these, 24 FTEs in each fiscal year are expected to be
13 graduate student FTEs.

14 (3) \$920,000 of the education legacy trust account--state
15 appropriation is to expand high demand enrollments by 50 FTE students
16 in fiscal year 2008 and by an additional 15 FTE students in fiscal year
17 2009. Programs expanded include early childhood education and teaching
18 English as a second language. The university shall provide data to the
19 office of financial management regarding high-demand enrollments,
20 graduations, and employment of college graduates related to state
21 investments in high demand enrollment programs. Data may be provided
22 through the centralized higher education enrollment system or through
23 an alternative means agreed to by the institutions and the office of
24 financial management.

25 (4) \$500,000 of the education legacy trust account--state
26 appropriation is provided solely to expand the number of low-income and
27 first-generation students served in the student outreach services
28 program at Western Washington University by 500 students over the
29 biennium. The student outreach services program shall report annually
30 to the office of financial management and the appropriate policy and
31 fiscal committees of the legislature on the retention and completion
32 rates of students served through this appropriation. Retention rates
33 shall continue to exceed 80 percent for students served in this
34 program, with a goal of reaching a retention rate in excess of 85
35 percent.

36 (5) The higher education coordinating board, the office of
37 financial management, and the higher education institutions negotiated
38 a set of performance measures, checkpoints, and targets in 2006. By

1 July 31, 2007, the university and the board shall review and revise
2 these targets based on per-student funding in the 2007-09
3 appropriations act. In addition, the board shall compile comparable
4 data from peer institutions in the eight global challenge states
5 identified in the Washington Learns study.

6 The checkpoints previously agreed by the board and the Western
7 Washington University are enumerated as follows:

8 (a) Increase the number of baccalaureate degrees conferred per year
9 to 2,968;

10 (b) Increase the number of high-demand baccalaureate degrees
11 conferred per year to 371;

12 (c) Increase the number of advanced degrees conferred per year at
13 all campuses to 375;

14 (d) Improve the six-year graduation rate for baccalaureate students
15 to 62.8 percent;

16 (e) Improve the three-year graduation rate for students who
17 transfer with an associates degree to 61.4 percent;

18 (f) Improve the freshman retention rate to 85.0 percent;

19 (g) Improve time to degree for baccalaureate students to 95.6
20 percent, measured by the percent of admitted students who graduate
21 within 125 percent of the credits required for a degree; and

22 (h) The institution shall provide a report on Pell grant
23 recipients' performance within each of the measures included in this
24 section.

25 Western Washington University shall report its progress and ongoing
26 efforts toward meeting the provisions of this section to the higher
27 education coordinating board prior to November 1, 2009.

28 (6) In an effort to introduce students to and inform students of
29 post-secondary opportunities in Washington state, the university shall
30 report progress towards developing and implementing outreach programs
31 designed to increase awareness of higher education to K-12 populations
32 to the higher education coordinating board by October 1st of each year.

33 (7) \$1,169,000 of the education legacy trust account appropriation
34 is for the advanced materials science and engineering program. The
35 program shall develop the advanced materials science and engineering
36 center for research, teaching, and development which will offer a minor
37 degree in materials science and engineering beginning in the fall 2009.

1 (8) \$444,000 of the general fund--state appropriation for fiscal
2 year 2008 and \$611,000 of the general fund--state appropriation for
3 fiscal year 2009 are provided solely for development of the biomedical
4 research activities in neuroscience (BRAIN) program. The program shall
5 link biology and chemistry curriculum to prepare students for
6 biomedical research positions in academia and industry.

7 (9) \$250,000 of the general fund--state appropriation for fiscal
8 year 2009 is provided solely for the Washington state campus compact to
9 increase the number of college and university students mentoring
10 students in eighth through twelfth grades.

11 (10) \$62,000 of the general fund--state appropriation for fiscal
12 year 2009 is provided solely for the university to increase mental
13 health professional staff by one full-time equivalent employee.

14 **Sec. 612.** 2007 c 522 s 610 (uncodified) is amended to read as
15 follows:

16 **FOR THE HIGHER EDUCATION COORDINATING BOARD--POLICY COORDINATION AND**
17 **ADMINISTRATION**

| | | |
|----|---|-------------------------------|
| 18 | General Fund--State Appropriation (FY 2008) | ((\$6,922,000)) |
| 19 | | <u>\$7,008,000</u> |
| 20 | General Fund--State Appropriation (FY 2009) | ((\$6,954,000)) |
| 21 | | <u>\$7,231,000</u> |
| 22 | General Fund--Federal Appropriation | ((\$4,342,000)) |
| 23 | | <u>\$4,333,000</u> |
| 24 | TOTAL APPROPRIATION | ((\$18,218,000)) |
| 25 | | <u>\$18,572,000</u> |

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

28 (1) \$87,000 of the general fund--state appropriation for fiscal
29 year 2008 and \$169,000 of the general fund--state appropriation for
30 fiscal year 2009 are provided solely to maintain and update a
31 scholarship clearinghouse that lists every public and private
32 scholarship available to Washington students. The higher education
33 coordinating board shall develop a web-based interface for students and
34 families as well as a common application for these scholarships.

35 (2) \$339,000 of the general fund--state appropriation for fiscal
36 year 2008 and \$330,000 of the general fund--state appropriation for
37 fiscal year 2009 are provided solely for implementation of Second

1 Substitute Senate Bill No. 5098 (the college bound scholarship). If
2 the bill is not enacted by June 30, 2007, the amounts provided in this
3 subsection shall lapse.

4 (3) \$200,000 of the general fund--state appropriation for fiscal
5 year 2008 and \$150,000 of the general fund--state appropriation for
6 fiscal year 2009 are provided solely for implementation of Engrossed
7 Substitute House Bill No. 1131 (the passport to college promise). If
8 the bill is not enacted by June 30, 2007, the amounts provided in this
9 subsection shall lapse.

10 (4) \$152,000 of the general fund--state appropriation for fiscal
11 year 2008 and \$191,000 of the general fund--state appropriation for
12 fiscal year 2009 are provided solely for administration of conditional
13 scholarships.

14 (5) Except for moneys provided in this section for specific
15 purposes, and to the extent that the executive director finds that the
16 agency will not require the full amount appropriated for a fiscal year
17 in this section, the unexpended appropriation shall be transferred to
18 the state education trust account established under RCW 28B.92.140 for
19 purposes of fulfilling unfunded scholarship commitments that the board
20 made under its federal GEAR UP Grant 1.

21 (6) \$200,000 of the general fund--state appropriation is provided
22 solely to implement a capital facility and technology capacity study
23 which will compare the 10-year enrollment projections with the capital
24 facility requirements and technology application and hardware capacity
25 needed to deliver higher education programs for the period 2009-2019.
26 The (~~joint legislative audit and review committee~~) higher education
27 coordinating board shall:

28 (a) Develop the study in collaboration with the state board for
29 community and technical colleges, (~~the higher education coordinating~~
30 ~~board,~~) four-year universities, and the Washington independent
31 colleges;

32 (b) Determine the 10-year capital facilities and technology
33 application and hardware investment needed by location to deliver
34 higher education programs to additional student FTE;

35 (c) Estimate operational and capital costs of the additional
36 capacity; and

37 (d) Report findings to the legislature on October 1, 2008.

1 (7) \$85,000 of the general fund--state appropriation for fiscal
2 year 2008 and \$127,000 of the general fund--state appropriation for
3 fiscal year 2009 are provided solely for the board to prepare a program
4 and operating plan for a higher education center in the Kitsap county
5 area. The plan shall be developed in consultation with an advisory
6 committee of civic, business, and educational leaders from Clallam,
7 Jefferson, Kitsap, and Mason counties. It shall include a projection
8 of lower and upper division and graduate enrollment trends in the study
9 area; a review of assessments of employer needs; an inventory of
10 existing and needed postsecondary programs; recommended strategies for
11 promoting active program participation in and extensive program
12 offerings at the center by public and private baccalaureate
13 institutions; and an estimate of operating and capital costs for the
14 creation and operation of the center. The board shall submit its
15 findings and recommendations to the governor and legislature by
16 December 1, 2008.

17 (8) \$30,000 of the general fund--state appropriation for fiscal
18 year 2009 is provided solely for implementation of Engrossed Second
19 Substitute House Bill No. 2783 (education transfer articulation). If
20 the bill is not enacted by June 30, 2008, the amount provided in this
21 subsection shall lapse.

22 (9) \$14,000 of the general fund--state appropriation for fiscal
23 year 2009 is provided solely for the higher education coordinating
24 board to convene a work group to: (a) Assess current institutional
25 practices in accepting prior learning credits; and (b) make
26 recommendations on implementation of the work group's findings. A
27 report is due to the legislature by December 1, 2008.

28 (10) \$60,000 of the general fund--state appropriation for fiscal
29 year 2009 is provided solely for implementation of Engrossed House Bill
30 No. 2641 (education performance agreements). If the bill is not
31 enacted by June 30, 2008, the amount provided in this subsection shall
32 lapse.

33 (11) The higher education coordinating board, the department of
34 licensing, and the department of health shall jointly review and report
35 to appropriate policy committees of the legislature by December 1,
36 2008, on barriers and opportunities for increasing the extent to which
37 veterans separating from duty are able to apply skills sets and

1 education required while in service to certification, licensure, and
2 degree requirements.

3 (12) \$100,000 of the general fund--state appropriation for fiscal
4 year 2009 is provided solely for the higher education coordinating
5 board to convene interested parties from Snohomish, Island, and Skagit
6 counties to consider the November 2007 site options and recommendations
7 for a new campus of the University of Washington in Snohomish county.
8 The three local communities shall develop a consensus recommendation on
9 a single preferred site and present the recommendation to the higher
10 education coordinating board. The higher education coordinating board
11 shall then present the single preferred site recommendation to the
12 appropriate legislative fiscal and policy committees by December 1,
13 2008.

14 **Sec. 613.** 2007 c 522 s 611 (uncodified) is amended to read as
15 follows:

16 **FOR THE HIGHER EDUCATION COORDINATING BOARD--FINANCIAL AID AND GRANT**
17 **PROGRAMS**

| | | |
|----|---|----------------------------|
| 18 | General Fund--State Appropriation (FY 2008) | \$163,286,000 |
| 19 | General Fund--State Appropriation (FY 2009) | (\$187,252,000) |
| 20 | | <u>\$188,998,000</u> |
| 21 | General Fund--Federal Appropriation | (\$13,122,000) |
| 22 | | <u>\$13,113,000</u> |
| 23 | Education Legacy Trust Account--State | |
| 24 | Appropriation | \$108,188,000 |
| 25 | TOTAL APPROPRIATION | (\$471,848,000) |
| 26 | | <u>\$473,585,000</u> |

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

29 (1) ~~(\$154,837,000)~~ \$154,760,000 of the general fund--state
30 appropriation for fiscal year 2008, ~~(\$177,863,000)~~ \$178,707,000 of
31 the general fund--state appropriation for fiscal year 2009, \$49,902,000
32 of the education legacy trust account appropriation for fiscal year
33 2008, \$40,050,000 of the education legacy trust account appropriation
34 for fiscal year 2009, and \$2,886,000 of the general fund--federal
35 appropriation are provided solely for student financial aid payments
36 under the state need grant; the state work study program including a
37 four percent administrative allowance; the Washington scholars program;

1 and the Washington award for vocational excellence. All four programs
2 shall increase grant awards sufficiently to offset the full cost of the
3 resident undergraduate tuition increases authorized under this act.

4 (2) Within the funds appropriated in this section, eligibility for
5 the state need grant shall be expanded to include students with family
6 incomes at or below 70 percent of the state median family income,
7 adjusted for family size. Awards for students with incomes between 66
8 percent and 70 percent of the state median shall be 50 percent of the
9 award amount granted to those with incomes below 51 percent of the
10 median.

11 (3) To the extent that the executive director determines that the
12 agency will not award the full amount appropriated in subsection (1) of
13 this section for a fiscal year, unexpended funds shall be transferred
14 to the state education trust account established under RCW 28B.92.140
15 for purposes first of fulfilling the unfunded scholarship commitments
16 that the board made under its federal GEAR UP Grant 1.

17 (4) \$7,400,000 of the education legacy trust account appropriation
18 is provided solely for investment to fulfill the scholarship
19 commitments that the state incurs in accordance with Second Substitute
20 Senate Bill No. 5098 (the college bound scholarship). If the bill is
21 not enacted by June 30, 2007, the amount provided in this subsection
22 shall lapse.

23 (5) \$2,500,000 of the education legacy trust account--state
24 appropriation is provided solely to expand the gaining early awareness
25 and readiness for undergraduate programs project to at least 25
26 additional school districts.

27 (6) \$1,000,000 of the education legacy trust account--state
28 appropriation is provided solely to encourage more students to teach
29 secondary mathematics and science. \$500,000 of this amount is provided
30 to increase the future teacher scholarship and conditional loan program
31 by at least 35 students per year. \$500,000 of this amount is provided
32 to support state work study positions for students to intern in
33 secondary math and science classrooms.

34 (7) \$2,336,000 of the education legacy trust account--state
35 appropriation for fiscal year 2009 is provided solely for
36 implementation of Engrossed Substitute House Bill No. 1131 (passport to
37 college). Funds are provided for student scholarships, and for
38 incentive payments to the colleges they attend for individualized

1 student support services which may include, but are not limited to,
2 college and career advising, counseling, tutoring, costs incurred for
3 students while school is not in session, personal expenses, health
4 insurance, and emergency services. If the bill is not enacted by June
5 30, 2007, the amount provided in this subsection shall lapse.

6 (8) \$246,000 of the general fund--state appropriation for fiscal
7 year 2008 and \$246,000 of the general fund--state appropriation for
8 fiscal year 2009 are for community scholarship matching grants and its
9 administration. To be eligible for the matching grant, nonprofit
10 groups organized under section 501(c)(3) of the federal internal
11 revenue code must demonstrate they have raised at least \$2,000 in new
12 moneys for college scholarships after the effective date of this
13 section. Groups may receive no more than one \$2,000 matching grant per
14 year and preference shall be given to groups affiliated with
15 scholarship America. Up to a total of \$46,000 per year of the amount
16 appropriated in this section may be awarded to a nonprofit community
17 organization to administer scholarship matching grants, with preference
18 given to an organization affiliated with scholarship America.

19 (9) \$75,000 of the general fund--state appropriation for fiscal
20 year 2008 and (~~(\$75,000)~~) \$575,000 of the general fund--state
21 appropriation for fiscal year 2009 are provided solely for higher
22 education student child care matching grants under chapter 28B.135 RCW.

23 (10) \$500,000 of the general fund--state appropriation for fiscal
24 year 2008 and \$500,000 of the general fund--state appropriation for
25 fiscal year 2009 are provided solely for implementation of Engrossed
26 Substitute House Bill No. 1179 (state need grant). State need grants
27 provided to students enrolled in just three to five credit-bearing
28 quarter credits, or the equivalent semester credits, shall not exceed
29 the amounts appropriated in this subsection. By November 1 of each
30 year, the board shall report to the office of financial management and
31 to the operating budget committees of the house of representatives and
32 senate on the number of eligible but unserved students enrolled in just
33 three to five quarterly credits, or the semester equivalent, and the
34 estimated cost of serving them. If the bill is not enacted by June 30,
35 2007, the amounts provided in this subsection shall lapse.

36 (11) \$5,000,000 of the education legacy trust account appropriation
37 is provided solely to implement Engrossed Second Substitute House Bill

1 No. 1779 (GET ready for math and science). If the bill is not enacted
2 by June 30, 2007, the amount provided in this subsection shall lapse.

