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ENGROSSED HOUSE BILL 2821

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By Representatives Jones, Bowman, Kremen, Wynne, Rayburn, Hargrove, Basich, Scott, Ogden, Morris, Riley, Haugen, Sheldon, Rasmussen, J. Kohl, Franklin, Brekke and Brumsickle

Read first time 01/28/92. Referred to Committee on Trade & Economic Development.

1 AN ACT Relating to designating certain communities as additional  
2 timber impact areas; amending RCW 50.70.010, 43.31.601, 43.160.020,  
3 43.20A.750, 28B.80.570, and 70.47.115; amending 1991 c 314 s 26  
4 (uncodified); reenacting and amending RCW 28B.50.030; and declaring an  
5 emergency.

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

7 **Sec. 1.** RCW 50.70.010 and 1991 c 315 s 5 are each amended to read  
8 as follows:

9 Unless the context clearly requires otherwise, the definitions in  
10 this section apply throughout this chapter.

11 (1) "Department" means the employment security department.

12 (2) "Dislocated forest products worker" means a forest products  
13 worker who: (a)(i) Has been terminated or received notice of  
14 termination from employment and is unlikely to return to employment in

1 the individual's principal occupation or previous industry because of  
2 a diminishing demand for his or her skills in that occupation or  
3 industry; or (ii) is self-employed and has been displaced from his or  
4 her business because of the diminishing demand for the business's  
5 services or goods; and (b) at the time of last separation from  
6 employment, resided in or was employed in a timber impact area.

7 (3) "Forest products worker" means a worker in the forest products  
8 industries affected by the reduction of forest fiber enhancement,  
9 transportation, or production. The workers included within this  
10 definition shall be determined by the employment security department,  
11 but shall include workers employed in the industries assigned the major  
12 group standard industrial classification codes "24" and "26" and the  
13 industries involved in the harvesting and management of logs,  
14 transportation of logs and wood products, processing of wood products,  
15 and the manufacturing and distribution of wood processing and logging  
16 equipment. The commissioner may adopt rules further interpreting these  
17 definitions. For the purposes of this subsection, "standard industrial  
18 classification code" means the code identified in RCW 50.29.025(6)(c).

19 (4) "Program" means the employment and career orientation program  
20 for dislocated forest products workers administered by the employment  
21 security department in conjunction with the department of natural  
22 resources.

23 (5) "Enrollee" means any person enrolled in the program.

24 (6) "Project" means the natural resource worker project.

25 (7) "Timber impact area" means:

26 (a) A county having a population of less than five hundred  
27 thousand, or a city or town located within a county having a population  
28 of less than five hundred thousand, and meeting two of the following  
29 three criteria, as determined by the employment security department,  
30 for the most recent year such data is available: ~~((a))~~ (i) A lumber

1 and wood products employment location quotient at or above the state  
2 average; ~~((b))~~ (ii) projected or actual direct lumber and wood  
3 products job losses of one hundred positions or more, except counties  
4 having a population greater than two hundred thousand but less than  
5 five hundred thousand must have direct lumber and wood products job  
6 losses of one thousand positions or more; or ~~((e))~~ (iii) an annual  
7 unemployment rate twenty percent or more above the state average; or  
8 (b) Additional communities as the economic recovery coordinating  
9 board, established in RCW 43.31.631, designates based on a finding by  
10 the board that each designated community is socially and economically  
11 integrated with areas that meet the definition of a timber impact area  
12 under (a) of this subsection.

