

CERTIFICATION OF ENROLLMENT
ENGROSSED SUBSTITUTE HOUSE BILL 1333

Chapter 497, Laws of 1993
(partial veto)

53rd Legislature
1993 Regular Session

YOUTH GANG VIOLENCE REDUCTION

EFFECTIVE DATE: 7/25/93

Passed by the House April 19, 1993
Yeas 95 Nays 0

BRIAN EBERSOLE
**Speaker of the
House of Representatives**

Passed by the Senate April 9, 1993
Yeas 49 Nays 0

JOEL PRITCHARD
President of the Senate

Approved May 18, 1993, with the
exception of sections 5, 7, 8, 9, and
10, which are vetoed.

MIKE LOWRY
Governor of the State of Washington

CERTIFICATE

I, Alan Thompson, Chief Clerk of the
House of Representatives of the State
of Washington, do hereby certify that
the attached is **ENGROSSED SUBSTITUTE
HOUSE BILL 1333** as passed by the House
of Representatives and the Senate on
the dates hereon set forth.

ALAN THOMPSON
Chief Clerk

FILED

May 18, 1993 - 2:28 p.m.

**Secretary of State
State of Washington**

ENGROSSED SUBSTITUTE HOUSE BILL 1333

AS AMENDED BY THE SENATE

Passed Legislature - 1993 Regular Session

State of Washington

53rd Legislature

1993 Regular Session

By House Committee on Trade, Economic Development & Housing (originally sponsored by Representatives Flemming, Leonard, Veloria, Chappell, R. Fisher, Dunshee, Linville, Eide, Franklin, Ludwig, Roland, Rayburn, Pruitt, Finkbeiner, Holm, Basich, Lemmon, Johanson, Karahalios, Jones, H. Myers, Morris, L. Johnson, Ogden and J. Kohl)

Read first time 03/03/93.

1 AN ACT Relating to youth gang violence reduction; adding a new
2 chapter to Title 43 RCW; and creating new sections.

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

4 NEW SECTION. **Sec. 1.** The legislature finds and declares that:

5 (1) The number of youth who are members and associates of gangs and
6 commit gang violence has significantly increased throughout the entire
7 greater Puget Sound, Spokane, and other areas of the state;

8 (2) Youth gang violence has caused a tremendous strain on the
9 progress of the communities impacted. The loss of life, property, and
10 positive opportunity for growth caused by youth gang violence has
11 reached intolerable levels. Increased youth gang activity has
12 seriously strained the budgets of many local jurisdictions, as well as
13 threatened the ability of the educational system to educate our youth;

14 (3) Among youth gang members the high school drop-out rate is
15 significantly higher than among nongang members. Since the economic
16 future of our state depends on a highly educated and skilled work
17 force, this high school drop-out rate threatens the economic welfare of
18 our future work force, as well as the future economic growth of our
19 state;

1 (4) The unemployment rate among youth gang members is higher than
2 that among the general youth population. The unusual unemployment
3 rate, lack of education and skills, and the increased criminal activity
4 could significantly impact our future prison population;

5 (5) Most youth gangs are subcultural. This implies that gangs
6 provide the nurturing, discipline, and guidance to gang youth and
7 potential gang youth that is generally provided by communities and
8 other social systems. The subcultural designation means that youth
9 gang participation and violence can be effectively reduced in
10 Washington communities and schools through the involvement of
11 community, educational, criminal justice, and employment systems
12 working in a unified manner with parents and individuals who have a
13 firsthand knowledge of youth gangs and at-risk youth; and

14 (6) A strong unified effort among parents and community,
15 educational, criminal justice, and employment systems would facilitate:
16 (a) The learning process; (b) the control and reduction of gang
17 violence; (c) the prevention of youth joining negative gangs; and (d)
18 the intervention into youth gangs.

19 NEW SECTION. **Sec. 2.** It is the intent of the legislature to cause
20 the development of positive prevention and intervention pilot programs
21 for elementary and secondary age youth through cooperation between
22 individual schools, local organizations, and government. It is also
23 the intent of the legislature that if the prevention and intervention
24 pilot programs are determined to be effective in reducing problems
25 associated with youth gang violence, that other counties in the state
26 be eligible to receive special state funding to establish similar
27 positive prevention and intervention programs.