3 (12) \$1,250,000 of the general fund--state appropriation for fiscal
4 year 2009 is provided solely for the health professional scholarship
5 and loan program. The funds provided in this subsection (a) shall be
6 prioritized for health care deliver sites demonstrating a commitment to
7 serving the uninsured; and (b) shall be allocated between loan
8 repayments and scholarships proportional to current program
9 allocations.

10 **Sec. 614.** 2007 c 522 s 612 (uncodified) is amended to read as
11 follows:

12 **FOR THE WORK FORCE TRAINING AND EDUCATION COORDINATING BOARD**

| | | |
|----|---|-------------------------------|
| 13 | General Fund--State Appropriation (FY 2008) | \$1,757,000 |
| 14 | General Fund--State Appropriation (FY 2009) | ((\$1,772,000)) |
| 15 | | <u>\$1,736,000</u> |
| 16 | General Fund--Federal Appropriation | ((\$54,011,000)) |
| 17 | | <u>\$53,996,000</u> |
| 18 | TOTAL APPROPRIATION | ((\$57,540,000)) |
| 19 | | <u>\$57,489,000</u> |

20 The appropriations in this section are subject to the following
21 conditions and limitations:

22 (1) \$340,000 of the general fund--state appropriation for fiscal
23 year 2008 and \$340,000 of the general fund--state appropriation for
24 fiscal year 2009 are provided solely for the board to:

25 (a) Allocate grants on a competitive basis to establish and support
26 industry skill panels. Grant recipients shall provide an employer
27 match of at least twenty-five percent, and identify work force
28 strategies to benefit employers and workers across the industry; and

29 (b) Establish industry skill panel standards that identify the
30 expectations for industry skill panel products and services.

31 (2) \$53,000 of the general fund--state appropriation for fiscal
32 year 2008 and \$53,000 of the general fund--state appropriation for
33 fiscal year 2009 are provided solely to improve the oversight of
34 private vocational and career schools.

35 (3) The appropriations in this section include specific funding to
36 implement Substitute Senate Bill No. 5254 (industry skills panels) and
37 Substitute Senate Bill No. 6261 (adult youth).

1 (c) Within the amounts provided in this subsection (1), the
2 department shall increase the minimum provider per slot payment to
3 \$6,500 in fiscal year 2008. Any provider receiving slot payments
4 higher than \$6,500 shall receive a 2.0 percent vendor rate increase in
5 fiscal year 2008. All providers shall receive a 2.0 percent vendor
6 rate increase in fiscal year 2009.

7 (2) \$775,000 of the general fund--state appropriation for fiscal
8 year 2008 and \$4,225,000 of the general fund--state appropriation for
9 fiscal year 2009 are provided solely to: (a) Develop a quality rating
10 and improvement system; and (b) pilot the quality rating and
11 improvement system in multiple locations. Four of the pilot sites are
12 to be located within the following counties: Spokane, Kitsap, King, and
13 Yakima. The department shall analyze and evaluate the pilot sites and
14 report initial findings to the legislature by December 1, 2008. Prior
15 to statewide implementation of the quality rating and improvement
16 system, the department of early learning shall present the system to
17 the legislature and the legislature shall formally approve the
18 implementation of the system through the omnibus appropriations act or
19 by statute or concurrent resolution.

20 (3) \$850,000 of the general fund--state appropriation for fiscal
21 year 2008 and \$850,000 of the general fund--state appropriation for
22 fiscal year 2009 are provided solely for the department to contract for
23 child care referral services.

24 (4) \$1,200,000 of the general fund--state appropriation for fiscal
25 year 2008 and \$800,000 of the general fund--state appropriation for
26 fiscal year 2009 are provided solely to develop and provide culturally
27 relevant supports for parents, family, and other caregivers. This
28 includes funding for the department to conduct a random sample survey
29 of parents to determine the types of early learning services and
30 materials parents are interested in receiving from the state. The
31 department shall report the findings to the appropriate policy and
32 fiscal committees of the legislature by October 1, 2008.

33 (5) \$250,000 of the general fund--state appropriation for fiscal
34 year 2008 and \$250,000 of the general fund--state appropriation for
35 fiscal year 2009 are provided solely for a child care consultation
36 pilot program linking child care providers with evidence-based and best
37 practice resources regarding caring for infants and young children who
38 present behavior concerns.

1 (6) \$500,000 of the general fund--state appropriation for fiscal
2 year 2008 and \$500,000 of the general fund--state appropriation for
3 fiscal year 2009 are provided solely to expand the child care career
4 and wage ladder program created by chapter 507, Laws of 2005.

5 (7) \$172,000 of the general fund--state appropriation for fiscal
6 year 2008 is provided solely for the department to purchase licensing
7 capability from the department of social and health services through
8 the statewide automated child welfare information system.

9 (8) \$1,100,000 of the general fund--state appropriation for fiscal
10 year 2008 and \$1,100,000 of the general fund--state appropriation for
11 fiscal year 2009 are provided solely for a childcare grant program for
12 public community colleges and public universities. A community college
13 or university that employs collectively bargained staff to operate
14 childcare programs may apply for up to \$25,000 per year from the
15 department per each type of the following programs: Head start,
16 childcare, early childhood assistance and education. The funding shall
17 only be provided for salaries for collectively bargained employees.

18 (9) Beginning October 1, 2007, the department shall be the lead
19 agency for and recipient of the federal child care and development fund
20 grant. Amounts within this grant shall be used to fund child care
21 licensing, quality initiatives, agency administration, and other costs
22 associated with child care subsidies. The department shall transfer a
23 portion of this grant to the department of social and health services
24 to partially fund the child care subsidies paid by the department of
25 social and health services on behalf of the department of early
26 learning.

27 (10) Prior to the development of an early learning information
28 system, the department shall submit to the education and fiscal
29 committees of the legislature a completed feasibility study and a
30 proposal approved by the department of information systems and the
31 information services board. The department shall ensure that any
32 proposal for the early learning information system includes the cost
33 for modifying the system as a result of licensing rule changes and
34 implementation of the quality rating and improvement system.

35 (11) \$250,000 of the general fund--state appropriation for fiscal
36 year 2009 is provided solely for implementation of Second Substitute
37 House Bill No. 3168 (Washington head start program). If the bill is

1 not enacted by June 30, 2008, the amount provided in this subsection
2 shall lapse.

3 (12) The department, in conjunction with the early learning
4 advisory council, shall report by June 30, 2009, to the governor and
5 the appropriate committees of the legislature regarding the following:

6 (a) Administration of the state training and registry system,
7 including annual expenditures, participants, and average hours of
8 training provided per participant; and

9 (b) An evaluation of the child care resource and referral network
10 in providing information to parents and training and technical
11 assistance to child care providers.

12 (13) The department shall use child care development fund money to
13 satisfy the federal audit requirement of the improper payments act
14 (IPIA) of 2002. In accordance with the IPIA's rules, the money spent
15 on the audits will not count against the five percent state limit on
16 administrative expenditures.

17 (14) \$150,000 of the general fund--state appropriation for fiscal
18 year 2009 is provided solely for the department of early learning to
19 work with the office of the superintendent of public instruction, and
20 collaborate with thrive by five Washington, to study and make
21 recommendations regarding the implementation of a statewide
22 kindergarten entry assessment. The department and the office of the
23 superintendent of public instruction shall jointly submit a report with
24 recommendations for implementing the kindergarten entry assessment to
25 the governor and the appropriate committees of the legislature by
26 December 15, 2008. In the study and development of the
27 recommendations, the department shall:

28 (a) Consult with early learning experts, including research and
29 educator associations, early learning and kindergarten teachers, and
30 Washington Indian tribes;

31 (b) Identify a preferred kindergarten entry assessment based on
32 research and examples of other assessments, and which is sensitive to
33 cultural and socioeconomic differences influencing the development of
34 young children;

35 (c) Recommend a plan for the use of the assessment in a pilot phase
36 and a voluntary use phase, and recommend a time certain when school
37 districts must offer the assessment;

1 (d) Recommend how to report the results of the assessment to
2 parents, the office of the superintendent of public instruction, and
3 the department of early learning in a common format, and for a
4 methodology for conducting the assessments;

5 (e) Analyze how the assessment could be used to improve instruction
6 for individual students entering kindergarten and identify whether and
7 how the assessment results could be used to improve the early learning
8 and K-12 systems, including the transition between the systems;

9 (f) Identify the costs of the assessment, including the time
10 required to administer the assessment; and

11 (g) Recommend how to ensure that the assessment shall not be used
12 to screen or otherwise preclude children from entering kindergarten if
13 they are otherwise eligible.

14 (15) \$120,000 of the general fund--state appropriation for fiscal
15 year 2009 is provided solely for encouraging private match investment
16 for innovative, existing local early learning coalitions to achieve one
17 or more of the following:

18 (a) Increase communities' abilities to implement their business
19 plans for comprehensive local and regional early learning systems;

20 (b) Involve parents in their children's education;

21 (c) Enhance coordination between the early childhood and K-12
22 system; or

23 (d) Improve training and support for raising the level of child
24 care givers' professional skills to ensure that children are healthy
25 and ready to succeed in school and life.

26 **Sec. 617.** 2007 c 522 s 615 (uncodified) is amended to read as
27 follows:

28 **FOR THE STATE SCHOOL FOR THE BLIND**

| | | |
|----|---|-------------------------------|
| 29 | General Fund--State Appropriation (FY 2008) | ((\$5,958,000)) |
| 30 | | <u>\$5,969,000</u> |
| 31 | General Fund--State Appropriation (FY 2009) | ((\$6,186,000)) |
| 32 | | <u>\$6,105,000</u> |
| 33 | General Fund--Private/Local Appropriation | ((\$1,600,000)) |
| 34 | | <u>\$1,561,000</u> |
| 35 | TOTAL APPROPRIATION | ((\$13,744,000)) |
| 36 | | <u>\$13,635,000</u> |

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

3 (1) \$10,000 of the general fund--state appropriation for fiscal
4 year 2008 and \$40,000 of the general fund--state appropriation for
5 fiscal year 2009 are provided solely to defend the state's interpretive
6 position in the case of *Delyria & Koch v. Washington State School for*
7 *the Blind.*

8 (2) \$5,000 of the general fund--state appropriation for fiscal year
9 2009 is provided solely for increasing salaries for certificated
10 instructional staff by an average of one-half of one percent effective
11 July 1, 2008.

12 **Sec. 618.** 2007 c 522 s 616 (uncodified) is amended to read as
13 follows:

14 **FOR THE STATE SCHOOL FOR THE DEAF**

| | | |
|----|---|-------------------------------|
| 15 | General Fund--State Appropriation (FY 2008) | ((\$8,731,000)) |
| 16 | | <u>\$8,858,000</u> |
| 17 | General Fund--State Appropriation (FY 2009) | ((\$9,015,000)) |
| 18 | | <u>\$8,915,000</u> |
| 19 | General Fund--Private/Local Appropriation | ((\$232,000)) |
| 20 | | <u>\$316,000</u> |
| 21 | TOTAL APPROPRIATION | ((\$17,978,000)) |
| 22 | | <u>\$18,089,000</u> |

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

25 (1) \$84,000 of the general fund--private/local appropriation for
26 fiscal year 2009 is provided solely for the operation of the shared
27 reading video outreach program. The school for the deaf shall provide
28 this service to the extent it is funded by contracts with school
29 districts and educational service districts.

30 (2) \$9,000 of the general fund--state appropriation for fiscal year
31 2009 is provided solely for increasing salaries for certificated
32 instructional staff by an average of one-half of one percent effective
33 July 1, 2008.

34 **Sec. 619.** 2007 c 522 s 617 (uncodified) is amended to read as
35 follows:

1 **FOR THE WASHINGTON STATE ARTS COMMISSION**

| | | |
|---|---|--------------------------|
| 2 | General Fund--State Appropriation (FY 2008) | \$2,548,000 |
| 3 | General Fund--State Appropriation (FY 2009) | (\$2,578,000) |
| 4 | | <u>\$2,541,000</u> |
| 5 | General Fund--Federal Appropriation | \$1,382,000 |
| 6 | General Fund--Private/Local Appropriation | \$154,000 |
| 7 | TOTAL APPROPRIATION | (\$6,662,000) |
| 8 | | <u>\$6,625,000</u> |

9 **Sec. 620.** 2007 c 522 s 618 (uncodified) is amended to read as
10 follows:

11 **FOR THE WASHINGTON STATE HISTORICAL SOCIETY**

| | | |
|----|---|--------------------------|
| 12 | General Fund--State Appropriation (FY 2008) | \$3,558,000 |
| 13 | General Fund--State Appropriation (FY 2009) | (\$3,609,000) |
| 14 | | <u>\$3,798,000</u> |
| 15 | TOTAL APPROPRIATION | (\$7,167,000) |
| 16 | | <u>\$7,356,000</u> |

17 The appropriations in this section are subject to the following
18 conditions and limitations: \$255,000 of the general fund--state
19 appropriation for fiscal year 2009 is provided solely for the
20 Washington state Holocaust education resource center for the purposes
21 of preserving Washington's historical connection to the Holocaust and
22 expanding understanding of the Holocaust and genocide. Grant moneys
23 may be used to develop and disseminate education and multimedia
24 curriculum resources; provide teacher training; acquire and maintain
25 primary source materials and Holocaust artifacts; collect and preserve
26 oral accounts from Washington state Holocaust survivors, liberators,
27 and witnesses; and build organizational capacity.

28 **Sec. 621.** 2007 c 522 s 619 (uncodified) is amended to read as
29 follows:

30 **FOR THE EASTERN WASHINGTON STATE HISTORICAL SOCIETY**

| | | |
|----|---|--------------------------|
| 31 | General Fund--State Appropriation (FY 2008) | \$1,918,000 |
| 32 | General Fund--State Appropriation (FY 2009) | (\$2,046,000) |
| 33 | | <u>\$2,069,000</u> |
| 34 | TOTAL APPROPRIATION | (\$3,964,000) |
| 35 | | <u>\$3,987,000</u> |

1 The appropriations in this section are subject to the following
2 conditions and limitations: \$88,000 of the general fund--state
3 appropriation for fiscal year 2009 is provided solely to catalog the
4 American Indian collection.

(End of part)

PART VII

SPECIAL APPROPRIATIONS

Sec. 701. 2007 c 522 s 701 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR DEBT SUBJECT TO THE DEBT LIMIT

Table with 2 columns: Description and Amount. Rows include General Fund--State Appropriation (FY 2008), General Fund--State Appropriation (FY 2009), State Building Construction Account--State Appropriation, Columbia River Basin Water Supply Development Account--State Appropriation, Hood Canal Aquatic Rehabilitation Bond Account--State Appropriation, State Taxable Building Construction Account--State Appropriation, Gardner-Evans Higher Education Construction Account--State Appropriation, Debt-Limit Reimbursable Bond Retire Account--State Appropriation, and TOTAL APPROPRIATION.

The appropriations in this section are subject to the following conditions and limitations: The general fund appropriations are for ((deposit)) expenditure into the debt-limit general fund bond retirement account. The entire general fund--state appropriation for fiscal year 2008 shall be expended into the debt-limit general fund bond retirement account by June 30, 2008.

| | | |
|---|---|------------------------------|
| 1 | | <u>\$6,500,000</u> |
| 2 | General Fund--State Appropriation (FY 2009) | \$2,000,000 |
| 3 | TOTAL APPROPRIATION | ((\$4,000,000)) |
| 4 | | <u>\$8,500,000</u> |

5 The appropriations in this section are subject to the following
6 conditions and limitations: The appropriations are provided solely for
7 expenditure into the disaster response account for the purposes
8 specified in section 705 of this act.

