
SENATE BILL 5600

State of Washington 61st Legislature 2009 Regular Session

By Senator Prentice; by request of Governor Gregoire

Read first time 01/27/09. Referred to Committee on Ways & Means.

1 AN ACT Relating to fiscal matters; amending RCW 28A.300.380,
2 28A.400.205, 28A.405.415, 28A.415.250, 28A.415.315, 28A.500.030,
3 28A.500.040, 28A.505.220, 28B.50.465, 28B.50.468, 28B.105.110,
4 41.48.060, 43.08.190, 43.10.180, 43.79.460, 43.215.125, 70.93.180,
5 74.08A.340, 74.31.060, 79.64.040, 79.105.150, and 84.52.0531;
6 reenacting and amending RCW 43.135.045 and 70.105D.070; creating new
7 sections; making appropriations; providing an expiration date; and
8 declaring an emergency.

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

10 NEW SECTION. **Sec. 1.** (1) A budget is hereby adopted and, subject
11 to the provisions set forth in the following sections, the several
12 amounts specified in parts I through IX of this act, or so much thereof
13 as shall be sufficient to accomplish the purposes designated, are
14 hereby appropriated and authorized to be incurred for salaries, wages,
15 and other expenses of the agencies and offices of the state and for
16 other specified purposes for the fiscal biennium beginning July 1,
17 2009, and ending June 30, 2011, except as otherwise provided, out of
18 the several funds of the state hereinafter named.

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

3 (a) "Fiscal year 2010" or "FY 2010" means the fiscal year ending
4 June 30, 2010.

5 (b) "Fiscal year 2011" or "FY 2011" means the fiscal year ending
6 June 30, 2011.

7 (c) "FTE" means full time equivalent.

8 (d) "Lapse" or "revert" means the amount shall return to an
9 unappropriated status.

10 (e) "Provided solely" means the specified amount may be spent only
11 for the specified purpose. Unless otherwise specifically authorized in
12 this act, any portion of an amount provided solely for a specified
13 purpose which is not expended subject to the specified conditions and
14 limitations to fulfill the specified purpose shall lapse.

15 **PART I**
16 **GENERAL GOVERNMENT**

17 **NEW SECTION. Sec. 101. FOR THE HOUSE OF REPRESENTATIVES**

18 General Fund--State Appropriation (FY 2010) \$37,608,000
19 General Fund--State Appropriation (FY 2011) \$38,189,000
20 TOTAL APPROPRIATION \$75,797,000

21 **NEW SECTION. Sec. 102. FOR THE SENATE**

22 General Fund--State Appropriation (FY 2010) \$27,666,000
23 General Fund--State Appropriation (FY 2011) \$29,995,000
24 TOTAL APPROPRIATION \$57,661,000

25 **NEW SECTION. Sec. 103. FOR THE JOINT LEGISLATIVE AUDIT AND REVIEW**
26 **COMMITTEE**

27 General Fund--State Appropriation (FY 2010) \$3,094,000
28 General Fund--State Appropriation (FY 2011) \$3,170,000
29 TOTAL APPROPRIATION \$6,264,000

30 **NEW SECTION. Sec. 104. FOR THE LEGISLATIVE EVALUATION AND**
31 **ACCOUNTABILITY PROGRAM COMMITTEE**

32 General Fund--State Appropriation (FY 2010) \$1,915,000
33 General Fund--State Appropriation (FY 2011) \$2,101,000

1	TOTAL APPROPRIATION	\$4,106,000
2	<u>NEW SECTION. Sec. 105. FOR THE OFFICE OF THE STATE ACTUARY</u>	
3	General Fund--State Appropriation (FY 2010)	\$25,000
4	General Fund--State Appropriation (FY 2011)	\$25,000
5	Department of Retirement Systems Expense	
6	Account--State Appropriation	\$3,626,000
7	TOTAL APPROPRIATION	\$3,676,000
8	<u>NEW SECTION. Sec. 106. FOR THE JOINT LEGISLATIVE SYSTEMS</u>	
9	COMMITTEE	
10	General Fund--State Appropriation (FY 2010)	\$10,168,000
11	General Fund--State Appropriation (FY 2011)	\$12,781,000
12	TOTAL APPROPRIATION	\$22,949,000
13	<u>NEW SECTION. Sec. 107. FOR THE STATUTE LAW COMMITTEE</u>	
14	General Fund--State Appropriation (FY 2010)	\$5,117,000
15	General Fund--State Appropriation (FY 2011)	\$5,554,000
16	TOTAL APPROPRIATION	\$10,671,000
17	<u>NEW SECTION. Sec. 108. FOR THE REDISTRICTING COMMISSION</u>	
18	General Fund--State Appropriation (FY 2011)	\$663,000
19	<u>NEW SECTION. Sec. 109. LEGISLATIVE AGENCIES.</u> In order to achieve	
20	operating efficiencies within the financial resources available to the	
21	legislative branch, the executive rules committee of the house of	
22	representatives and the facilities and operations committee of the	
23	senate by joint action may transfer funds among the house of	
24	representatives, senate, joint legislative audit and review committee,	
25	legislative evaluation and accountability program committee,	
26	legislative transportation committee, office of the state actuary,	
27	joint legislative systems committee, and statute law committee.	
28	<u>NEW SECTION. Sec. 110. FOR THE SUPREME COURT</u>	
29	General Fund--State Appropriation (FY 2010)	\$7,735,000
30	General Fund--State Appropriation (FY 2011)	\$7,917,000
31	TOTAL APPROPRIATION	\$15,652,000

NEW SECTION. Sec. 111. FOR THE LAW LIBRARY

General Fund--State Appropriation (FY 2010)	\$2,338,000
General Fund--State Appropriation (FY 2011)	\$2,345,000
TOTAL APPROPRIATION	\$4,683,000

NEW SECTION. Sec. 112. FOR THE COURT OF APPEALS

General Fund--State Appropriation (FY 2010)	\$17,777,000
General Fund--State Appropriation (FY 2011)	\$18,206,000
TOTAL APPROPRIATION	\$35,983,000

NEW SECTION. Sec. 113. FOR THE COMMISSION ON JUDICIAL CONDUCT

General Fund--State Appropriation (FY 2010)	\$1,130,000
General Fund--State Appropriation (FY 2011)	\$1,183,000
TOTAL APPROPRIATION	\$2,313,000

NEW SECTION. Sec. 114. FOR THE ADMINISTRATOR FOR THE COURTS

General Fund--State Appropriation (FY 2010)	\$33,243,000
General Fund--State Appropriation (FY 2011)	\$33,429,000
Public Safety and Education	
Account--State Appropriation (FY 2010)	\$24,551,000
Public Safety and Education	
Account--State Appropriation (FY 2011)	\$24,374,000
Equal Justice Subaccount of the Public Safety and	
Education Account--State Appropriation (FY 2010)	\$3,175,000
Equal Justice Subaccount of the Public Safety and	
Education Account--State Appropriation (FY 2011)	\$3,175,000
Judicial Information Systems Account--State	
Appropriation	\$43,879,000
TOTAL APPROPRIATION	\$165,826,000

NEW SECTION. Sec. 115. FOR THE OFFICE OF PUBLIC DEFENSE

General Fund--State Appropriation (FY 2010)	\$18,746,000
General Fund--State Appropriation (FY 2011)	\$17,748,000
Public Safety and Education Account--State	
Appropriation (FY 2010)	\$7,084,000
Public Safety and Education Account--State	
Appropriation (FY 2011)	\$7,028,000
Equal Justice Subaccount of the Public Safety and	

1 Education Account--State Appropriation (FY 2010) \$1,259,000
 2 Equal Justice Subaccount of the Public Safety and
 3 Education Account--State Appropriation (FY 2011) \$2,254,000
 4 TOTAL APPROPRIATION \$54,119,000

5 The appropriations in this section are subject to the following
 6 conditions and limitations: The amounts provided from the public
 7 safety and education account appropriations include funding for expert
 8 and investigative services in death penalty personal restraint
 9 petitions.

10 NEW SECTION. **Sec. 116. FOR THE OFFICE OF CIVIL LEGAL AID**

11 General Fund--State Appropriation (FY 2010) \$7,361,000
 12 General Fund--State Appropriation (FY 2011) \$7,612,000
 13 Public Safety and Education
 14 Account--State Appropriation (FY 2010) \$2,326,000
 15 Public Safety and Education
 16 Account--State Appropriation (FY 2011) \$2,380,000
 17 Equal Justice Subaccount of the Public Safety and
 18 Education Account--State Appropriation (FY 2010) \$927,000
 19 Equal Justice Subaccount of the Public Safety and
 20 Education Account--State Appropriation (FY 2011) \$927,000
 21 Violence Reduction and Drug Enforcement
 22 Account--State Appropriation (FY 2010) \$1,494,000
 23 Violence Reduction and Drug Enforcement
 24 Account--State Appropriation (FY 2011) \$1,493,000
 25 TOTAL APPROPRIATION \$24,520,000

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

28 (1) \$40,000 of the general fund--state appropriation for fiscal
 29 year 2010 and \$40,000 of the general fund--state appropriation for
 30 fiscal year 2011 are provided solely to continue support for the
 31 existing agricultural dispute resolution system funded through the
 32 office of civil legal aid for disputes between farmers and farm
 33 workers.

34 (2) An amount not to exceed \$40,000 of the general fund--state
 35 appropriation for fiscal year 2010 and an amount not to exceed \$40,000
 36 of the general fund--state appropriation for fiscal year 2011 may be
 37 used to provide telephonic legal advice and assistance to otherwise

1 eligible persons who are sixty years of age or older on matters
2 authorized by RCW 2.53.030(2)(a) through (k) regardless of household
3 income or asset level.

4 **NEW SECTION. Sec. 117. FOR THE OFFICE OF THE GOVERNOR**

5	General Fund--State Appropriation (FY 2010)	\$6,409,000
6	General Fund--State Appropriation (FY 2011)	\$6,426,000
7	Economic Development Strategic Reserve	
8	Account--State Appropriation	\$6,500,000
9	TOTAL APPROPRIATION	\$19,335,000

10 **NEW SECTION. Sec. 118. FOR THE LIEUTENANT GOVERNOR**

11	General Fund--State Appropriation (FY 2010)	\$733,000
12	General Fund--State Appropriation (FY 2011)	\$754,000
13	General Fund--Private/Local Appropriation	\$90,000
14	TOTAL APPROPRIATION	\$1,577,000

15 **NEW SECTION. Sec. 119. FOR THE PUBLIC DISCLOSURE COMMISSION**

16	General Fund--State Appropriation (FY 2010)	\$2,469,000
17	General Fund--State Appropriation (FY 2011)	\$2,492,000
18	TOTAL APPROPRIATION	\$4,961,000

19 **NEW SECTION. Sec. 120. FOR THE SECRETARY OF STATE**

20	General Fund--State Appropriation (FY 2010)	\$22,265,000
21	General Fund--State Appropriation (FY 2011)	\$22,449,000
22	General Fund--Federal Appropriation	\$8,149,000
23	Archives and Records Management Account--State	
24	Appropriation	\$8,978,000
25	Department of Personnel Service Account--State	
26	Appropriation	\$766,000
27	Local Government Archives Account--State Appropriation . .	\$11,842,000
28	Election Account--Federal Appropriation	\$29,723,000
29	TOTAL APPROPRIATION	\$102,172,000

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

32 (1) \$4,101,000 of the general fund--state appropriation for fiscal
33 year 2010 is provided solely to reimburse counties for the state's
34 share of primary and general election costs and the costs of conducting

1 mandatory recounts on state measures. Counties shall be reimbursed
2 only for those odd-year election costs that the secretary of state
3 validates as eligible for reimbursement.

4 (2)(a) \$1,932,000 of the general fund--state appropriation for
5 fiscal year 2010, and \$2,095,000 of the general fund--state
6 appropriation for fiscal year 2011 are provided solely for contracting
7 with a nonprofit organization to produce gavel-to-gavel television
8 coverage of state government deliberations and other events of
9 statewide significance during the 2009-2011 biennium. The funding
10 level for each year of the contract shall be based on the amount
11 provided in this subsection. The nonprofit organization shall be
12 required to raise contributions or commitments to make contributions,
13 in cash or in kind, in an amount equal to forty percent of the state
14 contribution. The office of the secretary of state may make full or
15 partial payment once all criteria in this subsection have been
16 satisfactorily documented.

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

22 (c) The nonprofit organization shall prepare an annual independent
23 audit, an annual financial statement, and an annual report, including
24 benchmarks that measure the success of the nonprofit organization in
25 meeting the intent of the program.

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

28 (i) Attempting to influence the passage or defeat of any
29 legislation by the legislature of the state of Washington, by any
30 county, city, town, or other political subdivision of the state of
31 Washington, or by the congress, or the adoption or rejection of any
32 rule, standard, rate, or other legislative enactment of any state
33 agency;

34 (ii) Making contributions reportable under chapter 42.17 RCW; or

35 (iii) Providing any: (A) Gift; (B) honoraria; or (C) travel,
36 lodging, meals, or entertainment to a public officer or employee.

1 NEW SECTION. **Sec. 121. FOR THE GOVERNOR'S OFFICE OF INDIAN**
2 **AFFAIRS**

3	General Fund--State Appropriation (FY 2010)	\$275,000
4	General Fund--State Appropriation (FY 2011)	\$286,000
5	TOTAL APPROPRIATION	\$561,000

6 The appropriations in this section are subject to the following
7 conditions and limitations: The office shall assist the department of
8 personnel on providing the government-to-government training sessions
9 for federal, state, local, and tribal government employees. The
10 training sessions shall cover tribal historical perspectives, legal
11 issues, tribal sovereignty, and tribal governments. Costs of the
12 training sessions shall be recouped through a fee charged to the
13 participants of each session. The department of personnel shall be
14 responsible for all of the administrative aspects of the training,
15 including the billing and collection of the fees for the training.

16 NEW SECTION. **Sec. 122. FOR THE COMMISSION ON ASIAN PACIFIC**
17 **AMERICAN AFFAIRS**

18	General Fund--State Appropriation (FY 2010)	\$262,000
19	General Fund--State Appropriation (FY 2011)	\$251,000
20	TOTAL APPROPRIATION	\$513,000

21 NEW SECTION. **Sec. 123. FOR THE STATE TREASURER**

22	State Treasurer's Service Account--State	
23	Appropriation	\$15,755,000

24 NEW SECTION. **Sec. 124. FOR THE STATE AUDITOR**

25	General Fund--State Appropriation (FY 2010)	\$735,000
26	General Fund--State Appropriation (FY 2011)	\$746,000
27	State Auditing Services Revolving	
28	Account--State Appropriation	\$12,728,000
29	TOTAL APPROPRIATION	\$14,209,000

30 The appropriations in this section are subject to the following
31 conditions and limitations: Audits of school districts by the division
32 of municipal corporations shall include findings regarding the accuracy
33 of: (1) Student enrollment data; and (2) the experience and education
34 of the district's certified instructional staff, as reported to the
35 superintendent of public instruction for allocation of state funding.

1 NEW SECTION. **Sec. 127. FOR THE CASELOAD FORECAST COUNCIL**

2	General Fund--State Appropriation (FY 2010)	\$784,000
3	General Fund--State Appropriation (FY 2011)	\$786,000
4	TOTAL APPROPRIATION	\$1,570,000

5 NEW SECTION. **Sec. 128. FOR THE DEPARTMENT OF COMMUNITY, TRADE,**
6 **AND ECONOMIC DEVELOPMENT**

7	General Fund--State Appropriation (FY 2010)	\$60,826,000
8	General Fund--State Appropriation (FY 2011)	\$62,107,000
9	General Fund--Federal Appropriation	\$251,707,000
10	General Fund--Private/Local Appropriation	\$14,707,000
11	Public Safety and Education Account--State	
12	Appropriation (FY 2010)	\$5,313,000
13	Public Safety and Education Account--State	
14	Appropriation (FY 2011)	\$5,262,000
15	Public Works Assistance Account--State Appropriation	\$3,018,000
16	Tourism Development and Promotion Account--State	
17	Appropriation	\$1,004,000
18	Drinking Water Assistance Administrative	
19	Account--State Appropriation	\$439,000
20	Lead Paint Account--State Appropriation	\$18,000
21	Building Code Council Account--State Appropriation	\$1,190,000
22	Home Security Fund Account--State Appropriation	\$16,718,000
23	Affordable Housing for All Account--State Appropriation	\$11,900,000
24	Independent Youth Housing Account--State Appropriation	\$83,000
25	Financial Fraud and Identity Theft Crimes Investigation	
26	and Prosecution Account--State Appropriation	\$678,000
27	Low-Income Weatherization Assistance Account--State	
28	Appropriation	\$8,387,000
29	Manufacturing Innovation and Modernization	
30	Account--State Appropriation	\$246,000
31	Community and Economic Development Fee	
32	Account--State Appropriation	\$1,844,000
33	Washington Housing Trust Account--State Appropriation	\$26,873,000
34	Manufactured Housing Account--State Appropriation	\$1,000
35	Public Facility Construction Loan Revolving	
36	Account--State Appropriation	\$761,000
37	TOTAL APPROPRIATION	\$473,084,000

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

3 (1) \$1,987,000 of the general fund--state appropriation for fiscal
4 year 2010 and \$1,987,000 of the general fund--state appropriation for
5 fiscal year 2011 are provided solely for a contract with the Washington
6 technology center for work essential to the mission of the Washington
7 technology center and conducted in partnership with universities.

8 (2) Repayments of outstanding loans granted under RCW 43.63A.600,
9 the mortgage and rental assistance program, shall be remitted to the
10 department, including any current revolving account balances. The
11 department shall collect payments on outstanding loans, and deposit
12 them into the state general fund. Repayments of funds owed under the
13 program shall be remitted to the department according to the terms
14 included in the original loan agreements.

15 (3) \$100,000 of the general fund--state appropriation for fiscal
16 year 2010 and \$100,000 of the general fund--state appropriation for
17 fiscal year 2011 are provided solely to implement section 3(2) of Z-
18 0375/09 (land use and transportation planning for marine container
19 ports). If the bill is not enacted by June 30, 2009, the amounts
20 provided in this subsection shall lapse.

21 NEW SECTION. **Sec. 129. FOR THE ECONOMIC AND REVENUE FORECAST**
22 **COUNCIL**

23	General Fund--State Appropriation (FY 2010)	\$795,000
24	General Fund--State Appropriation (FY 2011)	\$752,000
25	TOTAL APPROPRIATION	\$1,547,000

26 The appropriations in this section are subject to the following
27 conditions and limitations: The economic and revenue forecast council,
28 in its quarterly revenue forecasts, shall forecast the total revenue
29 for the state general fund and near general fund, as those funds are
30 determined by the legislative evaluation and accountability program
31 committee.

32 NEW SECTION. **Sec. 130. FOR THE OFFICE OF FINANCIAL MANAGEMENT**

33	General Fund--State Appropriation (FY 2010)	\$21,437,000
34	General Fund--State Appropriation (FY 2011)	\$20,837,000
35	General Fund--Federal Appropriation	\$23,603,000
36	General Fund--Private/Local Appropriation	\$1,271,000

1 State Auditing Services Revolving
 2 Account--State Appropriation \$25,000
 3 Economic Development Strategic Reserve Account--
 4 State Appropriation \$280,000
 5 TOTAL APPROPRIATION \$67,453,000

6 **NEW SECTION. Sec. 131. FOR THE OFFICE OF ADMINISTRATIVE HEARINGS**

7 Administrative Hearings Revolving
 8 Account--State Appropriation \$33,753,000

9 **NEW SECTION. Sec. 132. FOR THE DEPARTMENT OF PERSONNEL**

10 General Fund--State Appropriation (FY 2010) \$39,000
 11 General Fund--State Appropriation (FY 2011) \$39,000
 12 Department of Personnel Service Account--State
 13 Appropriation \$24,176,000
 14 Higher Education Personnel Services Account--State
 15 Appropriation \$1,785,000
 16 TOTAL APPROPRIATION \$26,039,000

17 The appropriations in this section are subject to the following
 18 conditions and limitations: The department shall coordinate with the
 19 governor's office of Indian affairs on providing the government-to-
 20 government training sessions for federal, state, local, and tribal
 21 government employees. The training sessions shall cover tribal
 22 historical perspectives, legal issues, tribal sovereignty, and tribal
 23 governments. Costs of the training sessions shall be recouped through
 24 a fee charged to the participants of each session. The department
 25 shall be responsible for all of the administrative aspects of the
 26 training, including the billing and collection of the fees for the
 27 training.

28 **NEW SECTION. Sec. 133. FOR THE WASHINGTON STATE LOTTERY**

29 Lottery Administrative Account--State Appropriation \$27,994,000

30 **NEW SECTION. Sec. 134. FOR THE COMMISSION ON HISPANIC AFFAIRS**

31 General Fund--State Appropriation (FY 2010) \$280,000
 32 General Fund--State Appropriation (FY 2011) \$289,000
 33 TOTAL APPROPRIATION \$569,000

1 management and to the fiscal committees of the legislature as part of
2 the state investment board's biennial budget submittal, and shall
3 include the total amount of compensation increases proposed, as well as
4 recommended salary ranges.

5 NEW SECTION. **Sec. 139. FOR THE BOARD OF TAX APPEALS**

6	General Fund--State Appropriation (FY 2010)	\$1,411,000
7	General Fund--State Appropriation (FY 2011)	\$1,419,000
8	TOTAL APPROPRIATION	\$2,830,000

9 NEW SECTION. **Sec. 140. FOR THE MUNICIPAL RESEARCH COUNCIL**

10	General Fund--State Appropriation (FY 2010)	\$201,000
11	General Fund--State Appropriation (FY 2011)	\$199,000
12	County Research Services Account--State Appropriation	\$940,000
13	City and Town Research Services--State Appropriation	\$4,945,000
14	TOTAL APPROPRIATION	\$6,285,000

15 NEW SECTION. **Sec. 141. FOR THE OFFICE OF MINORITY AND WOMEN'S**
16 **BUSINESS ENTERPRISES**

17	OMWBE Enterprises Account--State Appropriation	\$3,652,000
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18 NEW SECTION. **Sec. 142. FOR THE DEPARTMENT OF GENERAL**
19 **ADMINISTRATION**

20	General Fund--State Appropriation (FY 2010)	\$3,393,000
21	General Fund--State Appropriation (FY 2011)	\$3,391,000
22	General Fund--Federal Appropriation	\$3,661,000
23	General Administration Service Account--State	
24	Appropriation	\$36,617,000
25	TOTAL APPROPRIATION	\$47,065,000

26 The appropriations in this section are subject to the following
27 conditions and limitations: \$2,706,000 of the general fund--state
28 appropriation for fiscal year 2010 and \$2,706,000 of the general fund--
29 state appropriation for fiscal year 2011 are provided solely for the
30 temporary emergency food assistance program. Emphasis will be placed
31 on meeting the nutritional needs of infants, seniors, and other special
32 needs clients.

1 NEW SECTION. **Sec. 148. FOR THE LIQUOR CONTROL BOARD**

2 Liquor Control Board Construction and Maintenance

3 Account--State Appropriation \$8,817,000

4 Liquor Revolving Account--State Appropriation \$198,993,000

5 TOTAL APPROPRIATION \$207,810,000

6 NEW SECTION. **Sec. 149. FOR THE BOARD FOR VOLUNTEER FIREFIGHTERS**

7 Volunteer Firefighters' and Reserve Officers'

8 Administrative Account--State Appropriation \$1,059,000

9 NEW SECTION. **Sec. 150. FOR THE UTILITIES AND TRANSPORTATION**

10 **COMMISSION**

11 Public Service Revolving Account--State Appropriation . . . \$31,555,000

12 Pipeline Safety Account--State Appropriation \$3,209,000

13 Pipeline Safety Account--Federal Appropriation \$1,546,000

14 TOTAL APPROPRIATION \$36,310,000

15 NEW SECTION. **Sec. 151. FOR THE MILITARY DEPARTMENT**

16 General Fund--State Appropriation (FY 2010) \$10,315,000

17 General Fund--State Appropriation (FY 2011) \$10,412,000

18 General Fund--Federal Appropriation \$149,380,000

19 Enhanced 911 Account--State Appropriation \$39,615,000

20 Disaster Response Account--State Appropriation \$16,580,000

21 Disaster Response Account--Federal Appropriation \$53,310,000

22 Military Department Rent and Lease Account--State

23 Appropriation \$615,000

24 Military Department Active State Service Account--Federal

25 Appropriation \$200,000

26 Worker and Community Right-to-Know Account--State

27 Appropriation \$345,000

28 Nisqually Earthquake Account--State Appropriation \$469,000

29 Nisqually Earthquake Account--Federal Appropriation \$2,142,000

30 TOTAL APPROPRIATION \$283,383,000

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

33 (1) \$16,580,000 of the disaster response account--state
34 appropriation and \$53,310,000 of the disaster response account--federal
35 appropriation may be spent only on disasters declared by the governor

1 and with the approval of the office of financial management. The
2 military department shall submit a report quarterly to the office of
3 financial management and the legislative fiscal committees detailing
4 information on the disaster response account, including: (a) The
5 amount and type of deposits into the account; (b) the current available
6 fund balance as of the reporting date; and (c) the projected fund
7 balance at the end of the 2009-2011 biennium based on current revenue
8 and expenditure patterns.

9 (2) \$469,000 of the Nisqually earthquake account--state
10 appropriation and \$2,142,000 of the Nisqually earthquake account--
11 federal appropriation are provided solely for response and recovery
12 costs associated with the February 28, 2001, earthquake. The military
13 department shall submit a report quarterly to the office of financial
14 management and the legislative fiscal committees detailing earthquake
15 recovery costs, including: (a) Estimates of total costs; (b)
16 incremental changes from the previous estimate; (c) actual
17 expenditures; (d) estimates of total remaining costs to be paid; and
18 (e) estimates of future payments by biennium. This information shall
19 be displayed by fund, by type of assistance, and by amount paid on
20 behalf of state agencies or local organizations. The military
21 department shall also submit a report quarterly to the office of
22 financial management and the legislative fiscal committees detailing
23 information on the Nisqually earthquake account, including: (a) The
24 amount and type of deposits into the account; (b) the current available
25 fund balance as of the reporting date; and (c) the projected fund
26 balance at the end of the 2009-2011 biennium based on current revenue
27 and expenditure patterns.

28 (3) \$85,000,000 of the general fund--federal appropriation is
29 provided solely for homeland security, subject to the following
30 conditions:

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

34 (b) The department shall submit a quarterly report to the office of
35 financial management and the legislative fiscal committees detailing
36 the governor's domestic security advisory group recommendations;
37 homeland security revenues and expenditures, including estimates of
38 total federal funding for the state; incremental changes from the

1 previous estimate, planned and actual homeland security expenditures by
2 the state and local governments with this federal funding; and matching
3 or accompanying state or local expenditures; and

4 (c) The department shall submit a report by December 1st of each
5 year to the office of financial management and the legislative fiscal
6 committees detailing homeland security revenues and expenditures for
7 the previous fiscal year by county and legislative district.

8 (4) \$500,000 of the general fund--state appropriation for fiscal
9 year 2010 and \$500,000 of the general fund--state appropriation for
10 fiscal year 2011 are provided solely for the military department to
11 contract with the Washington information network 2-1-1 to operate a
12 statewide 2-1-1 system. The department shall provide the entire amount
13 for 2-1-1 and shall use any of the funds for administrative purposes.

14 NEW SECTION. **Sec. 152. FOR THE PUBLIC EMPLOYMENT RELATIONS**
15 **COMMISSION**

16	General Fund--State Appropriation (FY 2010)	\$3,203,000
17	General Fund--State Appropriation (FY 2011)	\$3,244,000
18	Department of Personnel Service Account--State	
19	Appropriation	\$3,370,000
20	TOTAL APPROPRIATION	\$9,817,000

21 NEW SECTION. **Sec. 153. FOR THE GROWTH MANAGEMENT HEARINGS BOARD**

22	General Fund--State Appropriation (FY 2010)	\$1,861,000
23	General Fund--State Appropriation (FY 2011)	\$1,877,000
24	TOTAL APPROPRIATION	\$3,738,000

25 NEW SECTION. **Sec. 154. FOR THE STATE CONVENTION AND TRADE CENTER**

26	State Convention and Trade Center Account--State	
27	Appropriation	\$60,127,000
28	State Convention and Trade Center Operating	
29	Account--State Appropriation	\$58,047,000
30	TOTAL APPROPRIATION	\$118,174,000

(End of part)

1 enrollment. The WMIP pilot projects shall not exceed a daily
 2 enrollment of 6,000 persons, nor expand beyond one county, during the
 3 2009-2011 biennium. The amount of funding assigned to the pilot
 4 projects from each program may not exceed the average per capita cost
 5 assumed in this act for individuals covered by that program,
 6 actuarially adjusted for the health condition of persons enrolled in
 7 the pilot project, times the number of clients enrolled in the pilot
 8 project. In implementing the WMIP pilot projects, the department may:
 9 (a) Withhold from calculations of "available resources" as set forth in
 10 RCW 71.24.025 a sum equal to the capitated rate for individuals
 11 enrolled in the pilots; and (b) employ capitation financing and risk-
 12 sharing arrangements in collaboration with health care service
 13 contractors licensed by the office of the insurance commissioner and
 14 qualified to participate in both the medicaid and medicare programs.
 15 The department shall conduct an evaluation of the WMIP, measuring
 16 changes in participant health outcomes, changes in patterns of service
 17 utilization, participant satisfaction, participant access to services,
 18 and the state fiscal impact.

19 (5) The appropriations to the department of social and health
 20 services in this act shall be expended for the programs and in the
 21 amounts specified in this act. However, after May 1, 2010, unless
 22 specifically prohibited by this act, the department may transfer
 23 general fund--state appropriations for fiscal year 2010 among programs
 24 after approval by the director of financial management.

25 NEW SECTION. **Sec. 202. FOR THE DEPARTMENT OF SOCIAL AND HEALTH**
 26 **SERVICES--CHILDREN AND FAMILY SERVICES PROGRAM**

27	General Fund--State Appropriation (FY 2010)	\$334,701,000
28	General Fund--State Appropriation (FY 2011)	\$343,701,000
29	General Fund--Federal Appropriation	\$487,177,000
30	General Fund--Private/Local Appropriation	\$400,000
31	Public Safety and Education Account--	
32	State Appropriation (FY 2010)	\$3,001,000
33	Public Safety and Education Account--	
34	State Appropriation (FY 2011)	\$3,004,000
35	Domestic Violence Prevention Account--	
36	State Appropriation	\$1,154,000
37	TOTAL APPROPRIATION	\$1,173,138,000

1 NEW SECTION. **Sec. 203. FOR THE DEPARTMENT OF SOCIAL AND HEALTH**

2 **SERVICES--JUVENILE REHABILITATION PROGRAM**

3	General Fund--State Appropriation (FY 2010)	\$101,476,000
4	General Fund--State Appropriation (FY 2011)	\$98,194,000
5	General Fund--Federal Appropriation	\$5,452,000
6	General Fund--Private/Local Appropriation	\$1,901,000
7	Washington Auto Theft Prevention Authority Account--	
8	State Appropriation	\$196,000
9	Juvenile Accountability Incentive Account--	
10	Federal Appropriation	\$2,807,000
11	TOTAL APPROPRIATION	\$210,026,000

12 NEW SECTION. **Sec. 204. FOR THE DEPARTMENT OF SOCIAL AND HEALTH**

13 **SERVICES--MENTAL HEALTH PROGRAM**

14	General Fund--State Appropriation (FY 2010)	\$408,629,000
15	General Fund--State Appropriation (FY 2011)	\$461,763,000
16	General Fund--Federal Appropriation	\$588,997,000
17	General Fund--Private/Local Appropriation	\$81,416,000
18	TOTAL APPROPRIATION	\$1,540,805,000

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

21 (1) \$121,125,000 of the general fund--state appropriation for
22 fiscal year 2010 and \$120,952,000 of the general fund--state
23 appropriation for fiscal year 2011 are provided solely for persons and
24 services not covered by the medicaid program. These funds shall be
25 distributed proportionally to each regional support network's
26 percentage of the total state population.