28 NEW SECTION. **Sec. 3.** Unless the context otherwise requires, the
29 following definitions shall apply throughout sections 1 through 11 of
30 this act:

31 (1) "School" means any public school within a school district any
32 portion of which is in a county with a population of over one hundred
33 ninety thousand.

34 (2) "Community organization" means any organization recognized by
35 a city or county as such, as well as private, nonprofit organizations
36 registered with the secretary of state.

1 (3) "Gang risk prevention and intervention pilot program" means a
2 community-based positive prevention and intervention program for gang
3 members, potential gang members, at-risk youth, and elementary through
4 high school-aged youth directed at all of the following:

5 (a) Reducing the probability of youth involvement in gang
6 activities and consequent violence.

7 (b) Establishing ties, at an early age, between youth and community
8 organizations.

9 (c) Committing local business and community resources to positive
10 programming for youth.

11 (d) Committing state resources to assist in creating the gang risk
12 prevention and intervention pilot programs.

13 (4) "Cultural awareness retreat" means a program that temporarily
14 relocates at-risk youth or gang members and their parents from their
15 usual social environment to a different social environment, with the
16 specific purpose of having them performing activities which will
17 enhance or increase their positive behavior and potential life
18 successes.

19 NEW SECTION. **Sec. 4.** (1) The department of community development
20 may recommend existing programs or contract with either school
21 districts or community organizations, or both, through a request for
22 proposal process for the development, administration, and
23 implementation in the county of community-based gang risk prevention
24 and intervention pilot programs.

25 (2) Proposals by the school district for gang risk prevention and
26 intervention pilot program grant funding shall begin with school years
27 no sooner than the 1994-95 session, and last for a duration of two
28 years.

29 (3) The school district or community organization proposal shall
30 include:

31 (a) A description of the program goals, activities, and curriculum.
32 The description of the program goals shall include a list of measurable
33 objectives for the purpose of evaluation by the department of community
34 development. To the extent possible, proposals shall contain empirical
35 data on current problems, such as drop-out rates and occurrences of
36 violence on and off campus by school-age individuals.

37 (b) A description of the individual school or schools and the
38 geographic area to be affected by the program.

1 (c) A demonstration of broad-based support for the program from
2 business and community organizations.

3 (d) A clear description of the experience, expertise, and other
4 qualifications of the community organizations to conduct an effective
5 prevention and intervention program in cooperation with a school or a
6 group of schools.

7 (e) A proposed budget for expenditure of the grant.

8 (4) Grants awarded under this section may not be used for the
9 administrative costs of the school district or the individual school.

10 **NEW SECTION. Sec. 5. (1) A school district in a county with a*
11 *population of over one hundred ninety thousand may request proposals*
12 *for establishing gang risk prevention and intervention pilot programs*
13 *from either public entities that apply jointly with individual schools*
14 *or community organizations. The proposals shall be reviewed and*
15 *recommendations for awarding grants shall be made by a committee made*
16 *up of: (a) A representative from the school district taking the*
17 *proposal, appointed by the school district's board of directors; (b) a*
18 *representative appointed by the director of the department of community*
19 *development or designate; and (c) a representative from the local*
20 *juvenile court administration.*

21 (2) A school district or community organization, upon its election
22 to enter into a contract pursuant to section 4 of this act, shall, no
23 later than March 1, 1994, submit a standard request for proposals.

24 (3) Proposals made to the department of community development must
25 comply with the conditions of the grant.

26 (4) The department of community development shall additionally
27 monitor and evaluate the gang risk prevention and intervention pilot
28 programs pursuant to the following criteria:

29 (a) Success in obtaining stated goals.

30 (b) Reduction in drop-out rates.

31 (c) Reduction in violence among students, on and off campus.

32 (d) Development of techniques for early identification of at-risk
33 youth.

34 (5) The school district or community organization shall report to
35 the department of community development the results of the program.

36 (6) Grants awarded under this section may not be used for
37 administrative costs of the school district or the individual school.

