

ESSB 5034 - S AMD 353

By Senators Hill, Braun

ADOPTED 06/08/2013

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

3 "NEW SECTION. **Sec. 1.** (1) A budget is hereby adopted and, subject
4 to the provisions set forth in the following sections, the several
5 amounts specified in parts I through IX of this act, or so much thereof
6 as shall be sufficient to accomplish the purposes designated, are
7 hereby appropriated and authorized to be incurred for salaries, wages,
8 and other expenses of the agencies and offices of the state and for
9 other specified purposes for the fiscal biennium beginning July 1,
10 2013, and ending June 30, 2015, except as otherwise provided, out of
11 the several funds of the state hereinafter named.

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

14 (a) "Fiscal year 2014" or "FY 2014" means the fiscal year ending
15 June 30, 2014.

16 (b) "Fiscal year 2015" or "FY 2015" means the fiscal year ending
17 June 30, 2015.

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

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

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

26 **PART I**

27 **GENERAL GOVERNMENT**

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

2	General Fund--State Appropriation (FY 2014)	\$30,246,000
3	General Fund--State Appropriation (FY 2015)	\$30,567,000
4	Motor Vehicle Account--State Appropriation	\$1,765,000
5	TOTAL APPROPRIATION	\$62,578,000

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

7	General Fund--State Appropriation (FY 2014)	\$20,726,000
8	General Fund--State Appropriation (FY 2015)	\$23,021,000
9	Motor Vehicle Account--State Appropriation	\$1,514,000
10	TOTAL APPROPRIATION	\$45,261,000

11 NEW SECTION. **Sec. 103. FOR THE JOINT LEGISLATIVE AUDIT AND REVIEW**
12 **COMMITTEE**

13	Performance Audits of Government Account--State	
14	Appropriation	\$5,641,000
15	Accident Account--State Appropriation	\$332,000
16	Medical Aid Account--State Appropriation	\$332,000
17	TOTAL APPROPRIATION	\$6,305,000

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

20 (1) Notwithstanding the provisions of this section, the joint
21 legislative audit and review committee may adjust the due dates for
22 projects included on the committee's 2013-2015 work plan as necessary
23 to efficiently manage workload.

24 (2) \$332,000 of the medical aid account--state appropriation and
25 \$332,000 of the accident account--state appropriation are provided for
26 the purposes of chapter 37, Laws of 2011 1st sp. sess. (workers'
27 compensation).

28 (3) \$323,000 of the performance audits of government account--state
29 appropriation is provided for consultant and staff costs related to the
30 economic analysis of tax preferences as directed by chapter 43.136 RCW.

31 (4) The committee shall conduct a study of the current methods of
32 collecting legal financial obligations and compare those methods with
33 other debt collection methods, including contracting for debt
34 collection of legal financial obligations. The study shall include
35 analysis of the costs and revenues of current methods and compare those
36 to alternatives, and include analysis of the impact of current methods

1 and alternatives to revenues received by the state. Included shall be
2 an examination of costs and revenue generation before and after the
3 implementation of chapter 379, Laws of 2003 (SSB 5990) and chapter 362,
4 Laws of 2005 (SSB 5256) and analysis of whether these changes met the
5 legislative goals of reducing costs and increasing collections. A
6 report on the results of the analysis shall be presented to the
7 appropriate committees of the legislature by December 2014.

8 (5) The committee shall conduct a study of economic development
9 programs and projects supported by the state general fund in the
10 department of commerce. The study shall first review the extent to
11 which these programs: (a) Included specific economic development
12 targets; (b) monitored economic development targets; (c) required for
13 programs which provided support or services through contracts, whether
14 the contracts were structured such that if economic development targets
15 were not met, contracts were reviewed or revised; and (d) changed the
16 economic development targets of associate development organizations
17 relative to funding increases since 2007. The study will include the
18 feasibility of determining how to isolate other factors, such as
19 general economic trends, from the impacts of economic development
20 programs. The costs and options for conducting future analysis of the
21 outcomes specific to economic development programs shall be included
22 and a briefing report shall be provided to the appropriate committees
23 of the legislature by December 1, 2013. A complete report with study
24 data and conclusions shall be provided to the appropriate committees of
25 the legislature by December 1, 2014.

26 (6) The committee shall analyze the incidence and level of taxation
27 and business incentives available to the financial services industry in
28 Washington State, and identify the relative differences in taxes and
29 business incentives compared to California. A report shall be provided
30 to the appropriate committees of the legislature by December 1, 2014.

31 (7) The committee shall conduct an analysis of how school districts
32 use school days. The analysis must include:

33 (a) How school districts define classroom time, nonclassroom time,
34 instructional time, noninstructional time, and any other definitions of
35 how the school day is divided or used;

36 (b) Estimates of time in each category;

37 (c) How noninstructional time is distributed over the annual number
38 of school days;

1 (d) When noninstructional hours occur;

2 (e) How noninstructional hours are used, including how much
3 noninstructional time is devoted to professional development for the
4 purposes of teacher and principal evaluation training or common core
5 state standards training; and

6 (f) The extent to which the use of each category of time is
7 identified or defined in collective bargaining agreements.

8 To the extent data is not available at the statewide level, the
9 committee may use case studies or other methods to conduct the
10 analysis. The committee shall submit a report of its findings to the
11 education committees of the legislature by December 1, 2014.

12 (8) The committee shall conduct a review of the programs and
13 services that are performed by state agencies to determine whether the
14 program or service may be performed by the private sector in a more
15 cost-efficient or effective manner than being performed by the agency.
16 In conducting this review, the committee shall:

17 (a) Examine the existing activities currently being performed by
18 state agencies, including but not limited to an examination of
19 services, for their performance, staffing, capital requirements, and
20 mission. Programs may be broken down into discrete services or
21 activities or reviewed as a whole; and

22 (b) Examine the activities to determine which specific services are
23 available in the marketplace and what potential for efficiency gains or
24 savings exist.