27 (2) From the general fund--state appropriations in this subsection,
28 the secretary of social and health services shall assure that regional
29 support networks reimburse the aging and disability services
30 administration for the general fund--state cost of medicaid personal
31 care services that enrolled regional support network consumers use
32 because of their psychiatric disability.

33 (3) The department is authorized to continue to contract directly,
34 rather than through contracts with regional support networks, for
35 children's long-term inpatient facility services.

36 (4) The state psychiatric hospitals may use funds appropriated in

1 this subsection to purchase goods and supplies through hospital group
2 purchasing organizations when it is cost-effective to do so.

3 NEW SECTION. **Sec. 205. FOR THE DEPARTMENT OF SOCIAL AND HEALTH**
4 **SERVICES--DEVELOPMENTAL DISABILITIES PROGRAM**

5	General Fund--State Appropriation (FY 2010)	\$420,308,000
6	General Fund--State Appropriation (FY 2011)	\$497,698,000
7	General Fund--Federal Appropriation	\$956,286,000
8	General Fund--Private/Local Appropriation	\$22,441,000
9	TOTAL APPROPRIATION	\$1,896,733,000

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

12 (1) Individuals receiving family support or high school transition
13 payments as supplemental security income (SSI) state supplemental
14 payments shall not become eligible for medical assistance under RCW
15 74.09.510 due solely to the receipt of SSI state supplemental payments.

16 (2) The developmental disabilities program is authorized to use
17 funds appropriated in this section to purchase goods and supplies
18 through direct contracting with vendors when the program determines it
19 is cost-effective to do so.

20 NEW SECTION. **Sec. 206. FOR THE DEPARTMENT OF SOCIAL AND HEALTH**
21 **SERVICES--AGING AND ADULT SERVICES PROGRAM**

22	General Fund--State Appropriation (FY 2010)	\$632,791,000
23	General Fund--State Appropriation (FY 2011)	\$771,501,000
24	General Fund--Federal Appropriation	\$1,646,047,000
25	General Fund--Private/Local Appropriation	\$19,592,000
26	Traumatic Brain Injury Account--State Appropriation	\$2,800,000
27	TOTAL APPROPRIATION	\$3,072,731,000

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

30 (1) For purposes of implementing chapter 74.46 RCW, the weighted
31 average nursing facility payment rate shall not exceed \$157.12 for
32 fiscal year 2010 and \$157.37 for fiscal year 2011.

33 (2) Within amounts appropriated in this section, the department is
34 authorized to expand the number of boarding homes and adult family
35 homes that receive exceptional care rates for persons with Alzheimer's
36 disease and related dementias who might otherwise require nursing home

1 care. The department may expand the number of licensed boarding home
2 facilities that specialize in caring for such conditions by up to 100
3 beds. The department shall be authorized to provide adult family homes
4 that specialize in caring for such conditions with exceptional care
5 rates for up to 50 beds. The department will develop standards for
6 adult family homes to qualify for such exceptional care rates in order
7 to enhance consumer choice.

8 NEW SECTION. **Sec. 207. FOR THE DEPARTMENT OF SOCIAL AND HEALTH**
9 **SERVICES--ECONOMIC SERVICES PROGRAM**

10	General Fund--State Appropriation (FY 2010)	\$441,032,000
11	General Fund--State Appropriation (FY 2011)	\$443,972,000
12	General Fund--Federal Appropriation	\$1,178,947,000
13	General Fund--Private/Local Appropriation	\$27,920,000
14	TOTAL APPROPRIATION	\$2,091,871,000

15 (1) The appropriations in this section are subject to the following
16 conditions and limitations: \$323,750,000 of the general fund--state
17 appropriation for fiscal year 2010, \$323,308,000 of the general fund--
18 state appropriation for fiscal year 2011, and \$733,276,000 of the
19 general fund--federal appropriation are provided solely for all
20 components of the WorkFirst program. Within the amounts provided for
21 the WorkFirst program, the department may provide assistance using
22 state-only funds for families eligible for temporary assistance for
23 needy families.

24 (2) The department shall continue the three percent grant increase
25 to the temporary assistance for needy families grant standard in effect
26 during the 2007-2009 biennium.

27 NEW SECTION. **Sec. 208. FOR THE DEPARTMENT OF SOCIAL AND HEALTH**
28 **SERVICES--ALCOHOL AND SUBSTANCE ABUSE PROGRAM**

29	General Fund--State Appropriation (FY 2010)	\$82,349,000
30	General Fund--State Appropriation (FY 2011)	\$82,588,000
31	General Fund--Federal Appropriation	\$138,261,000
32	General Fund--Private/Local Appropriation	\$632,000
33	Public Safety and Education Account--State	
34	Appropriation (FY 2010)	\$3,146,000
35	Public Safety and Education Account--State	
36	Appropriation (FY 2011)	\$3,145,000

1 setting and settlement against payments under chapter 74.46 RCW shall
2 not be disallowed solely because such costs have been paid by revenues
3 retained by the nursing home from these supplemental payments. The
4 supplemental payments are subject to retrospective interim and final
5 cost settlements based on the nursing homes' as-filed and final
6 medicare cost reports. The timing of the interim and final cost
7 settlements shall be at the department's discretion. During either the
8 interim cost settlement or the final cost settlement, the department
9 shall recoup from the public hospital districts the supplemental
10 payments that exceed the medicaid cost limit and/or the medicare upper
11 payment limit. The department shall apply federal rules for
12 identifying the eligible incurred medicaid costs and the medicare upper
13 payment limit.

14 (4) \$5,402,000 of the general fund--federal appropriation,
15 \$2,701,000 of the general fund--state appropriation for fiscal year
16 2010, and \$2,701,000 of the general fund--state appropriation for
17 fiscal year 2011 are provided solely for grants to rural hospitals.
18 The department shall distribute the funds under a formula that provides
19 a relatively larger share of the available funding to hospitals that
20 (a) serve a disproportionate share of low-income and medically indigent
21 patients and (b) have relatively smaller net financial margins, to the
22 extent allowed by the federal medicaid program.

23 (5) \$10,546,000 of the general fund--state appropriation for fiscal
24 year 2010, \$10,546,000 of the general fund--state appropriation for
25 fiscal year 2011, and \$19,725,000 of the general fund--federal
26 appropriation are provided solely for grants to nonrural hospitals.
27 The department shall distribute the funds under a formula that provides
28 a relatively larger share of the available funding to hospitals that
29 (a) serve a disproportionate share of low-income and medically indigent
30 patients and (b) have relatively smaller net financial margins, to the
31 extent allowed by the federal medicaid program.

32 (6) The department shall continue the inpatient hospital certified
33 public expenditures program for the 2009-11 biennium. The program
34 shall apply to all public hospitals, including those owned or operated
35 by the state, except those classified as critical access hospitals or
36 state psychiatric institutions. The department shall submit reports to
37 the governor and legislature by November 1, 2009, and by November 1,
38 2010, that evaluate whether savings continue to exceed costs for this

1 program. If the certified public expenditures (CPE) program in its
2 current form is no longer cost-effective to maintain, the department
3 shall submit a report to the governor and legislature detailing
4 cost-effective alternative uses of local, state, and federal resources
5 as a replacement for this program. During fiscal year 2010 and fiscal
6 year 2011, hospitals in the program shall be paid and shall retain (a)
7 one hundred percent of the federal portion of the allowable hospital
8 cost for each medicaid inpatient fee-for-service claim payable by
9 medical assistance; and (b) one hundred percent of the federal portion
10 of the maximum disproportionate share hospital payment allowable under
11 federal regulations. Inpatient medicaid payments shall be established
12 using an allowable methodology that approximates the cost of claims
13 submitted by the hospitals. Payments made to each hospital in the
14 program in each fiscal year of the biennium shall be compared to a
15 baseline amount. The baseline amount will be determined by the total
16 of (a) the inpatient claim payment amounts that would have been paid
17 during the fiscal year had the hospital not been in the CPE program,
18 and (b) disproportionate share hospital payment amounts paid to and
19 retained by each hospital during fiscal year 2005 that pertain to
20 fiscal year 2005. If payments during the fiscal year exceed the
21 hospital's baseline amount, no additional payments will be made to the
22 hospital except the federal portion of allowable disproportionate share
23 hospital payments for which the hospital can certify allowable match.
24 If payments during the fiscal year are less than the baseline amount,
25 the hospital will be paid a state grant equal to the difference between
26 payments during the fiscal year and the applicable baseline amount.
27 Payment of the state grant shall be made in the applicable fiscal year
28 and distributed in monthly payments. The grants will be recalculated
29 and redistributed as the baseline is updated during the fiscal year.
30 The grant payments are subject to an interim settlement within eleven
31 months after the end of the fiscal year. A final settlement shall be
32 performed. To the extent that either settlement determines that a
33 hospital has received funds in excess of what it would have received as
34 described in this subsection, the hospital must repay the excess
35 amounts to the state when requested. \$46,985,000 of the general fund--
36 state appropriation for fiscal year 2010, of which \$6,570,000 is
37 appropriated in section 204(1) of this act and the balance in this
38 section, and \$45,349,000 of the general fund--state appropriation for

1 fiscal year 2011, of which \$1,500,000 is appropriated in section 204(1)
2 of this act and the balance in this section, are provided solely for
3 state grants for the participating hospitals.

4 (7) The department is authorized to use funds appropriated in this
5 section to purchase goods and supplies through direct contracting with
6 vendors when the department determines it is cost-effective to do so.

7 NEW SECTION. **Sec. 210. FOR THE DEPARTMENT OF SOCIAL AND HEALTH**
8 **SERVICES--VOCATIONAL REHABILITATION PROGRAM**

9	General Fund--State Appropriation (FY 2010)	\$10,690,000
10	General Fund--State Appropriation (FY 2011)	\$10,512,000
11	General Fund--Federal Appropriation	\$78,998,000
12	Telecommunications Devices for the Hearing and	
13	Speech Impaired--State Appropriation	\$1,981,000
14	TOTAL APPROPRIATION	\$102,181,000

15 NEW SECTION. **Sec. 211. FOR THE DEPARTMENT OF SOCIAL AND HEALTH**
16 **SERVICES--SPECIAL COMMITMENT PROGRAM**

17	General Fund--State Appropriation (FY 2010)	\$54,230,000
18	General Fund--State Appropriation (FY 2011)	\$53,533,000
19	TOTAL APPROPRIATION	\$107,763,000

20 NEW SECTION. **Sec. 212. FOR THE DEPARTMENT OF SOCIAL AND HEALTH**
21 **SERVICES--ADMINISTRATION AND SUPPORTING SERVICES PROGRAM**

22	General Fund--State Appropriation (FY 2010)	\$35,882,000
23	General Fund--State Appropriation (FY 2011)	\$37,740,000
24	General Fund--Federal Appropriation	\$59,669,000
25	General Fund--Private/Local Appropriation	\$1,526,000
26	TOTAL APPROPRIATION	\$134,817,000

27 NEW SECTION. **Sec. 213. FOR THE DEPARTMENT OF SOCIAL AND HEALTH**
28 **SERVICES--PAYMENTS TO OTHER AGENCIES PROGRAM**

29	General Fund--State Appropriation (FY 2010)	\$57,271,000
30	General Fund--State Appropriation (FY 2011)	\$57,312,000
31	General Fund--Federal Appropriation	\$53,572,000
32	TOTAL APPROPRIATION	\$168,155,000

1 NEW SECTION. **Sec. 214. FOR THE STATE HEALTH CARE AUTHORITY**

2	General Fund--State Appropriation (FY 2010)	\$210,463,000
3	General Fund--State Appropriation (FY 2011)	\$225,649,000
4	General Fund--Federal Appropriation	\$4,191,000
5	State Health Care Authority Administration Account--	
6	State Appropriation	\$31,456,000
7	Medical Aid Account--State Appropriation	\$530,000
8	TOTAL APPROPRIATION	\$472,289,000

9 NEW SECTION. **Sec. 215. FOR THE HUMAN RIGHTS COMMISSION**

10	General Fund--State Appropriation (FY 2010)	\$3,417,000
11	General Fund--State Appropriation (FY 2011)	\$3,441,000
12	General Fund--Federal Appropriation	\$1,326,000
13	TOTAL APPROPRIATION	\$8,184,000

14 NEW SECTION. **Sec. 216. FOR THE BOARD OF INDUSTRIAL INSURANCE**

15 **APPEALS**

16	Worker and Community Right-to-Know Account--	
17	State Appropriation	\$20,000
18	Accident Account--State Appropriation	\$18,584,000
19	Medical Aid Account--State Appropriation	\$18,584,000
20	TOTAL APPROPRIATION	\$37,188,000

21 NEW SECTION. **Sec. 217. FOR THE CRIMINAL JUSTICE TRAINING**

22 **COMMISSION**

23	General Fund--State Appropriation (FY 2010)	\$306,000
24	General Fund--State Appropriation (FY 2011)	\$306,000
25	Death Investigations Account--State Appropriation	\$148,000
26	Public Safety and Education Account--State	
27	Appropriation (FY 2010)	\$24,155,000
28	Public Safety and Education Account--State	
29	Appropriation (FY 2011)	\$23,501,000
30	Municipal Criminal Justice Assistance Account--	
31	State Appropriation	\$460,000
32	Washington Auto Theft Prevention Authority Account--	
33	State Appropriation	\$13,844,000
34	TOTAL APPROPRIATION	\$62,720,000

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

3 (1) \$4,657,000 of the public safety and education account--state
4 appropriation for fiscal year 2010 and \$3,850,000 of the public safety
5 and education account--state appropriation for fiscal year 2011 are
6 provided solely for 21 additional basic law enforcement academies in
7 fiscal year 2010 and 20 additional basic law enforcement academies in
8 fiscal year 2011.

9 (2) \$1,191,000 of the public safety and education account--state
10 appropriation for fiscal year 2010 and \$1,191,000 of the public safety
11 and education account--state appropriation for fiscal year 2011 are
12 provided solely for the Washington association of sheriffs and police
13 chiefs to continue to develop, maintain, and operate the jail booking
14 and reporting system (JBRS) and the statewide automated victim
15 information and notification system (SAVIN).

16 (3) \$5,000,000 of the public safety and education account--state
17 appropriation for fiscal year 2010 and \$5,000,000 of the public safety
18 and education account--state appropriation for fiscal year 2011 are
19 provided to the Washington association of sheriffs and police chiefs
20 solely to verify the address and residency of all registered sex
21 offenders and kidnapping offenders under RCW 9A.44.130. The Washington
22 association of sheriffs and police chiefs shall:

23 (a) Enter into performance-based agreements with units of local
24 government to ensure that registered offender address and residency are
25 verified:

26 (A) For level I offenders, every twelve months;

27 (B) For level II offenders, every six months; and

28 (C) For level III offenders, every three months.

29 For the purposes of this subsection, unclassified offenders and
30 kidnapping offenders shall be considered at risk level I unless in the
31 opinion of the local jurisdiction a higher classification is in the
32 interest of public safety.

33 (b) Collect performance data from all participating jurisdictions
34 sufficient to evaluate the efficiency and effectiveness of the address
35 and residency verification program.

36 (c) Submit a report on the effectiveness of the address and
37 residency verification program to the governor and the appropriate

1 committees of the house of representatives and senate by December 31,
2 each year.

3 The Washington association of sheriffs and police chiefs may retain up
4 to three percent of the amount provided in this subsection for the cost
5 of administration. Any funds not disbursed for address and residency
6 verification or retained for administration may be allocated to local
7 prosecutors for the prosecution costs associated with failing to
8 register offenses.

9 NEW SECTION. **Sec. 218.** **FOR THE DEPARTMENT OF LABOR AND**
10 **INDUSTRIES**

11	General Fund--State Appropriation (FY 2010)	\$8,910,000
12	General Fund--State Appropriation (FY 2011)	\$8,979,000
13	General Fund--Federal Appropriation	\$100,000
14	Public Safety and Education Account--State	
15	Appropriation (FY 2010)	\$15,585,000
16	Public Safety and Education Account--State	
17	Appropriation (FY 2011)	\$16,739,000
18	Public Safety and Education Account--Federal	
19	Appropriation	\$10,000,000
20	Asbestos Account--State Appropriation	\$889,000
21	Electrical License Account--State Appropriation	\$42,088,000
22	Farm Labor Revolving Account--Private/Local Appropriation . . .	\$28,000
23	Worker and Community Right-to-Know Account--	
24	State Appropriation	\$1,995,000
25	Public Works Administration Account--State Appropriation . .	\$5,797,000
26	Manufactured Home Installation Training Account--	
27	State Appropriation	\$142,000
28	Accident Account--State Appropriation	\$247,211,000
29	Accident Account--Federal Appropriation	\$13,622,000
30	Medical Aid Account--State Appropriation	\$249,352,000
31	Medical Aid Account--Federal Appropriation	\$3,186,000
32	Manufactured Housing Account--State Appropriation	\$8,000
33	Plumbing Certificate Account--State Appropriation	\$1,706,000
34	Pressure Systems Safety Account--State Appropriation	\$3,817,000
35	TOTAL APPROPRIATION	\$630,154,000

1 NEW SECTION. **Sec. 219. FOR THE INDETERMINATE SENTENCE REVIEW**

2 **BOARD**

3	General Fund--State Appropriation (FY 2010)	\$1,959,000
4	General Fund--State Appropriation (FY 2011)	\$1,972,000
5	TOTAL APPROPRIATION	\$3,931,000

6 NEW SECTION. **Sec. 220. FOR THE DEPARTMENT OF VETERANS AFFAIRS**

7	General Fund--State Appropriation (FY 2010)	\$12,875,000
8	General Fund--State Appropriation (FY 2011)	\$11,308,000
9	General Fund--Federal Appropriation	\$47,213,000
10	General Fund--Private/Local Appropriation	\$35,684,000
11	Veterans Innovations Program Account--State	
12	Appropriation	\$150,000
13	Veteran Estate Management Account--Private/Local	
14	Appropriation	\$1,078,000
15	Charitable, Educational, Penal, and Reformatory	
16	Institutions Account--State Appropriation	\$10,000
17	TOTAL APPROPRIATION	\$108,318,000

18 NEW SECTION. **Sec. 221. FOR THE HOME CARE QUALITY AUTHORITY**

19	General Fund--State Appropriation (FY 2010)	\$1,504,000
20	General Fund--State Appropriation (FY 2011)	\$1,500,000
21	TOTAL APPROPRIATION	\$3,004,000

22 NEW SECTION. **Sec. 222. FOR THE DEPARTMENT OF HEALTH**

23	General Fund--State Appropriation (FY 2010)	\$122,338,000
24	General Fund--State Appropriation (FY 2011)	\$94,921,000
25	General Fund--Federal Appropriation	\$474,860,000
26	General Fund--Private/Local Appropriation	\$139,147,000
27	Hospital Data Collection Account--State Appropriation	\$336,000
28	Health Professions Account--State Appropriation	\$73,337,000
29	Aquatic Lands Enhancement Account--State Appropriation	\$604,000
30	Emergency Medical Services and Trauma Care Systems	
31	Trust Account--State Appropriation	\$12,615,000
32	Safe Drinking Water Account--State Appropriation	\$2,742,000
33	Drinking Water Assistance Account--Federal	
34	Appropriation	\$19,585,000
35	Waterworks Operator Certification--State Appropriation	\$1,527,000

1	Drinking Water Assistance Administrative Account--	
2	State Appropriation	\$326,000
3	State Toxics Control Account--State Appropriation	\$3,625,000
4	Medical Test Site Licensure Account--State Appropriation	\$2,128,000
5	Youth Tobacco Prevention Account--State Appropriation	\$1,512,000
6	Public Health Supplemental Account--Private/Local	
7	Appropriation	\$3,527,000
8	Accident Account--State Appropriation	\$297,000
9	Medical Aid Account--State Appropriation	\$48,000
10	Tobacco Prevention and Control Account--	
11	State Appropriation	\$52,908,000
12	Biotoxin Account--State Appropriation	\$1,165,000
13	TOTAL APPROPRIATION	\$1,007,548,000

14 The appropriations in this section are subject to the following
15 conditions and limitations: The department of health shall not
16 initiate any services that will require expenditure of state general
17 fund moneys unless expressly authorized in this act or other law. The
18 department may seek, receive, and spend, under RCW 43.79.260 through
19 43.79.282, federal moneys not anticipated in this act as long as the
20 federal funding does not require expenditure of state moneys for the
21 program in excess of amounts anticipated in this act. If the
22 department receives unanticipated unrestricted federal moneys, those
23 moneys shall be spent for services authorized in this act or in any
24 other legislation that provides appropriation authority, and an equal
25 amount of appropriated state moneys shall lapse. Upon the lapsing of
26 any moneys under this subsection, the office of financial management
27 shall notify the legislative fiscal committees. As used in this
28 subsection, "unrestricted federal moneys" includes block grants and
29 other funds that federal law does not require to be spent on
30 specifically defined projects or matched on a formula basis by state
31 funds.

32 NEW SECTION. **Sec. 223. FOR THE DEPARTMENT OF CORRECTIONS**

33 (1) ADMINISTRATION AND SUPPORT SERVICES

34	General Fund--State Appropriation (FY 2010)	\$54,783,000
35	General Fund--State Appropriation (FY 2011)	\$55,697,000
36	Public Safety and Education Account--State	
37	Appropriation (FY 2010)	\$1,488,000

1 Public Safety and Education Account--State
 2 Appropriation (FY 2011) \$1,498,000
 3 TOTAL APPROPRIATION \$113,466,000

4 (2) CORRECTIONAL OPERATIONS

5 General Fund--State Appropriation (FY 2010) \$664,381,000
 6 General Fund--State Appropriation (FY 2011) \$679,521,000
 7 General Fund--Federal Appropriation \$4,050,000
 8 Washington Auto Theft Prevention Authority
 9 Account--State Appropriation \$3,760,000
 10 TOTAL APPROPRIATION \$1,351,712,000

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

13 (a) The department may expend funds generated by contractual
 14 agreements entered into for mitigation of severe overcrowding in local
 15 jails. Any funds generated in excess of actual costs shall be
 16 deposited in the state general fund. Expenditures shall not exceed
 17 revenue generated by such agreements and shall be treated as a recovery
 18 of costs.

19 (b) The Harborview medical center shall provide inpatient and
 20 outpatient hospital services to offenders confined in department of
 21 corrections facilities at a rate no greater than the average rate that
 22 the department has negotiated with other community hospitals in
 23 Washington state.

24 (3) COMMUNITY SUPERVISION

25 General Fund--State Appropriation (FY 2010) \$117,217,000
 26 General Fund--State Appropriation (FY 2011) \$124,489,000
 27 Public Safety and Education Account--State
 28 Appropriation (FY 2010) \$9,552,000
 29 Public Safety and Education Account--State
 30 Appropriation (FY 2011) \$9,702,000
 31 TOTAL APPROPRIATION \$260,960,000

32 The appropriations in this subsection are subject to the following
 33 conditions and limitations: For the acquisition of properties and
 34 facilities, the department of corrections is authorized to enter into
 35 financial contracts, paid for from operating resources, for the
 36 purposes indicated and in not more than the principal amounts

1 indicated, plus financing expenses and required reserves pursuant to
2 chapter 39.94 RCW. This authority applies to the following: Lease-
3 develop with the option to purchase or lease-purchase work release beds
4 in facilities throughout the state for \$8,561,000.

5 (4) CORRECTIONAL INDUSTRIES

6	General Fund--State Appropriation (FY 2010)	\$2,578,000
7	General Fund--State Appropriation (FY 2011)	\$2,570,000
8	TOTAL APPROPRIATION	\$5,148,000

9 (5) INTERAGENCY PAYMENTS

10	General Fund--State Appropriation (FY 2010)	\$42,641,000
11	General Fund--State Appropriation (FY 2011)	\$43,737,000
12	TOTAL APPROPRIATION	\$85,378,000

13 NEW SECTION. **Sec. 224. FOR THE DEPARTMENT OF SERVICES FOR THE**
14 **BLIND**

15	General Fund--State Appropriation (FY 2010)	\$2,549,000
16	General Fund--State Appropriation (FY 2011)	\$2,579,000
17	General Fund--Federal Appropriation	\$17,488,000
18	General Fund--Private/Local Appropriation	\$20,000
19	TOTAL APPROPRIATION	\$22,636,000

20 NEW SECTION. **Sec. 225. FOR THE SENTENCING GUIDELINES COMMISSION**

21	General Fund--State Appropriation (FY 2010)	\$1,370,000
22	General Fund--State Appropriation (FY 2011)	\$1,374,000
23	TOTAL APPROPRIATION	\$2,744,000

24 NEW SECTION. **Sec. 226. FOR THE EMPLOYMENT SECURITY DEPARTMENT**

25	General Fund--State Appropriation (FY 2010)	\$57,000
26	General Fund--State Appropriation (FY 2011)	\$57,000
27	General Fund--Federal Appropriation	\$266,274,000
28	General Fund--Private/Local Appropriation	\$33,829,000
29	Unemployment Compensation Administration	
30	Account--Federal Appropriation	\$259,802,000
31	Administrative Contingency Account--State	
32	Appropriation	\$28,830,000
33	Employment Service Administrative Account--	
34	State Appropriation	\$42,071,000

1 TOTAL APPROPRIATION \$630,920,000

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

4 (1) \$19,216,000 of the unemployment compensation administration
5 account--federal appropriation is provided from amounts made available
6 to the state by section 903(d) of the social security act (Reed Act).
7 This amount is authorized to continue current unemployment insurance
8 functions.

9 (2) \$32,067,000 of the unemployment compensation administration
10 account--federal appropriation is provided from amounts made available
11 to the state by section 903(d) of the social security act (Reed Act).
12 This amount is authorized to fund the replacement of the unemployment
13 insurance tax information system (TAXIS) for the employment security
14 department.

(End of part)

PART III
NATURAL RESOURCES

NEW SECTION. **Sec. 301. FOR THE COLUMBIA RIVER GORGE COMMISSION**

General Fund--State Appropriation (FY 2010)	\$471,000
General Fund--State Appropriation (FY 2011)	\$477,000
General Fund--Federal Appropriation	\$30,000
General Fund--Private/Local Appropriation	\$1,068,000
TOTAL APPROPRIATION	\$2,046,000

NEW SECTION. **Sec. 302. FOR THE DEPARTMENT OF ECOLOGY**

General Fund--State Appropriation (FY 2010)	\$63,265,000
General Fund--State Appropriation (FY 2011)	\$61,558,000
General Fund--Federal Appropriation	\$82,824,000
General Fund--Private/Local Appropriation	\$16,710,000
Special Grass Seed Burning Research Account--State Appropriation	\$14,000
Reclamation Account--State Appropriation	\$3,718,000
Flood Control Assistance Account--State Appropriation	\$3,961,000
Waste Reduction/Recycling/Litter Control--State Appropriation	\$14,664,000
State Drought Preparedness Account--State Appropriation	\$118,000
State and Local Improvements Revolving Account (Water Supply Facilities)--State Appropriation	\$431,000
Freshwater Aquatic Algae Control Account--State Appropriation	\$509,000
Water Rights Tracking System Account--State Appropriation	\$116,000
Site Closure Account--State Appropriation	\$706,000
Wood Stove Education and Enforcement Account-- State Appropriation	\$616,000
Worker and Community Right-to-Know Account-- State Appropriation	\$1,689,000
State Toxics Control Account--State Appropriation	\$102,909,000
State Toxics Control Account--Private/Local	

1	Appropriation	\$387,000
2	Local Toxics Control Account--State Appropriation	\$25,863,000
3	Water Quality Permit Account--State Appropriation	\$35,012,000
4	Underground Storage Tank Account--State	
5	Appropriation	\$3,342,000
6	Biosolids Permit Account--State Appropriation	\$1,422,000
7	Hazardous Waste Assistance Account--State	
8	Appropriation	\$5,999,000
9	Air Pollution Control Account--State Appropriation	\$3,188,000
10	Oil Spill Prevention Account--State Appropriation	\$10,794,000
11	Air Operating Permit Account--State Appropriation	\$2,639,000
12	Freshwater Aquatic Weeds Account--State	
13	Appropriation	\$1,703,000
14	Oil Spill Response Account--State Appropriation	\$7,078,000
15	Metals Mining Account--State Appropriation	\$14,000
16	Water Pollution Control Revolving Account--State	
17	Appropriation	\$471,000
18	Water Pollution Control Revolving Account--Federal	
19	Appropriation	\$1,957,000
20	TOTAL APPROPRIATION	\$453,677,000

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

23 (1) \$170,000 of the oil spill prevention account--state
24 appropriation is provided solely for a contract with the University of
25 Washington's sea grant program to continue an educational program
26 targeted to small spills from commercial fishing vessels, ferries,
27 cruise ships, ports, and marinas.

28 (2) \$240,000 of the woodstove education and enforcement account--
29 state appropriation is provided solely for citizen outreach efforts to
30 improve understanding of burn curtailments, the proper use of wood
31 heating devices, and public awareness of the adverse health effects of
32 woodsmoke pollution.

33 (3) \$3,000,000 of the general fund--private/local appropriation is
34 provided solely for contracted toxic-site cleanup actions at sites
35 where multiple potentially liable parties agree to provide funding.

36 (4) \$3,600,000 of the local toxics account--state appropriation is
37 provided solely for the standby emergency rescue tug stationed at Neah

1 Bay. Federal legislation is anticipated to establish a permanent,
2 industry-funded tug at the entrance of the Strait of Juan de Fuca by
3 July 1, 2010.

4 (5) \$811,000 of the state toxics account--state appropriation is
5 provided solely for oversight of toxic cleanup at facilities that
6 treat, store, and dispose of hazardous wastes.

7 (6) \$1,456,000 of the state toxics account--state appropriation is
8 provided solely for toxic cleanup at sites where willing parties
9 negotiate prepayment agreements with the department and provide
10 necessary funding.

11 (7) \$558,000 of the state toxics account--state appropriation and
12 \$3,000,000 of the local toxics account--state appropriation are
13 provided solely for grants and technical assistance to Puget Sound-area
14 local governments engaged in updating shoreline master programs.

15 (8) \$950,000 of the state toxics control account--state
16 appropriation is provided solely for measuring water and habitat
17 quality to determine watershed health and assist salmon recovery,
18 beginning in fiscal year 2011.

19 (9) RCW 70.105.280 authorizes the department to assess reasonable
20 service charges against those facilities that store, treat, incinerate,
21 or dispose of dangerous or extremely hazardous waste that involves both
22 a nonradioactive hazardous component and a radioactive component.
23 Service charges may not exceed the costs to the department in carrying
24 out the duties in RCW 70.105.280. The current service charges do not
25 meet the costs of the department to carry out its duties. Pursuant to
26 RCW 43.135.055 and 70.105.280, the department is authorized to increase
27 the service charges no greater than 15 percent for fiscal year 2010 and
28 no greater than 12 percent for fiscal year 2011.

29 NEW SECTION. **Sec. 303. FOR THE STATE PARKS AND RECREATION**
30 **COMMISSION**

31	General Fund--State Appropriation (FY 2010)	\$47,412,000
32	General Fund--State Appropriation (FY 2011)	\$47,006,000
33	General Fund--Federal Appropriation	\$7,584,000
34	General Fund--Private/Local Appropriation	\$87,000
35	Winter Recreation Program Account--State	
36	Appropriation	\$1,562,000
37	Off Road Vehicle Account--State Appropriation	\$241,000

1	Snowmobile Account--State Appropriation	\$4,845,000
2	Aquatic Lands Enhancement Account--State Appropriation	\$366,000
3	Public Safety and Education Account--State	
4	Appropriation (FY 2010)	\$23,000
5	Public Safety and Education Account--State	
6	Appropriation (FY 2011)	\$24,000
7	Parks Renewal and Stewardship Account--State	
8	Appropriation	\$42,750,000
9	Parks Renewal and Stewardship Account--	
10	Private/Local Appropriation	\$300,000
11	TOTAL APPROPRIATION	\$152,200,000

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

14 (1) \$79,000 of the general fund--state appropriation for fiscal
15 year 2010 and \$79,000 of the general fund--state appropriation for
16 fiscal year 2011 are provided solely for a grant for the operation of
17 the Northwest avalanche center.

18 (2) \$50,000 of the general fund--state appropriation for fiscal
19 year 2010 is provided solely for moving costs and information
20 technology infrastructure changes associated with moving staff from the
21 department of archaeology and historic preservation into the state
22 parks and recreation commission's Tumwater headquarters building.