13 **Sec. 2.** RCW 43.31.601 and 1991 c 314 s 2 are each amended to read  
14 as follows:

15 For the purposes of RCW 43.31.601 through 43.31.661:

16 (1) "Board" means the economic recovery coordination board;

17 (2) "Timber impact area" means:

18 (a) A county having a population of less than five hundred  
19 thousand, or a city or town located within a county having a population  
20 of less than five hundred thousand, and meeting two of the following  
21 three criteria, as determined by the employment security department,  
22 for the most recent year such data is available: ~~((a))~~ (i) A lumber  
23 and wood products employment location quotient at or above the state  
24 average; ~~((b))~~ (ii) projected or actual direct lumber and wood  
25 products job losses of one hundred positions or more, except counties  
26 having a population greater than two hundred thousand but less than  
27 five hundred thousand must have direct lumber and wood products job  
28 losses of one thousand positions or more; or ~~((e))~~ (iii) an annual  
29 unemployment rate twenty percent or more above the state average; or

1       (b) Additional communities as the economic recovery coordinating  
2 board, established in RCW 43.31.631, designates based on a finding by  
3 the board that each designated community is socially and economically  
4 integrated with areas that meet the definition of a timber impact area  
5 under (a) of this subsection.

6       **Sec. 3.** RCW 43.160.020 and 1991 c 314 s 22 are each amended to  
7 read as follows:

8       Unless the context clearly requires otherwise, the definitions in  
9 this section apply throughout this chapter.

10       (1) "Board" means the community economic revitalization board.

11       (2) "Bond" means any bond, note, debenture, interim certificate, or  
12 other evidence of financial indebtedness issued by the board pursuant  
13 to this chapter.

14       (3) "Department" means the department of trade and economic  
15 development or its successor with respect to the powers granted by this  
16 chapter.

17       (4) "Financial institution" means any bank, savings and loan  
18 association, credit union, development credit corporation, insurance  
19 company, investment company, trust company, savings institution, or  
20 other financial institution approved by the board and maintaining an  
21 office in the state.

22       (5) "Industrial development facilities" means "industrial  
23 development facilities" as defined in RCW 39.84.020.

24       (6) "Industrial development revenue bonds" means tax-exempt revenue  
25 bonds used to fund industrial development facilities.

26       (7) "Local government" means any port district, county, city, or  
27 town.

28       (8) "Sponsor" means any of the following entities which customarily  
29 provide service or otherwise aid in industrial or other financing and

1 are approved as a sponsor by the board: A bank, trust company, savings  
2 bank, investment bank, national banking association, savings and loan  
3 association, building and loan association, credit union, insurance  
4 company, or any other financial institution, governmental agency, or  
5 holding company of any entity specified in this subsection.

6 (9) "Umbrella bonds" means industrial development revenue bonds  
7 from which the proceeds are loaned, transferred, or otherwise made  
8 available to two or more users under this chapter.

9 (10) "User" means one or more persons acting as lessee, purchaser,  
10 mortgagor, or borrower under a financing document and receiving or  
11 applying to receive revenues from bonds issued under this chapter.

12 (11) "Timber impact area" means:

13 (a) A county having a population of less than five hundred  
14 thousand, or a city or town located within a county having a population  
15 of less than five hundred thousand, and meeting two of the following  
16 three criteria, as determined by the employment security department,  
17 for the most recent year such data is available: ((+a+)) (i) A lumber  
18 and wood products employment location quotient at or above the state  
19 average; ((+b+)) (ii) projected or actual direct lumber and wood  
20 products job losses of one hundred positions or more, except counties  
21 having a population greater than two hundred thousand but less than  
22 five hundred thousand must have direct lumber and wood products job  
23 losses of one thousand positions or more; or ((+c+)) (iii) an annual  
24 unemployment rate twenty percent or more above the state average; or

25 (b) Additional communities as the economic recovery coordinating  
26 board, established in RCW 43.31.631, designates based on a finding by  
27 the board that each designated community is socially and economically  
28 integrated with areas that meet the definition of a timber impact area  
29 under (a) of this subsection.