38 *Sec. 5 was vetoed, see message at end of chapter.

1 NEW SECTION. **Sec. 6.** Gang risk prevention and intervention pilot
2 programs shall include, but are not limited to:

3 (1) Counseling for targeted at-risk students, parents, and
4 families, individually and collectively.

5 (2) Exposure to positive sports and cultural activities, promoting
6 affiliations between youth and the local community.

7 (3) Job training, which may include apprentice programs in
8 coordination with local businesses, job skills development at the
9 school, or information about vocational opportunities in the community.

10 (4) Positive interaction with local law enforcement personnel.

11 (5) The use of local organizations to provide job search training
12 skills.

13 (6) Cultural awareness retreats.

14 (7) The use of specified state resources, as requested.

15 (8) Full service schools under section 9 of this act.

16 (9) Community service such as volunteerism and citizenship.

17 *NEW SECTION. *Sec. 7. (1) Upon request from the local community*
18 *organization receiving an award under section 5 of this act or the*
19 *granting local school district, or both, the employment security*
20 *department shall provide a job counselor or counselors to assist at*
21 *cultural awareness retreats. The counselor shall provide assistance*
22 *with the following:*

23 (a) *Testing for job occupation preferences.*

24 (b) *Information on the skills needed for different occupations.*

25 (c) *Coordinating the personal appearance of small business owners*
26 *or corporate managers to explain the type of skills and characteristics*
27 *businesses currently need in prospective employees, as well as those of*
28 *prospective future employees.*

29 (d) *Establishing a business mentor program between the small*
30 *business owners or corporate managers and the youth who are willing to*
31 *participate.*

32 (e) *Establishing a specific program that provides help with*
33 *employment opportunities for youth who attend cultural awareness*
34 *retreats.*

35 *The department may provide other services than those specified.*

36 (2) *Upon request from the local community organization awarded the*
37 *grant, the local school district, or both, the department may provide*

1 *those services specified in subsection (1) of this section for the*
2 *youth who are receiving services from the local community organization.*

3 **Sec. 7 was vetoed, see message at end of chapter.*

4 **NEW SECTION. Sec. 8. Upon request from the local community*
5 *organization receiving an award under section 5 of this act or the*
6 *granting local school district, or both, the department of labor and*
7 *industries shall:*

8 *(1) Provide information and assistance with regards to the skills*
9 *and educational backgrounds needed to apply for apprenticeship*
10 *programs.*

11 *(2) Provide direction and assistance with applications for*
12 *apprenticeship programs.*

13 *(3) Explore and examine the feasibility of establishing*
14 *preapprenticeship programs for those youth who cannot qualify for*
15 *apprenticeships because of age or educational deficiencies, and are*
16 *participating or have participated in the retreat.*

17 *(4) Provide assistance for and coordination of the personal*
18 *appearance of representatives of the joint apprenticeship committee*
19 *with the specific purpose of discussing the skills needed to perform*
20 *different occupations.*

21 *(5) Provide assistance for and coordination of the establishment of*
22 *a joint apprenticeship mentor program with those youth who are*
23 *participating or have participated in the retreat program.*

24 *The department may provide other services.*

25 *Upon request from the local community organization receiving the*
26 *award under section 5 of this act or the local school district, or*
27 *both, the department shall provide the services in this section either*
28 *at the grant-receiving school or at the cultural awareness retreat, or*
29 *both.*

30 **Sec. 8 was vetoed, see message at end of chapter.*

31 **NEW SECTION. Sec. 9. (1) The purpose of a full service school*
32 *shall be to increase the interaction between youth and the community at*
33 *large. A full service school shall provide a wide range of*
34 *opportunities for all citizens, including goals under RCW 28A.620.010*
35 *(1), (2), (3), and (6), and subsection (2) of this section.*

36 *(2) Either the local school district or the local community*
37 *organization, or both, that received a grant under section 5 of this*
38 *act shall work with other community organizations, the superintendent*

1 of public instruction, and school personnel in the selected school to
2 determine the services needed by the community that shall be offered at
3 the full service school.

4 *Sec. 9 was vetoed, see message at end of chapter.