23 NEW SECTION. **Sec. 304. FOR THE RECREATION AND CONSERVATION**
24 **FUNDING BOARD**

25	General Fund--State Appropriation (FY 2010)	\$1,389,000
26	General Fund--State Appropriation (FY 2011)	\$1,399,000
27	General Fund--Federal Appropriation	\$10,431,000
28	General Fund--Private/Local Appropriation	\$250,000
29	Aquatic Lands Enhancement Account--State Appropriation	\$278,000
30	Firearms Range Account--State Appropriation	\$39,000
31	Recreation Resources Account--State Appropriation	\$2,823,000
32	NOVA Program Account--State Appropriation	\$1,062,000
33	TOTAL APPROPRIATION	\$17,671,000

34 The appropriations in this section are subject to the following
35 conditions and limitations: The recreation and conservation office,
36 under the direction of the salmon recovery funding board, shall assess
37 watershed and regional-scale capacity issues relating to the support

1 and implementation of salmon recovery. The assessment shall examine
2 priority setting and incentives to further promote coordination to
3 ensure that effective and efficient mechanisms for delivery of salmon
4 recovery funding board funds are being utilized. The salmon recovery
5 funding board shall distribute its operational funding to the
6 appropriate entities based on this assessment.

7 NEW SECTION. **Sec. 305. FOR THE ENVIRONMENTAL HEARINGS OFFICE**

8	General Fund--State Appropriation (FY 2010)	\$1,106,000
9	General Fund--State Appropriation (FY 2011)	\$1,103,000
10	TOTAL APPROPRIATION	\$2,209,000

11 NEW SECTION. **Sec. 306. FOR THE CONSERVATION COMMISSION**

12	General Fund--State Appropriation (FY 2010)	\$7,704,000
13	General Fund--State Appropriation (FY 2011)	\$7,728,000
14	General Fund--Federal Appropriation	\$1,179,000
15	TOTAL APPROPRIATION	\$16,611,000

16 NEW SECTION. **Sec. 307. FOR THE DEPARTMENT OF FISH AND WILDLIFE**

17	General Fund--State Appropriation (FY 2010)	\$44,577,000
18	General Fund--State Appropriation (FY 2011)	\$43,583,000
19	General Fund--Federal Appropriation	\$51,945,000
20	General Fund--Private/Local Appropriation	\$37,671,000
21	Off Road Vehicle Account--State Appropriation	\$419,000
22	Aquatic Lands Enhancement Account--State	
23	Appropriation	\$6,722,000
24	Public Safety and Education Account--State	
25	Appropriation (FY 2010)	\$269,000
26	Public Safety and Education Account--State	
27	Appropriation (FY 2011)	\$325,000
28	Recreational Fisheries Enhancement--State	
29	Appropriation	\$3,653,000
30	Warm Water Game Fish Account--State Appropriation	\$2,892,000
31	Eastern Washington Pheasant Enhancement Account--	
32	State Appropriation	\$755,000
33	Aquatic Invasive Species Enforcement Account--	
34	State Appropriation	\$204,000
35	Aquatic Invasive Species Prevention Account--	

1	State Appropriation	\$845,000
2	Wildlife Account--State Appropriation	\$62,869,000
3	Wildlife Account--Federal Appropriation	\$34,769,000
4	Wildlife Account--Private/Local Appropriation	\$10,064,000
5	Game Special Wildlife Account--State Appropriation	\$2,388,000
6	Game Special Wildlife Account--Federal Appropriation	\$8,929,000
7	Game Special Wildlife Account--Private/Local	
8	Appropriation	\$487,000
9	Wildlife Rehabilitation Account--State Appropriation	\$270,000
10	Regional Fisheries Salmonid Recovery Account--	
11	Federal Appropriation	\$5,001,000
12	Oil Spill Prevention Account--State Appropriation	\$889,000
13	Oyster Reserve Land Account--State Appropriation	\$918,000
14	TOTAL APPROPRIATION	\$320,444,000

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

17 (1) \$294,000 of the aquatic lands enhancement account--state
18 appropriation is provided solely for the implementation of hatchery
19 reform recommendations defined by the hatchery scientific review group.

20 (2) \$400,000 of the general fund--state appropriation for fiscal
21 year 2010 and \$400,000 of the general fund--state appropriation for
22 fiscal year 2011 are provided solely for a state match to support the
23 Puget Sound nearshore partnership between the department and the U.S.
24 army corps of engineers.

25 (3) \$536,000 of the general fund--state appropriation for fiscal
26 year 2010 and \$603,000 of the general fund--state appropriation for
27 fiscal year 2011 are provided solely for the department to implement a
28 pilot project with the Confederated Tribes of the Colville Reservation
29 to develop expanded recreational fishing opportunities on Lake Rufus
30 Woods and its northern shoreline and to conduct joint enforcement of
31 lake fisheries on Lake Rufus Woods and adjoining waters, pursuant to
32 state and tribal intergovernmental agreements developed under the
33 Columbia River water supply program. For the purposes of the pilot
34 project:

35 (a) A fishing permit issued to a nontribal member by the Colville
36 Tribes shall satisfy the license requirement of RCW 77.32.010 on the
37 waters of Lake Rufus Woods and on the north shore of Lake Rufus Woods;

1 (b) The Colville Tribes have agreed to provide to holders of its
2 nontribal member fishing permits a means to demonstrate that fish in
3 their possession were lawfully taken in Lake Rufus Woods;

4 (c) A Colville tribal member identification card shall satisfy the
5 license requirement of RCW 77.32.010 on all waters of Lake Rufus Woods;

6 (d) The department and the Colville Tribes shall jointly designate
7 fishing areas on the north shore of Lake Rufus Woods for the purposes
8 of enhancing access to the recreational fisheries on the lake; and

9 (e) The Colville Tribes have agreed to recognize a fishing license
10 issued under RCW 77.32.470 or RCW 77.32.490 as satisfying the nontribal
11 member fishing permit requirements of Colville tribal law on the
12 reservation portion of the waters of Lake Rufus Woods and at designated
13 fishing areas on the north shore of Lake Rufus Woods;

14 (4) Prior to submitting its 2011-2013 biennial operating and
15 capital budget request related to state fish hatcheries to the office
16 of financial management, the department shall contract with the
17 hatchery scientific review group (HSRG) to review this request. This
18 review shall: (a) Determine if the proposed requests are consistent
19 with HSRG recommendations; (b) prioritize the components of the
20 requests based on their contributions to protecting wild salmonid
21 stocks and meeting the recommendations of the HSRG; and (c) evaluate
22 whether the proposed requests are being made in the most cost effective
23 manner. The department shall provide a copy of the HSRG review to the
24 office of financial management with their agency budget proposal.

25 (5) Within existing funds, the department shall continue
26 implementing its capital program action plan dated September 1, 2007,
27 including the purchase of the necessary maintenance and support costs
28 for the capital programs and engineering tools. The department shall
29 report to the office of financial management and the appropriate
30 committees of the legislature, its progress in implementing the plan,
31 including improvements instituted in its capital program, by September
32 30, 2011.

33 (6) \$100,000 of the general fund--state appropriation for fiscal
34 year 2010 and \$100,000 of the general fund--state appropriation for
35 fiscal year 2011 are provided solely for removal of derelict gear in
36 Washington waters.

NEW SECTION. **Sec. 308. FOR THE DEPARTMENT OF NATURAL RESOURCES**

1		
2	General Fund--State Appropriation (FY 2010)	\$44,176,000
3	General Fund--State Appropriation (FY 2011)	\$44,980,000
4	General Fund--Federal Appropriation	\$26,087,000
5	General Fund--Private/Local Appropriation	\$1,373,000
6	Forest Development Account--State Appropriation	\$54,871,000
7	Off Road Vehicle Account--State Appropriation	\$4,284,000
8	Surveys and Maps Account--State Appropriation	\$2,558,000
9	Aquatic Lands Enhancement Account--State	
10	Appropriation	\$7,277,000
11	Resources Management Cost Account--State	
12	Appropriation	\$96,431,000
13	Surface Mining Reclamation Account--State	
14	Appropriation	\$3,514,000
15	Disaster Response Account--State Appropriation	\$5,000,000
16	Forest and Fish Support Account--State Appropriation	\$8,000,000
17	Aquatic Land Dredged Material Disposal Site	
18	Account--State Appropriation	\$1,339,000
19	Natural Resources Conservation Areas Stewardship	
20	Account--State Appropriation	\$34,000
21	State Toxics Control Account--State Appropriation	\$80,000
22	State Forest Nursery Revolving Account--State	
23	Appropriation	\$6,000
24	Air Pollution Control Account--State Appropriation	\$573,000
25	NOVA Program Account--State Appropriation	\$982,000
26	Derelict Vessel Removal Account--State Appropriation	\$1,755,000
27	Agricultural College Trust Management Account--	
28	State Appropriation	\$2,654,000
29	TOTAL APPROPRIATION	\$305,974,000

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

32 (1) \$1,355,000 of the general fund--state appropriation for fiscal
 33 year 2010 and \$1,299,000 of the general fund--state appropriation for
 34 fiscal year 2011 are provided solely for deposit into the agricultural
 35 college trust management account and are provided solely to manage
 36 approximately 70,700 acres of Washington State University's
 37 agricultural college trust lands.

1 (2) \$11,378,000 of the general fund--state appropriation for fiscal
 2 year 2010, \$11,378,000 of the general fund--state appropriation for
 3 fiscal year 2011, and \$5,000,000 of the disaster response account--
 4 state appropriation are provided solely for emergency fire suppression.
 5 None of the general fund and disaster response account amounts provided
 6 in this subsection may be used to fund agency indirect and
 7 administrative expenses. Agency indirect and administrative costs
 8 shall be allocated among the agency's remaining accounts and
 9 appropriations.

10 (3) \$5,000,000 of the forest and fish support account--state
 11 appropriation is provided solely for adaptive management, monitoring,
 12 and participation grants to tribes. If federal funding for this
 13 purpose is reinstated, the amount provided in this subsection shall
 14 lapse.

15 (4) \$600,000 of the derelict vessel removal account--state
 16 appropriation is provided solely for removal of derelict and abandoned
 17 vessels that have the potential to contaminate Puget Sound.

18 NEW SECTION. **Sec. 309. FOR THE DEPARTMENT OF AGRICULTURE**

19	General Fund--State Appropriation (FY 2010)	\$12,727,000
20	General Fund--State Appropriation (FY 2011)	\$12,534,000
21	General Fund--Federal Appropriation	\$11,623,000
22	General Fund--Private/Local Appropriation	\$198,000
23	Aquatic Lands Enhancement Account--State	
24	Appropriation	\$2,568,000
25	State Toxics Control Account--State Appropriation	\$4,290,000
26	Water Quality Permit Account--State Appropriation	\$62,000
27	TOTAL APPROPRIATION	\$44,002,000

28 The appropriations in this section are subject to the following
 29 conditions and limitations: \$350,000 of the aquatic lands enhancement
 30 account appropriation is provided solely for funding to the Pacific
 31 county noxious weed control board to eradicate remaining spartina in
 32 Willipa Bay.

33 NEW SECTION. **Sec. 310. FOR THE WASHINGTON POLLUTION LIABILITY**
 34 **REINSURANCE PROGRAM**

35	Pollution Liability Insurance Program Trust	
36	Account--State Appropriation	\$643,000

1 NEW SECTION. **Sec. 311. FOR THE PUGET SOUND PARTNERSHIP**

2	General Fund--State Appropriation (FY 2010)	\$3,989,000
3	General Fund--State Appropriation (FY 2011)	\$3,663,000
4	General Fund--Federal Appropriation	\$3,624,000
5	Aquatic Lands Enhancement Account--State Appropriation	\$500,000
6	State Toxics Control Account--State Appropriation\$682,000
7	TOTAL APPROPRIATION	\$12,458,000

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

10 (1) \$305,000 of the general fund--state appropriation for fiscal
11 year 2010 and \$170,000 of the state toxics control account--state
12 appropriation for fiscal year 2010 are provided solely for measuring
13 water and habitat quality to determine watershed health and assist
14 salmon recovery.

15 (2) Within the amounts appropriated in this section, the Puget
16 Sound partnership shall provide independent advice and assessment of
17 the state's oil spill prevention, preparedness, and response programs
18 to the departments of ecology and fish and wildlife, including review
19 of existing activities and recommendations for any necessary
20 improvements.

(End of part)

PART IV
TRANSPORTATION

NEW SECTION. Sec. 401. FOR THE DEPARTMENT OF LICENSING

4	General Fund--State Appropriation (FY 2010)	\$1,846,000
5	General Fund--State Appropriation (FY 2011)	\$2,096,000
6	Architects' License Account--State Appropriation	\$773,000
7	Cemetery Account--State Appropriation	\$244,000
8	Professional Engineers' Account--State Appropriation	\$3,619,000
9	Real Estate Commission Account--State Appropriation	\$10,115,000
10	Master License Account--State Appropriation	\$13,362,000
11	Uniform Commercial Code Account--State Appropriation	\$3,119,000
12	Real Estate Education Account--State Appropriation	\$276,000
13	Real Estate Appraiser Commission Account--State	
14	Appropriation	\$1,352,000
15	Business and Professions Account--State Appropriation	\$12,762,000
16	Real Estate Research Account--State Appropriation	\$320,000
17	Funeral Directors And Embalmers Account--State	
18	Appropriation	\$609,000
19	Geologists' Account--State Appropriation	\$53,000
20	Derelict Vessel Removal Account--State Appropriation	\$31,000
21	TOTAL APPROPRIATION	\$50,577,000

NEW SECTION. Sec. 402. FOR THE STATE PATROL

23	General Fund--State Appropriation (FY 2010)	\$41,967,000
24	General Fund--State Appropriation (FY 2011)	\$41,002,000
25	General Fund--Federal Appropriation	\$11,440,000
26	General Fund--Private/Local Appropriation	\$1,238,000
27	Death Investigations Account--State Appropriation	\$6,060,000
28	Public Safety and Education Account--State	
29	Appropriation (FY 2010)	\$1,525,000
30	Public Safety and Education Account--State	
31	Appropriation (FY 2011)	\$1,531,000
32	Enhanced 911 Account--State Appropriation	\$609,000
33	County Criminal Justice Assistance Account--State	
34	Appropriation	\$3,149,000
35	Municipal Criminal Justice Assistance Account--State	

1	Appropriation	\$1,258,000
2	Fire Service Trust Account--State Appropriation\$131,000
3	Disaster Response Account--State Appropriation	\$8,002,000
4	Fire Service Training Account--State Appropriation	\$8,738,000
5	Aquatic Invasive Species Enforcement Account--State	
6	Appropriation\$54,000
7	State Toxics Control Account--State Appropriation\$509,000
8	Fingerprint Identification Account--State Appropriation	\$7,390,000
9	TOTAL APPROPRIATION	\$134,603,000

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

12 (1) \$200,000 of the fire service training account--state
13 appropriation is provided solely for two FTEs in the office of the
14 state director of fire protection to exclusively review K-12
15 construction documents for fire and life safety in accordance with the
16 state building code. It is the intent of this appropriation to provide
17 these services only to those districts that are located in counties
18 without qualified review capabilities.

19 (2) \$8,000,000 of the disaster response account--state
20 appropriation is provided solely for Washington state fire service
21 resource mobilization costs incurred in response to an emergency or
22 disaster authorized under RCW 43.43.960 and 43.43.964.

(End of part)

PART V
EDUCATION

NEW SECTION. **Sec. 501.** **FOR THE SUPERINTENDENT OF PUBLIC
INSTRUCTION**

General Fund--State Appropriation (FY 2010)	\$30,647,000
General Fund--State Appropriation (FY 2011)	\$29,095,000
General Fund--Federal Appropriation	\$77,858,000
TOTAL APPROPRIATION	\$137,600,000

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

(1) A maximum of \$21,370,000 of the general fund--state appropriation for fiscal year 2010, \$19,556,000 of the general fund--state appropriation for fiscal year 2011, and \$21,478,000 of the general fund--federal appropriation is for state agency operations.

(a) \$12,578,000 of the general fund--state appropriation for fiscal year 2010 and \$12,123,000 of the general fund--state appropriation for fiscal year 2011 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.

(i) Of the amounts provided in this subsection (1)(a), \$169,000 of the general fund--state appropriation for fiscal year 2010 and \$167,000 of the general fund--state appropriation for fiscal year 2011 are provided solely to the office of the superintendent of public instruction to coordinate school district financial health technical assistance provided to local school districts by educational service districts.

1 (ii) Within the amounts provided in this subsection (1)(a), the
2 superintendent of public instruction is to conduct the following
3 activity to identify efficiencies in the organization and structure of
4 school districts. The superintendent shall make recommendations for a
5 streamlined school district consolidation process, develop appropriate
6 criteria, and provide needed statutory changes to meet the following
7 goals: Reduce operating costs; reduce administrative duplication; and
8 create efficiencies to offer better programmatic opportunities to
9 students. Recommendations shall also include specific proposals for
10 realigned school districts. The superintendent of public instruction
11 shall report to the governor and the appropriate legislative committees
12 by November 1, 2009.

13 (b) \$815,000 of the general fund--state appropriation for fiscal
14 year 2010 and \$815,000 of the general fund--state appropriation for
15 fiscal year 2011 are provided solely for the operation and expenses of
16 the state board of education, including basic education assistance
17 activities.

18 (c) \$5,247,000 of the general fund--state appropriation for fiscal
19 year 2010 and \$5,247,000 of the general fund--state appropriation for
20 fiscal year 2011 are provided solely to the professional educator
21 standards board for the following:

22 (i) \$1,141,000 in fiscal year 2010 and \$1,141,000 in fiscal year
23 2011 are for the operation and expenses of the Washington professional
24 educator standards board, including administering the alternative
25 routes to certification program, pipeline for paraeducators conditional
26 scholarship loan program, and the retooling to teach math conditional
27 loan program;

28 (ii) \$3,431,000 of the general fund--state appropriation for fiscal
29 year 2010 and \$3,431,000 of the general fund--state appropriation for
30 fiscal year 2011 are for conditional scholarship loans and mentor
31 stipends provided through the alternative routes to certification
32 program administered by the professional educator standards board. Of
33 the amounts provided in this subsection (1)(c)(ii):

34 (A) \$500,000 each year is provided solely for conditional
35 scholarships to candidates seeking an endorsement in special education,
36 math, science, or bilingual education;

37 (B) \$2,372,000 for fiscal year 2010 and \$2,372,000 for fiscal year
38 2011 are for the expansion of conditional scholarship loans and mentor

1 stipends for individuals enrolled in alternative route state
2 partnership programs and seeking endorsements in math, science, special
3 education or bilingual education;

4 (C) Remaining amounts in this subsection (1)(c)(ii) shall be used
5 to continue existing alternative routes to certification programs; and

6 (D) Candidates seeking math and science endorsements under (A) and
7 (B) of this subsection shall receive priority for funding;

8 (iii) \$231,000 of the general fund--state appropriation for fiscal
9 year 2010 and \$231,000 of the general fund--state appropriation for
10 fiscal year 2011 are for the recruiting Washington teachers program;

11 (iv) \$200,000 of the general fund--state appropriation for fiscal
12 year 2010 and \$200,000 of the general fund--state appropriation for
13 fiscal year 2011 are for \$4,000 conditional loan stipends for
14 paraeducators participating in the pipeline for paraeducators program;
15 and

16 (v) \$244,000 of the general fund--state appropriation for fiscal
17 year 2010 and \$244,000 of the general fund--state appropriation for
18 fiscal year 2011 are for conditional stipends for certificated teachers
19 pursuing a mathematics or science endorsement under the retooling to
20 teach mathematics or science program. The conditional stipends shall
21 be for endorsement exam fees as well as stipends for teachers who must
22 also complete coursework.

23 (d) \$1,503,000 of the general fund--state appropriation for fiscal
24 year 2010 and \$144,000 of the general fund--state appropriation for
25 fiscal year 2011 are provided solely for replacement of the
26 apportionment and grant payment system, which includes the processes
27 that collect school district budget and expenditure information,
28 staffing characteristics, and the student enrollments that drive the
29 funding process.

30 (e) \$1,227,000 of the general fund--state appropriation for fiscal
31 year 2010 and \$1,227,000 of the general fund--state appropriation for
32 fiscal year 2011 are provided solely for the creation of a statewide
33 data base of longitudinal student information. This amount is
34 conditioned on the department satisfying the requirements in section
35 902 of this act.

36 (f) During the 2009-11 biennium, to the maximum extent possible, in
37 adopting new agency rules or making any changes to existing rules or
38 policies related to the fiscal provisions in the administration of part

1 V of this act, the office of the superintendent of public instruction
2 shall attempt to request approval through the normal legislative budget
3 process.

4 (2) \$9,587,000 of the general fund--state appropriation for fiscal
5 year 2010, \$9,587,000 of the general fund--state appropriation for
6 fiscal year 2011, and \$55,890,000 of the general fund--federal
7 appropriation are provided solely for statewide programs.

8 (a) HEALTH AND SAFETY

9 (i) \$2,541,000 of the general fund--state appropriation for fiscal
10 year 2010 and \$2,541,000 of the general fund--state appropriation for
11 fiscal year 2011 are provided solely for a corps of nurses located at
12 educational service districts, as determined by the superintendent of
13 public instruction, to be dispatched to the most needy schools to
14 provide direct care to students, health education, and training for
15 school staff.

16 (ii) \$96,000 of the general fund--state appropriation for fiscal
17 year 2010 and \$96,000 of the general fund--state appropriation for
18 fiscal year 2011 are provided solely for the school safety center in
19 the office of the superintendent of public instruction subject to the
20 following conditions and limitations:

21 (A) The safety center shall: Disseminate successful models of
22 school safety plans and cooperative efforts; provide assistance to
23 schools to establish a comprehensive safe school plan; select models of
24 cooperative efforts that have been proven successful; act as an
25 information dissemination and resource center when an incident occurs
26 in a school district either in Washington or in another state;
27 coordinate activities relating to school safety; review and approve
28 manuals and curricula used for school safety models and training; and
29 develop and maintain a school safety information web site.

30 (B) The school safety center advisory committee shall develop a
31 training program, using the best practices in school safety, for all
32 school safety personnel.

33 (iii) \$100,000 of the general fund--state appropriation for fiscal
34 year 2010 and \$100,000 of the general fund--state appropriation for
35 fiscal year 2011 are provided solely for a school safety training
36 program provided by the criminal justice training commission. The
37 commission, in collaboration with the school safety center advisory

1 committee, shall provide the school safety training for all school
2 administrators and school safety personnel, including school safety
3 personnel hired after the effective date of this section.

4 (iv) \$9,670,000 of the general fund--federal appropriation is
5 provided for safe and drug free schools and communities grants for drug
6 and violence prevention activities and strategies.

7 (b) TECHNOLOGY

8 \$1,939,000 of the general fund--state appropriation for fiscal year
9 2010 and \$1,939,000 of the general fund--state appropriation for fiscal
10 year 2011 are provided solely for K-20 telecommunications network
11 technical support in the K-12 sector to prevent system failures and
12 avoid interruptions in school utilization of the data processing and
13 video-conferencing capabilities of the network. These funds may be
14 used to purchase engineering and advanced technical support for the
15 network.

16 (c) GRANTS AND ALLOCATIONS

17 (i) \$1,329,000 of the general fund--state appropriation for fiscal
18 year 2010 and \$1,329,000 of the general fund--state appropriation for
19 fiscal year 2011 are provided solely to expand the special services
20 pilot project to include up to seven participating districts. The
21 office of the superintendent of public instruction shall allocate these
22 funds to the district or districts participating in the pilot program
23 according to the provisions of RCW 28A.630.016.

24 (ii) \$31,000 of the general fund--state appropriation for fiscal
25 year 2010 and \$31,000 of the general fund--state appropriation for
26 fiscal year 2011 are provided solely for operation of the Cispus
27 environmental learning center.

28 (iii) \$800,000 of the general fund--state appropriation for fiscal
29 year 2010 and \$800,000 of the general fund--state appropriation for
30 fiscal year 2011 are provided solely for the Washington state achievers
31 scholarship program. The funds shall be used to support community
32 involvement officers that recruit, train, and match community volunteer
33 mentors with students selected as achievers scholars.

34 (iv) \$175,000 of the general fund--state appropriation for fiscal
35 year 2010 and \$175,000 of the general fund--state appropriation for
36 fiscal year 2011 are provided solely for incentive grants for districts
37 and pilot projects to develop preapprenticeship programs. Incentive
38 grant awards up to \$10,000 each shall be used to support the program's

1 design, school/business/labor agreement negotiations, and recruiting
2 high school students for preapprenticeship programs in the building
3 trades and crafts.

4 (v) \$2,576,000 of the general fund--state appropriation for fiscal
5 year 2010 and \$2,576,000 of the general fund--state appropriation for
6 fiscal year 2011 are provided solely for the dissemination of the
7 Navigation 101 curriculum to all districts, including disseminating
8 electronic student planning tools and software for analyzing the impact
9 of the implementation of Navigation 101 on student performance, and
10 grants to at least one hundred school districts each year for the
11 implementation of the Navigation 101 program. The implementation
12 grants will be limited to a maximum of two years and the school
13 districts selected shall represent various regions of the state and
14 reflect differences in school district size and enrollment
15 characteristics.

16 NEW SECTION. **Sec. 502. FOR THE SUPERINTENDENT OF PUBLIC**
17 **INSTRUCTION--FOR GENERAL APPORTIONMENT**

18	General Fund--State Appropriation (FY 2010)	\$5,099,869,000
19	General Fund--State Appropriation (FY 2011)	\$5,128,882,000
20	TOTAL APPROPRIATION	\$10,228,751,000

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

23 (1) Each general fund fiscal year appropriation includes such funds
24 as are necessary to complete the school year ending in the fiscal year
25 and for prior fiscal year adjustments.

26 (2) Allocations for certificated staff salaries for the 2009-10 and
27 2010-11 school years shall be determined using formula-generated staff
28 units calculated pursuant to this subsection. Staff allocations for
29 small school enrollments in (e) through (g) of this subsection shall be
30 reduced for vocational full-time equivalent enrollments. Staff
31 allocations for small school enrollments in grades K-6 shall be the
32 greater of that generated under (a) of this subsection, or under (d)
33 and (e) of this subsection. Certificated staffing allocations shall be
34 as follows:

35 (a) On the basis of each 1,000 average annual full-time equivalent
36 enrollments, excluding full-time equivalent enrollment otherwise

1 recognized for certificated staff unit allocations under (d) through
2 (g) of this subsection:

3 (i) Four certificated administrative staff units per thousand full-
4 time equivalent students in grades K-12;

5 (ii) Forty-nine certificated instructional staff units per thousand
6 full-time equivalent students in grades K-3;

7 (iii) Forty-six certificated instructional staff units per thousand
8 full-time equivalent students in grades 4-12; and

9 (iv) An additional 4.2 certificated instructional staff units for
10 grades K-3 and an additional 7.2 certificated instructional staff units
11 for grade 4. Any funds allocated for the additional certificated units
12 provided in this subsection (iv) shall not be considered as basic
13 education funding;

14 (A) Funds provided under this subsection (2)(a)(iv) in excess of
15 the amount required to maintain the statutory minimum ratio established
16 under RCW 28A.150.260(2)(b) shall be allocated only if the district
17 documents an actual ratio in grades K-4 equal to or greater than 53.2
18 certificated instructional staff per thousand full-time equivalent
19 students. For any school district documenting a lower certificated
20 instructional staff ratio, the allocation shall be based on the
21 district's actual grades K-4 certificated instructional staff ratio
22 achieved in that school year, or the statutory minimum ratio
23 established under RCW 28A.150.260(2)(b), if greater;

24 (B) Districts at or above 51.0 certificated instructional staff per
25 one thousand full-time equivalent students in grades K-4 may dedicate
26 up to 1.3 of the 53.2 funding ratio to employ additional classified
27 instructional assistants assigned to basic education classrooms in
28 grades K-4. For purposes of documenting a district's staff ratio under
29 this section, funds used by the district to employ additional
30 classified instructional assistants shall be converted to a
31 certificated staff equivalent and added to the district's actual
32 certificated instructional staff ratio. Additional classified
33 instructional assistants, for the purposes of this subsection, shall be
34 determined using the 1989-90 school year as the base year;

35 (C) Any district maintaining a ratio in grades K-4 equal to or
36 greater than 53.2 certificated instructional staff per thousand full-
37 time equivalent students may use allocations generated under this
38 subsection (2)(a)(iv) in excess of that required to maintain the

1 minimum ratio established under RCW 28A.150.260(2)(b) to employ
2 additional basic education certificated instructional staff or
3 classified instructional assistants in grades 5-6. Funds allocated
4 under this subsection (2)(a)(iv) shall only be expended to reduce class
5 size in grades K-6. No more than 1.3 of the certificated instructional
6 funding ratio amount may be expended for provision of classified
7 instructional assistants;

8 (b) For school districts with a minimum enrollment of 250 full-time
9 equivalent students whose full-time equivalent student enrollment count
10 in a given month exceeds the first of the month full-time equivalent
11 enrollment count by 5 percent, an additional state allocation of 110
12 percent of the share that such increased enrollment would have
13 generated had such additional full-time equivalent students been
14 included in the normal enrollment count for that particular month;

15 (c)(i) On the basis of full-time equivalent enrollment in:

16 (A) Vocational education programs approved by the superintendent of
17 public instruction, a maximum of 0.92 certificated instructional staff
18 units and 0.08 certificated administrative staff units for each 19.5
19 full-time equivalent vocational students; and

20 (B) Skills center programs meeting the standards for skills center
21 funding established in January 1999 by the superintendent of public
22 instruction with a waiver allowed for skills centers in current
23 operation that are not meeting this standard until the 2008-09 school
24 year, 0.92 certificated instructional staff units and 0.08 certificated
25 administrative units for each 16.67 full-time equivalent vocational
26 students;

27 (ii) Vocational full-time equivalent enrollment shall be reported
28 on the same monthly basis as the enrollment for students eligible for
29 basic support, and payments shall be adjusted for reported vocational
30 enrollments on the same monthly basis as those adjustments for
31 enrollment for students eligible for basic support; and

32 (iii) Indirect cost charges by a school district to vocational-
33 secondary programs shall not exceed 15 percent of the combined basic
34 education and vocational enhancement allocations of state funds;

35 (d) For districts enrolling not more than twenty-five average
36 annual full-time equivalent students in grades K-8, and for small
37 school plants within any school district which have been judged to be

1 remote and necessary by the state board of education and enroll not
2 more than twenty-five average annual full-time equivalent students in
3 grades K-8:

4 (i) For those enrolling no students in grades 7 and 8, 1.76
5 certificated instructional staff units and 0.24 certificated
6 administrative staff units for enrollment of not more than five
7 students, plus one-twentieth of a certificated instructional staff unit
8 for each additional student enrolled; and

9 (ii) For those enrolling students in grades 7 or 8, 1.68
10 certificated instructional staff units and 0.32 certificated
11 administrative staff units for enrollment of not more than five
12 students, plus one-tenth of a certificated instructional staff unit for
13 each additional student enrolled;

14 (e) For specified enrollments in districts enrolling more than
15 twenty-five but not more than one hundred average annual full-time
16 equivalent students in grades K-8, and for small school plants within
17 any school district which enroll more than twenty-five average annual
18 full-time equivalent students in grades K-8 and have been judged to be
19 remote and necessary by the state board of education:

20 (i) For enrollment of up to sixty annual average full-time
21 equivalent students in grades K-6, 2.76 certificated instructional
22 staff units and 0.24 certificated administrative staff units; and

23 (ii) For enrollment of up to twenty annual average full-time
24 equivalent students in grades 7 and 8, 0.92 certificated instructional
25 staff units and 0.08 certificated administrative staff units;

26 (f) For districts operating no more than two high schools with
27 enrollments of less than three hundred average annual full-time
28 equivalent students, for enrollment in grades 9-12 in each such school,
29 other than alternative schools:

30 (i) For remote and necessary schools enrolling students in any
31 grades 9-12 but no more than twenty-five average annual full-time
32 equivalent students in grades K-12, four and one-half certificated
33 instructional staff units and one-quarter of a certificated
34 administrative staff unit;

35 (ii) For all other small high schools under this subsection, nine
36 certificated instructional staff units and one-half of a certificated
37 administrative staff unit for the first sixty average annual full time
38 equivalent students, and additional staff units based on a ratio of

1 0.8732 certificated instructional staff units and 0.1268 certificated
2 administrative staff units per each additional forty-three and one-half
3 average annual full time equivalent students.