9 NEW SECTION. **Sec. 707.** A new section is added to 2007 c 522
10 (uncodified) to read as follows:

11 **FOR SUNDRY CLAIMS.** The following sums, or so much thereof as may
12 be necessary, are appropriated from the general fund, unless otherwise
13 indicated, for relief of various individuals, firms, and corporations
14 for sundry claims. These appropriations are to be disbursed on
15 vouchers approved by the director of financial management, except as
16 otherwise provided, as follows:

- 17 (1) Reimbursement of criminal defendants acquitted on the basis of
18 self-defense, pursuant to RCW 9A.16.110:
- 19 (a) George E. Linkenhoker, claim number SCJ 2008-01 . . . \$24,628
 - 20 (b) Charles A. Gardner, claim number SCJ 2008-02 . . . \$ 2,715
 - 21 (c) Judd Hurst, claim number SCJ 2008-03 . . . \$ 2,000
 - 22 (d) Thomas J. Nelson, claim number SCJ 2008-04 . . . \$ 5,000
 - 23 (e) William R. Sauters, Jr., claim number
 - 24 SCJ 2008-05 . . . \$11,408
 - 25 (f) Michael E. Greene, claim number SCJ 2008-06 . . . \$ 1,500
 - 26 (g) Jeffery A. Cobb, claim number SCJ 2008-08 . . . \$ 7,600
 - 27 (h) Robert R. Park, claim number SCJ 2008-09 . . . \$26,385
 - 28 (i) Donald Willett, claim number SCJ 2008-11 . . . \$6,600

29 **Sec. 708.** 2007 c 522 s 716 (uncodified) is amended to read as
30 follows:

31 **FOR THE OFFICE OF FINANCIAL MANAGEMENT--WATER QUALITY CAPITAL ACCOUNT**

| | | |
|----|---|-------------------------------|
| 32 | Water Quality Account--State Appropriation | |
| 33 | (FY 2008) | ((\$25,135,000)) |
| 34 | | <u>\$19,274,000</u> |
| 35 | <u>Water Quality Account--State Appropriation</u> | |
| 36 | <u>(FY 2009)</u> | <u>\$3,000,000</u> |

1 TOTAL APPROPRIATION \$22,274,000

2 The appropriation in this section is subject to the following
3 conditions and limitations: The appropriation is provided solely for
4 expenditure into the water quality capital account. ((If House Bill
5 No. 1137 (water quality capital account) is not enacted by June 30,
6 2007, the appropriation in this section shall lapse.))

7 **Sec. 709.** 2007 c 522 s 718 (uncodified) is amended to read as
8 follows:

9 **INCENTIVE SAVINGS--FY 2008.** The sum of one hundred twenty-five
10 million dollars or so much thereof as may be available on June 30,
11 2008, from the total amount of unspent fiscal year 2008 state general
12 fund appropriations, exclusive of amounts expressly placed into
13 unallotted status by this act, is appropriated for the purposes of RCW
14 43.79.460 in the manner provided in this section.

15 (1) Of the total appropriated amount, one-half of that portion that
16 is attributable to incentive savings, not to exceed twenty-five million
17 dollars, is appropriated to the savings incentive account for the
18 purpose of improving the quality, efficiency, and effectiveness of
19 agency services, and credited to the agency that generated the savings.

20 (2) The remainder of the total amount, not to exceed (~~seventy-~~
21 ~~five~~) one hundred million dollars, is appropriated to the education
22 savings account.

23 **Sec. 710.** 2007 c 522 s 719 (uncodified) is amended to read as
24 follows:

25 **INCENTIVE SAVINGS--FY 2009.** The sum of one hundred twenty-five
26 million dollars or so much thereof as may be available on June 30,
27 2009, from the total amount of unspent fiscal year 2009 state general
28 fund appropriations, exclusive of amounts expressly placed into
29 unallotted status by this act, is appropriated for the purposes of RCW
30 43.79.460 in the manner provided in this section.

31 (1) Of the total appropriated amount, one-half of that portion that
32 is attributable to incentive savings, not to exceed twenty-five million
33 dollars, is appropriated to the savings incentive account for the
34 purpose of improving the quality, efficiency, and effectiveness of
35 agency services, and credited to the agency that generated the savings.

1 (2) The remainder of the total amount, not to exceed (~~seventy-~~
2 ~~five~~) one hundred million dollars, is appropriated to the education
3 savings account.

4 **Sec. 711.** 2007 c 522 s 722 (uncodified) is amended to read as
5 follows:

6 **FOR THE OFFICE OF FINANCIAL MANAGEMENT--COUNTY SUBSTANCE ABUSE**
7 **PROGRAMS**

| | | |
|----|---|--------------------------|
| 8 | General Fund--State Appropriation (FY 2008) | \$600,000 |
| 9 | General Fund--State Appropriation (FY 2009) | (\$600,000) |
| 10 | | <u>\$800,000</u> |
| 11 | TOTAL APPROPRIATION | (\$1,200,000) |
| 12 | | <u>\$1,400,000</u> |

13 The appropriations in this section are subject to the following
14 conditions and limitations: The appropriations in this section are
15 provided solely for allocation to counties that are eligible for
16 funding for chemical dependency or substance abuse treatment programs
17 pursuant to RCW 70.96A.325.

18 NEW SECTION. **Sec. 712.** A new section is added to 2007 c 522
19 (uncodified) to read as follows:

20 **FOR THE OFFICE OF FINANCIAL MANAGEMENT--FEDERAL REIMBURSEMENT FOR**
21 **HEALTH INSURANCE TRANSFERS**

| | | |
|----|---|--------------|
| 22 | General Fund--State Appropriation (FY 2008) | \$11,000,000 |
|----|---|--------------|

23 The appropriation in this section is subject to the following
24 conditions and limitations: The United States department of health and
25 human services has determined that a portion of funds transferred from
26 the public employees' and retirees' insurance account in fiscal years
27 2006 and 2007, made pursuant to sections 805 and 806, chapter 372, Laws
28 of 2006, contained federal funds that were not authorized to be
29 included in the transfer. The appropriation in this section is
30 provided solely to reimburse the United States department of health and
31 human services in accordance with their determination letter that the
32 federal funds transferred from the public employees' and retirees'
33 insurance account were transferred in error and must be reimbursed to
34 the United States Treasury.

1 (b) Ensure agencies incorporate project management best practices
2 and consider lessons learned from other information technology
3 projects; and

4 (c) Develop criteria for the evaluation of information technology
5 project funding proposals to include the determination of where common
6 or coordinated technology or data solutions may be established, and
7 identification of projects that cross fiscal biennia or are dependent
8 on other prior, current, or future related investments.

9 (3) In allocating funds for the routine replacement of software and
10 hardware, the information services board and office of financial
11 management shall presume that agencies should have sufficient funding
12 in their base allocation to pay for such replacement and that any
13 allocations out of these funds are for extraordinary maintenance costs.

14 ~~((+5))~~ (4) Funds in the 2007-09 biennium may only be expended on
15 the projects listed on LEAP Document ~~((IT-2007))~~ IT-2008, as generated
16 by the legislative evaluation and accountability program committee on
17 ~~((April 20, 2007, at 13:01 hours))~~ February 26, 2008, at 16:00 hours.
18 Future biennia allocations from the information technology funding pool
19 shall be determined jointly by the department of information services
20 and the office of financial management.

21 ~~((+6))~~ (5) Beginning December 1, 2008, and every biennium
22 thereafter, the department of information services shall submit a
23 statewide information technology plan to the office of financial
24 management and the legislative evaluation and accountability program
25 committee that supports a consolidated funding request. In alternate
26 years, a plan addendum shall be submitted that reflects any modified
27 funding pool request requiring action in the ensuing supplemental
28 budget session.

29 ~~((+7))~~ (6) The department of information services shall report to
30 the office of financial management and the legislative evaluation and
31 accountability program committee by October 1, 2007, and annually
32 thereafter, the status of planned allocations from funds appropriated
33 in this section.

34 ~~((+8))~~ (7) State agencies shall report project performance in
35 consistent and comparable terms using common methodologies to calculate
36 project performance by measuring work accomplished (scope and schedule)
37 against work planned and project cost against planned budget. The

1 department of information services shall provide implementation
2 guidelines and oversight of project performance reporting.

3 ~~((+9))~~ (8) The information services board shall require all
4 agencies receiving funds appropriated in this section to account for
5 project expenses included in an information technology portfolio report
6 submitted annually to the department of information services, the
7 office of financial management, and the legislative evaluation and
8 accountability program committee by October 1st of each year. The
9 department of information services, with the advice and approval of the
10 office of financial management, shall establish criteria for complete
11 and consistent reporting of expenditures from these funds and project
12 staffing levels.

13 ~~((+10))~~ (9) In consultation with the legislative evaluation and
14 accountability program committee, the department of information
15 services shall develop criteria for evaluating requests for these funds
16 and shall report annually to the office of financial management and the
17 legislative evaluation and accountability program committee by November
18 1st the status of distributions and expenditures from this pool.

19 NEW SECTION. **Sec. 714.** A new section is added to 2007 c 522
20 (uncodified) to read as follows:

21 **FOR THE OFFICE OF FINANCIAL MANAGEMENT--HEALTH CARE AUTHORITY**
22 **ADMINISTRATIVE ACCOUNT**

| | | |
|----|--|-------------|
| 23 | General Fund--State Appropriation (FY 2008) | \$2,618,000 |
| 24 | General Fund--State Appropriation (FY 2009) | \$1,993,000 |
| 25 | Public Safety and Education Account--State | |
| 26 | Appropriation (FY 2008) | \$13,000 |
| 27 | Public Safety and Education Account--State | |
| 28 | Appropriation (FY 2009) | \$13,000 |
| 29 | Water Quality Account--State Appropriation (FY 2008) | \$4,000 |
| 30 | Water Quality Account--State Appropriation (FY 2009) | \$4,000 |
| 31 | Violence Reduction and Drug Enforcement Account--State | |
| 32 | Appropriation (FY 2008) | \$1,000 |
| 33 | Violence Reduction and Drug Enforcement Account--State | |
| 34 | Appropriation (FY 2009) | \$1,000 |
| 35 | Health Services Account--State Appropriation (FY 2008) | \$7,000 |
| 36 | Health Services Account--State Appropriation (FY 2009) | \$7,000 |
| 37 | Dedicated Funds and Accounts Appropriation | \$640,000 |

1 TOTAL APPROPRIATION \$5,301,000

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

4 (1) The appropriations are provided solely for expenditure into the
5 health care authority administrative account.

6 (2) To facilitate the transfer of moneys from dedicated funds and
7 accounts, the office of financial management shall transfer or direct
8 the transfer of sufficient moneys from each dedicated fund or account,
9 including local funds of state agencies and institutions of higher
10 education, to the health care authority administrative account in
11 accordance with LEAP document number C04-2008, dated March 10, 2008.
12 Agencies and institutions of higher education with local funds will
13 deposit sufficient money to the health care authority administrative
14 account.

15 **Sec. 715.** 2007 c 522 s 728 (uncodified) is amended to read as
16 follows:

17 **FOR THE OFFICE OF FINANCIAL MANAGEMENT--COMMUNITY PRESERVATION AND**
18 **DEVELOPMENT ACCOUNT**

19 General Fund--State Appropriation (FY 2008) \$350,000

20 The appropriation in this section is subject to the following
21 conditions and limitations: The appropriation is provided solely for
22 expenditure into the community preservation and development authority
23 account. If Substitute Senate Bill No. 6156 (community preservation
24 authorities) is not enacted by June 30, 2007, the appropriation in this
25 section shall lapse.

26 NEW SECTION. **Sec. 716.** A new section is added to 2007 c 522
27 (uncodified) to read as follows:

28 **FOR THE OFFICE OF FINANCIAL MANAGEMENT--INDIVIDUAL DEVELOPMENT ACCOUNT**
29 **PROGRAM ACCOUNT**

30 General Fund--State Appropriation (FY 2008) \$500,000

31 General Fund--State Appropriation (FY 2009) \$500,000

32 TOTAL APPROPRIATION \$1,000,000

33 The appropriations in this section are subject to the following
34 conditions and limitations: The appropriations are provided solely for
35 expenditure into the individual development account program account.

1 **FOR THE OFFICE OF FINANCIAL MANAGEMENT--FAMILY LEAVE INSURANCE ACCOUNT**
2 General Fund--State Appropriation (FY 2008) \$6,218,000

3 The appropriation in this section is subject to the following
4 conditions and limitations: The appropriation is provided solely for
5 expenditure into the family leave insurance account.

6 NEW SECTION. **Sec. 721.** A new section is added to 2007 c 522
7 (uncodified) to read as follows:

8 **FOR THE OFFICE OF FINANCIAL MANAGEMENT--EXTRAORDINARY CRIMINAL JUSTICE**
9 **COSTS**

10 General Fund--State Appropriation (FY 2008) \$189,000

11 The appropriation in this section is subject to the following
12 conditions and limitations: The director of financial management shall
13 distribute \$48,000 to Klickitat county and \$141,000 to Yakima county
14 for extraordinary criminal justice costs.

15 NEW SECTION. **Sec. 722.** A new section is added to 2007 c 522
16 (uncodified) to read as follows:

17 **FOR THE OFFICE OF FINANCIAL MANAGEMENT--DEVELOPMENTAL DISABILITIES**
18 **ENDOWMENT TRUST FUND**

19 General Fund--State Appropriation (FY 2009) \$100,000

20 The appropriation in this section is subject to the following
21 conditions and limitations: \$100,000 of the general fund--state
22 appropriation for fiscal year 2009 is provided solely for expenditure
23 into the developmental disabilities endowment trust fund.

24 NEW SECTION. **Sec. 723.** A new section is added to 2007 c 522
25 (uncodified) to read as follows:

26 **FOR THE OFFICE OF FINANCIAL MANAGEMENT--SMART HOMEOWNERSHIP CHOICES**
27 **PROGRAM ACCOUNT**

28 General Fund--State Appropriation (FY 2008) \$250,000

29 The appropriation in this section is subject to the following
30 conditions and limitations: The appropriation is provided solely for
31 expenditure into the smart homeownership choices program account for
32 purposes of Substitute Senate Bill No. 6711 (smart homeownership
33 choices). If the bill is not enacted by June 30, 2008, the amount

1 provided in this subsection shall lapse.