1       **Sec. 4.** RCW 43.20A.750 and 1991 c 315 s 28 are each amended to  
2 read as follows:

3       (1) The department of social and health services shall help  
4 families and workers in timber impact areas make the transition through  
5 economic difficulties and shall provide services to assist workers to  
6 gain marketable skills. The department, as a member of the agency  
7 timber task force and in consultation with the economic recovery  
8 coordination board, and, where appropriate, under an interagency  
9 agreement with the department of community development, shall provide  
10 grants through the office of the secretary for services to the  
11 unemployed in timber impact areas, including providing direct or  
12 referral services, establishing and operating service delivery  
13 programs, and coordinating delivery programs and delivery of services.  
14 These grants may be awarded for family support centers, reemployment  
15 centers, or other local service agencies.

16       (2) The services provided through the grants may include, but need  
17 not be limited to: Credit counseling; social services including  
18 marital counseling; psychotherapy or psychological counseling; mortgage  
19 foreclosures and utilities problems counseling; drug and alcohol abuse  
20 services; medical services; and residential heating and food  
21 acquisition.

22       (3) Funding for these services shall be coordinated through the  
23 economic recovery coordination board which will establish a fund to  
24 provide child care assistance, mortgage assistance, and counseling  
25 which cannot be met through current programs. No funds shall be used  
26 for additional full-time equivalents for administering this section.

27       (4)(a) Grants for family support centers are intended to provide  
28 support to families by responding to needs identified by the families  
29 and communities served by the centers. Services provided by family  
30 support centers may include parenting education, child development

1 assessments, health and nutrition education, counseling, and  
2 information and referral services. Such services may be provided  
3 directly by the center or through referral to other agencies  
4 participating in the interagency team.

5 (b) The department shall consult with the council on child abuse or  
6 neglect regarding grants for family support centers.

7 (5) "Timber impact area" means:

8 (a) A county having a population of less than five hundred  
9 thousand, or a city or town located within a county having a population  
10 of less than five hundred thousand, and meeting two of the following  
11 three criteria, as determined by the employment security department,  
12 for the most recent year such data is available: ~~((a))~~ (i) A lumber  
13 and wood products employment location quotient at or above the state  
14 average; ~~((b))~~ (ii) projected or actual direct lumber and wood  
15 products job losses of one hundred positions or more, except counties  
16 having a population greater than two hundred thousand but less than  
17 five hundred thousand must have direct lumber and wood products job  
18 losses of one thousand positions or more; or ~~((c))~~ (iii) an annual  
19 unemployment rate twenty percent or more above the state average; or

20 (b) Additional communities as the economic recovery coordinating  
21 board, established in RCW 43.31.631, designates based on a finding by  
22 the board that each designated community is socially and economically  
23 integrated with areas that meet the definition of a timber impact area  
24 under (a) of this subsection.

25 **Sec. 5.** RCW 28B.50.030 and 1991 c 315 s 15 and 1991 c 238 s 22 are  
26 each reenacted and amended to read as follows:

27 As used in this chapter, unless the context requires otherwise, the  
28 term:

1 (1) "System" shall mean the state system of community and technical  
2 colleges, which shall be a system of higher education.

3 (2) "Board" shall mean the work force training and education  
4 coordinating board.

5 (3) "College board" shall mean the state board for community and  
6 technical colleges created by this chapter.

7 (4) "Director" shall mean the administrative director for the state  
8 system of community and technical colleges.

9 (5) "District" shall mean any one of the community and technical  
10 college districts created by this chapter.

11 (6) "Board of trustees" shall mean the local community and  
12 technical college board of trustees established for each college  
13 district within the state.

14 (7) "Occupational education" shall mean that education or training  
15 that will prepare a student for employment that does not require a  
16 baccalaureate degree.

17 (8) "K-12 system" shall mean the public school program including  
18 kindergarten through the twelfth grade.

19 (9) "Common school board" shall mean a public school district board  
20 of directors.

21 (10) "Community college" shall include those higher education  
22 institutions that conduct education programs under RCW 28B.50.020.