4 Units calculated under (g)(ii) of this subsection shall be reduced
5 by certificated staff units at the rate of forty-six certificated
6 instructional staff units and four certificated administrative staff
7 units per thousand vocational full-time equivalent students;

8 (g) For each nonhigh school district having an enrollment of more
9 than seventy annual average full-time equivalent students and less than
10 one hundred eighty students, operating a grades K-8 program or a grades
11 1-8 program, an additional one-half of a certificated instructional
12 staff unit; and

13 (i) For each nonhigh school district having an enrollment of more
14 than fifty annual average full-time equivalent students and less than
15 one hundred eighty students, operating a grades K-6 program or a grades
16 1-6 program, an additional one-half of a certificated instructional
17 staff unit.

18 (3) Allocations for classified salaries for the 2009-10 and 2010-11
19 school years shall be calculated using formula-generated classified
20 staff units determined as follows:

21 (a) For enrollments generating certificated staff unit allocations
22 under subsection (2)(e) through (i) of this section, one classified
23 staff unit for each 2.94 certificated staff units allocated under such
24 subsections;

25 (b) For all other enrollment in grades K-12, including vocational
26 full-time equivalent enrollments, one classified staff unit for each
27 58.75 average annual full-time equivalent students; and

28 (c) For each nonhigh school district with an enrollment of more
29 than fifty annual average full-time equivalent students and less than
30 one hundred eighty students, an additional one-half of a classified
31 staff unit.

32 (4) Fringe benefit allocations shall be calculated at a rate of
33 15.89 percent in the 2009-10 school year and 15.89 percent in the 2010-
34 11 school year for certificated salary allocations provided under
35 subsection (2) of this section, and a rate of 17.08 percent in the
36 2009-10 school year and 17.08 percent in the 2010-11 school year for
37 classified salary allocations provided under subsection (3) of this
38 section.

1 (5) Insurance benefit allocations shall be calculated at the
2 maintenance rate specified in section 504(2) of this act, based on the
3 number of benefit units determined as follows:

4 (a) The number of certificated staff units determined in subsection
5 (2) of this section; and

6 (b) The number of classified staff units determined in subsection
7 (3) of this section multiplied by 1.152. This factor is intended to
8 adjust allocations so that, for the purposes of distributing insurance
9 benefits, full-time equivalent classified employees may be calculated
10 on the basis of 1440 hours of work per year, with no individual
11 employee counted as more than one full-time equivalent.

12 (6)(a) For nonemployee-related costs associated with each
13 certificated staff unit allocated under subsection (2)(a), (b), and (d)
14 through (h) of this section, there shall be provided a maximum of
15 \$10,179 per certificated staff unit in the 2009-10 school year and a
16 maximum of \$10,455 per certificated staff unit in the 2010-11 school
17 year.

18 (b) For nonemployee-related costs associated with each vocational
19 certificated staff unit allocated under subsection (2)(c)(i)(A) of this
20 section, there shall be provided a maximum of \$24,999 per certificated
21 staff unit in the 2009-10 school year and a maximum of \$25,474 per
22 certificated staff unit in the 2010-11 school year.

23 (c) For nonemployee-related costs associated with each vocational
24 certificated staff unit allocated under subsection (2)(c)(i)(B) of this
25 section, there shall be provided a maximum of \$19,395 per certificated
26 staff unit in the 2009-10 school year and a maximum of \$19,764 per
27 certificated staff unit in the 2010-11 school year.

28 (7) Allocations for substitute costs for classroom teachers shall
29 be distributed at a maintenance rate of \$607.44 for the 2009-10 and
30 2010-11 school years per allocated classroom teachers exclusive of
31 salary increase amounts provided in section 504 of this act. Solely
32 for the purposes of this subsection, allocated classroom teachers shall
33 be equal to the number of certificated instructional staff units
34 allocated under subsection (2) of this section, multiplied by the ratio
35 between the number of actual basic education certificated teachers and
36 the number of actual basic education certificated instructional staff
37 reported statewide for the prior school year.

1 (8) Any school district board of directors may petition the
2 superintendent of public instruction by submission of a resolution
3 adopted in a public meeting to reduce or delay any portion of its basic
4 education allocation for any school year. The superintendent of public
5 instruction shall approve such reduction or delay if it does not impair
6 the district's financial condition. Any delay shall not be for more
7 than two school years. Any reduction or delay shall have no impact on
8 levy authority pursuant to RCW 84.52.0531 and local effort assistance
9 pursuant to chapter 28A.500 RCW.

10 (9) The superintendent may distribute a maximum of \$7,289,000
11 outside the basic education formula during fiscal years 2010 and 2011
12 as follows:

13 (a) For fire protection for school districts located in a fire
14 protection district as now or hereafter established pursuant to chapter
15 52.04 RCW, a maximum of \$567,000 may be expended in fiscal year 2010
16 and a maximum of \$578,000 may be expended in fiscal year 2011;

17 (b) For summer vocational programs at skills centers, a maximum of
18 \$2,385,000 may be expended for the 2010 fiscal year and a maximum of
19 \$2,385,000 for the 2011 fiscal year. 20 percent of each fiscal year
20 amount may carry over from one year to the next;

21 (c) A maximum of \$404,000 may be expended for school district
22 emergencies; and

23 (d) A maximum of \$485,000 each fiscal year may be expended for
24 programs providing skills training for secondary students who are
25 enrolled in extended day school-to-work programs, as approved by the
26 superintendent of public instruction. The funds shall be allocated at
27 a rate not to exceed \$500 per full-time equivalent student enrolled in
28 those programs.

29 (10) For purposes of RCW 84.52.0531, the increase per full-time
30 equivalent student is 4.0 percent from the 2008-09 school year to the
31 2009-10 school year and 4.0 percent from the 2009-10 school year to the
32 2010-11 school year.

33 (11) If two or more school districts consolidate and each district
34 was receiving additional basic education formula staff units pursuant
35 to subsection (2)(b) through (h) of this section, the following shall
36 apply:

37 (a) For three school years following consolidation, the number of

1 basic education formula staff units shall not be less than the number
2 of basic education formula staff units received by the districts in the
3 school year prior to the consolidation; and

4 (b) For the fourth through eighth school years following
5 consolidation, the difference between the basic education formula staff
6 units received by the districts for the school year prior to
7 consolidation and the basic education formula staff units after
8 consolidation pursuant to subsection (2)(a) through (h) of this section
9 shall be reduced in increments of twenty percent per year.

10 NEW SECTION. **Sec. 503. FOR THE SUPERINTENDENT OF PUBLIC**
11 **INSTRUCTION--BASIC EDUCATION EMPLOYEE COMPENSATION.** (1) The following
12 calculations determine the salaries used in the general fund
13 allocations for certificated instructional, certificated
14 administrative, and classified staff units under section 502 of this
15 act:

16 (a) Salary allocations for certificated instructional staff units
17 shall be determined for each district by multiplying the district's
18 certificated instructional total base salary shown on LEAP Document 2
19 by the district's average staff mix factor for certificated
20 instructional staff in that school year, computed using LEAP Document
21 1; and

22 (b) Salary allocations for certificated administrative staff units
23 and classified staff units for each district shall be based on the
24 district's certificated administrative and classified salary allocation
25 amounts shown on LEAP Document 2.

26 (2) For the purposes of this section:

27 (a) "LEAP Document 1" means the staff mix factors for certificated
28 instructional staff according to education and years of experience, as
29 developed by the legislative evaluation and accountability program
30 committee on December 12, 2008, 05:18 hours; and

31 (b) "LEAP Document 2" means the school year salary allocations for
32 certificated administrative staff and classified staff and derived and
33 total base salaries for certificated instructional staff as developed
34 by the legislative evaluation and accountability program committee on
35 December 12, 2008, 08:01 hours.

36 (3)(a) Pursuant to RCW 28A.150.410, the following state-wide salary

1 allocation schedules for certificated instructional staff are
 2 established for basic education salary allocations:

3

4 K-12 Salary Allocation Schedule For Certificated Instructional Staff

5 2009-10 School Year

6	Years of										MA+90
7	Service	BA	BA+15	BA+30	BA+45	BA+90	BA+135	MA	MA+45	or PHD	
8	0	34,426	35,356	36,319	37,285	40,383	42,378	41,274	44,372	46,369	
9	1	34,889	35,832	36,808	37,816	40,946	42,931	41,733	44,863	46,847	
10	2	35,331	36,283	37,269	38,354	41,476	43,481	42,195	45,316	47,321	
11	3	35,786	36,747	37,743	38,864	41,979	44,033	42,632	45,746	47,801	
12	4	36,232	37,235	38,238	39,397	42,531	44,599	43,091	46,225	48,295	
13	5	36,693	37,701	38,713	39,937	43,059	45,169	43,558	46,681	48,791	
14	6	37,167	38,153	39,200	40,484	43,591	45,713	44,036	47,144	49,264	
15	7	37,999	39,000	40,061	41,415	44,568	46,748	44,932	48,084	50,265	
16	8	39,218	40,273	41,359	42,825	46,021	48,281	46,341	49,538	51,797	
17	9		41,591	42,731	44,250	47,521	49,858	47,765	51,038	53,374	
18	10			44,120	45,749	49,063	51,478	49,265	52,580	54,993	
19	11				47,291	50,677	53,141	50,807	54,194	56,656	
20	12				48,784	52,335	54,872	52,410	55,851	58,389	
21	13					54,034	56,646	54,069	57,550	60,162	
22	14					55,740	58,486	55,778	59,368	62,003	
23	15					57,191	60,008	57,227	60,911	63,615	
24	16 or more					58,334	61,207	58,372	62,129	64,887	

25 K-12 Salary Allocation Schedule For Certificated Instructional Staff

26 2010-11 School Year

27	Years of										MA+90
28	Service	BA	BA+15	BA+30	BA+45	BA+90	BA+135	MA	MA+45	or PHD	
29	0	34,426	35,356	36,319	37,285	40,383	42,378	41,274	44,372	46,369	
30	1	34,889	35,832	36,808	37,816	40,946	42,931	41,733	44,863	46,847	
31	2	35,331	36,283	37,269	38,354	41,476	43,481	42,195	45,316	47,321	
32	3	35,786	36,747	37,743	38,864	41,979	44,033	42,632	45,746	47,801	
33	4	36,232	37,235	38,238	39,397	42,531	44,599	43,091	46,225	48,295	

1	5	36,693	37,701	38,713	39,937	43,059	45,169	43,558	46,681	48,791
2	6	37,167	38,153	39,200	40,484	43,591	45,713	44,036	47,144	49,264
3	7	37,999	39,000	40,061	41,415	44,568	46,748	44,932	48,084	50,265
4	8	39,218	40,273	41,359	42,825	46,021	48,281	46,341	49,538	51,797
5	9		41,591	42,731	44,250	47,521	49,858	47,765	51,038	53,374
6	10			44,120	45,749	49,063	51,478	49,265	52,580	54,993
7	11				47,291	50,677	53,141	50,807	54,194	56,656
8	12				48,784	52,335	54,872	52,410	55,851	58,389
9	13					54,034	56,646	54,069	57,550	60,162
10	14					55,740	58,486	55,778	59,368	62,003
11	15					57,191	60,008	57,227	60,911	63,615
12	16 or more					58,334	61,207	58,372	62,129	64,887

13 (b) As used in this subsection, the column headings "BA+(N)" refer
14 to the number of credits earned since receiving the baccalaureate
15 degree.

16 (c) For credits earned after the baccalaureate degree but before
17 the masters degree, any credits in excess of forty-five credits may be
18 counted after the masters degree. Thus, as used in this subsection,
19 the column headings "MA+(N)" refer to the total of:

20 (i) Credits earned since receiving the masters degree; and

21 (ii) Any credits in excess of forty-five credits that were earned
22 after the baccalaureate degree but before the masters degree.

23 (4) For the purposes of this section:

24 (a) "BA" means a baccalaureate degree.

25 (b) "MA" means a masters degree.

26 (c) "PHD" means a doctorate degree.

27 (d) "Years of service" shall be calculated under the same rules
28 adopted by the superintendent of public instruction.

29 (e) "Credits" means college quarter hour credits and equivalent in-
30 service credits computed in accordance with RCW 28A.415.020 and
31 28A.415.023.

32 (5) No more than ninety college quarter-hour credits received by
33 any employee after the baccalaureate degree may be used to determine
34 compensation allocations under the state salary allocation schedule and
35 LEAP documents referenced in this act, or any replacement schedules and
36 documents, unless:

37 (a) The employee has a masters degree; or

1 (b) The credits were used in generating state salary allocations
2 before January 1, 1992.

3 (6) The certificated instructional staff base salary specified for
4 each district in LEAP Document 2 and the salary schedules in subsection
5 (3)(a) of this section include two learning improvement days. A school
6 district is eligible for the learning improvement day funds only if the
7 learning improvement days have been added to the 180- day contract
8 year. If fewer days are added, the additional learning improvement
9 allocation shall be adjusted accordingly. The additional days shall be
10 limited to specific activities identified in RCW 28A.415.360(2),
11 related to math, science, and reading, and shall not be considered part
12 of basic education. Where appropriate, priority shall be given to math
13 and science training. The principal in each school shall assure that
14 the days are used accordingly. The school principal and the district
15 superintendent shall maintain documentation as to their approval of
16 these activities. The total hours of a learning improvement day shall
17 not be less than the length of a full day under the base contract. The
18 superintendent of public instruction shall ensure that school districts
19 adhere to the intent and purposes of this subsection.

20 (7) The salary allocation schedules established in this section are
21 for allocation purposes only except as provided in RCW 28A.400.200(2)
22 and subsection (6) of this section.

23 NEW SECTION. **Sec. 504. FOR THE SUPERINTENDENT OF PUBLIC**
24 **INSTRUCTION--FOR SCHOOL EMPLOYEE COMPENSATION ADJUSTMENTS**

25	General Fund--State Appropriation (FY 2010)	\$35,330,000
26	General Fund--State Appropriation (FY 2011)	\$92,574,000
27	General Fund--Federal Appropriation	\$58,000
28	TOTAL APPROPRIATION	\$127,962,000

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

31 (1) \$127,962,000 is for adjustments to insurance benefit
32 allocations. The maintenance rate for insurance benefit allocations is
33 \$732.00 per month for the 2009-10 and 2010-11 school years. The
34 appropriations in this section provide for a rate increase to \$774.00
35 per month for the 2009-10 school year and \$831.00 per month for the
36 2010-11 school year. The adjustments to health insurance benefit
37 allocations are at the following rates:

	School Year	
	2009-10	2010-11
1		
2		
3	\$0.38	\$0.90
4	\$2.58	\$6.10
5	\$6.80	\$16.03
6	\$1.75	\$4.11
7	(2) The rates specified in this section are subject to revision	
8	each year by the legislature.	

9 NEW SECTION. **Sec. 505. FOR THE SUPERINTENDENT OF PUBLIC**
10 **INSTRUCTION--FOR PUPIL TRANSPORTATION**

11	General Fund--State Appropriation (FY 2010)	\$314,588,000
12	General Fund--State Appropriation (FY 2011)	\$313,426,000
13	TOTAL APPROPRIATION	\$628,014,000

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

16 (1) Each general fund fiscal year appropriation includes such funds
17 as are necessary to complete the school year ending in the fiscal year
18 and for prior fiscal year adjustments.

19 (2) A maximum of \$878,000 of this fiscal year 2010 appropriation
20 and a maximum of \$895,000 of the fiscal year 2011 appropriation may be
21 expended for regional transportation coordinators and related
22 activities. The transportation coordinators shall ensure that data
23 submitted by school districts for state transportation funding shall,
24 to the greatest extent practical, reflect the actual transportation
25 activity of each district.

26 (3) \$5,000 of the fiscal year 2010 appropriation and \$5,000 of the
27 fiscal year 2011 appropriation are provided solely for the
28 transportation of students enrolled in "choice" programs.
29 Transportation shall be limited to low-income students who are
30 transferring to "choice" programs solely for educational reasons.

31 (4) Allocations for transportation of students shall be based on
32 reimbursement rates of \$48.27 per weighted mile in the 2009-10 school
33 year and \$48.53 per weighted mile in the 2010-11 school year exclusive
34 of salary and benefit adjustments provided in section 504 of this act.
35 Allocations for transportation of students transported more than one

1 radius mile shall be based on weighted miles as determined by
2 superintendent of public instruction multiplied by the per mile
3 reimbursement rates for the school year pursuant to the formulas
4 adopted by the superintendent of public instruction. Allocations for
5 transportation of students living within one radius mile shall be based
6 on the number of enrolled students in grades kindergarten through five
7 living within one radius mile of their assigned school multiplied by
8 the per mile reimbursement rate for the school year multiplied by 1.29.

9 (5) \$12,500,000 of the general fund--state appropriation for fiscal
10 year 2010 and \$12,500,000 of the general fund--state appropriation for
11 fiscal year 2011 are provided solely for temporary assistance to school
12 districts for pupil transportation programs. The office of the
13 superintendent of public instruction, in consultation with the joint
14 legislative audit and review committee and the office of financial
15 management, will develop a method of allocating these funds to school
16 districts. The allocation method shall be based on the findings and
17 analysis of recent transportation reports.

18 (6) The office of the superintendent of public instruction shall
19 provide reimbursement funding to a school district only after the
20 superintendent of public instruction determines that the school bus was
21 purchased from the list established pursuant to RCW 28A.160.195(2) or
22 a comparable competitive bid process based on the lowest price quote
23 based on similar bus categories to those used to establish the list
24 pursuant to RCW 28A.160.195.

25 (7) The superintendent of public instruction shall base
26 depreciation payments for school district buses on the five-year
27 average of lowest bids in the appropriate category of bus. In the
28 final year on the depreciation schedule, the depreciation payment shall
29 be based on the lowest bid in the appropriate bus category for that
30 school year.

31 NEW SECTION. **Sec. 506. FOR THE SUPERINTENDENT OF PUBLIC**
32 **INSTRUCTION--FOR SCHOOL FOOD SERVICE PROGRAMS**

33	General Fund--State Appropriation (FY 2010)	\$3,159,000
34	General Fund--State Appropriation (FY 2011)	\$3,159,000
35	General Fund--Federal Appropriation	\$280,400,000
36	TOTAL APPROPRIATION	\$286,718,000

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

3 (1) \$3,000,000 of the general fund--state appropriation for fiscal
4 year 2010 and \$3,000,000 of the general fund--state appropriation for
5 fiscal year 2011 are provided for state matching money for federal
6 child nutrition programs.

7 (2) \$100,000 of the general fund--state appropriation for fiscal
8 year 2010 and \$100,000 of the 2011 fiscal year appropriation are
9 provided for summer food programs for children in low-income areas.

10 (3) \$59,000 of the general fund--state appropriation for fiscal
11 year 2010 and \$59,000 of the general fund--state appropriation for
12 fiscal year 2011 are provided solely to reimburse school districts for
13 school breakfasts served to students enrolled in the free or reduced
14 price meal program pursuant to chapter 287, Laws of 2005 (requiring
15 school breakfast programs in certain schools).

16 NEW SECTION. **Sec. 507. FOR THE SUPERINTENDENT OF PUBLIC**
17 **INSTRUCTION--FOR SPECIAL EDUCATION PROGRAMS**

18	General Fund--State Appropriation (FY 2010)	\$644,356,000
19	General Fund--State Appropriation (FY 2011)	\$656,881,000
20	General Fund--Federal Appropriation	\$434,697,000
21	Education Legacy Trust Account--State Appropriation	\$756,000
22	TOTAL APPROPRIATION	\$1,736,690,000

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

25 (1) Funding for special education programs is provided on an excess
26 cost basis, pursuant to RCW 28A.150.390. School districts shall ensure
27 that special education students as a class receive their full share of
28 the general apportionment allocation accruing through sections 502 and
29 504 of this act. To the extent a school district cannot provide an
30 appropriate education for special education students under chapter
31 28A.155 RCW through the general apportionment allocation, it shall
32 provide services through the special education excess cost allocation
33 funded in this section.

- 34 (2) The superintendent of public instruction shall ensure that:
35 (a) Special education students are basic education students first;
36 (b) As a class, special education students are entitled to the full
37 basic education allocation;

1 (c) Special education students are basic education students for the
2 entire school day; and

3 (d) All school districts continue to use the full cost method of
4 excess cost accounting.

5 (3) Each fiscal year appropriation includes such funds as are
6 necessary to complete the school year ending in the fiscal year and for
7 prior fiscal year adjustments.

8 (4) The superintendent of public instruction shall distribute state
9 funds to school districts based on two categories: (a) The first
10 category includes (i) children birth through age two who are eligible
11 for the optional program for special education eligible developmentally
12 delayed infants and toddlers, and (ii) students eligible for the
13 mandatory special education program and who are age three or four, or
14 five and not yet enrolled in kindergarten; and (b) the second category
15 includes students who are eligible for the mandatory special education
16 program and who are age five and enrolled in kindergarten and students
17 age six through 21.

18 (5)(a) For the 2009-10 and 2010-11 school years, the superintendent
19 shall make allocations to each district based on the sum of:

20 (i) A district's annual average headcount enrollment of students
21 ages birth through four and those five year olds not yet enrolled in
22 kindergarten, as defined in subsection (4) of this section, multiplied
23 by the district's average basic education allocation per full-time
24 equivalent student, multiplied by 1.15; and

25 (ii) A district's annual average full-time equivalent basic
26 education enrollment multiplied by the funded enrollment percent
27 determined pursuant to subsection (6)(b) of this section, multiplied by
28 the district's average basic education allocation per full-time
29 equivalent student multiplied by 0.9309.

30 (b) For purposes of this subsection, "average basic education
31 allocation per full-time equivalent student" for a district shall be
32 based on the staffing ratios required by RCW 28A.150.260 and shall not
33 include enhancements, secondary vocational education, or small schools.

34 (6) The definitions in this subsection apply throughout this
35 section.

36 (a) "Annual average full-time equivalent basic education
37 enrollment" means the resident enrollment including students enrolled
38 through choice (RCW 28A.225.225) and students from nonhigh districts

1 (RCW 28A.225.210) and excluding students residing in another district
2 enrolled as part of an interdistrict cooperative program (RCW
3 28A.225.250).

4 (b) "Enrollment percent" means the district's resident special
5 education annual average enrollment, excluding the birth through age
6 four enrollment and those five year olds not yet enrolled in
7 kindergarten, as a percent of the district's annual average full-time
8 equivalent basic education enrollment.

9 Each district's general fund--state funded special education
10 enrollment shall be the lesser of the district's actual enrollment
11 percent or 12.7 percent.

12 (7) At the request of any interdistrict cooperative of at least 15
13 districts in which all excess cost services for special education
14 students of the districts are provided by the cooperative, the maximum
15 enrollment percent shall be calculated in accordance with subsection
16 (6)(b) of this section, and shall be calculated in the aggregate rather
17 than individual district units. For purposes of this subsection, the
18 average basic education allocation per full-time equivalent student
19 shall be calculated in the aggregate rather than individual district
20 units.

21 (8) To the extent necessary, \$73,668,000 of the general fund--state
22 appropriation and \$29,574,000 of the general fund--federal
23 appropriation are provided for safety net awards for districts with
24 demonstrated needs for special education funding beyond the amounts
25 provided in subsection (5) of this section. If the federal safety net
26 awards based on the federal eligibility threshold exceed the federal
27 appropriation in this subsection (8) in any fiscal year, the
28 superintendent shall expend all available federal discretionary funds
29 necessary to meet this need. Safety net funds shall be awarded by the
30 state safety net oversight committee subject to the following
31 conditions and limitations:

32 (a) The committee shall consider unmet needs for districts that can
33 convincingly demonstrate that all legitimate expenditures for special
34 education exceed all available revenues from state funding formulas.
35 In the determination of need, the committee shall also consider
36 additional available revenues from federal sources. Differences in
37 program costs attributable to district philosophy, service delivery
38 choice, or accounting practices are not a legitimate basis for safety

1 net awards. In the determination of need, the committee shall require
2 that districts demonstrate that they are maximizing their eligibility
3 for all state and federal revenues related to services for special
4 education-eligible students. Awards associated with (b) and (c) of
5 this subsection shall not exceed the total of a district's specific
6 determination of need.

7 (b) The committee shall then consider the extraordinary high cost
8 needs of one or more individual special education students.
9 Differences in costs attributable to district philosophy, service
10 delivery choice, or accounting practices are not a legitimate basis for
11 safety net awards.

12 (c) Using criteria developed by the committee, the committee shall
13 then consider extraordinary costs associated with communities that draw
14 a larger number of families with children in need of special education
15 services. The safety net awards to school districts shall be adjusted
16 to reflect amounts awarded under (b) of this subsection.

17 (d) The maximum allowable indirect cost for calculating safety net
18 eligibility may not exceed the federal restricted indirect cost rate
19 for the district plus one percent.

20 (e) Safety net awards must be adjusted for any audit findings or
21 exceptions related to special education funding.

22 (f) Safety net awards shall be adjusted based on the percent of
23 potential medicaid eligible students billed as calculated by the
24 superintendent in accordance with chapter 318, Laws of 1999. The state
25 safety net oversight committee shall ensure that safety net
26 documentation and awards are based on current medicaid revenue amounts.

27 (9) The superintendent of public instruction may adopt such rules
28 and procedures as are necessary to administer the special education
29 funding and safety net award process. Prior to revising any standards,
30 procedures, or rules, the superintendent shall consult with the office
31 of financial management and the fiscal committees of the legislature.

32 (10) The safety net oversight committee appointed by the
33 superintendent of public instruction shall consist of:

34 (a) One staff from the office of superintendent of public
35 instruction;

36 (b) Staff of the office of the state auditor who shall be nonvoting
37 members of the committee; and

1 (c) One or more representatives from school districts or
2 educational service districts knowledgeable of special education
3 programs and funding.

4 (11) The office of the superintendent of public instruction shall
5 review and streamline the application process to access safety net
6 funds, provide technical assistance to school districts, and annually
7 survey school districts regarding improvement to the process.

8 (12) A maximum of \$678,000 may be expended from the general fund--
9 state appropriations to fund 5.43 full-time equivalent teachers and 2.1
10 full-time equivalent aides at children's orthopedic hospital and
11 medical center. This amount is in lieu of money provided through the
12 home and hospital allocation and the special education program.

13 (13) A maximum of \$1,000,000 of the general fund--federal
14 appropriation is provided for projects to provide special education
15 students with appropriate job and independent living skills, including
16 work experience where possible, to facilitate their successful
17 transition out of the public school system. The funds provided by this
18 subsection shall be from federal discretionary grants.

19 (14) \$50,000 of the general fund--state appropriation for fiscal
20 year 2010, \$50,000 of the general fund--state appropriation for fiscal
21 year 2011, and \$100,000 of the general fund--federal appropriation
22 shall be expended to support a special education ombudsman program
23 within the office of superintendent of public instruction. The purpose
24 of the program is to provide support to parents, guardians, educators,
25 and students with disabilities. The program will provide information
26 to help families and educators understand state laws, rules, and
27 regulations, and access training and support, technical information
28 services, and mediation services. The ombudsman program will provide
29 data, information, and appropriate recommendations to the office of
30 superintendent of public instruction, school districts, educational
31 service districts, state need projects, and the parent and teacher
32 information center. Within the appropriations in this section there is
33 sufficient funding provided to also provide at least a half-time
34 support staff position for the special education ombudsman program.

35 (15) The superintendent shall maintain the percentage of federal
36 flow-through to school districts at 85 percent. In addition to other
37 purposes, school districts may use increased federal funds for high-

1 cost students, for purchasing regional special education services from
2 educational service districts, and for staff development activities
3 particularly relating to inclusion issues.

4 (16) A maximum of \$1,200,000 of the general fund--federal
5 appropriation may be expended by the superintendent for projects
6 related to use of inclusion strategies by school districts for
7 provision of special education services.

8 (17) The superintendent, consistent with federal IDEA
9 reauthorization, shall continue to educate school districts on how to
10 implement a birth-to-three program and review the cost effectiveness
11 and learning benefits of early intervention.

12 (18) A school district may carry over from one year to the next
13 year up to 10 percent of the general fund--state funds allocated under
14 this program; however, carryover funds shall be expended in the special
15 education program.

16 NEW SECTION. **Sec. 508. FOR THE SUPERINTENDENT OF PUBLIC**
17 **INSTRUCTION--FOR EDUCATIONAL SERVICE DISTRICTS**

18	General Fund--State Appropriation (FY 2010)	\$9,650,000
19	General Fund--State Appropriation (FY 2011)	\$9,686,000
20	TOTAL APPROPRIATION	\$19,336,000

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

23 (1) The educational service districts shall continue to furnish
24 financial services required by the superintendent of public instruction
25 and RCW 28A.310.190 (3) and (4).

26 (2) \$3,355,000 of the general fund--state appropriation in fiscal
27 year 2010 and \$3,355,000 of the general fund--state appropriation in
28 fiscal year 2011 are provided solely for regional professional
29 development related to mathematics and science curriculum and
30 instructional strategies. For each educational service district,
31 \$372,357 is provided in each fiscal year for professional development
32 activities related to mathematics and science curriculum and
33 instruction. Each educational service district shall use this funding
34 solely for salary and benefits for a certificated instructional staff
35 with expertise in the appropriate subject matter and in professional
36 development delivery, and for travel, materials, and other expenditures
37 related to providing regional professional development support. The

1 office of superintendent of public instruction shall also allocate to
2 each educational service district additional amounts provided in
3 section 504 of this act for compensation increases associated with the
4 salary amounts and staffing provided in this subsection (2).

5 (3) The educational service districts, at the request of the state
6 board of education pursuant to RCW 28A.310.010 and 28A.310.340, may
7 receive and screen applications for school accreditation, conduct
8 school accreditation site visits pursuant to state board of education
9 rules, and submit to the state board of education post-site visit
10 recommendations for school accreditation. The educational service
11 districts may assess a cooperative service fee to recover actual plus
12 reasonable indirect costs for the purposes of this subsection.

13 (4) \$1,327,000 of the general fund--state appropriation for fiscal
14 year 2010 and \$1,362,000 of the general fund--state appropriation for
15 fiscal year 2011 are provided solely to educational service districts
16 to provide financial technical assistance to school districts,
17 including review of school district budget and revenue conditions,
18 monitoring of fund balances, and support for school districts facing
19 binding conditions, as well as oversight for school districts in
20 binding conditions. These efforts shall be coordinated through and
21 with the office of the superintendent of public instruction.

22 NEW SECTION. **Sec. 509. FOR THE SUPERINTENDENT OF PUBLIC**
23 **INSTRUCTION--FOR LOCAL EFFORT ASSISTANCE**

24	General Fund--State Appropriation (FY 2010)	\$195,277,000
25	General Fund--State Appropriation (FY 2011)	\$165,536,000
26	TOTAL APPROPRIATION	\$360,813,000

27 NEW SECTION. **Sec. 510. FOR THE SUPERINTENDENT OF PUBLIC**
28 **INSTRUCTION--FOR INSTITUTIONAL EDUCATION PROGRAMS**

29	General Fund--State Appropriation (FY 2010)	\$20,127,000
30	General Fund--State Appropriation (FY 2011)	\$19,797,000
31	TOTAL APPROPRIATION	\$39,924,000

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

34 (1) Each general fund--state fiscal year appropriation includes
35 such funds as are necessary to complete the school year ending in the
36 fiscal year and for prior fiscal year adjustments.

1 (2) State funding provided under this section is based on salaries
2 and other expenditures for a 220-day school year. The superintendent
3 of public instruction shall monitor school district expenditure plans
4 for institutional education programs to ensure that districts plan for
5 a full-time summer program.

6 (3) State funding for each institutional education program shall be
7 based on the institution's annual average full-time equivalent student
8 enrollment. Staffing ratios for each category of institution shall
9 remain the same as those funded in the 1995-97 biennium.

10 (4) The funded staffing ratios for education programs for juveniles
11 age 18 or less in department of corrections facilities shall be the
12 same as those provided in the 1997-99 biennium.