2 NEW SECTION. **Sec. 724.** 2007 c 522 s 713 (uncodified) is repealed.

(End of part)

PART VIII

OTHER TRANSFERS AND APPROPRIATIONS

Sec. 801. 2007 c 522 s 801 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER--STATE REVENUES FOR DISTRIBUTION

General Fund Appropriation for fire insurance premium distributions ((\$7,325,000)) \$7,654,000

General Fund Appropriation for public utility district excise tax distributions ((\$49,656,000)) \$47,557,000

General Fund Appropriation for prosecuting attorney distributions. Of this amount, \$903,000 is provided solely for the implementation of Substitute Senate Bill No. 6297 (prosecuting attorney salaries). If the bill is not enacted by June 30, 2008, the amount provided shall lapse. ((\$3,999,000)) \$4,902,000

General Fund Appropriation for boating safety and education distributions ((\$4,833,000)) \$4,400,000

General Fund Appropriation for other tax distributions ((\$42,000)) \$48,000

General Fund Appropriation for habitat conservation program distributions \$1,245,000

Columbia River Water Delivery Account Appropriation for the Confederated Tribes of the Colville Reservation. This amount is provided solely for implementation of Engrossed Substitute Senate Bill No. 6874 (Columbia River water delivery). If the bill is not enacted by June 30, 2008, this amount shall lapse. \$3,775,000

1 Columbia River Water Delivery Account
2 Appropriation for the Spokane Tribe
3 of Indians. This amount is provided
4 solely for implementation of Engrossed
5 Substitute Senate Bill No. 6874 (Columbia
6 River water delivery). If the bill is
7 not enacted by June 30, 2008, this amount
8 shall lapse. \$2,250,000

9 Death Investigations Account Appropriation for
10 distribution to counties for publicly
11 funded autopsies \$2,192,000

12 Aquatic Lands Enhancement Account Appropriation
13 for harbor improvement revenue distribution \$148,000

14 Timber Tax Distribution Account Appropriation
15 for distribution to "timber" counties ((\$89,346,000))
16 \$77,753,000

17 County Criminal Justice Assistance Appropriation . . . ((\$58,906,000))
18 \$62,127,000

19 Municipal Criminal Justice Assistance
20 Appropriation ((\$23,359,000))
21 \$24,636,000

22 Liquor Excise Tax Account Appropriation for
23 liquor excise tax distribution ((\$45,472,000))
24 \$49,397,000

25 Liquor Revolving Account Appropriation for liquor
26 profits distribution ((\$93,399,000))
27 \$82,148,000

28 City-County Assistance Account Appropriation for local
29 government financial assistance distribution;
30 PROVIDED: That the legislature, in making this
31 appropriation for distribution under the formula
32 prescribed in RCW 43.08.290 for the 2007-09
33 biennium, ratifies and approves the prior
34 distributions, as certified by the department
35 of revenue to the state treasurer, made for the
36 2005-07 biennium from the appropriation in
37 section 801, chapter 372, Laws of 2006 as amended
38 by section 1701, chapter 522, Laws of 2007 (\$31,272,000))

| | | |
|---|--|--------------------------------|
| 1 | | <u>\$29,865,000</u> |
| 2 | Streamline Sales and Use Tax Account Appropriation | |
| 3 | for distribution to local taxing jurisdictions | |
| 4 | to mitigate the unintended revenue redistribution | |
| 5 | effect of the sourcing law changes | \$31,600,000 |
| 6 | TOTAL APPROPRIATION | ((\$441,549,000)) |
| 7 | | <u>\$431,697,000</u> |

8 The total expenditures from the state treasury under the
9 appropriations in this section shall not exceed the funds available
10 under statutory distributions for the stated purposes.

11 **Sec. 802.** 2007 c 522 s 805 (uncodified) is amended to read as
12 follows:

13 **FOR THE STATE TREASURER--TRANSFERS.**

14 State Treasurer's Service Account: For
15 transfer to the state general fund,
16 \$10,000,000 for fiscal year 2008 and
17 ((~~\$10,000,000~~)) \$21,000,000 for fiscal year
18 2009 ((~~\$20,000,000~~))
19 \$31,000,000

20 Education Legacy Trust Account: For transfer to
21 the state general fund for fiscal year 2009 \$67,000,000

22 Pension Funding Stabilization Account: For
23 transfer to the state general fund for
24 fiscal year 2009 \$10,000,000

25 Economic Development Strategic Reserve Account:
26 For transfer to the state general fund for
27 fiscal year 2009 \$4,000,000

28 State Convention and Trade Center Operations Account:
29 For transfer to the state general fund on June 30,
30 2009 \$5,000,000

31 State Convention and Trade Center Capital Account:
32 For transfer to the state general fund on
33 June 30, 2009 \$52,000,000

34 After the transfers in this section are made from
35 the state convention and trade center operations
36 and capital accounts, these accounts will
37 have sufficient funds for: (1) A ten million

1 dollar requirement for the retrofit of the museum
 2 of history and industry; (2) the requirements of
 3 RCW 67.40.040(5) and 67.40.040(6); and (3) a
 4 sufficient capital reserve. After the transfer
 5 is made, the capital reserve may be applicable for
 6 payment of debt service or operating shortfalls.
 7 Department of Retirement Systems Expense Account:
 8 For transfer to the state general fund for
 9 fiscal year 2009 \$5,000,000
 10 General Fund: For transfer to the water
 11 quality account, \$12,200,000 for fiscal
 12 year 2008 and \$12,201,000 for fiscal
 13 year 2009 \$24,401,000
 14 Education Legacy Trust Account: For transfer
 15 to the student achievement account for
 16 fiscal year 2009 \$90,800,000
 17 Drinking Water Assistance Account: For transfer
 18 to the drinking water assistance repayment
 19 account, an amount not to exceed \$25,000,000
 20 Public Works Assistance Account: For transfer
 21 to the drinking water assistance account,
 22 ((~~\$3,600,000~~)) \$7,200,000 for fiscal year 2008 and
 23 \$3,600,000 for fiscal year 2009 ((~~\$7,200,000~~))
 24 \$10,800,000
 25 Public Works Assistance Account: For transfer
 26 to the job development account, \$25,000,000
 27 for fiscal year 2008 and \$25,000,000 for
 28 fiscal year 2009 \$50,000,000
 29 State Toxics Control Account: For transfer to
 30 the oil spill prevention account for
 31 fiscal year 2009 \$2,400,000
 32 Tobacco Settlement Account: For transfer
 33 to the health services account, in an
 34 amount not to exceed the actual amount
 35 of the annual base payment to the tobacco
 36 settlement account ((~~\$165,915,000~~))
 37 \$168,111,000
 38 Tobacco Settlement Account: For transfer to the

1 life sciences discovery fund, in an amount
2 not to exceed the actual amount of the
3 strategic contribution supplemental payment
4 to the tobacco settlement account \$70,000,000
5 Health Services Account: For transfer to the water
6 quality account, \$3,942,500 for fiscal year 2008
7 and \$3,942,500 for fiscal year 2009 \$7,885,000
8 Health Services Account: For transfer to the violence
9 reduction and drug enforcement account, \$3,466,000
10 for fiscal year 2008 and \$3,466,000 for fiscal year
11 2009 \$6,932,000
12 Health Services Account: For transfer to the tobacco
13 prevention and control account, (~~(\$10,226,552)~~)
14 \$10,523,000 for fiscal year 2008 and (~~(\$10,109,109)~~)
15 \$10,168,000 for fiscal year 2009 (~~(\$20,336,000)~~)
16 \$20,691,000
17 General Fund: For transfer to the streamline
18 sales and use tax account for fiscal year 2009 \$31,600,000
19 (~~(If Substitute Senate Bill No. 5089 (streamlined sales tax) is not~~
20 ~~enacted by June 30, 2009, this transfer shall lapse.))
21 General Fund: For transfer to the health services
22 account for fiscal year 2009 \$53,000,000
23 Nisqually Earthquake Account: For transfer to the
24 disaster response account for fiscal year 2008 \$3,000,000
25 Public Safety and Education Account: For transfer to
26 the state general fund for fiscal year 2009 \$6,000,000~~

27 NEW SECTION. Sec. 803. A new section is added to 2007 c 522
28 (uncodified) to read as follows:

29 **FOR THE DEPARTMENT OF REVENUE--STATE REVENUE FOR DISTRIBUTION**
30 General Fund Appropriation for fiscal year 2008 \$422,012

31 The appropriation in this section is subject to the following
32 conditions and limitations: Revenues for the general fund are reduced
33 to correct for a prior period distribution shortage of \$422,012. This
34 represents one time distributions to Jefferson County in the amount of

1 \$352,196, and Klickitat County in the amount of \$89,816, to be used in
2 accordance with RCW 82.14.370.

(End of part)

PART IX
MISCELLANEOUS

Sec. 901. 2007 c 522 s 910 (uncodified) is amended to read as follows:

COMPENSATION--NONREPRESENTED EMPLOYEES--INSURANCE BENEFITS.

Appropriations for state agencies in this act are sufficient for nonrepresented state employee health benefits for state agencies, including institutions of higher education are subject to the following conditions and limitations:

(1)(a) The monthly employer funding rate for insurance benefit premiums, public employees' benefits board administration, and the uniform medical plan, shall not exceed \$707 per eligible employee for fiscal year 2008. For fiscal year 2009 the monthly employer funding rate shall not exceed (~~(\$732)~~) \$561 per eligible employee.

(b) In order to achieve the level of funding provided for health benefits, the public employees' benefits board shall require any or all of the following: Employee premium copayments, increases in point-of-service cost sharing, the implementation of managed competition, or make other changes to benefits consistent with RCW 41.05.065, but in no case to increase the actuarial value of the plans offered as compared to the comparable plans offered to enrollees in calendar year 2007.

(c) The health care authority shall deposit any moneys received on behalf of the uniform medical plan as a result of rebates on prescription drugs, audits of hospitals, subrogation payments, or any other moneys recovered as a result of prior uniform medical plan claims payments, into the public employees' and retirees' insurance account to be used for insurance benefits. Such receipts shall not be used for administrative expenditures.

(2) The health care authority, subject to the approval of the public employees' benefits board, shall provide subsidies for health benefit premiums to eligible retired or disabled public employees and school district employees who are eligible for medicare, pursuant to RCW 41.05.085. From January 1, 2008, through December 31, 2008, the subsidy shall be \$164.08. Starting January 1, 2009, the subsidy shall be \$182.89 per month.

1 (3) Technical colleges, school districts, and educational service
2 districts shall remit to the health care authority for deposit into the
3 public employees' and retirees' insurance account established in RCW
4 41.05.120 the following amounts:

5 (a) For each full-time employee, \$57.71 per month beginning
6 September 1, 2007, and (~~(\$65.97)~~) \$60.40 beginning September 1, 2008;

7 (b) For each part-time employee, who at the time of the remittance
8 is employed in an eligible position as defined in RCW 41.32.010 or
9 41.40.010 and is eligible for employer fringe benefit contributions for
10 basic benefits, \$57.71 each month beginning September 1, 2007, and
11 (~~(\$65.97)~~) \$60.40 beginning September 1, 2008, prorated by the
12 proportion of employer fringe benefit contributions for a full-time
13 employee that the part-time employee receives. The remittance
14 requirements specified in this subsection shall not apply to employees
15 of a technical college, school district, or educational service
16 district who purchase insurance benefits through contracts with the
17 health care authority.

18 **Sec. 902.** 2007 c 522 s 911 (uncodified) is amended to read as
19 follows:

20 **COMPENSATION--REPRESENTED EMPLOYEES OUTSIDE SUPER COALITION--**
21 **INSURANCE BENEFITS.** The appropriations for state agencies, including
22 institutions of higher education are subject to the following
23 conditions and limitations:

24 (1)(a) The monthly employer funding rate for insurance benefit
25 premiums, public employees' benefits board administration, and the
26 uniform medical plan, for represented employees outside the super
27 coalition under chapter 41.80 RCW, shall not exceed \$707 per eligible
28 employee for fiscal year 2008. For fiscal year 2009 the monthly
29 employer funding rate shall not exceed (~~(\$732)~~) \$561 per eligible
30 employee.

31 (b) In order to achieve the level of funding provided for health
32 benefits, the public employees' benefits board shall require any or all
33 of the following: Employee premium copayments, increases in
34 point-of-service cost sharing, the implementation of managed
35 competition, or make other changes to benefits consistent with RCW
36 41.05.065, but in no case to increase the actuarial value of the plans

1 offered as compared to the comparable plans offered to enrollees in
2 calendar year 2007.

3 (c) The health care authority shall deposit any moneys received on
4 behalf of the uniform medical plan as a result of rebates on
5 prescription drugs, audits of hospitals, subrogation payments, or any
6 other moneys recovered as a result of prior uniform medical plan claims
7 payments, into the public employees' and retirees' insurance account to
8 be used for insurance benefits. Such receipts shall not be used for
9 administrative expenditures.

10 (2) The health care authority, subject to the approval of the
11 public employees' benefits board, shall provide subsidies for health
12 benefit premiums to eligible retired or disabled public employees and
13 school district employees who are eligible for medicare, pursuant to
14 RCW 41.05.085. From January 1, 2008, through December 31, 2008, the
15 subsidy shall be \$164.08. Starting January 1, 2009, the subsidy shall
16 be \$182.89 per month.

17 (3) Technical colleges, school districts, and educational service
18 districts shall remit to the health care authority for deposit into the
19 public employees' and retirees' insurance account established in RCW
20 41.05.120 the following amounts:

21 (a) For each full-time employee, \$57.71 per month beginning
22 September 1, 2007, and (~~(\$65.97)~~) \$60.40 beginning September 1, 2008;

23 (b) For each part-time employee, who at the time of the remittance
24 is employed in an eligible position as defined in RCW 41.32.010 or
25 41.40.010 and is eligible for employer fringe benefit contributions for
26 basic benefits, \$57.71 each month beginning September 1, 2007, and
27 (~~(\$65.97)~~) \$60.40 beginning September 1, 2008, prorated by the
28 proportion of employer fringe benefit contributions for a full-time
29 employee that the part-time employee receives. The remittance
30 requirements specified in this subsection shall not apply to employees
31 of a technical college, school district, or educational service
32 district who purchase insurance benefits through contracts with the
33 health care authority.

34 **Sec. 903.** 2007 c 522 s 912 (uncodified) is amended to read as
35 follows:

36 **COMPENSATION--REPRESENTED EMPLOYEES--SUPER COALITION.** Collective
37 bargaining agreements negotiated as part of the super coalition under

1 chapter 41.80 RCW include employer contributions to health insurance
2 premiums at 88% of the cost. Funding rates at this level are currently
3 \$707 per month for fiscal year 2008 and (~~(\$732)~~) \$561 per month for
4 fiscal year 2009. The agreements also include a one-time payment of
5 \$756 for each employee who is eligible for insurance for the month of
6 June 2007 and is covered by a 2007-2009 collective bargaining agreement
7 negotiated pursuant to chapter 41.80 RCW, and the continuation of the
8 salary increases that were negotiated for the twelve-month period
9 beginning July 1, 2006, and scheduled to terminate June 30, 2007.

10 **Sec. 904.** 2007 c 522 s 913 (uncodified) is amended to read as
11 follows:

12 **ACROSS THE BOARD SALARY ADJUSTMENTS.** Appropriations for state
13 agency nonrepresented employee compensation adjustments in this act are
14 sufficient for across the board adjustments.

15 (1) Appropriations are for a 3.2 percent salary increase effective
16 September 1, 2007, for all classified employees, except those
17 represented by a collective bargaining unit under chapters 41.80,
18 41.56, and 47.64 RCW, and except the certificated employees of the
19 state schools for the deaf and blind and employees of community and
20 technical colleges covered by the provisions of Initiative Measure No.
21 732. Also included are employees in the Washington management service,
22 and exempt employees under the jurisdiction of the director of
23 personnel.

24 The appropriations are also sufficient to fund a 3.2 percent salary
25 increase effective September 1, 2007, for executive, legislative, and
26 judicial branch employees exempt from merit system rules whose maximum
27 salaries are not set by the commission on salaries for elected
28 officials.

29 (2) Appropriations are for a 2.0 percent salary increase effective
30 September 1, 2008, for all classified employees, except those
31 represented by a collective bargaining unit under chapters 41.80,
32 41.56, and 47.64 RCW, and except for the certificated employees of the
33 state schools of the deaf and blind and employees of community and
34 technical colleges covered by the provisions of Initiative Measure No.
35 732. Also included are employees in the Washington management service,
36 and exempt employees under the jurisdiction of the director of
37 personnel. The appropriations are also sufficient to fund a 2.0

1 percent salary increase effective September 1, 2008, for executive,
2 legislative, and judicial branch employees exempt from merit system
3 rules whose maximum salaries are not set by the commission on salaries
4 for elected officials.

