

SHB 2195 - S COMM AMD
By Committee on Ways & Means

ADOPTED 03/01/2024

1 Strike everything after the enacting clause and insert the
2 following:

3 **"Sec. 1.** RCW 43.31.577 and 2023 c 474 s 8031 are each amended to
4 read as follows:

5 (1) Activities eligible for funding through the early learning
6 facilities grant and loan program for eligible organizations include:

7 (a) Facility predesign grants or loans (~~of no more than~~
8 ~~\$20,000~~) to allow eligible organizations to secure professional
9 services or consult with organizations certified by the community
10 development financial institutions fund to plan for and assess the
11 feasibility of early learning facilities projects or receive other
12 technical assistance to design and develop projects for construction
13 funding;

14 (b) Grants or loans (~~of no more than \$200,000 for minor~~
15 ~~renovations or repairs of existing early learning facilities or~~) for
16 predevelopment activities to advance a proposal from planning to
17 major construction or renovation;

18 (c) Grants or loans for renovations or repairs of existing early
19 learning facilities;

20 (d) Major construction and renovation grants or loans and grants
21 or loans for facility purchases (~~of no more than \$1,000,000~~) to
22 create or expand early learning facilities(~~(, except that during the~~
23 ~~2023-2025 fiscal biennium these grants or loans may not exceed~~
24 ~~\$2,500,000))~~; and

25 (~~(d)~~) (e) Administration costs associated with conducting
26 application processes, managing contracts, translation services, and
27 providing technical assistance.

28 (2) For grants or loans awarded under subsection (1)(c) and (d)
29 of this section, the department must prioritize applications for
30 facilities that are ready for construction.

31 (3) Activities eligible for funding through the early learning
32 facilities grant and loan program for school districts include major

1 construction, purchase, and renovation grants or loans (~~of no more~~
2 ~~than \$1,000,000~~) to create or expand early learning facilities that
3 received priority and ranking as described in RCW 43.31.581.

4 (~~(3) Amounts in this section must be increased annually by the~~
5 ~~United States implicit price deflator for state and local government~~
6 ~~construction provided by the office of financial management.~~)

7 NEW SECTION. **Sec. 2.** A new section is added to chapter 43.31
8 RCW to read as follows:

9 For early learning facilities collocated with affordable or
10 supportive housing developments, the department may remit state
11 funding on a reimbursement basis for 90 percent of eligible project
12 costs, regardless of the project's match amount, once the nonstate
13 share of project costs have been either expended or firmly committed
14 in an amount sufficient to complete the entire project or a distinct
15 phase of the project that is useable to the public as an early
16 learning facility. Eligible housing developments are projects that
17 have received public funding and have secured enough funding to
18 complete construction of the project that will result in a
19 certificate of occupancy to open the affordable housing development,
20 including the early learning facility.

21 **Sec. 3.** RCW 43.31.575 and 2021 c 130 s 2 are each amended to
22 read as follows:

23 (1) Organizations eligible to receive funding from the early
24 learning facilities grant and loan program include:

- 25 (a) Early childhood education and assistance program providers;
- 26 (b) Working connections child care providers who are eligible to
27 receive state subsidies;
- 28 (c) Licensed early learning centers not currently participating
29 in the early childhood education and assistance program, but
30 intending to do so;
- 31 (d) Developers of housing and community facilities;
- 32 (e) Community and technical colleges;
- 33 (f) Educational service districts;
- 34 (g) Local governments;
- 35 (h) Federally recognized tribes in the state; and
- 36 (i) Religiously affiliated entities.

37 (2) To be eligible to receive funding from the early learning
38 facilities grant and loan program for activities described in RCW

1 43.31.577 (1) (b), (c), and (~~(e)~~) (d) and (2), eligible
2 organizations and school districts must:

3 (a) Commit to being an active participant in good standing with
4 the early achievers program as defined by chapter 43.216 RCW; and

5 (b) Demonstrate that projects receiving construction, purchase,
6 or renovation grants or loans must also:

7 (i) Demonstrate that the project site is under the applicant's
8 control for a minimum of ten years, either through ownership or a
9 long-term lease; and

10 (ii) Commit to using the facility funded by the grant or loan for
11 the purposes of providing preschool or child care for a minimum of
12 ten years.

13 (3) To be eligible to receive funding from the early learning
14 facilities grant and loan program for activities described in RCW
15 43.31.577 (1) (b), (c), and (~~(e)~~) (d) and (2), religiously
16 affiliated entities must use the facility to provide child care and
17 education services consistent with subsection (4) (a) of this section.

18 (4) (a) Upon receiving a grant or loan, the recipient must
19 continue to be an active participant and in good standing with the
20 early achievers program.

21 (b) If the recipient does not meet the conditions specified in
22 (a) of this subsection, the grants shall be repaid to the early
23 learning facilities revolving account or the early learning
24 facilities development account, as directed by the department. So
25 long as an eligible organization continues to provide an early
26 learning program in the facility, the facility is used as authorized,
27 and the eligible organization continues to be an active participant
28 and in good standing with the early achievers program, the grant
29 repayment is waived.

30 (c) The department, in consultation with the department of
31 children, youth, and families, (~~must~~) may adopt rules to implement
32 this section.

33 NEW SECTION. **Sec. 4.** If any provision of this act or its
34 application to any person or circumstance is held invalid, the
35 remainder of the act or the application of the provision to other
36 persons or circumstances is not affected.

37 NEW SECTION. **Sec. 5.** Section 1 of this act takes effect July 1,
38 2025."

ADOPTED 03/01/2024

1 On page 1, line 4 of the title, after "account;" strike the
2 remainder of the title and insert "amending RCW 43.31.577 and
3 43.31.575; adding a new section to chapter 43.31 RCW; and providing
4 an effective date."

EFFECT: Removes eligibility for early learning programs and services operated in a school district facility for funding from the early learning grant and loan program, removes the authorization to transfer funds from the common school construction fund to the early learning facilities development account, and removes the modified definition of "common schools."

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