

2 **ESHB 1529** - CONF REPT - S3504.1  
3 By Conference Committee

4 ADOPTED 4/25/93

5 Strike everything after the enacting clause and insert the  
6 following:

7 "**Sec. 1.** RCW 43.31.611 and 1991 c 314 s 3 are each amended to read  
8 as follows:

9 (1) The governor shall appoint a timber recovery coordinator. The  
10 coordinator shall coordinate the state and federal economic and social  
11 programs targeted to timber impact areas.

12 (2) The coordinator's responsibilities shall include but not be  
13 limited to:

14 (a) Serving as executive secretary of the economic recovery  
15 coordination board and directing staff associated with the board.

16 (b) Chairing the agency timber task force and directing staff  
17 associated with the task force.

18 (c) Coordinating and maximizing the impact of state and federal  
19 assistance to timber impact areas.

20 (d) Coordinating and expediting programs to assist timber impact  
21 areas.

22 (e) Providing the legislature with a status and impact report on  
23 the timber recovery program in January 1992.

24 (3) This section shall expire June 30, (~~1993~~) 1995.

25 **Sec. 2.** RCW 43.31.621 and 1991 c 314 s 4 are each amended to read  
26 as follows:

27 (1) There is established the agency timber task force. The task  
28 force shall be chaired by the timber recovery coordinator. It shall be  
29 the responsibility of the coordinator that all directives of chapter  
30 314, Laws of 1991 are carried out expeditiously by the agencies  
31 represented in the task force. The task force shall consist of the  
32 directors, or representatives of the directors, of the following  
33 agencies: The department of trade and economic development, department  
34 of community development, employment security department, department of  
35 social and health services, state board for community and technical

1 colleges ((education)), state ((board for vocational education)) work  
2 force training and education coordinating board, or its replacement  
3 entity, department of natural resources, department of transportation,  
4 state energy office, department of wildlife, University of Washington  
5 center for international trade in forest products, and department of  
6 ecology. The task force may consult and enlist the assistance of the  
7 following: The higher education coordinating board, University of  
8 Washington college of forest resources, Washington State University  
9 school of forestry, Northwest policy center, state superintendent of  
10 public instruction, the Evergreen partnership, Washington association  
11 of counties, and rural development council.

12 (2) This section shall expire June 30, ((1993)) 1995.

13 **Sec. 3.** RCW 43.31.631 and 1991 c 314 s 6 are each amended to read  
14 as follows:

15 (1) There is established the economic recovery coordination board  
16 consisting of one representative, appointed by the governor, from each  
17 county that is a timber impact area. The timber recovery coordinator  
18 shall also be a member of the board. Each associate development  
19 organization from counties that are timber impact areas, in  
20 consultation with the county legislative authority, shall submit to the  
21 governor the names of three nominees representing different interests  
22 in each county. Within sixty days after July 28, 1991, the governor  
23 shall select one nominee from each list submitted by associate  
24 development organizations. In making the appointments, the governor  
25 shall endeavor to ensure that the board represents a diversity of  
26 backgrounds. Vacancies shall be filled in the same manner as the  
27 original appointment.

28 (2) The board shall:

29 (a) Advise the timber recovery coordinator and the agency timber  
30 task force on issues relating to timber impact area economic and social  
31 development, and review and provide recommendations on proposals for  
32 the diversification of the timber impact areas presented to it by the  
33 timber recovery coordinator.

34 (b) Respond to the needs and concerns of citizens at the local  
35 level.

36 (c) Develop strategies for the economic recovery of timber impact  
37 areas.

1 (d) Provide recommendations to the governor, the legislature, and  
2 congress on land management and economic and regulatory policies that  
3 affect timber impact areas.

4 (e) Recommend to the legislature any changes or improvements in  
5 existing programs designed to benefit timber impact areas.

6 (3) Members of the board and committees shall receive no  
7 compensation but shall be reimbursed for travel expenses under RCW  
8 43.03.050 and 43.03.060.

9 (4) This section shall expire June 30, (~~(1993)~~) 1995.

10 **Sec. 4.** RCW 43.160.200 and 1991 c 314 s 23 are each amended to  
11 read as follows:

12 (1) The economic development account is created within the public  
13 facilities construction loan revolving fund under RCW 43.160.080.  
14 Moneys in the account may be spent only after appropriation.  
15 Expenditures from the account may be used only for the purposes of RCW  
16 43.160.010(4) and this section. The account is subject to allotment  
17 procedures under chapter 43.88 RCW.