5 (3) No salary increase may be paid under this section to any person
6 whose salary has been Y-rated pursuant to rules adopted by the director
7 of personnel.

8 NEW SECTION. Sec. 905. A new section is added to 2007 c 522
9 (uncodified) to read as follows:

10 **SUPPLEMENTAL COLLECTIVE BARGAINING AGREEMENT--TEAMSTERS.**

11 Appropriations in this act reflect the supplemental collective
12 bargaining agreement reached between the governor and the brotherhood
13 of teamsters under the provisions of chapter 41.80 RCW. Select
14 classifications will receive wage increases effective July 1, 2008, to
15 address recruitment and retention issues. Select employees covered
16 under this supplemental agreement will receive targeted increases to
17 the base salary and/or increases relating to assignment in a specific
18 geographic work location. These provisions are in addition to the
19 general terms of the collective bargaining agreement effective July 1,
20 2007.

21 NEW SECTION. Sec. 906. A new section is added to 2007 c 522
22 (uncodified) to read as follows:

23 **FOR THE WASHINGTON STATE GAMBLING COMMISSION--GAMBLING REVOLVING**
24 **FUND.** Pursuant to RCW 43.88.050, the gambling commission and the
25 office of financial management may address the cash flow of the
26 gambling revolving fund in anticipation of payments of forfeiture
27 revenue from the federal government.

28 NEW SECTION. Sec. 907. A new section is added to 2007 c 522
29 (uncodified) to read as follows:

30 **COLLECTIVE BARGAINING AGREEMENT--CENTRAL WASHINGTON UNIVERSITY,**
31 **PSE.** Funding is provided for a collective bargaining agreement that
32 may be reached between Central Washington University and the public
33 school employees of Washington. Funding provided is sufficient for the
34 2.0% salary increase to be effective July 1, 2008, rather than

1 September 1, 2008. If an agreement is not reached by June 30, 2008,
2 the funding shall lapse.

3 **Sec. 908.** RCW 28B.105.110 and 2007 c 214 s 11 are each amended to
4 read as follows:

5 (1) The GET ready for math and science scholarship account is
6 created in the custody of the state treasurer.

7 (2) The board shall deposit into the account all money received for
8 the GET ready for math and science scholarship program from
9 appropriations and private sources. The account shall be
10 self-sustaining.

11 (3) Expenditures from the account shall be used for scholarships to
12 eligible students and for purchases of GET units. Purchased GET units
13 shall be owned and held in trust by the board. Expenditures from the
14 account shall be an equal match of state appropriations and private
15 funds raised by the program administrator. During the 2007-09 fiscal
16 biennium, expenditures from the account not to exceed five percent may
17 be used by the program administrator to carry out the provisions of RCW
18 28B.105.090.

19 (4) With the exception of the operating costs associated with the
20 management of the account by the treasurer's office as authorized in
21 chapter 43.79A RCW, the account shall be credited with all investment
22 income earned by the account.

23 (5) Disbursements from the account are exempt from appropriations
24 and the allotment provisions of chapter 43.88 RCW.

25 (6) Disbursements from the account shall be made only on the
26 authorization of the board.

27 **Sec. 909.** RCW 38.52.106 and 2003 1st sp.s. c 25 s 913 are each
28 amended to read as follows:

29 The Nisqually earthquake account is created in the state treasury.
30 Moneys may be placed in the account from tax revenues, budget transfers
31 or appropriations, federal appropriations, gifts, or any other lawful
32 source. Moneys in the account may be spent only after appropriation.
33 Moneys in the account shall be used only to support state and local
34 government disaster response and recovery efforts associated with the
35 Nisqually earthquake. During the 2003-2005 fiscal biennium, the
36 legislature may transfer moneys from the Nisqually earthquake account

1 to the disaster response account for fire suppression and mobilization
2 costs. During the 2007-2009 fiscal biennium, moneys in the account may
3 also be used to support disaster response and recovery efforts
4 associated with flood and storm damage.

5 **Sec. 910.** RCW 41.45.230 and 2006 c 56 s 1 are each amended to read
6 as follows:

7 The pension funding stabilization account is created in the state
8 treasury. Moneys in the account may be spent only after appropriation.
9 Expenditures from the account may be used only for payment of state
10 government employer contributions for members of the public employees'
11 retirement system, the teachers' retirement system, the school
12 employees' retirement system, and the public safety employees'
13 retirement system. During the 2007-09 fiscal biennium, expenditures
14 from the account may also be used for payment of the retirement and
15 annuity plans for higher education employees and for transfer into the
16 general fund. The account may not be used to pay for any new benefit
17 or for any benefit increase that takes effect after July 1, 2005. An
18 increase that is provided in accordance with a formula that is in
19 existence on July 1, 2005, is not considered a benefit increase for
20 this purpose. Moneys in the account shall be for the exclusive use of
21 the specified retirement systems and invested by the state investment
22 board pursuant to RCW 43.33A.030 and 43.33A.170. For purposes of RCW
23 43.135.035, expenditures from the pension funding stabilization account
24 shall not be considered a state program cost shift from the state
25 general fund to another account.

26 **Sec. 911.** RCW 41.50.110 and 2005 c 518 s 923 are each amended to
27 read as follows:

28 (1) Except as provided by RCW 41.50.255 and subsection (6) of this
29 section, all expenses of the administration of the department, the
30 expenses of administration of the retirement systems, and the expenses
31 of the administration of the office of the state actuary created in
32 chapters 2.10, 2.12, 41.26, 41.32, 41.40, 41.34, 41.35, 41.37, 43.43,
33 and 44.44 RCW shall be paid from the department of retirement systems
34 expense fund.

35 (2) In order to reimburse the department of retirement systems
36 expense fund on an equitable basis the department shall ascertain and

1 report to each employer, as defined in RCW 41.26.030, 41.32.010,
2 41.35.010, 41.37.010, or 41.40.010, the sum necessary to defray its
3 proportional share of the entire expense of the administration of the
4 retirement system that the employer participates in during the ensuing
5 biennium or fiscal year whichever may be required. Such sum is to be
6 computed in an amount directly proportional to the estimated entire
7 expense of the administration as the ratio of monthly salaries of the
8 employer's members bears to the total salaries of all members in the
9 entire system. It shall then be the duty of all such employers to
10 include in their budgets or otherwise provide the amounts so required.

11 (3) The department shall compute and bill each employer, as defined
12 in RCW 41.26.030, 41.32.010, 41.35.010, 41.37.010, or 41.40.010, at the
13 end of each month for the amount due for that month to the department
14 of retirement systems expense fund and the same shall be paid as are
15 its other obligations. Such computation as to each employer shall be
16 made on a percentage rate of salary established by the department.
17 However, the department may at its discretion establish a system of
18 billing based upon calendar year quarters in which event the said
19 billing shall be at the end of each such quarter.

20 (4) The director may adjust the expense fund contribution rate for
21 each system at any time when necessary to reflect unanticipated costs
22 or savings in administering the department.

23 (5) An employer who fails to submit timely and accurate reports to
24 the department may be assessed an additional fee related to the
25 increased costs incurred by the department in processing the deficient
26 reports. Fees paid under this subsection shall be deposited in the
27 retirement system expense fund.

28 (a) Every six months the department shall determine the amount of
29 an employer's fee by reviewing the timeliness and accuracy of the
30 reports submitted by the employer in the preceding six months. If
31 those reports were not both timely and accurate the department may
32 prospectively assess an additional fee under this subsection.

33 (b) An additional fee assessed by the department under this
34 subsection shall not exceed fifty percent of the standard fee.

35 (c) The department shall adopt rules implementing this section.

36 (6) Expenses other than those under RCW 41.34.060(3) shall be paid
37 pursuant to subsection (1) of this section.

1 (7) During the ((2005-2007)) 2007-2009 fiscal biennium, the
2 legislature may transfer from the department of retirement systems'
3 expense fund to the state general fund such amounts as reflect the
4 excess fund balance of the fund.

5 **Sec. 912.** RCW 43.08.190 and 2005 c 518 s 925 are each amended to
6 read as follows:

7 There is hereby created a fund within the state treasury to be
8 known as the "state treasurer's service fund." Such fund shall be used
9 solely for the payment of costs and expenses incurred in the operation
10 and administration of the state treasurer's office.

11 Moneys shall be allocated monthly and placed in the state
12 treasurer's service fund equivalent to a maximum of one percent of the
13 trust and treasury average daily cash balances from the earnings
14 generated under the authority of RCW 43.79A.040 and 43.84.080 other
15 than earnings generated from investment of balances in funds and
16 accounts specified in RCW 43.79A.040 or 43.84.092(4)((~~b~~)). The
17 allocation shall precede the distribution of the remaining earnings as
18 prescribed under RCW 43.79A.040 and 43.84.092. The state treasurer
19 shall establish a uniform allocation rate based on the appropriations
20 for the treasurer's office.

21 During the ((2005-2007)) 2007-2009 fiscal biennium, the legislature
22 may transfer from the state treasurer's service fund to the state
23 general fund such amounts as reflect the excess fund balance of the
24 fund.

25 **Sec. 913.** RCW 43.08.250 and 2007 c 522 s 950 are each amended to
26 read as follows:

27 (1) The money received by the state treasurer from fees, fines,
28 forfeitures, penalties, reimbursements or assessments by any court
29 organized under Title 3 or 35 RCW, or chapter 2.08 RCW, shall be
30 deposited in the public safety and education account which is hereby
31 created in the state treasury. The legislature shall appropriate the
32 funds in the account to promote traffic safety education, highway
33 safety, criminal justice training, crime victims' compensation,
34 judicial education, the judicial information system, civil
35 representation of indigent persons under RCW 2.53.030, winter
36 recreation parking, drug court operations, and state game programs.

1 Through the fiscal biennium ending June 30, 2009, the legislature may
2 appropriate moneys from the public safety and education account for
3 purposes of appellate indigent defense and other operations of the
4 office of public defense, the criminal litigation unit of the attorney
5 general's office, the treatment alternatives to street crimes program,
6 crime victims advocacy programs, justice information network
7 telecommunication planning, treatment for supplemental security income
8 clients, sexual assault treatment, operations of the administrative
9 office of the courts, security in the common schools, alternative
10 school start-up grants, programs for disruptive students, criminal
11 justice data collection, Washington state patrol criminal justice
12 activities, drug court operations, unified family courts, local court
13 backlog assistance, financial assistance to local jurisdictions for
14 extraordinary costs incurred in the adjudication of criminal cases,
15 domestic violence treatment and related services, the department of
16 corrections' costs in implementing chapter 196, Laws of 1999,
17 reimbursement of local governments for costs associated with
18 implementing criminal and civil justice legislation, the replacement of
19 the department of corrections' offender-based tracking system, secure
20 and semi-secure crisis residential centers, HOPE beds, the family
21 policy council and community public health and safety networks, the
22 street youth program, public notification about registered sex
23 offenders, and narcotics or methamphetamine-related enforcement,
24 education, training, and drug and alcohol treatment services. During
25 the 2007-2009 fiscal biennium, the legislature may transfer from the
26 public safety and education account to the state general fund such
27 amounts as to reflect the excess fund balance of the fund.

28 (2)(a) The equal justice subaccount is created as a subaccount of
29 the public safety and education account. The money received by the
30 state treasurer from the increase in fees imposed by sections 9, 10,
31 12, 13, 14, 17, and 19, chapter 457, Laws of 2005 shall be deposited in
32 the equal justice subaccount and shall be appropriated only for:

33 (i) Criminal indigent defense assistance and enhancement at the
34 trial court level, including a criminal indigent defense pilot program;

35 (ii) Representation of parents in dependency and termination
36 proceedings;

37 (iii) Civil legal representation of indigent persons; and

1 (iv) Contribution to district court judges' salaries and to
2 eligible elected municipal court judges' salaries.

3 (b) For the 2005-07 fiscal biennium, an amount equal to twenty-five
4 percent of revenues to the equal justice subaccount, less one million
5 dollars, shall be appropriated from the equal justice subaccount to the
6 administrator for the courts for purposes of (a)(iv) of this
7 subsection. For the 2007-09 fiscal biennium and subsequent fiscal
8 biennia, an amount equal to fifty percent of revenues to the equal
9 justice subaccount shall be appropriated from the equal justice
10 subaccount to the administrator for the courts for the purposes of
11 (a)(iv) of this subsection.

12 **Sec. 914.** RCW 43.330.250 and 2005 c 427 s 1 are each amended to
13 read as follows:

14 (1) The economic development strategic reserve account is created
15 in the state treasury to be used only for the purposes of this section.

16 (2) Only the governor, with the recommendation of the director of
17 the department of community, trade, and economic development and the
18 economic development commission, may authorize expenditures from the
19 account.

20 (3) Expenditures from the account shall be made in an amount
21 sufficient to fund a minimum of one staff position for the economic
22 development commission and to cover any other operational costs of the
23 commission.

24 (4) During the 2007-2009 fiscal biennium, moneys in the account may
25 also be transferred into the state general fund.

26 (5) Expenditures from the account may be made to prevent closure of
27 a business or facility, to prevent relocation of a business or facility
28 in the state to a location outside the state, or to recruit a business
29 or facility to the state. Expenditures may be authorized for:

30 (a) Workforce development;

31 (b) Public infrastructure needed to support or sustain the
32 operations of the business or facility; and

33 (c) Other lawfully provided assistance, including, but not limited
34 to, technical assistance, environmental analysis, relocation
35 assistance, and planning assistance. Funding may be provided for such
36 assistance only when it is in the public interest and may only be

1 provided under a contractual arrangement ensuring that the state will
2 receive appropriate consideration, such as an assurance of job creation
3 or retention.

4 ~~((+5))~~ (6) The funds shall not be expended from the account
5 unless:

6 (a) The circumstances are such that time does not permit the
7 director of the department of community, trade, and economic
8 development or the business or facility to secure funding from other
9 state sources;

10 (b) The business or facility produces or will produce significant
11 long-term economic benefits to the state, a region of the state, or a
12 particular community in the state;

13 (c) The business or facility does not require continuing state
14 support;

15 (d) The expenditure will result in new jobs, job retention, or
16 higher incomes for citizens of the state;

17 (e) The expenditure will not supplant private investment; and

18 (f) The expenditure is accompanied by private investment.

19 ~~((+6))~~ (7) No more than three million dollars per year may be
20 expended from the account for the purpose of assisting an individual
21 business or facility pursuant to the authority specified in this
22 section.

23 ~~((+7))~~ (8) If the account balance in the strategic reserve account
24 exceeds fifteen million dollars at any time, the amount in excess of
25 fifteen million dollars shall be transferred to the education
26 construction account.

27 **Sec. 915.** RCW 50.16.010 and 2007 c 327 s 4 are each amended to
28 read as follows:

29 (1) There shall be maintained as special funds, separate and apart
30 from all public moneys or funds of this state an unemployment
31 compensation fund, an administrative contingency fund, and a federal
32 interest payment fund, which shall be administered by the commissioner
33 exclusively for the purposes of this title, and to which RCW 43.01.050
34 shall not be applicable.

35 (2)(a) The unemployment compensation fund shall consist of:

36 (i) All contributions collected under RCW 50.24.010 and payments in

1 lieu of contributions collected pursuant to the provisions of this
2 title;

3 (ii) Any property or securities acquired through the use of moneys
4 belonging to the fund;

5 (iii) All earnings of such property or securities;

6 (iv) Any moneys received from the federal unemployment account in
7 the unemployment trust fund in accordance with Title XII of the social
8 security act, as amended;

9 (v) All money recovered on official bonds for losses sustained by
10 the fund;

11 (vi) All money credited to this state's account in the unemployment
12 trust fund pursuant to section 903 of the social security act, as
13 amended;

14 (vii) All money received from the federal government as
15 reimbursement pursuant to section 204 of the federal-state extended
16 compensation act of 1970 (84 Stat. 708-712; 26 U.S.C. Sec. 3304); and

17 (viii) All moneys received for the fund from any other source.