5 **NEW SECTION.** Sec. 10. (1) Upon request, the division of juvenile
6 rehabilitation shall through cooperation with private business or
7 through interagency agreement with the state parks and recreation
8 commission or department of natural resources, or both, provide
9 facilities for cultural awareness retreats. The requests for
10 facilities must be made by one of the following: (a) The community
11 organization receiving the grant, or (b) the local school district that
12 assisted in awarding the grant. The division may provide other
13 services as requested.

14 (2) The services may be, but are not limited to, persons
15 knowledgeable of juvenile gang behavior.

16 (3) Upon receiving a request for cultural awareness retreat
17 facilities, the division shall notify the departments of employment
18 security and labor and industries of the organization requesting the
19 retreat, and the time, place, and date of the retreat.

20 *Sec. 10 was vetoed, see message at end of chapter.

21 **NEW SECTION.** Sec. 11. Cultural awareness retreats shall include
22 but are not limited to the following programs:

23 (1) To develop positive attitudes and self-esteem.

24 (2) To develop youth decision-making ability.

25 (3) To assist with career development and educational development.

26 (4) To help develop respect for the community, and ethnic origin.

27 **NEW SECTION.** Sec. 12. Sections 2 through 11 of this act shall
28 constitute a new chapter in Title 43 RCW.

29 **NEW SECTION.** Sec. 13. If specific funding for the purposes of
30 this act, referencing this act by bill number, is not provided by June
31 30, 1993, in the omnibus appropriations act, this act is null and void.

Passed the House April 19, 1993.

Passed the Senate April 9, 1993.

Approved by the Governor May 18, 1993, with the exception of
certain items which were vetoed.

Filed in Office of Secretary of State May 18, 1993.

1 Note: Governor's explanation of partial veto is as follows:

2 "I am returning herewith, without my approval as to sections 5, 7,
3 8, 9, and 10, Engrossed Substitute House Bill No. 1333 entitled:

4 "AN ACT Relating to youth gang violence reduction;"

5 I applaud the legislature for its efforts to address growing youth
6 violence and gang activity by funding locally-based programs to
7 intervene to reduce the violence that is creating so much suffering for
8 local communities and young people. I am enthusiastic about the local
9 programs that would be initiated as a result of this legislation. I am
10 convinced that early intervention, with the active involvement of local
11 schools, community groups and parents, has the best chance to help
12 respond to these problems. However, I am concerned that conflicting
13 and overly prescriptive language in some sections of the legislation
14 will make the task of implementing the legislation more difficult.

15 I am vetoing section 5 of the legislation, which defines a process
16 for funding local projects through local school districts because the
17 section conflicts with provisions of section 4 which also provides for
18 funding of local projects through grants from the state Department of
19 Community Development. While I am vetoing this section, I agree with
20 the legislature that active involvement of local schools districts can
21 be extremely helpful in establishing successful local youth violence
22 prevention projects. As a result, I am directing the Department of
23 Community Development to work to develop a funding process that
24 actively involves local school districts, consistent with the spirit of
25 section 5.

26 I am vetoing sections 7, 8, and 10 of the legislation because the
27 sections are overly prescriptive in their requirements of the state
28 agencies. The references in these sections referring back to section
29 5 also made the provisions less than clear. While I am vetoing these
30 sections, I do believe that state agencies should cooperate with the
31 local programs funded by this legislation. As a result, I am directing
32 the Department of Community Development to work with other state
33 agencies to develop a plan for state agency collaboration to assist
34 local programs funded under this section.

35 I am vetoing section 9 of this legislation because the provision is
36 not clear enough to implement effectively. I believe that the concept
37 of the full-service school, in which a local school would serve as a
38 focal point for local community activities, is a promising one. I
39 encourage the legislature and proponents of this provision to address
40 the issue at greater length in a future session.

41 For these reasons, I have vetoed sections 5, 7, 8, 9 and 10 of
42 Engrossed Substitute House Bill No. 1333.

43 With the exception of sections 5, 7, 8, 9, and 10, Engrossed
44 Substitute House Bill No. 1333 is approved."