23 (11) "Technical college" shall include those higher education  
24 institutions with the sole mission of conducting occupational  
25 education, basic skills, literacy programs, and offering on short  
26 notice, when appropriate, programs that meet specific industry needs.  
27 The programs of technical colleges shall include, but not be limited  
28 to, continuous enrollment, competency-based instruction, industry-  
29 experienced faculty, curriculum integrating vocational and basic skills  
30 education, and curriculum approved by representatives of employers and



1 labor. For purposes of this chapter, technical colleges shall include  
2 Lake Washington Vocational-Technical Institute, Renton Vocational-  
3 Technical Institute, Bates Vocational-Technical Institute, Clover Park  
4 Vocational Institute, and Bellingham Vocational-Technical Institute.

5 (12) "Adult education" shall mean all education or instruction,  
6 including academic, vocational education or training, basic skills and  
7 literacy training, and "occupational education" provided by public  
8 educational institutions, including common school districts for persons  
9 who are eighteen years of age and over or who hold a high school  
10 diploma or certificate. However, "adult education" shall not include  
11 academic education or instruction for persons under twenty-one years of  
12 age who do not hold a high school degree or diploma and who are  
13 attending a public high school for the sole purpose of obtaining a high  
14 school diploma or certificate, nor shall "adult education" include  
15 education or instruction provided by any four year public institution  
16 of higher education.

17 (13) "Dislocated forest product worker" shall mean a forest  
18 products worker who: (a)(i) Has been terminated or received notice of  
19 termination from employment and is unlikely to return to employment in  
20 the individual's principal occupation or previous industry because of  
21 a diminishing demand for his or her skills in that occupation or  
22 industry; or (ii) is self-employed and has been displaced from his or  
23 her business because of the diminishing demand for the business's  
24 services or goods; and (b) at the time of last separation from  
25 employment, resided in or was employed in a timber impact area.

26 (14) "Forest products worker" shall mean a worker in the forest  
27 products industries affected by the reduction of forest fiber  
28 enhancement, transportation, or production. The workers included  
29 within this definition shall be determined by the employment security  
30 department, but shall include workers employed in the industries

1 assigned the major group standard industrial classification codes "24"  
2 and "26" and the industries involved in the harvesting and management  
3 of logs, transportation of logs and wood products, processing of wood  
4 products, and the manufacturing and distribution of wood processing and  
5 logging equipment. The commissioner may adopt rules further  
6 interpreting these definitions. For the purposes of this subsection,  
7 "standard industrial classification code" means the code identified in  
8 RCW 50.29.025(6)(c).

9 (15) "Timber impact area" shall mean:

10 (a) A county having a population of less than five hundred  
11 thousand, or a city or town located within a county having a population  
12 of less than five hundred thousand, and meeting two of the following  
13 three criteria, as determined by the employment security department,  
14 for the most recent year such data is available: ((+a+)) (i) A lumber  
15 and wood products employment location quotient at or above the state  
16 average; ((+b+)) (ii) projected or actual direct lumber and wood  
17 products job losses of one hundred positions or more, except counties  
18 having a population greater than two hundred thousand but less than  
19 five hundred thousand must have direct lumber and wood products job  
20 losses of one thousand positions or more; or ((+e+)) (iii) an annual  
21 unemployment rate twenty percent or more above the state average; or

22 (b) Additional communities as the economic recovery coordinating  
23 board, established in RCW 43.31.631, designates based on a finding by  
24 the board that each designated community is socially and economically  
25 integrated with areas that meet the definition of a timber impact area  
26 under (a) of this subsection.

27 **Sec. 6.** RCW 28B.80.570 and 1991 c 315 s 18 are each amended to  
28 read as follows:

1 Unless the context clearly requires otherwise, the definitions in  
2 this section apply throughout RCW 28B.80.575 through 28B.80.585.

3 (1) "Board" means the higher education coordinating board.