18 (b) All moneys in the unemployment compensation fund shall be
19 commingled and undivided.

20 (3)(a) Except as provided in (b) of this subsection, the
21 administrative contingency fund shall consist of:

22 (i) All interest on delinquent contributions collected pursuant to
23 this title;

24 (ii) All fines and penalties collected pursuant to the provisions
25 of this title;

26 (iii) All sums recovered on official bonds for losses sustained by
27 the fund; and

28 (iv) Revenue received under RCW 50.24.014.

29 (b) All fees, fines, forfeitures, and penalties collected or
30 assessed by a district court because of the violation of this title or
31 rules adopted under this title shall be remitted as provided in chapter
32 3.62 RCW.

33 (c) During the 2007-2009 biennium, moneys available in the
34 administrative contingency fund, other than money in the special
35 account created under RCW 50.24.014(1)(a), shall be expended as
36 appropriated by the legislature for the (i) cost of the job skills
37 program at the community and technical colleges, and (ii) reemployment
38 services such as business and project development assistance, local

1 economic development capacity building, and local economic development
2 financial assistance at the department of community, trade, and
3 economic development, and the remaining appropriation upon the
4 direction of the commissioner, with the approval of the governor,
5 whenever it appears to him or her that such expenditure is necessary
6 solely for:

7 (i) The proper administration of this title and that insufficient
8 federal funds are available for the specific purpose to which such
9 expenditure is to be made, provided, the moneys are not substituted for
10 appropriations from federal funds which, in the absence of such moneys,
11 would be made available.

12 (ii) The proper administration of this title for which purpose
13 appropriations from federal funds have been requested but not yet
14 received, provided, the administrative contingency fund will be
15 reimbursed upon receipt of the requested federal appropriation.

16 (iii) The proper administration of this title for which compliance
17 and audit issues have been identified that establish federal claims
18 requiring the expenditure of state resources in resolution. Claims
19 must be resolved in the following priority: First priority is to
20 provide services to eligible participants within the state; second
21 priority is to provide substitute services or program support; and last
22 priority is the direct payment of funds to the federal government.

23 Money in the special account created under RCW 50.24.014(1)(a) may
24 only be expended, after appropriation, for the purposes specified in
25 this section and RCW 50.62.010, 50.62.020, 50.62.030, 50.24.014,
26 50.44.053, and 50.22.010.

27 **Sec. 916.** RCW 67.40.025 and 1988 ex.s. c 1 s 2 are each amended to
28 read as follows:

29 All operating revenues received by the corporation formed under RCW
30 67.40.020 shall be deposited in the state convention and trade center
31 operations account, hereby created in the state treasury. Moneys in
32 the account, including unanticipated revenues under RCW 43.79.270, may
33 be spent only after appropriation by statute, and may be used only for
34 operation and promotion of the center. During the 2007-2009 fiscal
35 biennium, moneys in the account may also be transferred to the state
36 general fund.

1 Subject to approval by the office of financial management under RCW
2 43.88.260, the corporation may expend moneys for operational purposes
3 in excess of the balance in the account, to the extent the corporation
4 receives or will receive additional operating revenues.

5 As used in this section, "operating revenues" does not include any
6 moneys required to be deposited in the state convention and trade
7 center account.

8 **Sec. 917.** RCW 67.40.040 and 2007 c 228 s 106 are each amended to
9 read as follows:

10 (1) The proceeds from the sale of the bonds authorized in RCW
11 67.40.030, proceeds of the taxes imposed under RCW 67.40.090 and
12 67.40.130, and all other moneys received by the state convention and
13 trade center from any public or private source which are intended to
14 fund the acquisition, design, construction, expansion, exterior cleanup
15 and repair of the Eagles building, conversion of various retail and
16 other space to meeting rooms, purchase of the land and building known
17 as the McKay Parcel, development of low-income housing, or renovation
18 of the center, and those expenditures authorized under RCW 67.40.170
19 shall be deposited in the state convention and trade center account
20 hereby created in the state treasury and in such subaccounts as are
21 deemed appropriate by the directors of the corporation.

22 (2) Moneys in the account, including unanticipated revenues under
23 RCW 43.79.270, shall be used exclusively for the following purposes in
24 the following priority:

25 (a) For reimbursement of the state general fund under RCW
26 67.40.060;

27 (b) After appropriation by statute:

28 (i) For payment of expenses incurred in the issuance and sale of
29 the bonds issued under RCW 67.40.030;

30 (ii) For expenditures authorized in RCW 67.40.170, and during the
31 2007-2009 biennium, the legislature may transfer from the state
32 convention and trade center account to the general fund such amounts as
33 reflect the excess fund balance in the account;

34 (iii) For acquisition, design, and construction of the state
35 convention and trade center;

36 (iv) For debt service for the acquisition, design, and construction

1 and retrofit of the museum of history and industry museum property or
2 other future expansions of the convention center as approved by the
3 legislature; and

4 (v) For reimbursement of any expenditures from the state general
5 fund in support of the state convention and trade center; and

6 (c) For transfer to the state convention and trade center
7 operations account.

8 (3) The corporation shall identify with specificity those
9 facilities of the state convention and trade center that are to be
10 financed with proceeds of general obligation bonds, the interest on
11 which is intended to be excluded from gross income for federal income
12 tax purposes. The corporation shall not permit the extent or manner of
13 private business use of those bond-financed facilities to be
14 inconsistent with treatment of such bonds as governmental bonds under
15 applicable provisions of the Internal Revenue Code of 1986, as amended.

16 (4) In order to ensure consistent treatment of bonds authorized
17 under RCW 67.40.030 with applicable provisions of the Internal Revenue
18 Code of 1986, as amended, and notwithstanding RCW 43.84.092, investment
19 earnings on bond proceeds deposited in the state convention and trade
20 center account in the state treasury shall be retained in the account,
21 and shall be expended by the corporation for the purposes authorized
22 under chapter 386, Laws of 1995 and in a manner consistent with
23 applicable provisions of the Internal Revenue Code of 1986, as amended.

24 (5) Subject to the conditions in subsection (6) of this section,
25 starting in fiscal year 2008, the state treasurer shall transfer:

26 (a) The sum of four million dollars, or as much as may be available
27 pursuant to conditions set forth in this section, from the state
28 convention and trade center account to the tourism enterprise account,
29 with the maximum transfer being four million dollars per fiscal year;
30 and

31 (b) The sum of five hundred thousand dollars, or as much as may be
32 available pursuant to conditions set forth in this section, from the
33 state convention and trade center account to the tourism development
34 and promotion account, with the maximum transfer being five hundred
35 thousand dollars per fiscal year.

36 (6)(a) Funds required for debt service payments and reserves for
37 bonds issued under RCW 67.40.030; for debt service authorized under RCW
38 67.40.170; and for the issuance and sale of financial instruments

1 associated with the acquisition, design, construction, and retrofit of
2 the museum of history and industry museum property or for other future
3 expansions of the center, as approved by the legislature, shall be
4 maintained within the state convention and trade center account.

5 (b) No less than six million one hundred fifty thousand dollars per
6 year shall be retained in the state convention and trade center account
7 for funding capital maintenance as required by the center's long-term
8 capital plan, facility enhancements, unanticipated replacements, and
9 operating reserves for the convention center operation. This amount
10 shall be escalated annually as follows:

11 (i) Four percent for annual inflation for capital maintenance,
12 repairs, and replacement;

13 (ii) An additional two percent for enhancement to the facility; and

14 (iii) An additional three percent for growth in expenditure due to
15 aging of the facility and the need to maintain an operating reserve.

16 (c) Sufficient funds shall be reserved within the state convention
17 and trade center account to fund operating appropriations for the
18 annual operation of the convention center.

19 **Sec. 918.** RCW 70.96A.350 and 2003 c 379 s 11 are each amended to
20 read as follows:

21 (1) The criminal justice treatment account is created in the state
22 treasury. Moneys in the account may be expended solely for: (a)
23 Substance abuse treatment and treatment support services for offenders
24 with an addiction or a substance abuse problem that, if not treated,
25 would result in addiction, against whom charges are filed by a
26 prosecuting attorney in Washington state; ~~((and))~~ (b) the provision of
27 drug and alcohol treatment services and treatment support services for
28 nonviolent offenders within a drug court program; and (c) during the
29 2007-2009 biennium, operation of the integrated crisis response and
30 intensive case management pilots contracted with the department of
31 social and health services division of alcohol and substance abuse.
32 Moneys in the account may be spent only after appropriation.

33 (2) For purposes of this section:

34 (a) "Treatment" means services that are critical to a participant's
35 successful completion of his or her substance abuse treatment program,
36 but does not include the following services: Housing other than that

1 provided as part of an inpatient substance abuse treatment program,
2 vocational training, and mental health counseling; and

3 (b) "Treatment support" means transportation to or from inpatient
4 or outpatient treatment services when no viable alternative exists, and
5 child care services that are necessary to ensure a participant's
6 ability to attend outpatient treatment sessions.

7 (3) Revenues to the criminal justice treatment account consist of:
8 (a) Funds transferred to the account pursuant to this section; and (b)
9 any other revenues appropriated to or deposited in the account.

10 (4)(a) For the fiscal biennium beginning July 1, 2003, the state
11 treasurer shall transfer eight million nine hundred fifty thousand
12 dollars from the general fund into the criminal justice treatment
13 account, divided into eight equal quarterly payments. For the fiscal
14 year beginning July 1, 2005, and each subsequent fiscal year, the state
15 treasurer shall transfer eight million two hundred fifty thousand
16 dollars from the general fund to the criminal justice treatment
17 account, divided into four equal quarterly payments. For the fiscal
18 year beginning July 1, 2006, and each subsequent fiscal year, the
19 amount transferred shall be increased on an annual basis by the
20 implicit price deflator as published by the federal bureau of labor
21 statistics.

22 (b) For the fiscal biennium beginning July 1, 2003, and each
23 biennium thereafter, the state treasurer shall transfer two million
24 nine hundred eighty-four thousand dollars from the general fund into
25 the violence reduction and drug enforcement account, divided into eight
26 quarterly payments. The amounts transferred pursuant to this
27 subsection (4)(b) shall be used solely for providing drug and alcohol
28 treatment services to offenders confined in a state correctional
29 facility who are assessed with an addiction or a substance abuse
30 problem that if not treated would result in addiction.

31 (c) In each odd-numbered year, the legislature shall appropriate
32 the amount transferred to the criminal justice treatment account in (a)
33 of this subsection to the division of alcohol and substance abuse for
34 the purposes of subsection (5) of this section.

35 (5) Moneys appropriated to the division of alcohol and substance
36 abuse from the criminal justice treatment account shall be distributed
37 as specified in this subsection. The department shall serve as the
38 fiscal agent for purposes of distribution. Until July 1, 2004, the

1 department may not use moneys appropriated from the criminal justice
2 treatment account for administrative expenses and shall distribute all
3 amounts appropriated under subsection (4)(c) of this section in
4 accordance with this subsection. Beginning in July 1, 2004, the
5 department may retain up to three percent of the amount appropriated
6 under subsection (4)(c) of this section for its administrative costs.

7 (a) Seventy percent of amounts appropriated to the division from
8 the account shall be distributed to counties pursuant to the
9 distribution formula adopted under this section. The division of
10 alcohol and substance abuse, in consultation with the department of
11 corrections, the sentencing guidelines commission, the Washington state
12 association of counties, the Washington state association of drug court
13 professionals, the superior court judges' association, the Washington
14 association of prosecuting attorneys, representatives of the criminal
15 defense bar, representatives of substance abuse treatment providers,
16 and any other person deemed by the division to be necessary, shall
17 establish a fair and reasonable methodology for distribution to
18 counties of moneys in the criminal justice treatment account. County
19 or regional plans submitted for the expenditure of formula funds must
20 be approved by the panel established in (b) of this subsection.

21 (b) Thirty percent of the amounts appropriated to the division from
22 the account shall be distributed as grants for purposes of treating
23 offenders against whom charges are filed by a county prosecuting
24 attorney. The division shall appoint a panel of representatives from
25 the Washington association of prosecuting attorneys, the Washington
26 association of sheriffs and police chiefs, the superior court judges'
27 association, the Washington state association of counties, the
28 Washington defender's association or the Washington association of
29 criminal defense lawyers, the department of corrections, the Washington
30 state association of drug court professionals, substance abuse
31 treatment providers, and the division. The panel shall review county
32 or regional plans for funding under (a) of this subsection and grants
33 approved under this subsection. The panel shall attempt to ensure that
34 treatment as funded by the grants is available to offenders statewide.

35 (6) The county alcohol and drug coordinator, county prosecutor,
36 county sheriff, county superior court, a substance abuse treatment
37 provider appointed by the county legislative authority, a member of the
38 criminal defense bar appointed by the county legislative authority,

1 and, in counties with a drug court, a representative of the drug court
2 shall jointly submit a plan, approved by the county legislative
3 authority or authorities, to the panel established in subsection (5)(b)
4 of this section, for disposition of all the funds provided from the
5 criminal justice treatment account within that county. The funds shall
6 be used solely to provide approved alcohol and substance abuse
7 treatment pursuant to RCW 70.96A.090 and treatment support services.
8 No more than ten percent of the total moneys received under subsections
9 (4) and (5) of this section by a county or group of counties
10 participating in a regional agreement shall be spent for treatment
11 support services.

12 (7) Counties are encouraged to consider regional agreements and
13 submit regional plans for the efficient delivery of treatment under
14 this section.

15 (8) Moneys allocated under this section shall be used to
16 supplement, not supplant, other federal, state, and local funds used
17 for substance abuse treatment.

18 (9) Counties must meet the criteria established in RCW
19 2.28.170(3)(b).

20 **Sec. 919.** RCW 70.105D.070 and 2007 c 341 s 30 are each amended to
21 read as follows:

22 (1) The state toxics control account and the local toxics control
23 account are hereby created in the state treasury.

24 (2) The following moneys shall be deposited into the state toxics
25 control account: (a) Those revenues which are raised by the tax
26 imposed under RCW 82.21.030 and which are attributable to that portion
27 of the rate equal to thirty-three one-hundredths of one percent; (b)
28 the costs of remedial actions recovered under this chapter or chapter
29 70.105A RCW; (c) penalties collected or recovered under this chapter;
30 and (d) any other money appropriated or transferred to the account by
31 the legislature. Moneys in the account may be used only to carry out
32 the purposes of this chapter, including but not limited to the
33 following activities:

34 (i) The state's responsibility for hazardous waste planning,
35 management, regulation, enforcement, technical assistance, and public
36 education required under chapter 70.105 RCW;

1 (ii) The state's responsibility for solid waste planning,
2 management, regulation, enforcement, technical assistance, and public
3 education required under chapter 70.95 RCW;

4 (iii) The hazardous waste cleanup program required under this
5 chapter;

6 (iv) State matching funds required under the federal cleanup law;

7 (v) Financial assistance for local programs in accordance with
8 chapters 70.95, 70.95C, 70.95I, and 70.105 RCW;

9 (vi) State government programs for the safe reduction, recycling,
10 or disposal of hazardous wastes from households, small businesses, and
11 agriculture;

12 (vii) Hazardous materials emergency response training;

13 (viii) Water and environmental health protection and monitoring
14 programs;

15 (ix) Programs authorized under chapter 70.146 RCW;

16 (x) A public participation program, including regional citizen
17 advisory committees;

18 (xi) Public funding to assist potentially liable persons to pay for
19 the costs of remedial action in compliance with cleanup standards under
20 RCW 70.105D.030(2)(e) but only when the amount and terms of such
21 funding are established under a settlement agreement under RCW
22 70.105D.040(4) and when the director has found that the funding will
23 achieve both (A) a substantially more expeditious or enhanced cleanup
24 than would otherwise occur, and (B) the prevention or mitigation of
25 unfair economic hardship; and

26 (xii) Development and demonstration of alternative management
27 technologies designed to carry out the top two hazardous waste
28 management priorities of RCW 70.105.150.