13 (5) \$215,000 of the general fund--state appropriation for fiscal
14 year 2010 and \$215,000 of the general fund--state appropriation for
15 fiscal year 2011 are provided solely to maintain at least one
16 certificated instructional staff and related support services at an
17 institution whenever the K-12 enrollment is not sufficient to support
18 one full-time equivalent certificated instructional staff to furnish
19 the educational program. The following types of institutions are
20 included: Residential programs under the department of social and
21 health services for developmentally disabled juveniles, programs for
22 juveniles under the department of corrections, and programs for
23 juveniles under the juvenile rehabilitation administration.

24 (6) Ten percent of the funds allocated for each institution may be
25 carried over from one year to the next.

26 NEW SECTION. **Sec. 511. FOR THE SUPERINTENDENT OF PUBLIC**
27 **INSTRUCTION--FOR PROGRAMS FOR HIGHLY CAPABLE STUDENTS**

28	General Fund--State Appropriation (FY 2010)	\$9,485,000
29	General Fund--State Appropriation (FY 2011)	\$9,516,000
30	TOTAL APPROPRIATION	\$19,001,000

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

33 (1) Each general fund fiscal year appropriation includes such funds
34 as are necessary to complete the school year ending in the fiscal year
35 and for prior fiscal year adjustments.

36 (2) Allocations for school district programs for highly capable
37 students shall be distributed at a maximum rate of \$404.81 per funded

1 student for the 2009-10 school year and \$404.81 per funded student for
2 the 2010-11 school year, exclusive of salary and benefit adjustments
3 pursuant to section 504 of this act. The number of funded students
4 shall be a maximum of 2.314 percent of each district's full-time
5 equivalent basic education enrollment.

6 (3) \$170,000 of the fiscal year 2010 appropriation and \$170,000 of
7 the fiscal year 2011 appropriation are provided for the centrum program
8 at Fort Worden state park.

9 (4) \$90,000 of the fiscal year 2010 appropriation and \$90,000 of
10 the fiscal year 2011 appropriation are provided for the Washington
11 destination imagination network and future problem-solving programs.

12 NEW SECTION. **Sec. 512. FOR THE SUPERINTENDENT OF PUBLIC**
13 **INSTRUCTION--FOR MISCELLANEOUS PURPOSES UNDER THE ELEMENTARY AND**
14 **SECONDARY SCHOOL IMPROVEMENT ACT AND THE NO CHILD LEFT BEHIND ACT**

15 General Fund--Federal Appropriation \$43,450,000

16 NEW SECTION. **Sec. 513. FOR THE SUPERINTENDENT OF PUBLIC**
17 **INSTRUCTION--EDUCATION REFORM PROGRAMS**

18 General Fund--State Appropriation (FY 2010) \$91,038,000
19 General Fund--State Appropriation (FY 2011) \$99,889,000
20 General Fund--Federal Appropriation \$152,626,000
21 Education Legacy Trust Account--State Appropriation . . . \$101,209,000
22 TOTAL APPROPRIATION \$444,762,000

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

25 (1) \$39,108,000 of the general fund--state appropriation for fiscal
26 year 2010, \$40,668,000 of the general fund--state appropriation for
27 fiscal year 2011, \$1,350,000 of the education legacy trust
28 account--state appropriation, and \$15,868,000 of the general fund--
29 federal appropriation are provided solely for development and
30 implementation of the Washington assessments of student learning
31 (WASL), including: (i) Development and implementation of retake
32 assessments for high school students who are not successful in one or
33 more content areas of the WASL; and (ii) development and implementation
34 of alternative assessments or appeals procedures to implement the
35 certificate of academic achievement. The superintendent of public
36 instruction shall report quarterly on the progress on development and

1 implementation of alternative assessments or appeals procedures.
2 Within these amounts, the superintendent of public instruction shall
3 contract for the early return of 10th grade student WASL results, on or
4 around June 10th of each year.

5 (2) \$3,249,000 of the general fund--state appropriation for fiscal
6 year 2010 and \$3,249,000 of the general fund--state appropriation for
7 fiscal year 2011 are provided solely for end-of-course tests in math.

8 (3) \$250,000 of the general fund--state appropriation for fiscal
9 year 2010, \$250,000 of the general fund--state appropriation for fiscal
10 year 2011, and \$4,400,000 of the education legacy trust account--state
11 appropriation is provided solely for the development and implementation
12 of diagnostic assessments to support the development and implementation
13 of voluntary classroom-based diagnostic assessments and progress
14 monitoring tools for all subject areas included in the WASL by the
15 office of the superintendent of public instruction.

16 (4) \$70,000 of the general fund--state appropriation for fiscal
17 year 2010 and \$70,000 of the general fund--state appropriation for
18 fiscal year 2011 are provided solely for the second grade assessments.

19 (5) \$1,014,000 of the education legacy trust account appropriation
20 is provided solely for allocations to districts for salaries and
21 benefits for the equivalent of two additional professional development
22 days for fourth and fifth grade teachers during the 2008-09 school
23 year. Districts may use the funding to support additional days for
24 professional development as well as job-embedded forms of professional
25 development.

26 (6) \$1,385,000 of the education legacy trust fund appropriation is
27 provided solely for allocations to districts for salaries and benefits
28 for the equivalent of three additional professional development days
29 for middle and high school math teachers and the equivalent of three
30 additional professional development days for middle and high school
31 science teachers during the 2008-09 school year. Districts may use the
32 funding to support additional days for professional development as well
33 as job-embedded forms of professional development.

34 (7) \$1,856,000 of the education legacy trust fund appropriation is
35 provided solely for allocations to districts for specialized
36 professional development in math for one math teacher and one science
37 teacher in each middle school and one math teacher and one science
38 teacher in each high school during the 2008-09 school year. The

1 allocations shall be based on five additional professional development
2 days per teacher and an additional allocation per teacher of \$1,500 for
3 training costs. In order to generate an allocation under this
4 subsection, a teacher must participate in specialized professional
5 development that leads to the implementation of mathematics and science
6 courses that add new rigor to the math and science course offerings in
7 the school.

8 (8) \$7,472,000 of the education legacy trust account--state
9 appropriation is provided solely for a math and science instructional
10 coaches program. Funding shall be used to provide grants to schools
11 and districts for salaries, benefits, and professional development
12 activities for twenty-five instructional coaches in middle and high
13 school math in each year and twenty-five instructional coaches in
14 middle and high school science in each year; and up to \$300,000 may be
15 used by the office of the superintendent of public instruction to
16 administer and coordinate the program. Each instructional coach will
17 receive five days of training at a coaching institute prior to being
18 assigned to serve two schools each. These coaches will attend meetings
19 during the year to further their training and assist with coordinating
20 statewide trainings on math and science.

21 (9) \$139,000 of the general fund--state appropriation for fiscal
22 year 2010 and \$139,000 of the general fund--state appropriation for
23 fiscal year 2011 are provided solely for (a) staff at the office of the
24 superintendent of public instruction to coordinate and promote efforts
25 to develop integrated math, science, technology, and engineering
26 programs in schools and districts across the state; and (b) grants of
27 \$2,500 to provide twenty middle and high school teachers each year
28 professional development training for implementing integrated math,
29 science, technology, and engineering program in their schools.

30 (10) \$3,079,000 of the general fund--state appropriation for fiscal
31 year 2010 and \$3,079,000 of the general fund--state appropriation for
32 fiscal year 2011 are provided solely for the Washington state
33 leadership assistance for science education reform (LASER) regional
34 partnership coordinated at the Pacific science center.

35 (11) \$81,020,000 of the education legacy trust account--state
36 appropriation is provided solely for grants for voluntary full-day
37 kindergarten at the highest poverty schools. The office of the
38 superintendent of public instruction shall provide allocations to

1 districts for recipient schools in accordance with the funding formulas
2 provided in section 502 of this act. Each kindergarten student who
3 enrolls for the voluntary full-day program in a recipient school shall
4 count as one-half of one full-time equivalent student for the purpose
5 of making allocations under this subsection. Although the allocations
6 are formula-driven, the office of the superintendent shall consider the
7 funding provided in this subsection as a fixed amount, and shall limit
8 the number of recipient schools so as to stay within the amounts
9 appropriated each fiscal year in this subsection. The funding provided
10 in this subsection is estimated to provide full-day kindergarten
11 programs for 20 percent of kindergarten enrollment in the 2009-10
12 school year and 20 percent of kindergarten enrollment in the 2010-11
13 school year. Funding priority shall be given to schools with the
14 highest poverty levels, as measured by prior year free and reduced
15 priced lunch eligibility rates in each school. Additionally, as a
16 condition of funding, school districts must agree to provide the
17 full-day program to the children of parents who request it in each
18 eligible school. For the purposes of calculating a school district
19 levy base, funding provided in this subsection shall be considered a
20 state block grant program under RCW 84.52.0531.

21 (a) Of the amounts provided in this subsection, a maximum of
22 \$272,000 may be used for administrative support of the full-day
23 kindergarten program within the office of the superintendent of public
24 instruction.

25 (b) Student enrollment pursuant to this program shall not be
26 included in the determination of a school district's overall K-12 FTE
27 for the allocation of student achievement programs and other funding
28 formulas unless specifically stated.

29 (12) \$2,062,000 of the education legacy trust account--state
30 appropriation is provided solely for grants for three demonstration
31 projects for kindergarten through grade three during the 2008-09 and
32 2009-10 school years. The purpose of the grants is to implement best
33 practices in developmental learning in kindergarten through third
34 grade.

35 (13) \$800,000 of the general fund--state appropriation for fiscal
36 year 2010 and \$1,000,000 of the general fund--state appropriation for
37 fiscal year 2011 are provided solely for the development of a
38 leadership academy for school principals and administrators. The

1 superintendent of public instruction shall contract with an independent
2 organization to implement a state-of-the-art education leadership
3 academy that will be accessible throughout the state. Semiannually the
4 independent organization shall report on amounts committed by
5 foundations and others to support the development and implementation of
6 this program. Leadership academy partners, with varying roles, shall
7 include the state level organizations for school administrators and
8 principals, the superintendent of public instruction, the professional
9 educator standards board, and others as the independent organization
10 shall identify.

11 (14) \$200,000 of the general fund--state appropriation for fiscal
12 year 2010 and \$100,000 of the general fund--state appropriation for
13 fiscal year 2011 are provided solely for the professional educator
14 standards board (PESB) to design a teacher induction program that: (a)
15 Meets the needs of new teachers; (b) is based upon research; and (c) is
16 aligned with the state certification system. The final design shall
17 guide beginning teachers through skill development from initial
18 certification (the residency certificate) to preparation for the
19 professional level certificate assessment. The PESB shall consult with
20 organizations in the state of Washington performing related work,
21 including privately funded entities, as well as education and higher
22 education stakeholders. Recommendations shall be reported to the
23 governor and education committees of the senate and house of
24 representatives by October 1, 2010.

25 (15) \$105,765,000 of the general fund--federal appropriation is
26 provided for preparing, training, and recruiting high quality teachers
27 and principals under Title II of the no child left behind act.

28 (16) \$488,000 of the general fund--state appropriation for fiscal
29 year 2010 and \$488,000 of the general fund--state appropriation for
30 fiscal year 2011 are provided solely for a principal support program.
31 The office of the superintendent of public instruction may contract
32 with an independent organization to administer the program. The
33 program shall include: (a) Development of an individualized
34 professional growth plan for a new principal or principal candidate;
35 and (b) participation of a mentor principal who works over a period of
36 between one and three years with the new principal or principal
37 candidate to help him or her build the skills identified as critical to

1 the success of the professional growth plan. Within the amounts
2 provided, \$25,000 per year shall be used to support additional
3 participation of secondary principals.

4 (17) \$3,046,000 of the general fund--state appropriation for fiscal
5 year 2010 and \$3,046,000 of the general fund--state appropriation for
6 fiscal year 2011 are provided solely to the office of the
7 superintendent of public instruction for focused assistance. The
8 office of the superintendent of public instruction shall conduct
9 educational audits of low-performing schools and enter into performance
10 agreements between school districts and the office to implement the
11 recommendations of the audit and the community. Each educational audit
12 shall include recommendations for best practices and ways to address
13 identified needs and shall be presented to the community in a public
14 meeting to seek input on ways to implement the audit and its
15 recommendations.

16 (18) \$1,000,000 of the general fund--state appropriation for fiscal
17 year 2010 and \$1,000,000 of the general fund--state appropriation for
18 fiscal year 2011 are provided solely for a high school and school
19 district improvement program modeled after the office of the
20 superintendent of public instruction's existing focused assistance
21 program. The state funding for this improvement program will match an
22 equal amount committed by a nonprofit foundation in furtherance of a
23 jointly funded program.

24 (19) \$125,000 of the general fund--state appropriation for fiscal
25 year 2010 and \$125,000 of the general fund--state appropriation for
26 fiscal year 2011 are provided solely for the improvement of reading
27 achievement and implementation of research-based reading models.

28 (20) \$30,702,000 of the general fund--federal appropriation is
29 provided for the reading first program under Title I of the no child
30 left behind act.

31 (21) \$1,667,000 of the general fund--state appropriation for fiscal
32 year 2010 and \$1,667,000 of the general fund--state appropriation for
33 fiscal year 2011 are provided solely to eliminate the lunch co-pay for
34 students in grades kindergarten through third grade that are eligible
35 for reduced price lunch.

36 (22) \$400,000 of the education legacy trust account--state
37 appropriation is provided solely for the development of mathematics
38 support activities provided by community organizations in after school

1 programs. The office of the superintendent of public instruction shall
2 administer grants to community organizations that partner with school
3 districts to provide these activities and develop a mechanism to report
4 program and student success.

5 (23) \$5,285,000 of the general fund--state appropriation for fiscal
6 year 2010 and \$5,285,000 of the general fund--state appropriation for
7 fiscal year 2011 are provided solely for: (a) The meals for kids
8 program under RCW 28A.235.145 through 28A.235.155; (b) to eliminate the
9 breakfast co-pay for students eligible for reduced price lunch; and (c)
10 for additional assistance for school districts initiating a summer food
11 service program.

12 (24)(a) \$24,595,000 of the general fund--state appropriation for
13 fiscal year 2010 and \$31,772,000 of the general fund--state
14 appropriation for fiscal year 2011 are provided solely for the
15 following bonuses for teachers who hold valid, unexpired certification
16 from the national board for professional teaching standards and who are
17 teaching in a Washington public school, subject to the following
18 conditions and limitations:

19 (i) For national board certified teachers, a bonus of \$5,105 per
20 teacher per year. National board certified teachers who become public
21 school principals shall continue to receive this bonus for as long as
22 they are principals and maintain the national board certification;

23 (ii) An additional \$5,000 annual bonus shall be paid to national
24 board certified teachers who teach in either: (A) High schools where
25 at least 50 percent of student headcount enrollment is eligible for
26 federal free or reduced price lunch, (B) middle schools where at least
27 60 percent of student headcount enrollment is eligible for federal free
28 or reduced price lunch, or (C) elementary schools where at least 70
29 percent of student headcount enrollment is eligible for federal free or
30 reduced price lunch; and

31 (b) Included in the amounts provided in this subsection are amounts
32 for mandatory fringe benefits.

33 (25) \$600,000 of the general fund--state appropriation for fiscal
34 year 2010 and \$600,000 of the general fund--state appropriation for
35 fiscal year 2011 are provided solely for the local farms and healthy
36 kids grant program.

37 (26) \$1,133,000 of the general fund--state appropriation for fiscal
38 year 2010 and \$1,133,000 of the general fund--state appropriation for

1 (5) The general fund--federal appropriation in this section is
2 provided for migrant education under Title I Part C and English
3 language acquisition, and language enhancement grants under Title III
4 of the elementary and secondary education act.

5 NEW SECTION. **Sec. 515. FOR THE SUPERINTENDENT OF PUBLIC**
6 **INSTRUCTION--FOR THE LEARNING ASSISTANCE PROGRAM**

7	General Fund--State Appropriation (FY 2010)	\$102,245,000
8	General Fund--State Appropriation (FY 2011)	\$104,918,000
9	General Fund--Federal Appropriation	\$365,019,000
10	Education Legacy Trust Account--State Appropriation	\$47,980,000
11	TOTAL APPROPRIATION	\$620,162,000

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

14 (1) The general fund--state appropriations in this section are
15 subject to the following conditions and limitations:

16 (a) The appropriations include such funds as are necessary to
17 complete the school year ending in the fiscal year and for prior fiscal
18 year adjustments.

19 (b) Funding for school district learning assistance programs shall
20 be allocated at maximum rates of \$284.47 per funded student for the
21 2009-10 school year and \$285.42 per funded student for the 2010-11
22 school year exclusive of salary and benefit adjustments provided under
23 section 504 of this act.

24 (c) A school district's funded students for the learning assistance
25 program shall be the sum of the following as appropriate:

26 (i) The district's full-time equivalent enrollment in grades K-12
27 for the prior school year multiplied by the district's percentage of
28 October headcount enrollment in grades K-12 eligible for free or
29 reduced price lunch in the prior school year; and

30 (ii) If, in the prior school year, the district's percentage of
31 October headcount enrollment in grades K-12 eligible for free or
32 reduced price lunch exceeded forty percent, subtract forty percent from
33 the district's percentage and multiply the result by the district's K-
34 12 annual average full-time equivalent enrollment for the prior school
35 year.

36 (d) Within amounts appropriated in this section, funding is

1 10 school year and \$364.14 per FTE student for the 2010-11 school year.
2 For the purposes of this section, FTE student refers to the annual
3 average full-time equivalent enrollment of the school district in
4 grades kindergarten through twelve for the prior school year, as
5 reported to the office of the superintendent of public instruction by
6 August 31st of the previous school year.

7 (2) The superintendent of public instruction shall distribute the
8 school year allocation according to the monthly apportionment schedule
9 defined in RCW 28A.510.250.

10 NEW SECTION. **Sec. 517. K-12 CARRYFORWARD AND PRIOR SCHOOL YEAR**
11 **ADJUSTMENTS.** State general fund and state student achievement fund
12 appropriations provided to the superintendent of public instruction for
13 state entitlement programs in the public schools in this part V of this
14 act may be expended as needed by the superintendent for adjustments to
15 apportionment for prior fiscal periods. Recoveries of state general
16 fund moneys from school districts and educational service districts for
17 a prior fiscal period shall be made as reductions in apportionment
18 payments for the current fiscal period and shall be shown as prior year
19 adjustments on apportionment reports for the current period. Such
20 recoveries shall not be treated as revenues to the state, but as a
21 reduction in the amount expended against the appropriation for the
22 current fiscal period.

(End of part)

PART VI
HIGHER EDUCATION

1
2
3 NEW SECTION. **Sec. 601.** The appropriations in sections 605
4 through 611 of this act are subject to the following conditions and
5 limitations:

6 (1) "Institutions" means the institutions of higher education
7 receiving appropriations under sections 604 through 610 of this act.

8 (2) The legislature, the office of financial management, and other
9 state agencies need consistent and accurate personnel data from
10 institutions of higher education for policy planning purposes.
11 Institutions of higher education shall report personnel data to the
12 department of personnel for inclusion in the department's data
13 warehouse. Uniform reporting procedures shall be established by the
14 department of personnel for use by the reporting institutions,
15 including provisions for common job classifications and common
16 definitions of full-time equivalent staff. Annual contract amounts,
17 number of contract months, and funding sources shall be consistently
18 reported for employees under contract.

19 (3) In addition to waivers granted under the authority of RCW
20 28B.15.910, the governing boards and the state board may waive all or
21 a portion of operating fees for any student. State general fund
22 appropriations shall not be provided to replace tuition and fee revenue
23 foregone as a result of waivers granted under this subsection.

24 (4) The colleges of education for institutions with appropriations
25 in sections 605 through 610 shall develop a plan, by October 30, 2009,
26 to increase the number of math and science teacher endorsements and
27 certificates granted by the institution. The plan shall address the
28 college's math and science teacher endorsement and certification
29 completion goal for each of the next six years, beginning with the
30 2010-2011 academic year, and shall be reported to the governor, the
31 higher education coordinating board (HECB) and the professional
32 educator standards board (PESB). Plan components may address: Student
33 advising practices, increase outreach and recruitment efforts, linkages
34 with university mathematics and science departments, and implementation
35 of redesigned, innovative endorsement and certification programs. To
36 accomplish this work, enrollments may need to be shifted from low-need

1 endorsement and certificate areas to math and science. A report shall
2 be made each October 30th to the HECB and PESB regarding the degree to
3 which plan goals have been met and activities undertaken to support
4 those outcomes.

5 NEW SECTION. **Sec. 602. PUBLIC BACCALAUREATE INSTITUTIONS.** The
6 tuition fees, as defined in RCW 28B.15.020, charged to students at the
7 state's institutions of higher education may be adjusted by the
8 governing boards of the state universities, regional universities, and
9 The Evergreen State College for the 2009-10 and 2010-11 academic years,
10 including summer sessions, subject to the limitations set forth in this
11 section.

12 (1) The governing boards of the research universities, regional
13 universities, and The Evergreen State College may implement annual
14 increases no greater than seven percent over tuition fees charged to
15 resident undergraduate students for the prior academic year.

16 (2) Each of the governing boards of the public four-year
17 institutions is authorized to raise nonresident undergraduate and
18 resident and nonresident graduate and professional tuition pursuant to
19 RCW 28B.15.067.

20 (3) Each of the governing boards of the public four-year
21 institutions is authorized to raise summer quarter or semester tuition
22 fees for resident and nonresident undergraduate, graduate, and
23 professional students pursuant to RCW 28B.15.067.

24 NEW SECTION. **Sec. 603. STATE BOARD FOR COMMUNITY AND TECHNICAL**
25 **COLLEGES.** The tuition fees, as defined in RCW 28B.15.020, charged to
26 students at the state's community and technical colleges may be
27 adjusted by the state board for community and technical colleges for
28 the 2009-10 and 2010-11 academic years, subject to the following
29 conditions and limitations:

30 (1) The state board for community and technical colleges may
31 implement annual increases no greater than five percent over tuition
32 fees charged to resident students for the prior academic year. The
33 state board for community and technical colleges may increase tuition
34 fees under this subsection differentially based on student credit hour
35 load at their discretion, provided that the overall increase in average
36 tuition revenue per student does not exceed five percent.

1 (2) For the 2009-10 and 2010-11 academic years, the technical
2 colleges may increase tuition fees by no more than five percent over
3 tuition fees charged to full-time resident students for the prior
4 academic year, to conform with the percentage increase in community
5 college tuition fees.

6 (3) The state board for community and technical colleges is
7 authorized to raise nonresident tuition pursuant to RCW 28B.15.067, and
8 the governing boards of the technical colleges are authorized to raise
9 nonresident tuition pursuant to RCW 28B.50.327.

10 (4) The state board for community and technical colleges may
11 increase tuition fees by no more than seven percent over tuition fees
12 charged for upper division courses in applied baccalaureate programs in
13 the prior academic year.

14 NEW SECTION. **Sec. 604. FOR THE STATE BOARD FOR COMMUNITY AND**
15 **TECHNICAL COLLEGES**

16	General Fund--State Appropriation (FY 2010)	\$683,151,000
17	General Fund--State Appropriation (FY 2011)	\$686,413,000
18	Education Legacy Trust Account--State Appropriation	\$95,135,000
19	TOTAL APPROPRIATION	\$1,464,699,000

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

22 (1) \$28,761,000 of the general fund--state appropriation for fiscal
23 year 2010 and \$28,761,000 of the general fund--state appropriation for
24 fiscal year 2011 are provided solely as special funds for training and
25 related support services, including financial aid, as specified in RCW
26 28C.04.390. Funding is provided to support up to 6,200 full-time
27 equivalent students in each fiscal year.

28 (2) \$2,725,000 of the general fund--state appropriation for fiscal
29 year 2010 and \$2,725,000 of the general fund--state appropriation for
30 fiscal year 2011 are provided solely for administration and customized
31 training contracts through the job skills program. The state board
32 shall make an annual report by January 1st of each year to the governor
33 and to appropriate policy and fiscal committees of the legislature
34 regarding implementation of this section, listing the scope of grant
35 awards, the distribution of funds by educational sector and region of
36 the state, and the results of the partnerships supported by these
37 funds.

1 (3) Of the amounts appropriated in this section, \$3,500,000 is
2 provided for the student achievement initiative.

3 (4) The community and technical colleges shall manage budget
4 reductions to minimize the impact to students. In recognition of the
5 fact that higher education is an important driver of economic
6 development, the colleges must continue to prepare graduates in certain
7 programs with high employer demand. Community and technical colleges
8 shall produce at least 22,000 completers in job preparatory and
9 apprenticeship programs.

10 **NEW SECTION. Sec. 605. FOR THE UNIVERSITY OF WASHINGTON**

11	General Fund--State Appropriation (FY 2010)	\$344,798,000
12	General Fund--State Appropriation (FY 2011)	\$334,079,000
13	Education Legacy Trust Account--State Appropriation	\$54,627,000
14	Accident Account--State Appropriation	\$6,797,000
15	Medical Aid Account--State Appropriation	\$6,604,000
16	Biotoxin Account--State Appropriation	\$450,000
17	TOTAL APPROPRIATION	\$747,355,000

18 The appropriations in this section are subject to the following
19 conditions and limitations: The president and regents shall manage
20 budget reductions to minimize the impact to students. In recognition
21 of the fact that higher education is an important driver of economic
22 development, each institution must continue to prepare graduates in
23 certain programs with high employer demand. The University of
24 Washington shall produce at least 3,996 graduates in the following
25 programs: Natural resources/conservation, computer science,
26 mathematics, engineering, physical sciences, biological sciences, and
27 health professions/clinical sciences.

28 **NEW SECTION. Sec. 606. FOR WASHINGTON STATE UNIVERSITY**

29	General Fund--State Appropriation (FY 2010)	\$218,885,000
30	General Fund--State Appropriation (FY 2011)	\$213,166,000
31	Education Legacy Trust Account--State Appropriation	\$34,698,000
32	TOTAL APPROPRIATION	\$466,749,000

33 The appropriations in this section are subject to the following
34 conditions and limitations: The president and regents shall manage
35 budget reductions to minimize the impact to students. In recognition
36 of the fact that higher education is an important driver of economic

1 development, each institution must continue to prepare graduates in
2 certain programs with high employer demand. Washington State
3 University shall produce at least 1,429 graduates in the following
4 programs: Natural resources/conservation, computer science,
5 mathematics, engineering, physical sciences, biological sciences, and
6 health professions/clinical sciences.

7 NEW SECTION. **Sec. 607. FOR EASTERN WASHINGTON UNIVERSITY**

8	General Fund--State Appropriation (FY 2010)	\$46,755,000
9	General Fund--State Appropriation (FY 2011)	\$45,307,000
10	Education Legacy Trust Account--State Appropriation	\$16,087,000
11	TOTAL APPROPRIATION	\$108,149,000

12 The appropriations in this section are subject to the following
13 conditions and limitations: The president and regents shall manage
14 budget reductions to minimize the impact to students. In recognition
15 of the fact that higher education is an important driver of economic
16 development, each institution must continue to prepare graduates in
17 certain programs with high employer demand. Eastern Washington
18 University shall produce at least 463 graduates in the following
19 programs: Natural resources/conservation, computer science,
20 mathematics, engineering, physical sciences, biological sciences, and
21 health professions/clinical sciences.

22 NEW SECTION. **Sec. 608. FOR CENTRAL WASHINGTON UNIVERSITY**

23	General Fund--State Appropriation (FY 2010)	\$45,946,000
24	General Fund--State Appropriation (FY 2011)	\$44,209,000
25	Education Legacy Trust Account--State Appropriation	\$19,076,000
26	TOTAL APPROPRIATION	\$109,231,000

27 The appropriations in this section are subject to the following
28 conditions and limitations: The president and regents shall manage
29 budget reductions to minimize the impact to students. In recognition
30 of the fact that higher education is an important driver of economic
31 development, each institution must continue to prepare graduates in
32 certain programs with high employer demand. Central Washington
33 University shall produce at least 274 graduates in the following
34 programs: Natural resources/conservation, computer science,
35 mathematics, engineering, physical sciences, biological sciences, and
36 health professions/clinical sciences.

1 NEW SECTION. **Sec. 609. FOR THE EVERGREEN STATE COLLEGE**

2	General Fund--State Appropriation (FY 2010)	\$25,986,000
3	General Fund--State Appropriation (FY 2011)	\$24,813,000
4	Education Legacy Trust Account--State Appropriation	\$5,450,000
5	TOTAL APPROPRIATION	\$56,249,000

6 NEW SECTION. **Sec. 610. FOR WESTERN WASHINGTON UNIVERSITY**

7	General Fund--State Appropriation (FY 2010)	\$61,219,000
8	General Fund--State Appropriation (FY 2011)	\$59,770,000
9	Education Legacy Trust Account--State Appropriation	\$13,036,000
10	TOTAL APPROPRIATION	\$134,025,000

11 The appropriations in this section are subject to the following
12 conditions and limitations: The president and regents shall manage
13 budget reductions to minimize the impact to students. In recognition
14 of the fact that higher education is an important driver of economic
15 development, each institution must continue to prepare graduates in
16 certain programs with high employer demand. Western Washington
17 University shall produce at least 534 graduates in the following
18 programs: Natural resources/conservation, computer science,
19 mathematics, engineering, physical sciences, biological sciences, and
20 health professions/clinical sciences.

21 NEW SECTION. **Sec. 611. FOR THE HIGHER EDUCATION COORDINATING**
22 **BOARD--POLICY COORDINATION AND ADMINISTRATION**

23	General Fund--State Appropriation (FY 2010)	\$8,571,000
24	General Fund--State Appropriation (FY 2011)	\$8,492,000
25	General Fund--Federal Appropriation	\$4,358,000
26	TOTAL APPROPRIATION	\$21,421,000

27 The appropriations in this section are subject to the following
28 conditions and limitations: The higher education coordinating board,
29 in coordination with the research and regional colleges and
30 universities, shall review options and develop a recommended approach
31 for implementing a graduated tuition policy. The review shall address
32 related impacts in the state need grant and the guaranteed education
33 tuition (GET) program. Recommendations shall be submitted to the
34 governor and the higher education and ways and means committees of the
35 legislature by October 1, 2009.

1 NEW SECTION. **Sec. 612. FOR THE HIGHER EDUCATION COORDINATING**
2 **BOARD--FINANCIAL AID AND GRANT PROGRAMS**

3	General Fund--State Appropriation (FY 2010)	\$193,235,000
4	General Fund--State Appropriation (FY 2011)	\$205,944,000
5	General Fund--Federal Appropriation	\$13,135,000
6	Education Legacy Trust Account--State Appropriation	\$96,262,000
7	TOTAL APPROPRIATION	\$508,576,000

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

10 (1) \$181,942,000 of the general fund--state appropriation for
11 fiscal year 2010, \$194,648,000 of the general fund--state appropriation
12 for fiscal year 2011, \$39,782,000 of the education legacy trust account
13 appropriation for fiscal year 2010, \$40,050,000 of the education legacy
14 trust account appropriation for fiscal year 2011, and \$2,886,000 of the
15 general fund--federal appropriation are provided solely for student
16 financial aid payments under the state need grant; the state work study
17 program including up to a four percent administrative allowance; the
18 Washington scholars program; and the Washington award for vocational
19 excellence. State need grant, state work study, and the Washington
20 award for vocational excellence programs shall increase grant awards
21 sufficiently to offset the full cost of the resident undergraduate
22 tuition increases authorized under this act.

23 (2)(a) Within the funds appropriated in this section, eligibility
24 for the state need grant shall include students with family incomes at
25 or below 65 percent of the state median family income (MFI), adjusted
26 for family size. Awards for students with incomes between 51 and 65
27 percent of the state median shall be prorated at the following
28 percentages of the award amount granted to those with incomes below 51
29 percent of the MFI: 70 percent for students with family incomes
30 between 51 and 55 percent MFI; 65 percent for students with family
31 incomes between 56 and 60 percent MFI; and 60 percent for students with
32 family incomes between 61 and 65 percent MFI.

33 (b) The maximum grant awards for students at private four-year
34 colleges shall be held constant from the fiscal year 2009 level for
35 those students with family incomes less than 51 percent of median
36 family income. Grant awards for private school students with family
37 incomes between 51 and 65 percent median family income shall be

1 adjusted from the maximum private school award according to percentages
2 in (a) of this subsection.