18 (2) Applications under this section for assistance from the  
19 economic development account are subject to all of the applicable  
20 criteria set forth under this chapter, as well as procedures and  
21 criteria established by the board, except as otherwise provided.

22 (3) Eligible applicants under this section are limited to political  
23 subdivisions of the state in timber impact areas that demonstrate, to  
24 the satisfaction of the board, the local economy's dependence on the  
25 forest products industry.

26 (4) Applicants must demonstrate that their request is part of an  
27 economic development plan consistent with applicable state planning  
28 requirements. Applicants must demonstrate that tourism projects have  
29 been approved by the local government and are part of a regional  
30 tourism plan approved by the local and regional tourism organizations.  
31 Industrial projects must be approved by the local government and the  
32 associate development organization.

33 (5) Publicly owned projects may be financed under this section upon  
34 proof by the applicant that the public project is a necessary component  
35 of, or constitutes in whole, a tourism project.

36 (6) Applications must demonstrate local match and participation.  
37 Such match may include: Land donation, other public or private funds  
38 or both, or other means of local commitment to the project.

1 (7) Board financing for feasibility studies shall not exceed  
2 twenty-five thousand dollars per study. Board funds for feasibility  
3 studies may be provided as a grant and require a dollar for dollar  
4 match with up to one-half in-kind match allowed.

5 (8) Board financing for tourism projects shall not exceed two  
6 hundred fifty thousand dollars. Other public facility projects under  
7 this section shall not exceed five hundred thousand dollars. Loans  
8 with flexible terms and conditions to meet the needs of the applicants  
9 shall be provided. Grants may also be authorized, but only when, and  
10 to the extent that, a loan is not reasonably possible, given the  
11 limited resources of the political subdivision.

12 (9) The board shall develop guidelines for allowable local match  
13 and feasibility studies.

14 (10) Applications under this section need not demonstrate evidence  
15 that specific private development or expansion is ready to occur or  
16 will occur if funds are provided.

17 (11) The board shall establish guidelines for making grants and  
18 loans under this section to ensure that the requirements of this  
19 chapter are complied with. The guidelines shall include:

20 (a) A process to equitably compare and evaluate applications from  
21 competing communities.

22 (b) Criteria to ensure that approved projects will have a high  
23 probability of success and are likely to provide long-term economic  
24 benefits to the community. The criteria shall include: (i) A minimum  
25 amount of local participation, determined by the board per application,  
26 to verify community support for the project; (ii) an analysis that  
27 establishes the project is feasible using standard economic principles;  
28 and (iii) an explanation from the applicant regarding how the project  
29 is consistent with the communities' economic strategy and goals.

30 (c) A method of evaluating the impact of the loans or grants on the  
31 economy of the community and whether the loans or grants achieved their  
32 purpose.

33 (12) Cities and counties otherwise eligible under and in compliance  
34 with this section are authorized to use the loans or grants for  
35 buildings and structures.

36 **Sec. 5.** 1991 c 314 s 26 (uncodified) is amended to read as  
37 follows:

1 (1) For the period beginning July 1, 1991, and ending June 30,  
2 (~~1993~~) 1995, in timber impact areas the public works board may award  
3 low-interest or interest-free loans to local governments for  
4 construction of new public works facilities that stimulate economic  
5 growth or diversification.

6 (2) For the purposes of this section and section 27 of this act:

7 (a) "Public facilities" means bridge, road and street, domestic  
8 water, sanitary sewer, and storm sewer systems.

9 (b) "Timber impact area" means a county having a population of less  
10 than five hundred thousand, or a city or town located within a county  
11 having a population of less than five hundred thousand, and meeting two  
12 of the following three criteria, as determined by the employment  
13 security department, for the most recent year such data is available:

14 (i) A lumber and wood products employment location quotient at or above  
15 the state average; (ii) projected or actual direct lumber and wood  
16 products job losses of one hundred positions or more, except counties  
17 having a population greater than two hundred thousand but less than  
18 five hundred thousand must have direct lumber and wood products job  
19 losses of one thousand positions or more; or (iii) an annual  
20 unemployment rate twenty percent or more above the state average.

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

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

29 **Sec. 6.** 1991 c 314 s 32 (uncodified) is amended to read as  
30 follows:

31 RCW 43.160.076 and 1991 c 314 s 24 and 1985 c 446 s 6 are each  
32 repealed effective June 30, (~~1993~~) 1995.

33 **Sec. 7.** 1991 c 314 s 33 (uncodified) is amended to read as  
34 follows:

35 RCW 43.160.200 expires June 30, (~~1993~~) 1995.

36 **Sec. 8.** 1991 c 314 s 34 (uncodified) is amended to read as follows:

1 ((Section 25 of this act)) RCW 43.160.210 shall take effect July 1,  
2 ((1993)) 1995.