29 (3) The following moneys shall be deposited into the local toxics
30 control account: Those revenues which are raised by the tax imposed
31 under RCW 82.21.030 and which are attributable to that portion of the
32 rate equal to thirty-seven one-hundredths of one percent.

33 (a) Moneys deposited in the local toxics control account shall be
34 used by the department for grants or loans to local governments for the
35 following purposes in descending order of priority:

36 (i) Remedial actions;

37 (ii) Hazardous waste plans and programs under chapter 70.105 RCW;

1 (iii) Solid waste plans and programs under chapters 70.95, 70.95C,
2 70.95I, and 70.105 RCW;

3 (iv) Funds for a program to assist in the assessment and cleanup of
4 sites of methamphetamine production, but not to be used for the initial
5 containment of such sites, consistent with the responsibilities and
6 intent of RCW 69.50.511; and

7 (v) Cleanup and disposal of hazardous substances from abandoned or
8 derelict vessels, defined for the purposes of this section as vessels
9 that have little or no value and either have no identified owner or
10 have an identified owner lacking financial resources to clean up and
11 dispose of the vessel, that pose a threat to human health or the
12 environment.

13 (b) Funds for plans and programs shall be allocated consistent with
14 the priorities and matching requirements established in chapters
15 70.105, 70.95C, 70.95I, and 70.95 RCW, except that any applicant that
16 is a Puget Sound partner, as defined in RCW 90.71.010, along with any
17 project that is referenced in the action agenda developed by the Puget
18 Sound partnership under RCW 90.71.310, shall, except as conditioned by
19 RCW 70.105D.120, receive priority for any available funding for any
20 grant or funding programs or sources that use a competitive bidding
21 process.

22 (c) Funds may also be appropriated to the department of health to
23 implement programs to reduce testing requirements under the federal
24 safe drinking water act for public water systems. The department of
25 health shall reimburse the account from fees assessed under RCW
26 70.119A.115 by June 30, 1995.

27 (4) Except for unanticipated receipts under RCW 43.79.260 through
28 43.79.282, moneys in the state and local toxics control accounts may be
29 spent only after appropriation by statute.

30 (5) One percent of the moneys deposited into the state and local
31 toxics control accounts shall be allocated only for public
32 participation grants to persons who may be adversely affected by a
33 release or threatened release of a hazardous substance and to not-for-
34 profit public interest organizations. The primary purpose of these
35 grants is to facilitate the participation by persons and organizations
36 in the investigation and remedying of releases or threatened releases
37 of hazardous substances and to implement the state's solid and
38 hazardous waste management priorities. However, during the 1999-2001

1 fiscal biennium, funding may not be granted to entities engaged in
2 lobbying activities, and applicants may not be awarded grants if their
3 cumulative grant awards under this section exceed two hundred thousand
4 dollars. No grant may exceed sixty thousand dollars. Grants may be
5 renewed annually. Moneys appropriated for public participation from
6 either account which are not expended at the close of any biennium
7 shall revert to the state toxics control account.

8 (6) No moneys deposited into either the state or local toxics
9 control account may be used for solid waste incinerator feasibility
10 studies, construction, maintenance, or operation, or, after January 1,
11 2010, for projects designed to address the restoration of Puget Sound,
12 funded in a competitive grant process, that are in conflict with the
13 action agenda developed by the Puget Sound partnership under RCW
14 90.71.310.

15 (7) The department shall adopt rules for grant or loan issuance and
16 performance.

17 (8) During the 2007-2009 fiscal biennium, the local toxics control
18 account may also be used for a standby rescue tug at Neah Bay.

19 **Sec. 920.** RCW 70.105D.070 and 2007 c 446 s 2 are each amended to
20 read as follows:

21 (1) The state toxics control account and the local toxics control
22 account are hereby created in the state treasury.

23 (2) The following moneys shall be deposited into the state toxics
24 control account: (a) Those revenues which are raised by the tax
25 imposed under RCW 82.21.030 and which are attributable to that portion
26 of the rate equal to thirty-three one-hundredths of one percent; (b)
27 the costs of remedial actions recovered under this chapter or chapter
28 70.105A RCW; (c) penalties collected or recovered under this chapter;
29 and (d) any other money appropriated or transferred to the account by
30 the legislature. Moneys in the account may be used only to carry out
31 the purposes of this chapter, including but not limited to the
32 following activities:

33 (i) The state's responsibility for hazardous waste planning,
34 management, regulation, enforcement, technical assistance, and public
35 education required under chapter 70.105 RCW;

36 (ii) The state's responsibility for solid waste planning,

1 management, regulation, enforcement, technical assistance, and public
2 education required under chapter 70.95 RCW;

3 (iii) The hazardous waste cleanup program required under this
4 chapter;

5 (iv) State matching funds required under the federal cleanup law;

6 (v) Financial assistance for local programs in accordance with
7 chapters 70.95, 70.95C, 70.95I, and 70.105 RCW;

8 (vi) State government programs for the safe reduction, recycling,
9 or disposal of hazardous wastes from households, small businesses, and
10 agriculture;

11 (vii) Hazardous materials emergency response training;

12 (viii) Water and environmental health protection and monitoring
13 programs;

14 (ix) Programs authorized under chapter 70.146 RCW;

15 (x) A public participation program, including regional citizen
16 advisory committees;

17 (xi) Public funding to assist potentially liable persons to pay for
18 the costs of remedial action in compliance with cleanup standards under
19 RCW 70.105D.030(2)(e) but only when the amount and terms of such
20 funding are established under a settlement agreement under RCW
21 70.105D.040(4) and when the director has found that the funding will
22 achieve both (A) a substantially more expeditious or enhanced cleanup
23 than would otherwise occur, and (B) the prevention or mitigation of
24 unfair economic hardship; and

25 (xii) Development and demonstration of alternative management
26 technologies designed to carry out the hazardous waste management
27 priorities of RCW 70.105.150.

28 (3) The following moneys shall be deposited into the local toxics
29 control account: Those revenues which are raised by the tax imposed
30 under RCW 82.21.030 and which are attributable to that portion of the
31 rate equal to thirty-seven one-hundredths of one percent.

32 (a) Moneys deposited in the local toxics control account shall be
33 used by the department for grants or loans to local governments for the
34 following purposes in descending order of priority: (i) Remedial
35 actions; (ii) hazardous waste plans and programs under chapter 70.105
36 RCW; (iii) solid waste plans and programs under chapters 70.95, 70.95C,
37 70.95I, and 70.105 RCW; (iv) funds for a program to assist in the
38 assessment and cleanup of sites of methamphetamine production, but not

1 to be used for the initial containment of such sites, consistent with
2 the responsibilities and intent of RCW 69.50.511; and (v) cleanup and
3 disposal of hazardous substances from abandoned or derelict vessels
4 that pose a threat to human health or the environment. For purposes of
5 this subsection (3)(a)(v), "abandoned or derelict vessels" means
6 vessels that have little or no value and either have no identified
7 owner or have an identified owner lacking financial resources to clean
8 up and dispose of the vessel. Funds for plans and programs shall be
9 allocated consistent with the priorities and matching requirements
10 established in chapters 70.105, 70.95C, 70.95I, and 70.95 RCW. During
11 the 1999-2001 fiscal biennium, moneys in the account may also be used
12 for the following activities: Conducting a study of whether dioxins
13 occur in fertilizers, soil amendments, and soils; reviewing
14 applications for registration of fertilizers; and conducting a study of
15 plant uptake of metals. During the 2005-2007 fiscal biennium, the
16 legislature may transfer from the local toxics control account to the
17 state toxics control account such amounts as specified in the omnibus
18 capital budget bill. During the 2005-2007 fiscal biennium, moneys in
19 the account may also be used for grants to local governments to
20 retrofit public sector diesel equipment and for storm water planning
21 and implementation activities.

22 (b) Funds may also be appropriated to the department of health to
23 implement programs to reduce testing requirements under the federal
24 safe drinking water act for public water systems. The department of
25 health shall reimburse the account from fees assessed under RCW
26 70.119A.115 by June 30, 1995.

27 (c) To expedite cleanups throughout the state, the department shall
28 partner with local communities and liable parties for cleanups. The
29 department is authorized to use the following additional strategies in
30 order to ensure a healthful environment for future generations:

31 (i) The director may alter grant-matching requirements to create
32 incentives for local governments to expedite cleanups when one of the
33 following conditions exists:

34 (A) Funding would prevent or mitigate unfair economic hardship
35 imposed by the clean-up liability;

36 (B) Funding would create new substantial economic development,
37 public recreational, or habitat restoration opportunities that would
38 not otherwise occur; or

1 (C) Funding would create an opportunity for acquisition and
2 redevelopment of vacant, orphaned, or abandoned property under RCW
3 70.105D.040(5) that would not otherwise occur;

4 (ii) The use of outside contracts to conduct necessary studies;

5 (iii) The purchase of remedial action cost-cap insurance, when
6 necessary to expedite multiparty clean-up efforts.

7 (4) Except for unanticipated receipts under RCW 43.79.260 through
8 43.79.282, moneys in the state and local toxics control accounts may be
9 spent only after appropriation by statute.

10 (5) One percent of the moneys deposited into the state and local
11 toxics control accounts shall be allocated only for public
12 participation grants to persons who may be adversely affected by a
13 release or threatened release of a hazardous substance and to not-for-
14 profit public interest organizations. The primary purpose of these
15 grants is to facilitate the participation by persons and organizations
16 in the investigation and remedying of releases or threatened releases
17 of hazardous substances and to implement the state's solid and
18 hazardous waste management priorities. However, during the 1999-2001
19 fiscal biennium, funding may not be granted to entities engaged in
20 lobbying activities, and applicants may not be awarded grants if their
21 cumulative grant awards under this section exceed two hundred thousand
22 dollars. No grant may exceed sixty thousand dollars. Grants may be
23 renewed annually. Moneys appropriated for public participation from
24 either account which are not expended at the close of any biennium
25 shall revert to the state toxics control account.

26 (6) No moneys deposited into either the state or local toxics
27 control account may be used for solid waste incinerator feasibility
28 studies, construction, maintenance, or operation.

29 (7) The department shall adopt rules for grant or loan issuance and
30 performance.

31 (8) During the 2005-2007 fiscal biennium, the legislature may
32 transfer from the state toxics control account to the water quality
33 account such amounts as reflect the excess fund balance of the fund.

34 (9) During the 2007-2009 fiscal biennium, the local toxics control
35 account may also be used for a standby rescue tug at Neah Bay.

36 **Sec. 921.** RCW 70.105D.070 and 2007 c 522 s 954 and 2007 c 520 s
37 6033 are each reenacted and amended to read as follows:

1 (1) The state toxics control account and the local toxics control
2 account are hereby created in the state treasury.

3 (2) The following moneys shall be deposited into the state toxics
4 control account: (a) Those revenues which are raised by the tax
5 imposed under RCW 82.21.030 and which are attributable to that portion
6 of the rate equal to thirty-three one-hundredths of one percent; (b)
7 the costs of remedial actions recovered under this chapter or chapter
8 70.105A RCW; (c) penalties collected or recovered under this chapter;
9 and (d) any other money appropriated or transferred to the account by
10 the legislature. Moneys in the account may be used only to carry out
11 the purposes of this chapter, including but not limited to the
12 following activities:

13 (i) The state's responsibility for hazardous waste planning,
14 management, regulation, enforcement, technical assistance, and public
15 education required under chapter 70.105 RCW;

16 (ii) The state's responsibility for solid waste planning,
17 management, regulation, enforcement, technical assistance, and public
18 education required under chapter 70.95 RCW;

19 (iii) The hazardous waste cleanup program required under this
20 chapter;

21 (iv) State matching funds required under the federal cleanup law;

22 (v) Financial assistance for local programs in accordance with
23 chapters 70.95, 70.95C, 70.95I, and 70.105 RCW;

24 (vi) State government programs for the safe reduction, recycling,
25 or disposal of hazardous wastes from households, small businesses, and
26 agriculture;

27 (vii) Hazardous materials emergency response training;

28 (viii) Water and environmental health protection and monitoring
29 programs;

30 (ix) Programs authorized under chapter 70.146 RCW;

31 (x) A public participation program, including regional citizen
32 advisory committees;

33 (xi) Public funding to assist potentially liable persons to pay for
34 the costs of remedial action in compliance with cleanup standards under
35 RCW 70.105D.030(2)(e) but only when the amount and terms of such
36 funding are established under a settlement agreement under RCW
37 70.105D.040(4) and when the director has found that the funding will

1 achieve both (A) a substantially more expeditious or enhanced cleanup
2 than would otherwise occur, and (B) the prevention or mitigation of
3 unfair economic hardship; and

4 (xii) Development and demonstration of alternative management
5 technologies designed to carry out the top two hazardous waste
6 management priorities of RCW 70.105.150.

7 (3) The following moneys shall be deposited into the local toxics
8 control account: Those revenues which are raised by the tax imposed
9 under RCW 82.21.030 and which are attributable to that portion of the
10 rate equal to thirty-seven one-hundredths of one percent.

11 (a) Moneys deposited in the local toxics control account shall be
12 used by the department for grants or loans to local governments for the
13 following purposes in descending order of priority: (i) Remedial
14 actions; (ii) hazardous waste plans and programs under chapter 70.105
15 RCW; (iii) solid waste plans and programs under chapters 70.95, 70.95C,
16 70.95I, and 70.105 RCW; (iv) funds for a program to assist in the
17 assessment and cleanup of sites of methamphetamine production, but not
18 to be used for the initial containment of such sites, consistent with
19 the responsibilities and intent of RCW 69.50.511; and (v) cleanup and
20 disposal of hazardous substances from abandoned or derelict vessels
21 that pose a threat to human health or the environment. For purposes of
22 this subsection (3)(a)(v), "abandoned or derelict vessels" means
23 vessels that have little or no value and either have no identified
24 owner or have an identified owner lacking financial resources to clean
25 up and dispose of the vessel. Funds for plans and programs shall be
26 allocated consistent with the priorities and matching requirements
27 established in chapters 70.105, 70.95C, 70.95I, and 70.95 RCW. During
28 the 1999-2001 fiscal biennium, moneys in the account may also be used
29 for the following activities: Conducting a study of whether dioxins
30 occur in fertilizers, soil amendments, and soils; reviewing
31 applications for registration of fertilizers; and conducting a study of
32 plant uptake of metals. During the 2005-2007 fiscal biennium, the
33 legislature may transfer from the local toxics control account to the
34 state toxics control account such amounts as specified in the omnibus
35 capital budget bill. During the 2007-2009 fiscal biennium, moneys in
36 the account may also be used for grants to local governments to
37 retrofit public sector diesel equipment and for storm water planning
38 and implementation activities.

1 (b) Funds may also be appropriated to the department of health to
2 implement programs to reduce testing requirements under the federal
3 safe drinking water act for public water systems. The department of
4 health shall reimburse the account from fees assessed under RCW
5 70.119A.115 by June 30, 1995.