3 (3) \$1,500,000 of the general fund--state appropriation for fiscal
4 year 2010 and \$1,500,000 of the general fund--state appropriation for
5 fiscal year 2011 are provided solely for the GET ready for math and
6 science program.

7 (4) \$7,400,000 of the education legacy trust account appropriation
8 is provided solely for investment to fulfill the scholarship
9 commitments in the college bound scholarship program.

10 (5) \$1,000,000 of the education legacy trust account--state
11 appropriation is provided solely to encourage more students to teach
12 secondary mathematics and science. \$500,000 of this amount is for the
13 future teacher scholarship and conditional loan program. \$500,000 of
14 this amount is provided to support state work study positions for
15 students to intern in secondary schools and classrooms.

16 (6) \$4,672,000 of the education legacy trust account--state
17 appropriation is provided solely for the passport to college
18 scholarship program. Funds are provided for student scholarships,
19 provider training, and for incentive payments to the colleges they
20 attend for individualized student support services which may include,
21 but are not limited to, college and career advising, counseling,
22 tutoring, costs incurred for students while school is not in session,
23 personal expenses, health insurance, and emergency services.

24 (7) \$246,000 of the general fund--state appropriation for fiscal
25 year 2010 and \$246,000 of the general fund--state appropriation for
26 fiscal year 2011 are for community scholarship matching grants and its
27 administration. To be eligible for the matching grant, nonprofit
28 groups organized under section 501(c)(3) of the federal internal
29 revenue code must demonstrate they have raised at least \$2,000 in new
30 moneys for college scholarships after the effective date of this
31 section. Groups may receive no more than one \$2,000 matching grant per
32 year and preference shall be given to groups affiliated with
33 scholarship America. Up to a total of \$46,000 per year of the amount
34 appropriated in this section may be awarded to a nonprofit community
35 organization to administer scholarship matching grants, with preference
36 given to an organization affiliated with scholarship America.

37 (8) \$500,000 of the general fund--state appropriation for fiscal
38 year 2010 and \$500,000 of the general fund--state appropriation for

1 fiscal year 2011 are provided solely for state need grants provided to
2 students enrolled in three to five credit-bearing quarter credits, or
3 the equivalent semester credits. Total state expenditures on this
4 program shall not exceed the amounts appropriated in this subsection.

5 NEW SECTION. **Sec. 613. FOR THE WORK FORCE TRAINING AND EDUCATION**
6 **COORDINATING BOARD**

7	General Fund--State Appropriation (FY 2010)	\$1,690,000
8	General Fund--State Appropriation (FY 2011)	\$1,671,000
9	General Fund--Federal Appropriation	\$54,057,000
10	TOTAL APPROPRIATION	\$57,418,000

11 NEW SECTION. **Sec. 614. FOR THE SPOKANE INTERCOLLEGIATE RESEARCH**
12 **AND TECHNOLOGY INSTITUTE**

13	General Fund--State Appropriation (FY 2010)	\$1,629,000
14	General Fund--State Appropriation (FY 2011)	\$1,648,000
15	TOTAL APPROPRIATION	\$3,277,000

16 NEW SECTION. **Sec. 615. FOR THE DEPARTMENT OF EARLY LEARNING**

17	General Fund--State Appropriation (FY 2010)	\$62,223,000
18	General Fund--State Appropriation (FY 2011)	\$62,662,000
19	General Fund--Federal Appropriation	\$222,467,000
20	TOTAL APPROPRIATION	\$347,352,000

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

23 (1) \$56,437,000 of the general fund--state appropriation for fiscal
24 year 2010 and \$56,437,000 of the general fund--state appropriation for
25 fiscal year 2011 are provided solely for early childhood education and
26 assistance program services. This appropriation shall fund 8,226 slots
27 per year at an average rate of \$6,674 per slot. Of these amounts,
28 \$10,284,000 is a portion of the biennial amount of state matching
29 dollars required to receive federal child care and development fund
30 grant dollars.

31 (2) \$500,000 of the general fund--state appropriation for fiscal
32 year 2010 and \$500,000 of the general fund--state appropriation for
33 fiscal year 2011 are provided to the department of early learning to
34 contract with Thrive by Five, Washington to pilot a quality rating and

1 improvement system to provide parents with the information they need to
2 choose quality early care and education programs and to improve the
3 quality of early care and education programs.

4 (3) The department is the lead agency for and recipient of the
5 federal child care and development fund grant. Amounts within this
6 grant shall be used to fund child care licensing, quality initiatives,
7 agency administration, and other costs associated with child care
8 subsidies. The department shall transfer a portion of this grant to
9 the department of social and health services to partially fund the
10 child care subsidies paid by the department of social and health
11 services on behalf of the department of early learning.

12 (4) 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 **NEW SECTION. Sec. 616. FOR THE STATE SCHOOL FOR THE BLIND**

18	General Fund--State Appropriation (FY 2010)	\$6,328,000
19	General Fund--State Appropriation (FY 2011)	\$6,350,000
20	General Fund--Private/Local Appropriation	\$1,959,000
21	TOTAL APPROPRIATION	\$14,637,000

22 The appropriations in this section are subject to the following
23 conditions and limitations: \$135,000 of the general fund--
24 private/local appropriation for fiscal year 2010 and \$136,000 of the
25 general fund--private/local appropriation for fiscal year 2011 are
26 provided solely for the operation of a short course program. The
27 school for the blind shall provide this service to the extent it is
28 funded by contracts with school districts and educational service
29 districts.

30 **NEW SECTION. Sec. 617. FOR THE STATE SCHOOL FOR THE DEAF**

31	General Fund--State Appropriation (FY 2010)	\$9,033,000
32	General Fund--State Appropriation (FY 2011)	\$9,150,000
33	General Fund--Private/Local Appropriation	\$526,000
34	TOTAL APPROPRIATION	\$18,709,000

35 The appropriations in this section are subject to the following
36 conditions and limitations: \$126,000 of the general fund--

1 private/local appropriation for fiscal year 2010 and \$168,000 of the
2 general fund--private/local appropriation for fiscal year 2011 are
3 provided solely for the operation of a shared reading video outreach
4 program. The school for the deaf shall provide this service to the
5 extent it is funded by contracts with school districts and educational
6 service districts.

7 NEW SECTION. **Sec. 618. FOR THE WASHINGTON STATE ARTS COMMISSION**

8	General Fund--State Appropriation (FY 2010)	\$2,505,000
9	General Fund--State Appropriation (FY 2011)	\$2,519,000
10	General Fund--Federal Appropriation	\$1,620,000
11	General Fund--Private/Local Appropriation	\$1,054,000
12	TOTAL APPROPRIATION	\$7,698,000

13 NEW SECTION. **Sec. 619. FOR THE WASHINGTON STATE HISTORICAL**
14 **SOCIETY**

15	General Fund--State Appropriation (FY 2010)	\$4,050,000
16	General Fund--State Appropriation (FY 2011)	\$4,160,000
17	TOTAL APPROPRIATION	\$8,210,000

(End of part)

PART VII

SPECIAL APPROPRIATIONS

NEW SECTION. **Sec. 701. FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR DEBT SUBJECT TO THE DEBT LIMIT**

General Fund--State Appropriation (FY 2010)	\$851,820,000
General Fund--State Appropriation (FY 2011)	\$896,632,000
State Building Construction Account--State Appropriation	\$11,707,000
Columbia River Basin Water Supply Development Account-- State Appropriation	\$92,000
Hood Canal Aquatic Rehabilitation Bond Account--State Appropriation	\$11,000
State Taxable Building Construction Account--State Appropriation	\$1,136,000
Gardner-Evans Higher Education Construction Account-- State Appropriation	\$260,000
Debt-Limit Reimbursable Bond Retirement Account--State Appropriation	\$2,619,000
TOTAL APPROPRIATION	\$1,764,277,000

The appropriations in this section are subject to the following conditions and limitations: The general fund appropriations are for expenditure into the debt-limit general fund bond retirement account. The entire general fund--state appropriation for fiscal year 2010 shall be expended into the debt-limit general fund bond retirement account by June 30, 2010.

NEW SECTION. **Sec. 702. FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR GENERAL OBLIGATION DEBT TO BE REIMBURSED BY ENTERPRISE ACTIVITIES**

State Convention and Trade Center Account--State Appropriation	\$14,543,000
Accident Account--State Appropriation	\$5,171,000
Medical Aid Account--State Appropriation	\$5,171,000
TOTAL APPROPRIATION	\$24,885,000

1 NEW SECTION. Sec. 703. FOR THE STATE TREASURER--BOND RETIREMENT
2 **AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR**
3 **GENERAL OBLIGATION DEBT TO BE REIMBURSED AS PRESCRIBED BY STATUTE**

4	General Fund--State Appropriation (FY 2010)	\$26,463,000
5	General Fund--State Appropriation (FY 2011)	\$27,811,000
6	School Construction and Skill Centers Building	
7	Account--State Appropriation	\$477,000
8	Nondebt-Limit Reimbursable Bond Retirement Account--	
9	State Appropriation	\$141,507,000
10	TOTAL APPROPRIATION	\$196,258,000

11 The appropriations in this section are subject to the following
12 conditions and limitations: The general fund appropriation is for
13 expenditure into the nondebt-limit general fund bond retirement
14 account. The entire general fund--state appropriation for fiscal year
15 2010 shall be expended into the nondebt-limit general fund bond
16 retirement account by June 30, 2010.

17 NEW SECTION. Sec. 704. FOR THE STATE TREASURER--BOND RETIREMENT
18 **AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR**
19 **BOND SALE EXPENSES**

20	General Fund--State Appropriation	\$2,714,000
21	State Building Construction Account--State	
22	Appropriation	\$1,273,000
23	Columbia River Basin Water Supply Development	
24	Account--State Appropriation	\$6,000
25	Hood Canal Aquatic Rehabilitation Bond Account--	
26	State Appropriation	\$1,000
27	State Taxable Building Construction Account--State	
28	Appropriation	\$72,000
29	Gardner-Evans Higher Education Construction	
30	Account--State Appropriation	\$18,000
31	School Construction and Skill Centers Building	
32	Account--State Appropriation	\$30,000
33	TOTAL APPROPRIATION	\$4,114,000

34 NEW SECTION. Sec. 705. FOR THE OFFICE OF FINANCIAL MANAGEMENT--
35 **FIRE CONTINGENCY**

36	General Fund--State Appropriation (FY 2010)	\$4,000,000
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1 General Fund--State Appropriation (FY 2011) \$4,000,000
2 TOTAL APPROPRIATION \$8,000,000

3 The appropriations in this section are subject to the following
4 conditions and limitations: The appropriations are provided solely for
5 expenditure into the disaster response account.

6 NEW SECTION. **Sec. 706. FOR THE OFFICE OF FINANCIAL MANAGEMENT--**
7 **DISASTER RESPONSE ACCOUNT**

8 General Fund--State Appropriation (FY 2010) \$8,800,000
9 General Fund--State Appropriation (FY 2011) \$8,800,000
10 TOTAL APPROPRIATION \$17,600,000

11 The appropriation in this section is subject to the following
12 conditions and limitations: The appropriation is provided solely for
13 expenditure into the disaster response account.

14 NEW SECTION. **Sec. 707. FOR THE OFFICE OF FINANCIAL MANAGEMENT--**
15 **EMERGENCY FUND**

16 General Fund--State Appropriation (FY 2010) \$850,000
17 General Fund--State Appropriation (FY 2011) \$850,000
18 TOTAL APPROPRIATION \$1,700,000

19 The appropriations in this section are subject to the following
20 conditions and limitations: The appropriations in this section are for
21 the governor's emergency fund for the critically necessary work of any
22 agency.

23 NEW SECTION. **Sec. 708. FOR THE DEPARTMENT OF COMMUNITY, TRADE,**
24 **AND ECONOMIC DEVELOPMENT--COUNTY PUBLIC HEALTH ASSISTANCE**

25 General Fund--State Appropriation (FY 2010) \$24,000,000
26 General Fund--State Appropriation (FY 2011) \$24,000,000
27 TOTAL APPROPRIATION \$48,000,000

28 The appropriations in this section are subject to the following
29 conditions and limitations: The director of the department of
30 community, trade, and economic development shall distribute the
31 appropriations to the following counties and health districts in the
32 amounts designated:

		FY 2010	FY 2011	FY 2010-11 Biennium
1				
2	Health District			
3				
4	Adams County Health District	\$30,951	\$30,951	\$61,902
5	Asotin County Health District	\$67,714	\$67,714	\$135,428
6	Benton-Franklin Health District	\$1,165,612	\$1,165,612	\$2,331,224
7	Chelan-Douglas Health District	\$184,761	\$184,761	\$369,522
8	Clallam County Health and Human Services Department	\$141,752	\$141,752	\$283,504
9	Southwest Washington Health District	\$1,084,473	\$1,084,473	\$2,168,946
10	Columbia County Health District	\$40,529	\$40,529	\$81,058
11	Cowlitz County Health Department	\$278,560	\$278,560	\$557,120
12	Garfield County Health District	\$15,028	\$15,028	\$30,056
13	Grant County Health District	\$118,595	\$118,596	\$237,191
14	Grays Harbor Health Department	\$183,870	183,870	\$367,740
15	Island County Health Department	\$91,892	\$91,892	\$183,784
16	Jefferson County Health and Human Services	\$85,782	\$85,782	\$171,564
17	Seattle-King County Department of Public Health	\$9,531,747	\$9,531,747	\$19,063,494
18	Bremerton-Kitsap County Health District	\$554,669	\$554,669	\$1,109,338
19	Kittitas County Health Department	\$92,499	\$92,499	\$184,998
20	Klickitat County Health Department	\$62,402	\$62,402	\$124,804
21	Lewis County Health Department	\$105,801	\$105,801	\$211,602
22	Lincoln County Health Department	\$29,705	\$29,705	\$59,410
23	Mason County Department of Health Services	\$95,988	\$95,988	\$191,976
24	Okanogan County Health District	\$63,458	\$63,458	\$126,916
25	Pacific County Health Department	\$77,427	\$77,427	\$154,854
26	Tacoma-Pierce County Health Department	\$2,820,590	\$2,820,590	\$5,641,180
27	San Juan County Health and Community Services	\$37,531	\$37,531	\$75,062
28	Skagit County Health Department	\$223,927	\$223,927	\$447,854
29	Snohomish Health District	\$2,258,207	\$2,258,207	\$4,516,414
30	Spokane County Health District	\$2,101,429	\$2,101,429	\$4,202,858
31	Northeast Tri-County Health District	\$110,454	\$110,454	\$220,908
32	Thurston County Health Department	\$600,419	\$600,419	\$1,200,838
33	Wahkiakum County Health Department	\$13,773	\$13,772	\$27,545
34	Walla Walla County-City Health Department	\$172,062	\$172,062	\$344,124
35	Whatcom County Health Department	\$855,863	\$855,863	\$1,711,726
36	Whitman County Health Department	\$78,733	\$78,733	\$157,466

1	Yakima Health District	\$623,797	\$623,797	\$1,247,594
2	TOTAL APPROPRIATIONS	\$24,000,000	\$24,000,000	\$48,000,000

3 NEW SECTION. **Sec. 709. BELATED CLAIMS.** The agencies and
4 institutions of the state may expend moneys appropriated in this act,
5 upon approval of the office of financial management, for the payment of
6 supplies and services furnished to the agency or institution in prior
7 fiscal biennia.

8 NEW SECTION. **Sec. 710. FOR THE DEPARTMENT OF RETIREMENT**
9 **SYSTEMS--CONTRIBUTIONS TO RETIREMENT SYSTEMS.**

10 The appropriations in this section are subject to the following
11 conditions and limitations: The appropriations for the law enforcement
12 officers' and firefighters' retirement system shall be made on a
13 monthly basis beginning July 1, 2009, consistent with chapter 41.45
14 RCW, and the appropriations for the judges and judicial retirement
15 systems shall be made on a quarterly basis consistent with chapters
16 2.10 and 2.12 RCW.

17 (1) There is appropriated for state contributions to the law
18 enforcement officers' and firefighters' retirement system:
19 General Fund--State Appropriation (FY 2010) \$17,350,000
20 General Fund--State Appropriation (FY 2011) \$20,150,000
21 TOTAL APPROPRIATION \$37,500,000

22 (2) There is appropriated for contributions to the judicial
23 retirement system:
24 General Fund--State Appropriation (FY 2010) \$11,570,000
25 General Fund--State Appropriation (FY 2011) \$12,860,000
26 TOTAL APPROPRIATION \$24,430,000

27 NEW SECTION. **Sec. 711. FOR THE OFFICE OF FINANCIAL MANAGEMENT--**
28 **EDUCATION TECHNOLOGY REVOLVING ACCOUNT**

29 General Fund--State Appropriation (FY 2010) \$8,000,000
30 General Fund--State Appropriation (FY 2011) \$8,000,000
31 TOTAL APPROPRIATION \$16,000,000

32 The appropriations in this section are subject to the following
33 conditions and limitations: The appropriations in this section are
34 provided solely for expenditure into the education technology revolving

1 account for the purpose of covering ongoing operational and equipment
2 replacement costs incurred by the K-20 educational network program in
3 providing telecommunication services to network participants.

4 NEW SECTION. **Sec. 712. FOR THE OFFICE OF FINANCIAL MANAGEMENT--**
5 **WATER POLLUTION CONTROL REVOLVING ACCOUNT**

6	General Fund--State Appropriation (FY 2010)	\$5,600,000
7	General Fund--State Appropriation (FY 2011)	\$5,600,000
8	TOTAL APPROPRIATION	\$11,200,000

9 The appropriations in this section are subject to the following
10 conditions and limitations: The appropriations are provided solely for
11 expenditure into the water pollution control revolving account.

12 NEW SECTION. **Sec. 713. INCENTIVE SAVINGS--FY 2010.** The sum of
13 one hundred twenty-five million dollars or so much thereof as may be
14 available on June 30, 2010, from the total amount of unspent fiscal
15 year 2010 state general fund appropriations, exclusive of amounts
16 expressly placed into unallotted status by this act, is appropriated
17 for the purposes of RCW 43.79.460 in the manner provided in this
18 section.

19 (1) Of the total appropriated amount, one-half of that portion that
20 is attributable to incentive savings, not to exceed twenty-five million
21 dollars, is appropriated to the savings incentive account for the
22 purpose of improving the quality, efficiency, and effectiveness of
23 agency services, and credited to the agency that generated the savings.

24 (2) The remainder of the total amount, not to exceed one hundred
25 million dollars, is appropriated to the education savings account.

26 NEW SECTION. **Sec. 714. INCENTIVE SAVINGS--FY 2011.** The sum of
27 one hundred twenty-five million dollars or so much thereof as may be
28 available on June 30, 2011, from the total amount of unspent fiscal
29 year 2011 state general fund appropriations, exclusive of amounts
30 expressly placed into unallotted status by this act, is appropriated
31 for the purposes of RCW 43.79.460 in the manner provided in this
32 section.

33 (1) Of the total appropriated amount, one-half of that portion that
34 is attributable to incentive savings, not to exceed twenty-five million

1 dollars, is appropriated to the savings incentive account for the
2 purpose of improving the quality, efficiency, and effectiveness of
3 agency services, and credited to the agency that generated the savings.

4 (2) The remainder of the total amount, not to exceed one hundred
5 million dollars, is appropriated to the education savings account.

6 NEW SECTION. **Sec. 715. FOR THE OFFICE OF FINANCIAL MANAGEMENT--**
7 **COUNTY SUBSTANCE ABUSE PROGRAMS**

8 General Fund--State Appropriation (FY 2010) \$1,300,000

9 The appropriations in this section are subject to the following
10 conditions and limitations: The appropriations in this section are
11 provided solely for allocation to counties that are eligible for
12 funding for chemical dependency or substance abuse treatment programs
13 pursuant to RCW 70.96A.325.

14 NEW SECTION. **Sec. 716. FOR THE OFFICE OF FINANCIAL MANAGEMENT--**
15 **SMALL AGENCY TECHNOLOGY POOL**

16 General Fund--State Appropriation (FY 2010) \$250,000

17 General Fund--State Appropriation (FY 2011) \$250,000

18 TOTAL APPROPRIATION \$500,000

19 The appropriations in this section are subject to the following
20 conditions and limitations: The appropriations are provided solely for
21 expenditure into the data processing revolving account for the small
22 agency technology pool.

23 NEW SECTION. **Sec. 717. FOR THE OFFICE OF FINANCIAL MANAGEMENT--**
24 **CAPITOL BUILDING CONSTRUCTION ACCOUNT**

25 General Fund--State Appropriation (FY 2010) \$860,000

26 General Fund--State Appropriation (FY 2011) \$860,000

27 TOTAL APPROPRIATION \$1,720,000

28 The appropriations in this section are subject to the following
29 conditions and limitations: The appropriations are provided solely for
30 expenditure into the capitol building construction account.

31 NEW SECTION. **Sec. 718. FOR THE OFFICE OF FINANCIAL MANAGEMENT--**
32 **GENERAL ADMINISTRATION BUILDING TENANT RELOCATION**

33 General Fund--State Appropriation (FY 2010) \$136,000

1	General Fund--State Appropriation (FY 2011)	\$3,228,000
2	State Treasurer's Service Account--State Appropriation	\$549,000
3	General Administration Services Account--State	
4	Appropriation	\$734,000
5	TOTAL APPROPRIATION	\$4,647,000

6 The appropriations in this section are subject to the following
7 conditions and limitations: The appropriations are provided solely for
8 allocation to the current tenants of the general administration
9 building who must relocate for move planning costs, relocation costs,
10 and increased on-going lease costs.

11 NEW SECTION. **Sec. 719. FOR THE OFFICE OF FINANCIAL MANAGEMENT--**
12 **EDUCATION LEGACY TRUST ACCOUNT**

13	General Fund--State Appropriation (FY 2010)	\$750,000
14	General Fund--State Appropriation (FY 2011)	\$2,250,000
15	TOTAL APPROPRIATION	\$3,000,000

16 The appropriations in this section are subject to the following
17 conditions and limitations: The appropriations are provided solely for
18 expenditure into the education legacy trust account.

19 NEW SECTION. **Sec. 720. FOR THE OFFICE OF FINANCIAL MANAGEMENT--**
20 **STUDENT ACHIEVEMENT ACCOUNT**

21	General Fund--State Appropriation (FY 2010)	\$47,749,000
22	General Fund--State Appropriation (FY 2011)	\$143,246,000
23	TOTAL APPROPRIATION	\$190,995,000

24 The appropriations in this section are subject to the following
25 conditions and limitations: The appropriations are provided solely for
26 expenditure into the student achievement account.

27 NEW SECTION. **Sec. 721. FOR THE OFFICE OF FINANCIAL MANAGEMENT--**
28 **HEALTH SERVICES ACCOUNT**

29	General Fund--State Appropriation (FY 2010)	\$800,000
30	General Fund--State Appropriation (FY 2011)	\$2,400,000
31	TOTAL APPROPRIATION	\$3,200,000

32 The appropriations in this section are subject to the following
33 conditions and limitations: The appropriations are provided solely for
34 expenditure into the health services account.

1 NEW SECTION. **Sec. 722. FOR THE OFFICE OF FINANCIAL MANAGEMENT--**
2 **BUDGET STABILIZATION ACCOUNT**
3 Budget Stabilization Account--State Appropriation \$609,292,000

4 The appropriation in this section is subject to the following
5 conditions and limitations: The appropriation is provided solely for
6 expenditure into the state general fund.

(End of part)

PART VIII

OTHER TRANSFERS AND APPROPRIATIONS

NEW SECTION. Sec. 801. FOR THE STATE TREASURER--STATE REVENUES FOR DISTRIBUTION

Table with 2 columns: Description and Amount. Rows include General Fund Appropriation for fire insurance (\$8,268,000), public utility district excise tax distributions (\$50,504,000), prosecuting attorney distributions (\$6,281,000), boating safety and education distributions (\$4,854,000), other tax distributions (\$50,000), habitat conservation program distributions (\$3,000,000), Death Investigations Account (\$2,544,000), Aquatic Lands Enhancement Account (\$170,000), Timber Tax Distribution Account (\$69,288,000), County Criminal Justice Assistance (\$66,374,000), Municipal Criminal Justice Assistance (\$25,622,000), City-County Assistance Account (\$23,052,000), Liquor Excise Tax Account (\$50,950,000), Streamline Sales and Use Tax Account (\$65,038,000), Columbia River Water Delivery Account for Confederated Tribes (\$7,308,000), and Spokane Tribe of Indians (\$4,676,000).

1 Liquor Revolving Account Appropriation for liquor
2 profits distribution \$80,435,000
3 TOTAL APPROPRIATION \$468,428,000

4 The total expenditures from the state treasury under the
5 appropriations in this section shall not exceed the funds available
6 under statutory distributions for the stated purposes.

7 NEW SECTION. **Sec. 802. FOR THE STATE TREASURER--FOR THE COUNTY**
8 **CRIMINAL JUSTICE ASSISTANCE ACCOUNT**

9 Impaired Driver Safety Account Appropriation \$2,351,000

10 The appropriation in this section is subject to the following
11 conditions and limitations: The amount appropriated in this section
12 shall be distributed quarterly during the 2009-11 biennium in
13 accordance with RCW 82.14.310. This funding is provided to counties
14 for the costs of implementing criminal justice legislation including,
15 but not limited to: Chapter 206, Laws of 1998 (drunk driving
16 penalties); chapter 207, Laws of 1998 (DUI penalties); chapter 208,
17 Laws of 1998 (deferred prosecution); chapter 209, Laws of 1998
18 (DUI/license suspension); chapter 210, Laws of 1998 (ignition interlock
19 violations); chapter 211, Laws of 1998 (DUI penalties); chapter 212,
20 Laws of 1998 (DUI penalties); chapter 213, Laws of 1998 (intoxication
21 levels lowered); chapter 214, Laws of 1998 (DUI penalties); and chapter
22 215, Laws of 1998 (DUI provisions).

23 NEW SECTION. **Sec. 803. FOR THE STATE TREASURER--FOR THE**
24 **MUNICIPAL CRIMINAL JUSTICE ASSISTANCE ACCOUNT**

25 Impaired Driver Safety Account Appropriation \$1,543,000

26 The appropriation in this section is subject to the following
27 conditions and limitations: The amount appropriated in this section
28 shall be distributed quarterly during the 2009-11 biennium to all
29 cities ratably based on population as last determined by the office of
30 financial management. The distributions to any city that substantially
31 decriminalizes or repeals its criminal code after July 1, 1990, and
32 that does not reimburse the county for costs associated with criminal
33 cases under RCW 3.50.800 or 3.50.805(2), shall be made to the county in
34 which the city is located. This funding is provided to cities for the
35 costs of implementing criminal justice legislation including, but not

1 limited to: Chapter 206, Laws of 1998 (drunk driving penalties);
2 chapter 207, Laws of 1998 (DUI penalties); chapter 208, Laws of 1998
3 (deferred prosecution); chapter 209, Laws of 1998 (DUI/license
4 suspension); chapter 210, Laws of 1998 (ignition interlock violations);
5 chapter 211, Laws of 1998 (DUI penalties); chapter 212, Laws of 1998
6 (DUI penalties); chapter 213, Laws of 1998 (intoxication levels
7 lowered); chapter 214, Laws of 1998 (DUI penalties); and chapter 215,
8 Laws of 1998 (DUI provisions).

9 NEW SECTION. **Sec. 804. FOR THE STATE TREASURER--FEDERAL REVENUES**
10 **FOR DISTRIBUTION**

11	General Fund Appropriation for federal flood control funds	
12	distribution	\$70,000
13	General Fund Appropriation for federal grazing fees	
14	distribution	\$2,296,000
15	Forest Reserve Fund Appropriation for federal forest	
16	reserve fund distribution	\$85,200,000
17	TOTAL APPROPRIATION	\$87,566,000

18 The total expenditures from the state treasury under the
19 appropriations in this section shall not exceed the funds available
20 under statutory distributions for the stated purposes.

21 NEW SECTION. **Sec. 805. FOR THE STATE TREASURER--TRANSFERS.**

22	State Treasurer's Service Account: For transfer to the	
23	state general fund, \$10,000,000 for fiscal year 2010 and	
24	\$10,000,000 for fiscal year 2011	\$20,000,000
25	Waste Reduction, Recycling and Litter Control Account: For	
26	transfer to the state general fund, \$2,000,000 for fiscal	
27	year 2010 and \$2,000,000 for fiscal year 2011	\$4,000,000
28	State Toxics Control Account: For transfer to the state	
29	general fund, \$6,500,000 for fiscal year 2010 and	
30	\$6,500,000 for fiscal year 2011	\$13,000,000
31	Local Toxics Control Account: For transfer to the state	
32	general fund, \$37,500,000 for fiscal year 2010 and	
33	\$37,500,000 for fiscal year 2011	\$75,000,000
34	Education Construction Account: For transfer to the state	
35	general fund, \$102,000,000 for fiscal year 2010 and	
36	\$102,000,000 for fiscal year 2011	\$204,000,000

1 Aquatics Lands Enhancement Account: For transfer to the
 2 motor vehicle account, \$750,000 for fiscal year 2010
 3 and \$750,000 for fiscal year 2011 \$1,500,000
 4 Local Toxics Control Account: For transfer to the oil
 5 spill prevention account for fiscal year 2010 \$4,600,000
 6 Drinking Water Assistance Account: For transfer to the
 7 drinking water assistance repayment account \$28,600,000
 8 Public Works Assistance Account: For transfer to the
 9 drinking water assistance account, \$4,000,000 for
 10 fiscal year 2010 and \$4,000,000 for fiscal
 11 year 2011 \$8,000,000
 12 Tobacco Settlement Account: For transfer to the state
 13 general fund, in an amount not to exceed the actual
 14 amount of the annual base payment to the tobacco
 15 settlement account \$177,843,000
 16 Tobacco Settlement Account: For transfer to the life
 17 sciences discovery fund, in an amount not to exceed
 18 the actual amount of the strategic contribution
 19 supplemental payment to the tobacco settlement
 20 account \$63,261,000
 21 General Fund: For transfer to the tobacco prevention
 22 and control account, \$9,845,000 for fiscal year
 23 2010 and \$9,712,000 for fiscal year 2011 \$19,557,000
 24 General Fund: For transfer to the streamline sales and
 25 use tax account, \$31,447,000 for fiscal year 2010 and
 26 \$33,591,000 for fiscal year 2011 \$65,038,000
 27 State Convention and Trade Center Account: For transfer
 28 to the state convention and trade center operations
 29 account, \$1,000,000 in fiscal year 2010 and \$3,100,000
 30 in fiscal year 2011 \$4,100,000

(End of part)

1 (3) Each project will be planned and designed to take optimal
2 advantage of Internet technologies and protocols. Agencies shall
3 ensure that the project is in compliance with the architecture,
4 infrastructure, principles, policies, and standards of digital
5 government as maintained by the information services board.

6 (4) The agency shall produce a feasibility study for information
7 technology projects at the direction of the information services board
8 and in accordance with published department of information services
9 policies and guidelines. At a minimum, such studies shall include a
10 statement of: (a) The purpose or impetus for change; (b) the business
11 value to the agency, including an examination and evaluation of
12 benefits, advantages, and cost; (c) a comprehensive risk assessment
13 based on the proposed project's impact on both citizens and state
14 operations, its visibility, and the consequences of doing nothing; (d)
15 the impact on agency and statewide information infrastructure; and (e)
16 the impact of the proposed enhancements to an agency's information
17 technology capabilities on meeting service delivery demands.

18 (5) The agency shall produce a comprehensive management plan for
19 each project. The plan or plans shall address all factors critical to
20 successful completion of each project. The plan(s) shall include, but
21 is not limited to, the following elements: A description of the
22 problem or opportunity that the information technology project is
23 intended to address; a statement of project objectives and assumptions;
24 a definition and schedule of phases, tasks, and activities to be
25 accomplished; and the estimated cost of each phase. The planning for
26 the phased approach shall be such that the business case justification
27 for a project needs to demonstrate how the project recovers cost or
28 adds measurable value or positive cost benefit to the agency's business
29 functions within each development cycle.