3 **Sec. 9.** 1991 c 315 s 2 (uncodified) is amended to read as follows:

4 (1) Coordination of the programs in this act shall be through the  
5 economic recovery coordination board created in RCW 43.31.631, the  
6 timber recovery coordinator created in RCW 43.31.611, and the agency  
7 timber task force created in RCW 43.31.621.

8 (2) This section shall expire June 30, ((1993)) 1995.

9 **Sec. 10.** RCW 50.22.090 and 1992 c 47 s 2 are each amended to read  
10 as follows:

11 (1) An additional benefit period is established for counties  
12 identified under subsection (2) of this section beginning on the first  
13 Sunday after July 1, 1991, and for the forest products industry  
14 beginning with the third week after the first Sunday after July 1,  
15 1991. Benefits shall be paid as provided in subsection (3) of this  
16 section to exhaustees eligible under subsection (4) of this section.

17 (2) The additional benefit period applies to counties having a  
18 population of less than five hundred thousand beginning with the third  
19 week after a week in which the commissioner determines that a county  
20 meets two of the following three criteria, as determined by the  
21 department, for the most recent year in which such data is available:

22 (a) A lumber and wood products employment location quotient at or above  
23 the state average; (b) projected or actual direct lumber and wood  
24 products job losses of one hundred positions or more, except counties  
25 having a population greater than two hundred thousand but less than  
26 five hundred thousand must have direct lumber and wood products job  
27 losses of one thousand positions or more; or (c) an annual unemployment  
28 rate twenty percent or more above the state average. The additional  
29 benefit period for a county may end no sooner than fifty-two weeks  
30 after the additional benefit period begins.

31 (3) Additional benefits shall be paid as follows:

32 (a) No new claims for additional benefits shall be accepted for  
33 weeks beginning after July ((3)) 1, ((1993)) 1995, but for claims  
34 established on or before July ((3)) 1, ((1993)) 1995, weeks of  
35 unemployment occurring after July ((3)) 1, ((1993)) 1995, shall be  
36 compensated as provided in this section.

1 (b) The total additional benefit amount shall be (~~(fifty-two)~~) one  
2 hundred four times the individual's weekly benefit amount, reduced by  
3 the total amount of regular benefits and extended benefits paid, or  
4 deemed paid, with respect to the benefit year. Additional benefits  
5 shall not be payable for weeks more than (~~(one)~~) two years beyond the  
6 end of the benefit year of the regular claim for an individual whose  
7 benefit year ends on or after July 27, 1991, and shall not be payable  
8 for weeks ending on or after (~~(one)~~) two years after March 26, 1992,  
9 for individuals who become eligible as a result of chapter 47, Laws of  
10 1992(~~(, and shall be payable for up to five weeks following the~~  
11 ~~completion of the training required by this section)~~).

12 (c) Notwithstanding the provisions of (b) of this subsection,  
13 individuals will be entitled to up to five additional weeks of benefits  
14 following the completion or termination of training.

15 (d) The weekly benefit amount shall be calculated as specified in  
16 RCW 50.22.040.

17 (~~((d))~~) (e) Benefits paid under this section shall be paid under  
18 the same terms and conditions as regular benefits and shall not be  
19 charged to the experience rating account of individual employers. The  
20 additional benefit period shall be suspended with the start of an  
21 extended benefit period, or any totally federally funded benefit  
22 program, with eligibility criteria and benefits comparable to the  
23 program established by this section, and shall resume the first week  
24 following the end of the federal program.

25 (f) The amendments in chapter . . . , Laws of 1993 (this act)  
26 affecting subsection (3) (b) and (c) of this section shall apply in the  
27 case of all individuals determined to be monetarily eligible under this  
28 section without regard to the date eligibility was determined.