4 (2) "Dislocated forest products worker" means a forest products  
5 worker who: (a)(i) Has been terminated or received notice of  
6 termination from employment and is unlikely to return to employment in  
7 the individual's principal occupation or previous industry because of  
8 a diminishing demand for his or her skills in that occupation or  
9 industry; or (ii) is self-employed and has been displaced from his or  
10 her business because of the diminishing demand for the business's  
11 services or goods; and (b) at the time of last separation from  
12 employment, resided in or was employed in a timber impact area.

13 (3) "Forest products worker" means a worker in the forest products  
14 industries affected by the reduction of forest fiber enhancement,  
15 transportation, or production. The workers included within this  
16 definition shall be determined by the employment security department,  
17 but shall include workers employed in the industries assigned the major  
18 group standard industrial classification codes "24" and "26" and the  
19 industries involved in the harvesting and management of logs,  
20 transportation of logs and wood products, processing of wood products,  
21 and the manufacturing and distribution of wood processing and logging  
22 equipment. The commissioner may adopt rules further interpreting these  
23 definitions. For the purposes of this subsection, "standard industrial  
24 classification code" means the code identified in RCW 50.29.025(6)(c).

25 (4) "Timber impact area" means:

26 (a) A county having a population of less than five hundred  
27 thousand, or a city or town located within a county having a population  
28 of less than five hundred thousand, and meeting two of the following  
29 three criteria, as determined by the employment security department,  
30 for the most recent year such data is available: ~~((a))~~ (i) A lumber

1 and wood products employment location quotient at or above the state  
2 average; ~~((b))~~ (ii) projected or actual direct lumber and wood  
3 products job losses of one hundred positions or more, except counties  
4 having a population greater than two hundred thousand but less than  
5 five hundred thousand must have direct lumber and wood products job  
6 losses of one thousand positions or more; or ~~((e))~~ (iii) an annual  
7 unemployment rate twenty percent or more above the state average; or  
8 (b) Additional communities as the economic recovery coordinating  
9 board, established in RCW 43.31.631, designates based on a finding by  
10 the board that each designated community is socially and economically  
11 integrated with areas that meet the definition of a timber impact area  
12 under (a) of this subsection.

13 **Sec. 7.** RCW 70.47.115 and 1991 c 315 s 22 are each amended to read  
14 as follows:

15 (1) The administrator, when specific funding is provided and where  
16 feasible, shall make the basic health plan available ~~((to dislocated~~  
17 ~~forest products workers and their families))~~ in timber impact areas.  
18 The administrator shall prioritize making the plan available under this  
19 section to the timber impact areas meeting the following criteria, as  
20 determined by the employment security department: (a) A lumber and  
21 wood products employment location quotient at or above the state  
22 average; (b) a direct lumber and wood products job loss of one hundred  
23 positions or more; and (c) an annual unemployment rate twenty percent  
24 above the state average.

25 (2) ~~((Dislocated forest products workers))~~ Persons assisted under  
26 this section shall meet the requirements of enrollee as defined in RCW  
27 70.47.020(4).

28 (3) For purposes of this section, ~~((a) "dislocated forest products~~  
29 ~~worker" means a forest products worker who: (i)(A) Has been terminated~~

1 ~~or received notice of termination from employment and is unlikely to~~  
2 ~~return to employment in the individual's principal occupation or~~  
3 ~~previous industry because of a diminishing demand for his or her skills~~  
4 ~~in that occupation or industry; or (B) is self-employed and has been~~  
5 ~~displaced from his or her business because of the diminishing demand~~  
6 ~~for the business's services or goods; and (ii) at the time of last~~  
7 ~~separation from employment, resided in or was employed in a timber~~  
8 ~~impact area; (b) "forest products worker" means a worker in the forest~~  
9 ~~products industries affected by the reduction of forest fiber~~  
10 ~~enhancement, transportation, or production. The workers included~~  
11 ~~within this definition shall be determined by the employment security~~  
12 ~~department, but shall include workers employed in the industries~~  
13 ~~assigned the major group standard industrial classification codes "24"~~  
14 ~~and "26" and the industries involved in the harvesting and management~~  
15 ~~of logs, transportation of logs and wood products, processing of wood~~  
16 ~~products, and the manufacturing and distribution of wood processing and~~  
17 ~~logging equipment.~~