30 (6) The agency shall produce quality assurance plans for
31 information technology projects. Consistent with the direction of the
32 information services board and the published policies and guidelines of
33 the department of information services, the quality assurance plan
34 shall address all factors critical to successful completion of the
35 project and successful integration with the agency and state
36 information technology infrastructure. At a minimum, quality assurance
37 plans shall provide time and budget benchmarks against which project
38 progress can be measured, a specification of quality assurance

1 responsibilities, and a statement of reporting requirements. The
2 quality assurance plans shall set out the functionality requirements
3 for each phase of a project.

4 (7) A copy of each feasibility study, project management plan, and
5 quality assurance plan shall be provided to the department of
6 information services, the office of financial management, and
7 legislative fiscal committees. The plans and studies shall demonstrate
8 a sound business case that justifies the investment of taxpayer funds
9 on any new project, an assessment of the impact of the proposed system
10 on the existing information technology infrastructure, the disciplined
11 use of preventative measures to mitigate risk, and the leveraging of
12 private-sector expertise as needed. Authority to expend any funds for
13 individual information systems projects is conditioned on the approval
14 of the relevant feasibility study, project management plan, and quality
15 assurance plan by the department of information services and the office
16 of financial management.

17 (8) Quality assurance status reports shall be submitted to the
18 department of information services, the office of financial management,
19 and legislative fiscal committees at intervals specified in the
20 project's quality assurance plan.

21 NEW SECTION. **Sec. 903. INFORMATION TECHNOLOGY ENTERPRISE**
22 **SERVICES.** Agencies may make use of the department of information
23 services when acquiring information technology services, products, and
24 assets.

25 "Information technology services" means the acquisition,
26 provisioning, or approval of hardware, software, and purchased or
27 personal services provided by the department of information services.

28 If an information technology enterprise service is provided by the
29 department, or an agency has a specific requirement to acquire
30 hardware, software, or purchased or personal services directly, the
31 agency shall consult with the department of information services.

32 NEW SECTION. **Sec. 904. VIDEO TELECOMMUNICATIONS.** The department
33 of information services shall act as lead agency in coordinating video
34 telecommunications services for state agencies. As lead agency, the
35 department shall develop standards and common specifications for leased
36 and purchased telecommunications equipment and assist state agencies in

1 developing a video telecommunications expenditure plan. No agency may
2 spend any portion of any appropriation in this act for new video
3 telecommunication equipment, new video telecommunication transmission,
4 or new video telecommunication programming, or for expanding current
5 video telecommunication systems without first complying with chapter
6 43.105 RCW, including but not limited to, RCW 43.105.041(2), and
7 without first submitting a video telecommunications expenditure plan,
8 in accordance with the policies of the department of information
9 services, for review and assessment by the department of information
10 services under RCW 43.105.052. Prior to any such expenditure by a
11 public school, a video telecommunications expenditure plan shall be
12 approved by the superintendent of public instruction. The office of
13 the superintendent of public instruction shall submit the plans to the
14 department of information services in a form prescribed by the
15 department. The office of the superintendent of public instruction
16 shall coordinate the use of video telecommunications in public schools
17 by providing educational information to local school districts and
18 shall assist local school districts and educational service districts
19 in telecommunications planning and curriculum development. Prior to
20 any such expenditure by a public institution of postsecondary
21 education, a telecommunications expenditure plan shall be approved by
22 the higher education coordinating board. The higher education
23 coordinating board shall coordinate the use of video telecommunications
24 for instruction and instructional support in postsecondary education,
25 including the review and approval of instructional telecommunications
26 course offerings.

27 NEW SECTION. **Sec. 905. PRINT ASSESSMENTS.** The department of
28 printing shall conduct print assessments of agencies in order to
29 identify opportunities for financial savings and efficiencies and to
30 eliminate redundancies and create consistencies in the printing of
31 state materials. When conducting a print assessment, agencies shall
32 work with the department of printing and provide the necessary
33 information in order for the department to assess costs related to
34 office convenience and production printing, in-house printing
35 facilities and related costs for services, equipment and supplies, and
36 third-party printing costs.

1 NEW SECTION. **Sec. 909. STATUTORY APPROPRIATIONS.** In addition
2 to the amounts appropriated in this act for revenues for distribution,
3 state contributions to the law enforcement officers' and fire fighters'
4 retirement system plan 2, and bond retirement and interest including
5 ongoing bond registration and transfer charges, transfers, interest on
6 registered warrants, and certificates of indebtedness, there is also
7 appropriated such further amounts as may be required or available for
8 these purposes under any statutory formula or under chapters 39.94 and
9 39.96 RCW or any proper bond covenant made under law.

10 NEW SECTION. **Sec. 910. BOND EXPENSES.** In addition to such other
11 appropriations as are made by this act, there is hereby appropriated to
12 the state finance committee from legally available bond proceeds in the
13 applicable construction or building funds and accounts such amounts as
14 are necessary to pay the expenses incurred in the issuance and sale of
15 the subject bonds.

16 NEW SECTION. **Sec. 911. VOLUNTARY RETIREMENT, SEPARATION, AND**
17 **DOWNSHIFTING INCENTIVES.** As a management tool to reduce costs and make
18 more effective use of resources, while improving employee productivity
19 and morale, agencies may implement a voluntary retirement, separation,
20 and/or downshifting incentive program that is cost neutral or results
21 in cost savings, provided that such a program is approved by the
22 director of financial management.

23 Agencies participating in this authorization may offer voluntary
24 retirement, separation, and/or downshifting incentives and options
25 according to procedures and guidelines established by the office of
26 financial management, in consultation with the department of personnel
27 and the department of retirement systems. The options may include, but
28 are not limited to, financial incentives for: Voluntary separation or
29 retirement, voluntary leave-without-pay, voluntary workweek or work
30 hour reduction, voluntary downward movement, or temporary separation
31 for development purposes. An employee does not have a contractual
32 right to a financial incentive offered pursuant to this section.

33 Offers shall be reviewed and monitored jointly by the department of
34 personnel and the department of retirement systems. Agencies are
35 required to submit a report by June 30, 2011, to the legislature and
36 the office of financial management on the outcome of their approved

1 incentive program. The report should include information on the
2 details of the program including resulting service delivery changes,
3 agency efficiencies, the cost of the incentive per participant, the
4 total cost to the state, and the projected or actual net dollar savings
5 over the 2009-11 biennium.

6 NEW SECTION. **Sec. 912. COMPENSATION--NONREPRESENTED EMPLOYEES--**
7 **INSURANCE BENEFITS.** Appropriations for state agencies in this act are
8 sufficient for nonrepresented state employee health benefits for state
9 agencies, including institutions of higher education are subject to the
10 following conditions and limitations:

11 (1)(a) The monthly employer funding rate for insurance benefit
12 premiums, public employees' benefits board administration, and the
13 uniform medical plan, shall not exceed \$774 per eligible employee for
14 fiscal year 2010. For fiscal year 2011 the monthly employer funding
15 rate shall not exceed \$831 per eligible employee.

16 (b) In order to achieve the level of funding provided for health
17 benefits, the public employees' benefits board shall require any or all
18 of the following: Employee premium copayments, increases in
19 point-of-service cost sharing, the implementation of managed
20 competition, or make other changes to benefits consistent with RCW
21 41.05.065, but in no case to increase the actuarial value of the plans
22 offered as compared to the comparable plans offered to enrollees in
23 calendar year 2007.

24 (c) The health care authority shall deposit any moneys received on
25 behalf of the uniform medical plan as a result of rebates on
26 prescription drugs, audits of hospitals, subrogation payments, or any
27 other moneys recovered as a result of prior uniform medical plan claims
28 payments, into the public employees' and retirees' insurance account to
29 be used for insurance benefits. Such receipts shall not be used for
30 administrative expenditures.

31 (2) The health care authority, subject to the approval of the
32 public employees' benefits board, shall provide subsidies for health
33 benefit premiums to eligible retired or disabled public employees and
34 school district employees who are eligible for medicare, pursuant to
35 RCW 41.05.085. From January 1, 2010, through December 31, 2010, the
36 subsidy shall be \$196.61. Starting January 1, 2011, the subsidy shall
37 be \$211.35 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, \$63.72 per month beginning
6 September 1, 2009, and \$72.57 beginning September 1, 2010;

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, \$61.29 each month beginning September 1, 2009, and
11 \$68.62 beginning September 1, 2010, prorated by the proportion of
12 employer fringe benefit contributions for a full-time employee that the
13 part-time employee receives. The remittance requirements specified in
14 this subsection shall not apply to employees of a technical college,
15 school district, or educational service district who purchase insurance
16 benefits through contracts with the health care authority.

17 NEW SECTION. **Sec. 913. COMPENSATION--REPRESENTED EMPLOYEES**
18 **OUTSIDE SUPER COALITION--INSURANCE BENEFITS.** The appropriations for
19 state agencies, including institutions of higher education are subject
20 to the following conditions and limitations:

21 (1)(a) The monthly employer funding rate for insurance benefit
22 premiums, public employees' benefits board administration, and the
23 uniform medical plan, for represented employees outside the super
24 coalition under chapter 41.80 RCW, shall not exceed \$774 per eligible
25 employee for fiscal year 2010. For fiscal year 2011 the monthly
26 employer funding rate shall not exceed \$831 per eligible employee.

27 (b) In order to achieve the level of funding provided for health
28 benefits, the public employees' benefits board shall require any or all
29 of the following: Employee premium copayments, increases in
30 point-of-service cost sharing, the implementation of managed
31 competition, or make other changes to benefits consistent with RCW
32 41.05.065, but in no case to increase the actuarial value of the plans
33 offered as compared to the comparable plans offered to enrollees in
34 calendar year 2007.

35 (c) The health care authority shall deposit any moneys received on
36 behalf of the uniform medical plan as a result of rebates on
37 prescription drugs, audits of hospitals, subrogation payments, or any

1 other moneys recovered as a result of prior uniform medical plan claims
2 payments, into the public employees' and retirees' insurance account to
3 be used for insurance benefits. Such receipts shall not be used for
4 administrative expenditures.

5 (2) The health care authority, subject to the approval of the
6 public employees' benefits board, shall provide subsidies for health
7 benefit premiums to eligible retired or disabled public employees and
8 school district employees who are eligible for medicare, pursuant to
9 RCW 41.05.085. From January 1, 2010, through December 31, 2010, the
10 subsidy shall be \$196.61. Starting January 1, 2011, the subsidy shall
11 be \$211.35 per month.

12 (3) Technical colleges, school districts, and educational service
13 districts shall remit to the health care authority for deposit into the
14 public employees' and retirees' insurance account established in RCW
15 41.05.120 the following amounts:

16 (a) For each full-time employee, \$63.72 per month beginning
17 September 1, 2009, and \$72.57 beginning September 1, 2010;

18 (b) For each part-time employee, who at the time of the remittance
19 is employed in an eligible position as defined in RCW 41.32.010 or
20 41.40.010 and is eligible for employer fringe benefit contributions for
21 basic benefits, \$61.29 each month beginning September 1, 2009, and
22 \$68.62 beginning September 1, 2010, prorated by the proportion of
23 employer fringe benefit contributions for a full-time employee that the
24 part-time employee receives. The remittance requirements specified in
25 this subsection shall not apply to employees of a technical college,
26 school district, or educational service district who purchase insurance
27 benefits through contracts with the health care authority.

28 NEW SECTION. **Sec. 914. COMPENSATION--REPRESENTED EMPLOYEES--**
29 **SUPER COALITION.** Collective bargaining agreements negotiated as part
30 of the super coalition under chapter 41.80 RCW include employer
31 contributions to health insurance premiums at 88% of the cost. Funding
32 rates at this level are currently \$774 per month for fiscal year 2010
33 and \$831 per month for fiscal year 2011.

34 NEW SECTION. **Sec. 915. COMPENSATION--REVISE PENSION CONTRIBUTION**
35 **RATES.** The appropriations for school districts and state agencies,
36 including institutions of higher education are subject to the following

1 conditions and limitations: Appropriations are adjusted to reflect
2 changes to agency appropriations to reflect savings resulting from
3 changes to pension funding as provided in Z- . . . /09 (revise pension
4 funding). If the bill is not enacted by June 30, 2009, the amount
5 provided in this section shall lapse.

6 **Sec. 916.** RCW 28A.300.380 and 2000 c 84 s 2 are each amended to
7 read as follows:

8 (1) Except during the 2009-2011 biennium, the superintendent of
9 public instruction shall maintain support for statewide coordination
10 for career and technical student organizations by providing program
11 staff support that is available to assist in meeting the needs of
12 career and technical student organizations and their members and
13 students. The superintendent shall provide at least one full-time
14 equivalent program staff for purposes of implementing this section.
15 The superintendent may provide additional support to the organizations
16 through contracting with independent coordinators.

17 (2) Career and technical student organizations eligible for
18 technical assistance and other support services under this section are
19 organizations recognized as career and technical student organizations
20 by:

21 (a) The United States department of education; or

22 (b) The superintendent of public instruction, if such recognition
23 is recommended by the Washington association for career and technical
24 education.

25 (3) Career and technical student organizations eligible for
26 technical assistance and other support services under this section
27 include, but are not limited to: The national FFA organization;
28 family, career, and community leaders of America; skillsUSA;
29 distributive education clubs of America; future business leaders of
30 America; and the technology student association.

31 **Sec. 917.** RCW 28A.400.205 and 2003 1st sp.s. c 20 s 1 are each
32 amended to read as follows:

33 (1) School district employees shall be provided an annual salary
34 cost-of-living increase in accordance with this section.

35 (a) The cost-of-living increase shall be calculated by applying the
36 rate of the yearly increase in the cost-of-living index to any state-

1 funded salary base used in state funding formulas for teachers and
2 other school district employees. Beginning with the 2001-02 school
3 year, and for each subsequent school year, except for the ((2003-04))
4 2009-10 and ((2004-05)) 2010-11 school years, each school district
5 shall be provided a cost-of-living allocation sufficient to grant this
6 cost-of-living increase.

7 (b) A school district shall distribute its cost-of-living
8 allocation for salaries and salary-related benefits in accordance with
9 the district's salary schedules, collective bargaining agreements, and
10 compensation policies. No later than the end of the school year, each
11 school district shall certify to the superintendent of public
12 instruction that it has spent funds provided for cost-of-living
13 increases on salaries and salary-related benefits.

14 (c) Any funded cost-of-living increase shall be included in the
15 salary base used to determine cost-of-living increases for school
16 employees in subsequent years. For teachers and other certificated
17 instructional staff, the rate of the annual cost-of-living increase
18 funded for certificated instructional staff shall be applied to the
19 base salary used with the statewide salary allocation schedule
20 established under RCW 28A.150.410 and to any other salary models used
21 to recognize school district personnel costs.

22 (2) For the purposes of this section, "cost-of-living index" means,
23 for any school year, the previous calendar year's annual average
24 consumer price index, using the official current base, compiled by the
25 bureau of labor statistics, United States department of labor for the
26 state of Washington. If the bureau of labor statistics develops more
27 than one consumer price index for areas within the state, the index
28 covering the greatest number of people, covering areas exclusively
29 within the boundaries of the state, and including all items shall be
30 used for the cost-of-living index in this section.

31 **Sec. 918.** RCW 28A.405.415 and 2008 c 175 s 2 are each amended to
32 read as follows:

33 (1) Certificated instructional staff who have attained
34 certification from the national board for professional teaching
35 standards shall receive a bonus each year in which they maintain the
36 certification. The bonus shall be calculated as follows: The annual

1 bonus shall be five thousand dollars in the 2007-08 school year.
2 Thereafter, the annual bonus shall increase by inflation, except during
3 the 2009-11 biennium.

4 (2) Certificated instructional staff who have attained
5 certification from the national board for professional teaching
6 standards shall be eligible for bonuses in addition to that provided by
7 subsection (1) of this section if the individual is in an instructional
8 assignment in a school in which at least seventy percent of the
9 students qualify for the free and reduced-price lunch program.

10 (3) The amount of the additional bonus under subsection (2) of this
11 section for those meeting the qualifications of subsection (2) of this
12 section is five thousand dollars.

13 (4) The bonuses provided under this section are in addition to
14 compensation received under a district's salary schedule adopted in
15 accordance with RCW 28A.405.200 and shall not be included in
16 calculations of a district's average salary and associated salary
17 limitations under RCW 28A.400.200.

18 (5) The bonuses provided under this section shall be paid in a lump
19 sum amount.

20 **Sec. 919.** RCW 28A.415.250 and 1993 c 336 s 401 are each amended to
21 read as follows:

22 The superintendent of public instruction shall adopt rules to
23 establish and, except for fiscal year 2010 and fiscal year 2011,
24 operate a teacher assistance program. For the purposes of this
25 section, the terms "mentor teachers," "beginning teachers," and
26 "experienced teachers" may include any person possessing any one of the
27 various certificates issued by the superintendent of public instruction
28 under RCW 28A.410.010. The program shall provide for:

29 (1) Assistance by mentor teachers who will provide a source of
30 continuing and sustained support to beginning teachers, or experienced
31 teachers who are having difficulties, or both, both in and outside the
32 classroom. A mentor teacher may not be involved in evaluations under
33 RCW 28A.405.100 of a teacher who receives assistance from said mentor
34 teacher under the teacher assistance program established under this
35 section. The mentor teachers shall also periodically inform their
36 principals respecting the contents of training sessions and other
37 program activities;

1 (2) Stipends for mentor teachers and beginning and experienced
2 teachers which shall not be deemed compensation for the purposes of
3 salary lid compliance under RCW 28A.400.200: PROVIDED, That stipends
4 shall not be subject to the continuing contract provisions of this
5 title;

6 (3) Workshops for the training of mentor and beginning teachers;

7 (4) The use of substitutes to give mentor teachers, beginning
8 teachers, and experienced teachers opportunities to jointly observe and
9 evaluate teaching situations and to give mentor teachers opportunities
10 to observe and assist beginning and experienced teachers in the
11 classroom;

12 (5) Mentor teachers who are superior teachers based on their
13 evaluations, pursuant to RCW *28A.405.010 through 28A.405.240, and who
14 hold valid continuing certificates;

15 (6) Mentor teachers shall be selected by the district and may serve
16 as mentors up to and including full time. If a bargaining unit,
17 certified pursuant to RCW 41.59.090 exists within the district,
18 classroom teachers representing the bargaining unit shall participate
19 in the mentor teacher selection process; and

20 (7) Periodic consultation by the superintendent of public
21 instruction or the superintendent's designee with representatives of
22 educational organizations and associations, including educational
23 service districts and public and private institutions of higher
24 education, for the purposes of improving communication and cooperation
25 and program review.

26 **Sec. 920.** RCW 28A.415.315 and 2008 c 65 s 2 are each amended to
27 read as follows:

28 Except during fiscal year 2010 and fiscal year 2011, the office of
29 the superintendent of public instruction, in consultation with various
30 groups representing school district classified employees, shall develop
31 and offer a training strand through the summer institutes and the
32 winter conference targeted to classified instructional assistants and
33 designed to help them maximize their effectiveness in improving student
34 achievement.

35 **Sec. 921.** RCW 28A.500.030 and 2006 c 372 s 904 are each amended to
36 read as follows:

1 Allocation of state matching funds to eligible districts for local
2 effort assistance shall be determined as follows:

3 (1) Funds raised by the district through maintenance and operation
4 levies shall be matched with state funds using the following ratio of
5 state funds to levy funds:

6 (a) The difference between the district's twelve percent levy rate
7 and the statewide average twelve percent levy rate; to

8 (b) The statewide average twelve percent levy rate.

9 (2) The maximum amount of state matching funds for districts
10 eligible for local effort assistance shall be the district's twelve
11 percent levy amount, multiplied by the following percentage:

12 (a) The difference between the district's twelve percent levy rate
13 and the statewide average twelve percent levy rate; divided by

14 (b) The district's twelve percent levy rate.

15 (3) Calendar year 2003 allocations and maximum eligibility under
16 this chapter shall be multiplied by 0.99.

17 (4) From January 1, 2004, to December 31, 2005, allocations and
18 maximum eligibility under this chapter shall be multiplied by 0.937.

19 (5) From January 1, 2006, to December 31, 2006, allocations and
20 maximum eligibility under this chapter shall be multiplied by 0.9563.
21 Beginning with calendar year 2007, allocations and maximum eligibility
22 under this chapter shall be fully funded at one hundred percent and
23 shall not be reduced.

24 (6) From July 1, 2009, through December 31, 2009, allocations and
25 maximum eligibility under this chapter shall be multiplied by 0.93.

26 (7) From January 1, 2010, through December 31, 2011, allocations
27 and maximum eligibility under this chapter shall be multiplied by 0.67.

28 **Sec. 922.** RCW 28A.500.040 and 1999 c 317 s 4 are each amended to
29 read as follows:

30 (1) Local effort assistance funds shall be distributed to
31 qualifying districts as follows:

32 ~~((+1))~~ (a) Thirty percent in April;

33 ~~((+2))~~ (b) Twenty-three percent in May;

34 ~~((+3))~~ (c) Two percent in June;

35 ~~((+4))~~ (d) Seventeen percent in August;

36 ~~((+5))~~ (e) Nine percent in October;

37 ~~((+6))~~ (f) Seventeen percent in November; and

1 ((+7)) (g) Two percent in December.

2 (2) For calendar year 2009, local effort assistance funds shall be
3 distributed to qualifying districts as follows:

4 (a) Thirty percent in April;

5 (b) 21.58 percent in May;

6 (c) 20.42 percent in August;

7 (d) Nine percent in October;

8 (e) Seventeen percent in November; and

9 (f) Two percent in December.

10 **Sec. 923.** RCW 28A.505.220 and 2008 c 170 s 401 are each amended to
11 read as follows:

12 (1) Total distributions from the student achievement fund to each
13 school district shall be based upon the average number of full-time
14 equivalent students in the school district during the previous school
15 year as reported to the office of the superintendent of public
16 instruction by August 31st of the previous school year. The
17 superintendent of public instruction shall ensure that moneys generated
18 by skill center students are returned to skill centers.

19 (2) The allocation rate per full-time equivalent student shall be
20 three hundred dollars in the 2005-06 school year, three hundred
21 seventy-five dollars in the 2006-07 school year, ~~((and))~~ four hundred
22 fifty dollars in the 2007-08 school year, and three hundred sixty four
23 dollars and fourteen cents in the 2009-10 and 2010-11 school years.
24 For the 2011-12 school year, the allocation rate per full-time
25 equivalent student shall be four hundred fifty dollars adjusted for
26 inflation since the 2007-08 school year. For each subsequent school
27 year, the amount allocated per full-time equivalent student shall be
28 adjusted for inflation as defined in *RCW 43.135.025(8). These
29 allocations per full-time equivalent student from the student
30 achievement fund shall be supported from the following sources:

31 (a) Distributions from state property tax proceeds deposited into
32 the student achievement fund under RCW 84.52.068; and

33 (b) Distributions from the education legacy trust account created
34 in RCW 83.100.230.

35 (3) Any funds deposited in the student achievement fund under RCW
36 43.135.045 shall be allocated to school districts on a one-time basis

1 using a rate per full-time equivalent student. These funds are
2 provided in addition to any amounts allocated in subsection (2) of this
3 section.

4 (4) The school district annual amounts as defined in subsection (2)
5 of this section shall be distributed on the monthly apportionment
6 schedule as defined in RCW 28A.510.250.

7 **Sec. 924.** RCW 28B.50.465 and 2003 1st sp.s. c 20 s 3 are each
8 amended to read as follows:

9 (1) Academic employees of community and technical college districts
10 shall be provided an annual salary cost-of-living increase in
11 accordance with this section. For purposes of this section, "academic
12 employee" has the same meaning as defined in RCW 28B.52.020.

13 (a) Beginning with the 2001-2002 fiscal year, and for each
14 subsequent fiscal year, except as provided in (d) of this subsection,
15 each college district shall receive a cost-of-living allocation
16 sufficient to increase academic employee salaries, including mandatory
17 salary-related benefits, by the rate of the yearly increase in the
18 cost-of-living index.

19 (b) A college district shall distribute its cost-of-living
20 allocation for salaries and salary-related benefits in accordance with
21 the district's salary schedules, collective bargaining agreements, and
22 other compensation policies. No later than the end of the fiscal year,
23 each college district shall certify to the college board that it has
24 spent funds provided for cost-of-living increases on salaries and
25 salary-related benefits.

26 (c) The college board shall include any funded cost-of-living
27 increase in the salary base used to determine cost-of-living increases
28 for academic employees in subsequent years.

29 (d) Beginning with the 2001-2002 fiscal year, and for each
30 subsequent fiscal year except for the ((2003-04)) 2009-10 and ((2004-
31 05)) 2010-11 fiscal years, the state shall fully fund the cost-of-
32 living increase set forth in this section.

33 (2) For the purposes of this section, "cost-of-living index" means,
34 for any fiscal year, the previous calendar year's annual average
35 consumer price index, using the official current base, compiled by the
36 bureau of labor statistics, United States department of labor for the
37 state of Washington. If the bureau of labor statistics develops more

1 than one consumer price index for areas within the state, the index
2 covering the greatest number of people, covering areas exclusively
3 within the boundaries of the state, and including all items shall be
4 used for the cost-of-living index in this section.

5 **Sec. 925.** RCW 28B.50.468 and 2003 1st sp.s. c 20 s 4 are each
6 amended to read as follows:

7 (1) Classified employees of technical colleges shall be provided an
8 annual salary cost-of-living increase in accordance with this section.
9 For purposes of this section, "technical college" has the same meaning
10 as defined in RCW 28B.50.030. This section applies to only those
11 classified employees under the jurisdiction of chapter 41.56 RCW.

12 (a) Beginning with the 2001-2002 fiscal year, and for each
13 subsequent fiscal year, except as provided in (d) of this subsection,
14 each technical college board of trustees shall receive a cost-of-living
15 allocation sufficient to increase classified employee salaries,
16 including mandatory salary-related benefits, by the rate of the yearly
17 increase in the cost-of-living index.

18 (b) A technical college board of trustees shall distribute its
19 cost-of-living allocation for salaries and salary-related benefits in
20 accordance with the technical college's salary schedules, collective
21 bargaining agreements, and other compensation policies. No later than
22 the end of the fiscal year, each technical college shall certify to the
23 college board that it has spent funds provided for cost-of-living
24 increases on salaries and salary-related benefits.

25 (c) The college board shall include any funded cost-of-living
26 increase in the salary base used to determine cost-of-living increases
27 for technical college classified employees in subsequent years.

28 (d) Beginning with the 2001-2002 fiscal year, and for each
29 subsequent fiscal year except for the ((2003-2004)) 2009-10 and ((2004-
30 2005)) 2010-11 fiscal years, the state shall fully fund the cost-of-
31 living increase set forth in this section.

32 (2) For the purposes of this section, "cost-of-living index" means,
33 for any fiscal year, the previous calendar year's annual average
34 consumer price index, using the official current base, compiled by the
35 bureau of labor statistics, United States department of labor for the
36 state of Washington. If the bureau of labor statistics develops more
37 than one consumer price index for areas within the state, the index

1 covering the greatest number of people, covering areas exclusively
2 within the boundaries of the state, and including all items shall be
3 used for the cost-of-living index in this section.

4 **Sec. 926.** RCW 28B.105.110 and 2008 c 329 s 908 are each amended to
5 read as follows:

6 (1) The GET ready for math and science scholarship account is
7 created in the custody of the state treasurer.

8 (2) The board shall deposit into the account all money received for
9 the GET ready for math and science scholarship program from
10 appropriations and private sources. The account shall be
11 self-sustaining.

12 (3) Expenditures from the account shall be used for scholarships to
13 eligible students and for purchases of GET units. Purchased GET units
14 shall be owned and held in trust by the board. Expenditures from the
15 account shall be an equal match of state appropriations and private
16 funds raised by the program administrator. During the ~~((2007-09))~~
17 2009-2011 fiscal biennium, expenditures from the account not to exceed
18 five percent may be used by the program administrator to carry out the
19 provisions of RCW 28B.105.090.

20 (4) With the exception of the operating costs associated with the
21 management of the account by the treasurer's office as authorized in
22 chapter 43.79A RCW, the account shall be credited with all investment
23 income earned by the account.

24 (5) Disbursements from the account are exempt from appropriations
25 and the allotment provisions of chapter 43.88 RCW.

26 (6) Disbursements from the account shall be made only on the
27 authorization of the board.

28 **Sec. 927.** RCW 41.48.060 and 1991 sp.s. c 13 s 112 are each amended
29 to read as follows:

30 (1) There is hereby established a special account in the state
31 treasury to be known as the OASI contribution account. Such account
32 shall consist of and there shall be deposited in such account: (a) All
33 contributions and penalties collected under RCW 41.48.040 and
34 41.48.050; (b) all moneys appropriated thereto under this chapter; (c)
35 any property or securities belonging to the account; and (d) all sums
36 recovered upon the bond of the custodian or otherwise for losses

1 sustained by the account and all other moneys received for the account
2 from any other source. All moneys in the account shall be mingled and
3 undivided. Subject to the provisions of this chapter, the governor is
4 vested with full power, authority and jurisdiction over the account,
5 including all moneys and property or securities belonging thereto, and
6 may perform any and all acts whether or not specifically designated,
7 which are necessary to the administration thereof and are consistent
8 with the provisions of this chapter. During the 2009-2011 fiscal
9 biennium, moneys in the OASI contribution account may also be
10 transferred into the OASI revolving fund.

11 (2) The OASI contribution account shall be established and held
12 separate and apart from any other funds of the state and shall be used
13 and administered exclusively for the purpose of this chapter.
14 Withdrawals from such account shall be made for, and solely for (a)
15 payment of amounts required to be paid to the secretary of the treasury
16 pursuant to an agreement entered into under RCW 41.48.030; (b) payment
17 of refunds provided for in RCW 41.48.040(3); and (c) refunds of
18 overpayments, not otherwise adjustable, made by a political subdivision
19 or instrumentality.

20 (3) From the OASI contribution account the custodian of the fund
21 [account] shall pay to the secretary of the treasury such amounts and
22 at such time or times as may be directed by the governor in accordance
23 with any agreement entered into under RCW 41.48.030 and the social
24 security act.

25 (4) The treasurer of the state shall be ex officio treasurer and
26 custodian of the OASI contribution account and shall administer such
27 account in accordance with the provisions of this chapter and the
28 directions of the governor and shall pay all warrants drawn upon it in
29 accordance with the provisions of this section and with the regulations
30 as the governor may prescribe pursuant thereto.

31 **Sec. 928.** RCW 43.08.190 and 2008 c 329 s 912 are each amended to
32 read as follows:

33 There is hereby created a fund within the state treasury to be
34 known as the "state treasurer's service fund." Such fund shall be used
35 solely for the payment of costs and expenses incurred in the operation
36 and administration of the state treasurer's office.

1 Moneys shall be allocated monthly and placed in the state
2 treasurer's service fund equivalent to a maximum of one percent of the
3 trust and treasury average daily cash balances from the earnings
4 generated under the authority of RCW 43.79A.040 and 43.84.080 other
5 than earnings generated from investment of balances in funds and
6 accounts specified in RCW 43.79A.040 or 43.84.092(4). The allocation
7 shall precede the distribution of the remaining earnings as prescribed
8 under RCW 43.79A.040 and 43.84.092. The state treasurer shall
9 establish a uniform allocation rate based on the appropriations for the
10 treasurer's office.

11 During the ((2007-2009)) 2009-2011 fiscal biennium, the legislature
12 may transfer from the state treasurer's service fund to the state
13 general fund such amounts as reflect the excess fund balance of the
14 fund.

15 **Sec. 929.** RCW 43.10.180 and 2007 c 522 s 951 are each amended to
16 read as follows:

17 (1) The attorney general shall keep such records as are necessary
18 to facilitate proper allocation of costs to funds and agencies served
19 and the director of financial management shall prescribe appropriate
20 accounting procedures to accurately allocate costs to funds and
21 agencies served. Billings shall be adjusted in line with actual costs
22 incurred at intervals not to exceed six months.

23 (2) During the ((2007-2009)) 2009-2011 fiscal biennium, all
24 expenses for administration of the office of the attorney general shall
25 be allocated to and paid from the legal services revolving fund in
26 accordance with accounting procedures prescribed by the director of
27 financial management.