29 (4) An additional benefit eligibility period is established for any  
30 exhaustee who:

31 (a)(i) At the time of last separation from employment, resided in  
32 or was employed in a county identified under subsection (2) of this  
33 section; or

34 (ii) During his or her base year, earned wages in at least six  
35 hundred eighty hours in the forest products industry, which shall be  
36 determined by the department but shall include the industries assigned  
37 the major group standard industrial classification codes "24" and "26"  
38 and the industries involved in the harvesting and management of logs,  
39 transportation of logs and wood products, processing of wood products,

1 and the manufacturing and distribution of wood processing and logging  
2 equipment. The commissioner may adopt rules further interpreting the  
3 industries covered under this subsection. For the purposes of this  
4 subsection, "standard industrial classification code" means the code  
5 identified in RCW 50.29.025(6)(c); and

6 (b)(i) Has received notice of termination or layoff; and

7 (ii) Is unlikely to return to employment in his or her principal  
8 occupation or previous industry because of a diminishing demand within  
9 his or her labor market for his or her skills in the occupation or  
10 industry; and

11 (c)(i)(A) Is notified by the department of the requirements of this  
12 section and develops an individual training program that is submitted  
13 to the commissioner for approval not later than sixty days after the  
14 individual is notified of the requirements of this section, and enters  
15 the approved training program not later than ninety days after the date  
16 of the individual's termination or layoff, or ninety days after July 1,  
17 1991, whichever is later, unless the department determines that the  
18 training is not available during the ninety-day period, in which case  
19 the individual shall enter training as soon as it is available; or

20 (B) Is unemployed as the result of a plant closure that occurs  
21 after November 1, 1992, in a county identified under subsection (2) of  
22 this section, did not comply with the requirements of (c)(i)(A) of this  
23 subsection due to good cause as demonstrated to the department, such as  
24 ambiguity over possible sale of the plant, develops a training program  
25 that is submitted to the commissioner for approval not later than sixty  
26 days from a date determined by the department to accommodate the good  
27 cause, and enters the approved training program not later than ninety  
28 days after the revised date established by the department, unless the  
29 department determines that the training is not available during the  
30 ninety-day period, in which case the individual shall enter training as  
31 soon as it is available; or

32 (ii) Is enrolled in training approved under this section on a full-  
33 time basis and maintains satisfactory progress in the training; and

34 (d) Does not receive a training allowance or stipend under the  
35 provisions of any federal or state law.

36 (5) For the purposes of this section:

37 (a) "Training program" means:



1 (i) A remedial education program determined to be necessary after  
2 counseling at the educational institution in which the individual  
3 enrolls pursuant to his or her approved training program; or

4 (ii) A vocational training program at an educational institution  
5 that:

6 (A) Is training for a labor demand occupation;

7 (B) Is likely to facilitate a substantial enhancement of the  
8 individual's marketable skills and earning power; and

9 (C) Does not include on-the-job training or other training under  
10 which the individual is paid by an employer for work performed by the  
11 individual during the time that the individual receives additional  
12 benefits under subsection (1) of this section.

13 (b) "Educational institution" means an institution of higher  
14 education as defined in RCW 28B.10.016 or an educational institution as  
15 defined in RCW 28C.04.410(3).

16 (c) "Training allowance or stipend" means discretionary use, cash-  
17 in-hand payments available to the individual to be used as the  
18 individual sees fit, but does not mean direct or indirect compensation  
19 for training costs, such as tuition or books and supplies.

20 (6) The commissioner shall adopt rules as necessary to implement  
21 this section.

22 (7) For the purpose of this section, an individual who has a  
23 benefit year beginning after January 1, 1989, and ending before July  
24 27, 1991, shall be treated as if his or her benefit year ended on July  
25 27, 1991.

26 NEW SECTION. **Sec. 11.** Section 10 of this act is necessary for the  
27 immediate preservation of the public peace, health, or safety, or  
28 support of the state government and its existing public institutions,  
29 and shall take effect immediately.

30 NEW SECTION. **Sec. 12.** Sections 1 through 9 of this act are  
31 necessary for the immediate preservation of the public peace, health,  
32 or safety, or support of the state government and its existing public  
33 institutions, and shall take effect June 30, 1993."

34 **ESHB 1529** - CONF REPT - S3504.1  
35 By Conference Committee

36 ADOPTED 4/25/93

1        On page 1, line 2 of the title, after "1991;" strike the remainder  
2 of the title and insert "amending RCW 43.31.611, 43.31.621, 43.31.631,  
3 43.160.200, and 50.22.090; amending 1991 c 314 s 26 (uncodified);  
4 amending 1991 c 314 s 32 (uncodified); amending 1991 c 314 s 33  
5 (uncodified); amending 1991 c 314 s 34 (uncodified); amending 1991 c  
6 315 s 2 (uncodified); providing an effective date; and declaring an  
7 emergency."

--- END ---