18 ~~The commissioner may adopt rules further interpreting these~~  
19 ~~definitions. For the purposes of this subsection, "standard industrial~~  
20 ~~classification code" means the code identified in RCW 50.29.025(6)(c);~~  
21 ~~and (c)) "timber impact area" means:~~

22 (a) ~~A county having a population of less than five hundred~~  
23 ~~thousand, or a city or town located within a county having a population~~  
24 ~~of less than five hundred thousand, and meeting two of the following~~  
25 ~~three criteria, as determined by the employment security department,~~  
26 ~~for the most recent year such data is available: (i) A lumber and wood~~  
27 ~~products employment location quotient at or above the state average;~~  
28 ~~(ii) projected or actual direct lumber and wood products job losses of~~  
29 ~~one hundred positions or more, except counties having a population~~  
30 ~~greater than two hundred thousand but less than five hundred thousand~~

1 must have direct lumber and wood products job losses of one thousand  
2 positions or more; or (iii) an annual unemployment rate twenty percent  
3 or more above the state average; or

4 (b) Additional communities as the economic recovery coordinating  
5 board, established in RCW 43.31.631, designates based on a finding by  
6 the board that each designated community is socially and economically  
7 integrated with areas that meet the definition of a timber impact area  
8 under (a) of this subsection.

9 **Sec. 8.** 1991 c 314 s 26 (uncodified) is amended to read as  
10 follows:

11 (1) For the period beginning July 1, 1991, and ending June 30,  
12 1993, in timber impact areas the public works board may award low-  
13 interest or interest-free loans to local governments for construction  
14 of new public works facilities that stimulate economic growth or  
15 diversification.

16 (2) For the purposes of this section and section 27 (~~of this~~  
17 ~~act)), chapter 314, Laws of 1991:~~

18 ~~(a) "Public facilities" means bridge, road and street, domestic~~  
19 ~~water, sanitary sewer, and storm sewer systems.~~

20 ~~(b) "Timber impact area" means:~~

21 ~~(i) A county having a population of less than five hundred~~  
22 ~~thousand, or a city or town located within a county having a population~~  
23 ~~of less than five hundred thousand, and meeting two of the following~~  
24 ~~three criteria, as determined by the employment security department,~~  
25 ~~for the most recent year such data is available: ~~((i))~~ (A) A lumber~~  
26 ~~and wood products employment location quotient at or above the state~~  
27 ~~average; ~~((ii))~~ (B) projected or actual direct lumber and wood~~  
28 ~~products job losses of one hundred positions or more, except counties~~  
29 ~~having a population greater than two hundred thousand but less than~~

1 five hundred thousand must have direct lumber and wood products job  
2 losses of one thousand positions or more; or ~~((+iii))~~ (C) an annual  
3 unemployment rate twenty percent or more above the state average; or  
4 (ii) Additional communities as the economic recovery coordinating  
5 board, established in RCW 43.31.631, designates based on a finding by  
6 the board that each designated community is socially and economically  
7 integrated with areas that meet the definition of a timber impact area  
8 under (b)(i) of this subsection.

9 (3) The loans may have a deferred payment of up to five years but  
10 shall be repaid within twenty years. The public works board may  
11 require other terms and conditions and may charge such rates of  
12 interest on its loans as it deems appropriate to carry out the purposes  
13 of this section. Repayments shall be made to the public works  
14 assistance account.

15 (4) The board may make such loans irrespective of the annual loan  
16 cycle and reporting required in RCW 43.155.070.

17 NEW SECTION. Sec. 9. This act is necessary for the immediate  
18 preservation of the public peace, health, or safety, or support of the  
19 state government and its existing public institutions, and shall take  
20 effect immediately.