28 **Sec. 930.** RCW 43.79.460 and 1998 c 302 s 1 are each amended to
29 read as follows:

30 (1) The savings incentive account is created in the custody of the
31 state treasurer. The account shall consist of all moneys appropriated
32 to the account by the legislature. The account is subject to the
33 allotment procedures under chapter 43.88 RCW, but no appropriation is
34 required for expenditures from the account.

35 (2) Within the savings incentive account, the state treasurer may
36 create subaccounts to be credited with incentive savings attributable

1 to individual state agencies, as determined by the office of financial
2 management in consultation with the legislative fiscal committees.
3 Moneys deposited in the subaccounts may be expended only on the
4 authorization of the agency's executive head or designee and only for
5 the purpose of one-time expenditures to improve the quality,
6 efficiency, and effectiveness of services to customers of the state,
7 such as one-time expenditures for employee training, employee
8 incentives, technology improvements, new work processes, or performance
9 measurement. Funds may not be expended from the account to establish
10 new programs or services, expand existing programs or services, or
11 incur ongoing costs that would require future expenditures.

12 (3) For purposes of this section, "incentive savings" means state
13 general fund appropriations that are unspent as of June 30th of a
14 fiscal year, excluding any amounts included in across-the-board
15 reductions under RCW 43.88.110 and excluding unspent appropriations
16 for:

17 (a) Caseload and enrollment in entitlement programs, except to the
18 extent that an agency has clearly demonstrated that efficiencies have
19 been achieved in the administration of the entitlement program.
20 "Entitlement program," as used in this section, includes programs for
21 which specific sums of money are appropriated for pass-through to third
22 parties or other entities;

23 (b) Enrollments in state institutions of higher education;

24 (c) A specific amount contained in a condition or limitation to an
25 appropriation in the biennial appropriations act, if the agency did not
26 achieve the specific purpose or objective of the condition or
27 limitation;

28 (d) Debt service on state obligations; and

29 (e) State retirement system obligations.

30 (4) The office of fiscal [financial] management, after consulting
31 with the legislative fiscal committees, shall report to the treasurer
32 the amount of savings incentives achieved. By December 1, (~~1998~~)
33 2010, and each December 1st thereafter, the office of financial
34 management shall submit a report to the fiscal committees of the
35 legislature on the implementation of this section. The report shall

36 (a) evaluate the impact of this section on agency reversions and end-
37 of-biennium expenditure patterns, and (b) itemize agency expenditures
38 from the savings recovery account.

1 **Sec. 931.** RCW 43.135.045 and 2007 c 520 s 6035 and 2007 c 484 s 5
2 are each reenacted and amended to read as follows:

3 (1) The student achievement fund is hereby created in the state
4 treasury.

5 (2) The education construction fund is hereby created in the state
6 treasury.

7 (a) Funds may be appropriated from the education construction fund
8 exclusively for common school construction or higher education
9 construction. During the 2007-2009 fiscal biennium, funds may also be
10 used for higher education facilities preservation and maintenance.
11 During the 2009-2011 fiscal biennium, the legislature may transfer from
12 the education construction fund to the state general fund such amounts
13 as reflect the excess fund balance of the fund.

14 (b) Funds may be appropriated for any other purpose only if
15 approved by a two-thirds vote of each house of the legislature and if
16 approved by a vote of the people at the next general election. An
17 appropriation approved by the people under this subsection shall result
18 in an adjustment to the state expenditure limit only for the fiscal
19 period for which the appropriation is made and shall not affect any
20 subsequent fiscal period.

21 (3) Funds from the student achievement fund shall be appropriated
22 to the superintendent of public instruction strictly for distribution
23 to school districts to meet the provisions set out in the student
24 achievement act. Allocations shall be made on an equal per full-time
25 equivalent student basis to each school district.

26 **Sec. 932.** RCW 43.215.125 and 2008 c 164 s 2 are each amended to
27 read as follows:

28 (1) (~~Within existing funds~~) For the 2009-2011 fiscal biennium, to
29 the extent funds are appropriated for this purpose, the department
30 shall develop a proposal for implementing a statewide Washington head
31 start program. To the extent possible while maintaining quality
32 standards, the proposal should align the state early childhood
33 education and assistance program with federal head start program
34 eligibility criteria, guidelines, performance standards, and
35 methods/processes for ensuring continuous improvement in program
36 quality. In this proposal, the department shall make recommendations
37 that:

1 (a) Identify federal head start program guidelines, performance
2 measures and standards, or other requirements for which state
3 flexibility would be recommended. This shall include an analysis of
4 how state flexibility may impact outcomes for children and how that
5 flexibility might deviate from outcomes associated with the federal
6 standards. Areas to be examined must include, but are not limited to,
7 transportation requirements, service hour configurations, delivery
8 methods, and impact on rural programs;

9 (b) Provide comparative data regarding child performance,
10 readiness, and educational outcomes for Washington's existing head
11 start and early childhood education and assistance programs;

12 (c) Determine the alignment between head start standards and the
13 recommendations of Washington learns;

14 (d) Identify any change in the state early childhood education and
15 assistance program laws that would be required to implement the
16 Washington head start proposal;

17 (e) Identify additional resources needed to meet federal guidelines
18 and standards. Areas to be examined must include, but are not limited
19 to: Per-child funding levels, professional development and training
20 needs, facilities needs, and technical assistance;

21 (f) Identify state early childhood education and assistance
22 programs that do and do not offer full-day, full-year services to
23 children, and what transition steps would be needed for these programs
24 to operate in the same manner as federal head start programs;

25 (g) Provide steps for phasing-in the Washington head start
26 proposal;

27 (h) Include a timeline, strategy, and funding needs to implement a
28 statewide, state-supported early head start program as a component of
29 the Washington head start proposal; and

30 (i) Detail the process the department would take with the regional
31 office of federal head start in identifying any exceptions or waivers
32 needed to provide flexibility and maintain high quality standards.

33 (2) In developing its recommendations for this proposal, the
34 department shall seek, where appropriate and available, training or
35 technical assistance from the appropriate regional office of federal
36 head start in order to maximize nonstate resources that might be
37 available for the consultative work and research involved with

1 developing this proposal. The department also shall consult with and
2 solicit input from:

3 (a) State early childhood education and assistance program
4 providers on Indian reservations and across the state, including
5 providers who operate solely state-supported programs;

6 (b) Tribal governments operating head start programs and early head
7 start programs in the state to ensure that the needs of Indian and
8 Alaskan native children and their families are incorporated into the
9 recommendations of the proposal, especially as they pertain to
10 standards or guidelines around language acquisition, school readiness,
11 availability and need for services among Indian and Alaskan native
12 children and their families, and curriculum development; and

13 (c) Providers operating migrant and seasonal head start programs in
14 the state in order to address the needs of the children of migrant and
15 seasonal farmworker families.

16 (3) The department shall make recommendations on how it would
17 periodically review the standards and guidelines within the Washington
18 head start program, including incorporation of the latest research and
19 information on early childhood development as well as any new
20 innovations that may further improve outcomes to low-income children
21 and their families.

22 (4) The department's recommendations on a Washington head start
23 proposal shall include how the proposal aligns with the department's
24 current statutory duties. The recommendations shall also include any
25 other options that may improve the quality of state-supported early
26 learning programs.

27 (5) The department shall deliver its report to the governor and
28 legislature by December 1, 2009.

29 **Sec. 933.** RCW 70.93.180 and 2005 c 518 s 939 are each amended to
30 read as follows:

31 (1) There is hereby created an account within the state treasury to
32 be known as the "waste reduction, recycling, and litter control
33 account". Moneys in the account may be spent only after appropriation.
34 Expenditures from the waste reduction, recycling, and litter control
35 account shall be used as follows:

36 (a) Fifty percent to the department of ecology, for use by the
37 departments of ecology, natural resources, revenue, transportation, and

1 corrections, and the parks and recreation commission, for use in litter
2 collection programs, to be distributed under RCW 70.93.220. The amount
3 to the department of ecology shall also be used for a central
4 coordination function for litter control efforts statewide, for the
5 biennial litter survey under RCW 70.93.200(8), and for statewide public
6 awareness programs under RCW 70.93.200(7). The amount to the
7 department shall also be used to defray the costs of administering the
8 funding, coordination, and oversight of local government programs for
9 waste reduction, litter control, and recycling, so that local
10 governments can apply one hundred percent of their funding to achieving
11 program goals. The amount to the department of revenue shall be used
12 to enforce compliance with the litter tax imposed in chapter 82.19 RCW;

13 (b) Twenty percent to the department for local government funding
14 programs for waste reduction, litter control, and recycling activities
15 by cities and counties under RCW 70.93.250, to be administered by the
16 department of ecology; and

17 (c) Thirty percent to the department of ecology for waste reduction
18 and recycling efforts.

19 (2) All taxes imposed in RCW 82.19.010 and fines and bail
20 forfeitures collected or received pursuant to this chapter shall be
21 deposited in the waste reduction, recycling, and litter control account
22 and used for the programs under subsection (1) of this section.

23 (3) Not less than five percent and no more than ten percent of the
24 amount appropriated into the waste reduction, recycling, and litter
25 control account every biennium shall be reserved for capital needs,
26 including the purchase of vehicles for transporting crews and for
27 collecting litter and solid waste. Capital funds shall be distributed
28 among state agencies and local governments according to the same
29 criteria provided in RCW 70.93.220 for the remainder of the funds, so
30 that the most effective waste reduction, litter control, and recycling
31 programs receive the most funding. The intent of this subsection is to
32 provide funds for the purchase of equipment that will enable the
33 department to account for the greatest return on investment in terms of
34 reaching a zero litter goal.

35 (4) During the ((2005-2007)) 2009-2011 fiscal biennium, the
36 legislature may transfer from the waste reduction, recycling, and
37 litter control account to the state general fund such amounts as

1 reflect the excess fund balance of the account. For purposes of
2 subsection (1) of this section, this transfer shall be treated as an
3 expenditure for litter collection.

4 **Sec. 934.** RCW 70.105D.070 and 2008 c 329 s 921, 2008 c 329 s 920,
5 2008 c 329 s 919, and 2008 c 328 s 6009 are each reenacted and amended
6 to read as follows:

7 (1) The state toxics control account and the local toxics control
8 account are hereby created in the state treasury.

9 (2) The following moneys shall be deposited into the state toxics
10 control account: (a) Those revenues which are raised by the tax
11 imposed under RCW 82.21.030 and which are attributable to that portion
12 of the rate equal to thirty-three one-hundredths of one percent; (b)
13 the costs of remedial actions recovered under this chapter or chapter
14 70.105A RCW; (c) penalties collected or recovered under this chapter;
15 and (d) any other money appropriated or transferred to the account by
16 the legislature. Moneys in the account may be used only to carry out
17 the purposes of this chapter, including but not limited to the
18 following activities:

19 (i) The state's responsibility for hazardous waste planning,
20 management, regulation, enforcement, technical assistance, and public
21 education required under chapter 70.105 RCW;

22 (ii) The state's responsibility for solid waste planning,
23 management, regulation, enforcement, technical assistance, and public
24 education required under chapter 70.95 RCW;

25 (iii) The hazardous waste cleanup program required under this
26 chapter;

27 (iv) State matching funds required under the federal cleanup law;

28 (v) Financial assistance for local programs in accordance with
29 chapters 70.95, 70.95C, 70.95I, and 70.105 RCW;

30 (vi) State government programs for the safe reduction, recycling,
31 or disposal of hazardous wastes from households, small businesses, and
32 agriculture;

33 (vii) Hazardous materials emergency response training;

34 (viii) Water and environmental health protection and monitoring
35 programs;

36 (ix) Programs authorized under chapter 70.146 RCW;

1 (x) A public participation program, including regional citizen
2 advisory committees;

3 (xi) Public funding to assist potentially liable persons to pay for
4 the costs of remedial action in compliance with cleanup standards under
5 RCW 70.105D.030(2)(e) but only when the amount and terms of such
6 funding are established under a settlement agreement under RCW
7 70.105D.040(4) and when the director has found that the funding will
8 achieve both (A) a substantially more expeditious or enhanced cleanup
9 than would otherwise occur, and (B) the prevention or mitigation of
10 unfair economic hardship; (~~and~~)

11 (xii) Development and demonstration of alternative management
12 technologies designed to carry out the hazardous waste management
13 priorities of RCW 70.105.150; and

14 (xiii) During the 2009-2011 fiscal biennium, shoreline update
15 technical assistance.

16 (3) The following moneys shall be deposited into the local toxics
17 control account: Those revenues which are raised by the tax imposed
18 under RCW 82.21.030 and which are attributable to that portion of the
19 rate equal to thirty-seven one-hundredths of one percent.

20 (a) Moneys deposited in the local toxics control account shall be
21 used by the department for grants or loans to local governments for the
22 following purposes in descending order of priority:

23 (i) Remedial actions;

24 (ii) Hazardous waste plans and programs under chapter 70.105 RCW;

25 (iii) Solid waste plans and programs under chapters 70.95, 70.95C,
26 70.95I, and 70.105 RCW;

27 (iv) Funds for a program to assist in the assessment and cleanup of
28 sites of methamphetamine production, but not to be used for the initial
29 containment of such sites, consistent with the responsibilities and
30 intent of RCW 69.50.511; and

31 (v) Cleanup and disposal of hazardous substances from abandoned or
32 derelict vessels, defined for the purposes of this section as vessels
33 that have little or no value and either have no identified owner or
34 have an identified owner lacking financial resources to clean up and
35 dispose of the vessel, that pose a threat to human health or the
36 environment.

37 (b) Funds for plans and programs shall be allocated consistent with
38 the priorities and matching requirements established in chapters

1 70.105, 70.95C, 70.95I, and 70.95 RCW, except that any applicant that
2 is a Puget Sound partner, as defined in RCW 90.71.010, along with any
3 project that is referenced in the action agenda developed by the Puget
4 Sound partnership under RCW 90.71.310, shall, except as conditioned by
5 RCW 70.105D.120, receive priority for any available funding for any
6 grant or funding programs or sources that use a competitive bidding
7 process. During the 2007-2009 fiscal biennium, moneys in the account
8 may also be used for grants to local governments to retrofit public
9 sector diesel equipment and for storm water planning and implementation
10 activities.

11 (c) Funds may also be appropriated to the department of health to
12 implement programs to reduce testing requirements under the federal
13 safe drinking water act for public water systems. The department of
14 health shall reimburse the account from fees assessed under RCW
15 70.119A.115 by June 30, 1995.

16 (d) To expedite cleanups throughout the state, the department shall
17 partner with local communities and liable parties for cleanups. The
18 department is authorized to use the following additional strategies in
19 order to ensure a healthful environment for future generations:

20 (i) The director may alter grant-matching requirements to create
21 incentives for local governments to expedite cleanups when one of the
22 following conditions exists:

23 (A) Funding would prevent or mitigate unfair economic hardship
24 imposed by the clean-up liability;

25 (B) Funding would create new substantial economic development,
26 public recreational, or habitat restoration opportunities that would
27 not otherwise occur; or

28 (C) Funding would create an opportunity for acquisition and
29 redevelopment of vacant, orphaned, or abandoned property under RCW
30 70.105D.040(5) that would not otherwise occur;

31 (ii) The use of outside contracts to conduct necessary studies;

32 (iii) The purchase of remedial action cost-cap insurance, when
33 necessary to expedite multiparty clean-up efforts.

34 (4) Except for unanticipated receipts under RCW 43.79.260 through
35 43.79.282, moneys in the state and local toxics control accounts may be
36 spent only after appropriation by statute.

37 (5) One percent of the moneys deposited into the state and local
38 toxics control accounts shall be allocated only for public

1 participation grants to persons who may be adversely affected by a
2 release or threatened release of a hazardous substance and to not-for-
3 profit public interest organizations. The primary purpose of these
4 grants is to facilitate the participation by persons and organizations
5 in the investigation and remedying of releases or threatened releases
6 of hazardous substances and to implement the state's solid and
7 hazardous waste management priorities. However, during the 1999-2001
8 fiscal biennium, funding may not be granted to entities engaged in
9 lobbying activities, and applicants may not be awarded grants if their
10 cumulative grant awards under this section exceed two hundred thousand
11 dollars. No grant may exceed sixty thousand dollars. Grants may be
12 renewed annually. Moneys appropriated for public participation from
13 either account which are not expended at the close of any biennium
14 shall revert to the state toxics control account.

15 (6) No moneys deposited into either the state or local toxics
16 control account may be used for solid waste incinerator feasibility
17 studies, construction, maintenance, or operation, or, after January 1,
18 2010, for projects designed to address the restoration of Puget Sound,
19 funded in a competitive grant process, that are in conflict with the
20 action agenda developed by the Puget Sound partnership under RCW
21 90.71.310.

22 (7) The department shall adopt rules for grant or loan issuance and
23 performance.

24 (8) During the ~~((2007-2009))~~ 2009-2011 fiscal biennium, the
25 legislature may transfer from the local toxics control account to ~~((the~~
26 ~~state toxics control))~~ either the state general fund or the oil spill
27 prevention account, or both such amounts as reflect excess fund balance
28 in the account.

29 (9) During the ~~((2007-2009))~~ 2009-2011 fiscal biennium, the local
30 toxics control account may also be used for a standby rescue tug at
31 Neah Bay, local government shoreline update grants, public sector
32 diesel equipment retrofit grants, and oil spill prevention,
33 preparedness, and response activities.

34 (10) During the 2009-2011 fiscal biennium, the legislature may
35 transfer from the state toxics control account to the state general
36 fund such amounts as reflect the excess fund balance in the account.

1 **Sec. 935.** RCW 74.08A.340 and 2008 c 329 s 922 are each amended to
2 read as follows:

3 The department of social and health services shall operate the
4 Washington WorkFirst program authorized under RCW 74.08A.200 through
5 74.08A.330, 43.330.145, 43.215.545, and 74.25.040, and chapter 74.12
6 RCW within the following constraints:

7 (1) The full amount of the temporary assistance for needy families
8 block grant, plus qualifying state expenditures as appropriated in the
9 biennial operating budget, shall be appropriated to the department each
10 year in the biennial appropriations act to carry out the provisions of
11 the program authorized in RCW 74.08A.200 through 74.08A.330,
12 43.330.145, 43.215.545, and 74.25.040, and chapter 74.12 RCW.

13 (2)(a) The department may expend funds defined in subsection (1) of
14 this section in any manner that will effectively accomplish the outcome
15 measures defined in RCW 74.08A.410 with the following exception:
16 Beginning with the 2007-2009 biennium, funds that constitute the
17 working connections child care program, child care quality programs,
18 and child care licensing functions.

19 (b) Beginning in the 2007-2009 fiscal biennium, the legislature
20 shall appropriate and the departments of early learning and social and
21 health services shall expend funds defined in subsection (1) of this
22 section that constitute the working connections child care program,
23 child care quality programs, and child care licensing functions in a
24 manner that is consistent with the outcome measures defined in RCW
25 74.08A.410.

26 (c) No more than fifteen percent of the amount provided in
27 subsection (1) of this section may be spent for administrative
28 purposes. For the purpose of this subsection, "administrative
29 purposes" does not include expenditures for information technology and
30 computerization needed for tracking and monitoring required by P.L.
31 104-193. The department shall not increase grant levels to recipients
32 of the program authorized in RCW 74.08A.200 through 74.08A.330 and
33 43.330.145 and chapter 74.12 RCW, except as authorized in the omnibus
34 appropriations act for the ((2007-2009)) 2009-2011 biennium.

35 (3) The department shall implement strategies that accomplish the
36 outcome measures identified in RCW 74.08A.410 that are within the
37 funding constraints in this section. Specifically, the department
38 shall implement strategies that will cause the number of cases in the

1 program authorized in RCW 74.08A.200 through 74.08A.330 and 43.330.145
2 and chapter 74.12 RCW to decrease by at least fifteen percent during
3 the 1997-99 biennium and by at least five percent in the subsequent
4 biennium. The department may transfer appropriation authority between
5 funding categories within the economic services program in order to
6 carry out the requirements of this subsection.

7 (4) The department shall monitor expenditures against the
8 appropriation levels provided for in subsection (1) of this section.
9 The department shall quarterly make a determination as to whether
10 expenditure levels will exceed available funding and communicate its
11 finding to the legislature. If the determination indicates that
12 expenditures will exceed funding at the end of the fiscal year, the
13 department shall take all necessary actions to ensure that all services
14 provided under this chapter shall be made available only to the extent
15 of the availability and level of appropriation made by the legislature.

16 **Sec. 936.** RCW 74.31.060 and 2007 c 356 s 7 are each amended to
17 read as follows:

18 The traumatic brain injury account is created in the state
19 treasury. Two dollars of the fee imposed under RCW 46.63.110(7)(c)
20 must be deposited into the account. Moneys in the account may be spent
21 only after appropriation, and may be used only to provide a public
22 awareness campaign and services relating to traumatic brain injury
23 under RCW 74.31.040 and 74.31.050, for information and referral
24 services, and for costs of required department staff who are providing
25 support for the council and information and referral services under RCW
26 74.31.020 and 74.31.030. During the 2009-2011 fiscal biennium, money
27 in the account may also be spent on long term care services. The
28 secretary of the department of social and health services has the
29 authority to administer the funds.

30 **Sec. 937.** RCW 79.64.040 and 2007 c 522 s 958 are each amended to
31 read as follows:

32 (1) The board shall determine the amount deemed necessary in order
33 to achieve the purposes of this chapter and shall provide by rule for
34 the deduction of this amount from the moneys received from all leases,
35 sales, contracts, licenses, permits, easements, and rights-of-way

1 issued by the department and affecting state lands and aquatic lands,
2 provided that no deduction shall be made from the proceeds from
3 agricultural college lands.

4 (2) Moneys received as deposits from successful bidders, advance
5 payments, and security under RCW 79.15.100, 79.15.080, and 79.11.150
6 prior to December 1, 1981, which have not been subjected to deduction
7 under this section are not subject to deduction under this section.

8 (3) Except as otherwise provided in subsection (5) of this section,
9 the deductions authorized under this section shall not exceed twenty-
10 five percent of the moneys received by the department in connection
11 with any one transaction pertaining to state lands and aquatic lands
12 other than second-class tide and shore lands and the beds of navigable
13 waters, and fifty percent of the moneys received by the department
14 pertaining to second-class tide and shore lands and the beds of
15 navigable waters.

16 (4) In the event that the department sells logs using the contract
17 harvesting process described in RCW 79.15.500 through 79.15.530, the
18 moneys received subject to this section are the net proceeds from the
19 contract harvesting sale.

20 (5) During the ((2007-2009)) 2009-2011 fiscal biennium, the twenty-
21 five percent limitation on deductions set in subsection (3) of this
22 section may be increased up to thirty percent by the board(~~(, provided~~
23 ~~the total amount deducted does not exceed the total appropriations in~~
24 ~~the operating and capital budgets for the fiscal period. At the end of~~
25 ~~the fiscal period, any amounts deducted in excess of the appropriations~~
26 ~~shall be transferred to the appropriate beneficiary distribution~~
27 ~~accounts)).~~

28 **Sec. 938.** RCW 79.105.150 and 2008 c 299 s 28 are each amended to
29 read as follows:

30 (1) After deduction for management costs as provided in RCW
31 79.64.040 and payments to towns under RCW 79.115.150(2), all moneys
32 received by the state from the sale or lease of state-owned aquatic
33 lands and from the sale of valuable material from state-owned aquatic
34 lands shall be deposited in the aquatic lands enhancement account which
35 is hereby created in the state treasury. After appropriation, these
36 funds shall be used solely for aquatic lands enhancement projects; for
37 the purchase, improvement, or protection of aquatic lands for public

1 purposes; for providing and improving access to the lands; and for
2 volunteer cooperative fish and game projects. In addition, during the
3 2009-2011 biennium only, the aquatic lands enhancement account may also
4 be used for hatchery reform. During the 2009-2011 fiscal biennium, the
5 legislature may transfer from the aquatic lands enhancement account to
6 the motor vehicle account such amounts as reflect the excess fund
7 balance of the account.

8 (2) In providing grants for aquatic lands enhancement projects, the
9 recreation and conservation funding board shall:

10 (a) Require grant recipients to incorporate the environmental
11 benefits of the project into their grant applications;

12 (b) Utilize the statement of environmental benefits, consideration,
13 except as provided in RCW 79.105.610, of whether the applicant is a
14 Puget Sound partner, as defined in RCW 90.71.010, whether a project is
15 referenced in the action agenda developed by the Puget Sound
16 partnership under RCW 90.71.310, and except as otherwise provided in
17 RCW 79.105.630, and effective one calendar year following the
18 development and statewide availability of model evergreen community
19 management plans and ordinances under RCW 35.105.050, whether the
20 applicant is an entity that has been recognized, and what gradation of
21 recognition was received, in the evergreen community recognition
22 program created in RCW 35.105.030 in its prioritization and selection
23 process; and

24 (c) Develop appropriate outcome-focused performance measures to be
25 used both for management and performance assessment of the grants.

26 (3) To the extent possible, the department should coordinate its
27 performance measure system with other natural resource-related agencies
28 as defined in RCW 43.41.270.

29 (4) The department shall consult with affected interest groups in
30 implementing this section.

31 (5) After January 1, 2010, any project designed to address the
32 restoration of Puget Sound may be funded under this chapter only if the
33 project is not in conflict with the action agenda developed by the
34 Puget Sound partnership under RCW 90.71.310.

35 **Sec. 939.** RCW 84.52.0531 and 2006 c 119 s 2 are each amended to
36 read as follows:

1 The maximum dollar amount which may be levied by or for any school
2 district for maintenance and operation support under the provisions of
3 RCW 84.52.053 shall be determined as follows:

4 (1) For excess levies for collection in calendar year 1997, the
5 maximum dollar amount shall be calculated pursuant to the laws and
6 rules in effect in November 1996.

7 (2) For excess levies for collection in calendar year 1998 and
8 thereafter, the maximum dollar amount shall be the sum of (a) plus or
9 minus (b) and (c) of this subsection minus (d) of this subsection:

10 (a) The district's levy base as defined in subsections (3) and (4)
11 of this section multiplied by the district's maximum levy percentage as
12 defined in subsection (5) of this section;

13 (b) For districts in a high/nonhigh relationship, the high school
14 district's maximum levy amount shall be reduced and the nonhigh school
15 district's maximum levy amount shall be increased by an amount equal to
16 the estimated amount of the nonhigh payment due to the high school
17 district under RCW 28A.545.030(3) and 28A.545.050 for the school year
18 commencing the year of the levy;

19 (c) For districts in an interdistrict cooperative agreement, the
20 nonresident school district's maximum levy amount shall be reduced and
21 the resident school district's maximum levy amount shall be increased
22 by an amount equal to the per pupil basic education allocation included
23 in the nonresident district's levy base under subsection (3) of this
24 section multiplied by:

25 (i) The number of full-time equivalent students served from the
26 resident district in the prior school year; multiplied by:

27 (ii) The serving district's maximum levy percentage determined
28 under subsection (5) of this section; increased by:

29 (iii) The percent increase per full-time equivalent student as
30 stated in the state basic education appropriation section of the
31 biennial budget between the prior school year and the current school
32 year divided by fifty-five percent;

33 (d) The district's maximum levy amount shall be reduced by the
34 maximum amount of state matching funds for which the district is
35 eligible under RCW 28A.500.010.

36 (3) For excess levies for collection in calendar year 2005 and
37 thereafter, a district's levy base shall be the sum of allocations in
38 (a) through (c) of this subsection received by the district for the

1 prior school year and the amounts determined under subsection (4) of
2 this section, including allocations for compensation increases, plus
3 the sum of such allocations multiplied by the percent increase per full
4 time equivalent student as stated in the state basic education
5 appropriation section of the biennial budget between the prior school
6 year and the current school year and divided by fifty-five percent. A
7 district's levy base shall not include local school district property
8 tax levies or other local revenues, or state and federal allocations
9 not identified in (a) through (c) of this subsection.

10 (a) The district's basic education allocation as determined
11 pursuant to RCW 28A.150.250, 28A.150.260, and 28A.150.350;

12 (b) State and federal categorical allocations for the following
13 programs:

14 (i) Pupil transportation;

15 (ii) Special education;

16 (iii) Education of highly capable students;

17 (iv) Compensatory education, including but not limited to learning
18 assistance, migrant education, Indian education, refugee programs, and
19 bilingual education;

20 (v) Food services; and

21 (vi) Statewide block grant programs; and

22 (c) Any other federal allocations for elementary and secondary
23 school programs, including direct grants, other than federal impact aid
24 funds and allocations in lieu of taxes.

25 (4) During the 2009-11 biennium, for levy collections in calendar
26 years 2005 through 2011, in addition to the allocations included under
27 subsection (3)(a) through (c) of this section, a district's levy base
28 shall also include the following:

29 (a) The difference between the allocation the district would have
30 received in the current school year had RCW 84.52.068 not been amended
31 by chapter 19, Laws of 2003 1st sp. sess., and had RCW 28A.505.220 not
32 been amended by section 923 of this act, and the allocation the
33 district received in the current school year pursuant to RCW 84.52.068.
34 The office of the superintendent of public instruction shall offset the
35 amount added to a district's levy base pursuant to this subsection
36 (4)(a) by any additional per student allocations included in a
37 district's levy base pursuant to the enactment of an initiative to the
38 people subsequent to June 10, 2004; and

1 (b) The difference between the allocations the district would have
2 received the prior school year had RCW 28A.400.205 not been amended by
3 chapter 20, Laws of 2003 1st sp. sess. and by section 917 of this act
4 and the allocations the district actually received the prior school
5 year pursuant to RCW 28A.400.205. The office of the superintendent of
6 public instruction shall offset the amount added to a district's levy
7 base pursuant to this subsection (4)(b) by any additional salary
8 increase allocations included in a district's levy base pursuant to the
9 enactment of an initiative to the people subsequent to June 10, 2004.

10 (5) A district's maximum levy percentage shall be twenty-two
11 percent in 1998 and twenty-four percent in 1999 and every year
12 thereafter; plus, for qualifying districts, the grandfathered
13 percentage determined as follows:

14 (a) For 1997, the difference between the district's 1993 maximum
15 levy percentage and twenty percent; and

16 (b) For 1998 and thereafter, the percentage calculated as follows:

17 (i) Multiply the grandfathered percentage for the prior year times
18 the district's levy base determined under subsection (3) of this
19 section;

20 (ii) Reduce the result of (b)(i) of this subsection by any levy
21 reduction funds as defined in subsection (6) of this section that are
22 to be allocated to the district for the current school year;

23 (iii) Divide the result of (b)(ii) of this subsection by the
24 district's levy base; and

25 (iv) Take the greater of zero or the percentage calculated in
26 (b)(iii) of this subsection.

27 (6) "Levy reduction funds" shall mean increases in state funds from
28 the prior school year for programs included under subsections (3) and
29 (4) of this section: (a) That are not attributable to enrollment
30 changes, compensation increases, or inflationary adjustments; and (b)
31 that are or were specifically identified as levy reduction funds in the
32 appropriations act. If levy reduction funds are dependent on formula
33 factors which would not be finalized until after the start of the
34 current school year, the superintendent of public instruction shall
35 estimate the total amount of levy reduction funds by using prior school
36 year data in place of current school year data. Levy reduction funds
37 shall not include moneys received by school districts from cities or
38 counties.

1 (7) For the purposes of this section, "prior school year" means the
2 most recent school year completed prior to the year in which the levies
3 are to be collected.

4 (8) For the purposes of this section, "current school year" means
5 the year immediately following the prior school year.

6 (9) Funds collected from transportation vehicle fund tax levies
7 shall not be subject to the levy limitations in this section.

8 (10) The superintendent of public instruction shall develop rules
9 and regulations and inform school districts of the pertinent data
10 necessary to carry out the provisions of this section.

11 NEW SECTION. **Sec. 940.** Section 939 of this act expires January 1,
12 2012.

13 NEW SECTION. **Sec. 941.** Section 932 of this act expires June 30,
14 2011.

15 NEW SECTION. **Sec. 942.** If any provision of this act or its
16 application to any person or circumstance is held invalid, the
17 remainder of the act or the application of the provision to other
18 persons or circumstances is not affected.

19 NEW SECTION. **Sec. 943.** This act is necessary for the immediate
20 preservation of the public peace, health, or safety, or support of the
21 state government and its existing public institutions, and takes effect
22 immediately.

(End of part)

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