6 (4) Except for unanticipated receipts under RCW 43.79.260 through
7 43.79.282, moneys in the state and local toxics control accounts may be
8 spent only after appropriation by statute.

9 (5) One percent of the moneys deposited into the state and local
10 toxics control accounts shall be allocated only for public
11 participation grants to persons who may be adversely affected by a
12 release or threatened release of a hazardous substance and to not-for-
13 profit public interest organizations. The primary purpose of these
14 grants is to facilitate the participation by persons and organizations
15 in the investigation and remedying of releases or threatened releases
16 of hazardous substances and to implement the state's solid and
17 hazardous waste management priorities. However, during the 1999-2001
18 fiscal biennium, funding may not be granted to entities engaged in
19 lobbying activities, and applicants may not be awarded grants if their
20 cumulative grant awards under this section exceed two hundred thousand
21 dollars. No grant may exceed sixty thousand dollars. Grants may be
22 renewed annually. Moneys appropriated for public participation from
23 either account which are not expended at the close of any biennium
24 shall revert to the state toxics control account.

25 (6) No moneys deposited into either the state or local toxics
26 control account may be used for solid waste incinerator feasibility
27 studies, construction, maintenance, or operation.

28 (7) The department shall adopt rules for grant or loan issuance and
29 performance.

30 (8) During the 2007-2009 fiscal biennium, the local toxics control
31 account may also be used for a standby rescue tug at Neah Bay.

32 **Sec. 922.** RCW 74.08A.340 and 2007 c 522 s 957 are each amended to
33 read as follows:

34 The department of social and health services shall operate the
35 Washington WorkFirst program authorized under RCW 74.08A.200 through
36 74.08A.330, 43.330.145, (~~74.13.0903~~) 43.215.545, and 74.25.040, and
37 chapter 74.12 RCW within the following constraints:

1 (1) The full amount of the temporary assistance for needy families
2 block grant, plus qualifying state expenditures as appropriated in the
3 biennial operating budget, shall be appropriated to the department each
4 year in the biennial appropriations act to carry out the provisions of
5 the program authorized in RCW 74.08A.200 through 74.08A.330,
6 43.330.145, (~~(74.13.0903)~~) 43.215.545, and 74.25.040, and chapter 74.12
7 RCW.

8 (2)(a) The department may expend funds defined in subsection (1) of
9 this section in any manner that will effectively accomplish the outcome
10 measures defined in RCW 74.08A.410 with the following exception:
11 Beginning with the 2007-2009 biennium, funds that constitute the
12 working connections child care program, child care quality programs,
13 and child care licensing functions.

14 (b) Beginning in the 2007-2009 fiscal biennium, the legislature
15 shall appropriate and the departments of early learning and social and
16 health services shall expend funds defined in subsection (1) of this
17 section that constitute the working connections child care program,
18 child care quality programs, and child care licensing functions in a
19 manner that is consistent with the outcome measures defined in RCW
20 74.08A.410.

21 (c) No more than fifteen percent of the amount provided in
22 subsection (1) of this section may be spent for administrative
23 purposes. For the purpose of this subsection, "administrative
24 purposes" does not include expenditures for information technology and
25 computerization needed for tracking and monitoring required by P.L.
26 104-193. The department shall not increase grant levels to recipients
27 of the program authorized in RCW 74.08A.200 through 74.08A.330 and
28 43.330.145 and chapter 74.12 RCW, except as authorized in the omnibus
29 appropriations act for the 2007-2009 biennium.

30 (3) The department shall implement strategies that accomplish the
31 outcome measures identified in RCW 74.08A.410 that are within the
32 funding constraints in this section. Specifically, the department
33 shall implement strategies that will cause the number of cases in the
34 program authorized in RCW 74.08A.200 through 74.08A.330 and 43.330.145
35 and chapter 74.12 RCW to decrease by at least fifteen percent during
36 the 1997-99 biennium and by at least five percent in the subsequent
37 biennium. The department may transfer appropriation authority between

1 funding categories within the economic services program in order to
2 carry out the requirements of this subsection.

3 (4) The department shall monitor expenditures against the
4 appropriation levels provided for in subsection (1) of this section.
5 The department shall quarterly make a determination as to whether
6 expenditure levels will exceed available funding and communicate its
7 finding to the legislature. If the determination indicates that
8 expenditures will exceed funding at the end of the fiscal year, the
9 department shall take all necessary actions to ensure that all services
10 provided under this chapter shall be made available only to the extent
11 of the availability and level of appropriation made by the legislature.

12 **Sec. 923.** RCW 77.32.010 and 2006 c 57 s 1 are each amended to read
13 as follows:

14 (1) Except as otherwise provided in this chapter, a recreational
15 license issued by the director is required to hunt for or take wild
16 animals or wild birds, fish for, take, or harvest fish, shellfish, and
17 seaweed. A recreational fishing or shellfish license is not required
18 for carp, smelt, and crawfish, and a hunting license is not required
19 for bullfrogs.

20 (2) A permit issued by the department is required to park a motor
21 vehicle upon improved department access facilities.

22 (3) During the 2007-09 fiscal biennium to enable the implementation
23 of the pilot project established in section 307 of this act, a fishing
24 permit issued to a nontribal member by the Colville Tribes shall
25 satisfy the license requirements in subsection (1) of this section on
26 the waters of Lake Rufus Woods and on the north shore of Lake Rufus
27 Woods, and a Colville Tribes tribal member identification card shall
28 satisfy the license requirements in subsection (1) of this section on
29 all waters of Lake Rufus Woods.

30 **Sec. 924.** RCW 83.100.230 and 2005 c 514 s 1101 are each amended to
31 read as follows:

32 The education legacy trust account is created in the state
33 treasury. Money in the account may be spent only after appropriation.
34 Expenditures from the account may be used only for deposit into the
35 student achievement fund and for expanding access to higher education
36 through funding for new enrollments and financial aid, and other

1 educational improvement efforts. During the 2007-2009 fiscal biennium,
2 moneys in the account may also be transferred into the state general
3 fund.

4 **Sec. 925.** RCW 90.48.390 and 1991 sp.s. c 13 s 84 are each amended
5 to read as follows:

6 The coastal protection fund is established to be used by the
7 department as a revolving fund for carrying out the purposes of
8 restoration of natural resources under this chapter and chapter 90.56
9 RCW. To this fund there shall be credited penalties, fees, damages,
10 charges received pursuant to the provisions of this chapter and chapter
11 90.56 RCW, compensation for damages received under this chapter and
12 chapter 90.56 RCW, and an amount equivalent to one cent per gallon from
13 each marine use refund claim under RCW 82.36.330.

14 Moneys in the fund not needed currently to meet the obligations of
15 the department in the exercise of its powers, duties, and functions
16 under RCW 90.48.142, 90.48.366, 90.48.367, and 90.48.368 shall be
17 deposited with the state treasurer to the credit of the fund. During
18 the 2007-2009 fiscal biennium, the coastal protection fund may also be
19 used for a standby rescue tug at Neah Bay.

20 **Sec. 926.** RCW 90.71.310 and 2007 c 341 s 13 are each amended to
21 read as follows:

22 (1) The council shall develop a science-based action agenda that
23 leads to the recovery of Puget Sound by 2020 and achievement of the
24 goals and objectives established in RCW 90.71.300. The action agenda
25 shall:

26 (a) Address all geographic areas of Puget Sound including upland
27 areas and tributary rivers and streams that affect Puget Sound;

28 (b) Describe the problems affecting Puget Sound's health using
29 supporting scientific data, and provide a summary of the historical
30 environmental health conditions of Puget Sound so as to determine past
31 levels of pollution and restorative actions that have established the
32 current health conditions of Puget Sound;

33 (c) Meet the goals and objectives described in RCW 90.71.300,
34 including measurable outcomes for each goal and objective specifically
35 describing what will be achieved, how it will be quantified, and how
36 progress towards outcomes will be measured. The action agenda shall

1 include near-term and long-term benchmarks designed to ensure
2 continuous progress needed to reach the goals, objectives, and
3 designated outcomes by 2020. The council shall consult with the panel
4 in developing these elements of the plan;

5 (d) Identify and prioritize the strategies and actions necessary to
6 restore and protect Puget Sound and to achieve the goals and objectives
7 described in RCW 90.71.300;

8 (e) Identify the agency, entity, or person responsible for
9 completing the necessary strategies and actions, and potential sources
10 of funding;

11 (f) Include prioritized actions identified through the assembled
12 proposals from each of the seven action areas and the identification
13 and assessment of ecosystem scale programs as provided in RCW
14 90.71.260;

15 (g) Include specific actions to address aquatic rehabilitation zone
16 one, as defined in RCW 90.88.010;

17 (h) Incorporate any additional goals adopted by the council; and

18 (i) Incorporate appropriate actions to carry out the biennial
19 science work plan created in RCW 90.71.290.

20 (2) In developing the action agenda and any subsequent revisions,
21 the council shall, when appropriate, incorporate the following:

22 (a) Water quality, water quantity, sediment quality, watershed,
23 marine resource, and habitat restoration plans created by governmental
24 agencies, watershed groups, and marine and shoreline groups. The
25 council shall consult with the board in incorporating these plans;

26 (b) Recovery plans for salmon, orca, and other species in Puget
27 Sound listed under the federal endangered species act;

28 (c) Existing plans and agreements signed by the governor, the
29 commissioner of public lands, other state officials, or by federal
30 agencies;

31 (d) Appropriate portions of the Puget Sound water quality
32 management plan existing on July 1, 2007.

33 (3) Until the action agenda is adopted, the existing Puget Sound
34 management plan and the 2007-09 Puget Sound biennial plan shall remain
35 in effect. The existing Puget Sound management plan shall also
36 continue to serve as the comprehensive conservation and management plan
37 for the purposes of the national estuary program described in section

1 320 of the federal clean water act, until replaced by the action agenda
2 and approved by the United States environmental protection agency as
3 the new comprehensive conservation and management plan.

4 (4) The council shall adopt the action agenda by (~~September~~)
5 December 1, 2008. The council shall revise the action agenda as
6 needed, and revise the implementation strategies every two years using
7 an adaptive management process informed by tracking actions and
8 monitoring results in Puget Sound. In revising the action agenda and
9 the implementation strategies, the council shall consult the panel and
10 the board and provide opportunity for public review and comment.
11 Biennial updates shall:

12 (a) Contain a detailed description of prioritized actions necessary
13 in the biennium to achieve the goals, objectives, outcomes, and
14 benchmarks of progress identified in the action agenda;

15 (b) Identify the agency, entity, or person responsible for
16 completing the necessary action; and

17 (c) Establish biennial benchmarks for near-term actions.

18 (5) The action agenda shall be organized and maintained in a single
19 document to facilitate public accessibility to the plan.

20 **Sec. 927.** RCW 90.71.370 and 2007 c 341 s 19 are each amended to
21 read as follows:

22 (1) By December 1, 2008, and by September 1st of each even-numbered
23 year beginning in (~~2008~~) 2010, the council shall provide to the
24 governor and the appropriate fiscal committees of the senate and house
25 of representatives its recommendations for the funding necessary to
26 implement the action agenda in the succeeding biennium. The
27 recommendations shall:

28 (a) Identify the funding needed by action agenda element;

29 (b) Address funding responsibilities among local, state, and
30 federal governments, as well as nongovernmental funding; and

31 (c) Address funding needed to support the work of the partnership,
32 the panel, the ecosystem work group, and entities assisting in
33 coordinating local efforts to implement the plan.

34 (2) In the 2008 report required under subsection (1) of this
35 section, the council shall include recommendations for projected
36 funding needed through 2020 to implement the action agenda; funding
37 needs for science panel staff; identify methods to secure stable and

1 sufficient funding to meet these needs; and include proposals for new
2 sources of funding to be dedicated to Puget Sound protection and
3 recovery. In preparing the science panel staffing proposal, the
4 council shall consult with the panel.

5 (3) By November 1st of each odd-numbered year beginning in 2009,
6 the council shall produce a state of the Sound report that includes, at
7 a minimum:

8 (a) An assessment of progress by state and nonstate entities in
9 implementing the action agenda, including accomplishments in the use of
10 state funds for action agenda implementation;

11 (b) A description of actions by implementing entities that are
12 inconsistent with the action agenda and steps taken to remedy the
13 inconsistency;

14 (c) The comments by the panel on progress in implementing the plan,
15 as well as findings arising from the assessment and monitoring program;

16 (d) A review of citizen concerns provided to the partnership and
17 the disposition of those concerns;

18 (e) A review of the expenditures of funds to state agencies for the
19 implementation of programs affecting the protection and recovery of
20 Puget Sound, and an assessment of whether the use of the funds is
21 consistent with the action agenda; and

22 (f) An identification of all funds provided to the partnership, and
23 recommendations as to how future state expenditures for all entities,
24 including the partnership, could better match the priorities of the
25 action agenda.

26 (4)(a) The council shall review state programs that fund facilities
27 and activities that may contribute to action agenda implementation. By
28 November 1, 2009, the council shall provide initial recommendations
29 regarding program changes to the governor and appropriate fiscal and
30 policy committees of the senate and house of representatives. By
31 November 1, 2010, the council shall provide final recommendations
32 regarding program changes, including proposed legislation to implement
33 the recommendation, to the governor and appropriate fiscal and policy
34 committees of the senate and house of representatives.

35 (b) The review in this subsection shall be conducted with the
36 active assistance and collaboration of the agencies administering these
37 programs, and in consultation with local governments and other entities
38 receiving funding from these programs:

1 (i) The water quality account, chapter 70.146 RCW;
2 (ii) The water pollution control revolving fund, chapter 90.50A
3 RCW;
4 (iii) The public works assistance account, chapter 43.155 RCW;
5 (iv) The aquatic lands enhancement account, RCW 79.105.150;
6 (v) The state toxics control account and local toxics control
7 account and clean-up program, chapter 70.105D RCW;
8 (vi) The acquisition of habitat conservation and outdoor recreation
9 land, chapter 79A.15 RCW;
10 (vii) The salmon recovery funding board, RCW 77.85.110 through
11 77.85.150;
12 (viii) The community economic revitalization board, chapter 43.160
13 RCW;
14 (ix) Other state financial assistance to water quality-related
15 projects and activities; and
16 (x) Water quality financial assistance from federal programs
17 administered through state programs or provided directly to local
18 governments in the Puget Sound basin.
19 (c) The council's review shall include but not be limited to:
20 (i) Determining the level of funding and types of projects and
21 activities funded through the programs that contribute to
22 implementation of the action agenda;
23 (ii) Evaluating the procedures and criteria in each program for
24 determining which projects and activities to fund, and their
25 relationship to the goals and priorities of the action agenda;
26 (iii) Assessing methods for ensuring that the goals and priorities
27 of the action agenda are given priority when program funding decisions
28 are made regarding water quality-related projects and activities in the
29 Puget Sound basin and habitat-related projects and activities in the
30 Puget Sound basin;
31 (iv) Modifying funding criteria so that projects, programs, and
32 activities that are inconsistent with the action agenda are ineligible
33 for funding;
34 (v) Assessing ways to incorporate a strategic funding approach for
35 the action agenda within the outcome-focused performance measures
36 required by RCW 43.41.270 in administering natural resource-related and
37 environmentally based grant and loan programs.

1 NEW SECTION. **Sec. 928.** If any provision of this act or its
2 application to any person or circumstance is held invalid, the
3 remainder of the act or the application of the provision to other
4 persons or circumstances is not affected.

5 NEW SECTION. **Sec. 929.** This act is necessary for the immediate
6 preservation of the public peace, health, or safety, or support of the
7 state government and its existing public institutions, and takes effect
8 immediately.

(End of part)

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