25 (9) The committee shall review funding enhancement formulas that
26 provide minimum staffing unit funding to small school districts and
27 districts with school plants that have been judged by the state board
28 of education to be remote and necessary. The committee will make an
29 assessment of the current formulas and report any recommended
30 adjustments to the legislative fiscal committees of the senate and the
31 house of representatives by November 1, 2014. In assessing the current
32 formulas, the committee may consider: Enhancements being made to basic
33 education funding in the 2013-2015 omnibus appropriations act and
34 committed to under Engrossed Substitute House Bill No. 2261 (chapter
35 548, Laws of 2009) and Substitute House Bill No. 2776 (chapter 236,
36 Laws of 2010); developments in technology or educational service
37 delivery since the formulas were established; practices in other

1 states; districts' ability to provide students with access to a program
2 of education; and inter-district equity.

3 (10) The committee shall conduct a study of the effectiveness of
4 the state agency performance indicators and performance measurement
5 process established in chapter 43.88 RCW, the state budget and
6 accounting act. The study will focus on the integration of performance
7 measurements into the state budgeting process and the ability of the
8 legislative fiscal committees to use effective performance indicators
9 in developing the state budget. The committee shall present its
10 findings and recommendations to the legislative fiscal committees in a
11 public hearing during the 2014 legislative session.

12 (11) By June 30, 2014, the committee shall conduct a study of the
13 electricity cost impacts for each qualifying utility to meet the 2016
14 and 2020 renewable resource and conservation targets under chapter
15 19.285 RCW. The study must also include an analysis of the impacts on
16 each utility's commercial, industrial, and residential customers,
17 including an additional analysis of the impacts on low-income
18 residential customers.

19 (12) In carrying out the report required by RCW 44.28.157, the
20 committee shall include an analysis of the impacts of using the
21 Washington health benefit exchange established in chapter 43.71 RCW as
22 a mechanism for providing health insurance for part-time certificated
23 and classified K-12 public school employees. The analysis shall be
24 conducted in coordination with the health care authority and shall
25 include a review of how the exchange, federal health premium tax
26 credits and subsidies for out-of-pocket expenses administered through
27 the exchange, and Medicaid expansion have impacted, or could impact,
28 health care costs for individuals, school districts, and the state.
29 The analysis shall also include a review of the cost of stand-alone
30 dental plans.

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

33	General Fund--State Appropriation (FY 2014)	\$1,614,000
34	General Fund--State Appropriation (FY 2015)	\$1,773,000
35	TOTAL APPROPRIATION	\$3,387,000

1 mail or by personal service or for the performance of service of
2 process for any hearing associated with RCW 28A.225.030.

3 (2)(a) \$8,252,000 of the general fund--state appropriation for
4 fiscal year 2014 and \$8,253,000 of the general fund--state
5 appropriation for fiscal year 2015 are provided solely for distribution
6 to county juvenile court administrators to fund the costs of processing
7 truancy, children in need of services, and at-risk youth petitions.
8 The administrator for the courts, in conjunction with the juvenile
9 court administrators, shall develop an equitable funding distribution
10 formula. The formula shall neither reward counties with higher than
11 average per-petition processing costs nor shall it penalize counties
12 with lower than average per-petition processing costs.

13 (b) Each fiscal year during the 2013-2015 fiscal biennium, each
14 county shall report the number of petitions processed and the total
15 actual costs of processing truancy, children in need of services, and
16 at-risk youth petitions. Counties shall submit the reports to the
17 administrator for the courts no later than 45 days after the end of the
18 fiscal year. The administrator for the courts shall electronically
19 transmit this information to the chairs and ranking minority members of
20 the house of representatives and senate fiscal committees no later than
21 60 days after a fiscal year ends. These reports are deemed
22 informational in nature and are not for the purpose of distributing
23 funds.

24 (3) The distributions made under this subsection and distributions
25 from the county criminal justice assistance account made pursuant to
26 section 801 of this act constitute appropriate reimbursement for costs
27 for any new programs or increased level of service for purposes of RCW
28 43.135.060.

29 (4) \$540,000 of the general fund--state appropriation for fiscal
30 year 2014 and \$540,000 of the general fund--state appropriation for
31 fiscal year 2015 are provided solely for the office of public
32 guardianship to provide guardianship services for low-income
33 incapacitated persons.

34 (5) \$1,500,000 of the judicial information systems account--state
35 appropriation is provided solely to continue development and
36 implementation of the information networking hub.

37 (6) \$2,138,000 of the judicial information systems account--state

1 appropriation is provided solely to replace aged computer equipment and
2 update systems within the office of the administrator for the courts.

3 (7) \$1,199,000 of the judicial information systems account--state
4 appropriation is provided solely for replacing computer equipment at
5 state courts and state judicial agencies.

6 (8) \$333,000 of the judicial information systems account--state
7 appropriation is provided solely for the content management system for
8 the appellate courts.

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

10	General Fund--State Appropriation (FY 2014)	\$30,507,000
11	General Fund--State Appropriation (FY 2015)	\$30,441,000
12	General Fund--Federal Appropriation	\$152,000
13	Judicial Stabilization Trust Account--State	
14	Appropriation	\$3,648,000
15	TOTAL APPROPRIATION	\$64,748,000

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

17	General Fund--State Appropriation (FY 2014)	\$9,361,000
18	General Fund--State Appropriation (FY 2015)	\$9,369,000
19	Judicial Stabilization Trust Account--State	
20	Appropriation	\$1,454,000
21	TOTAL APPROPRIATION	\$20,184,000

22 The appropriations in this section are subject to the following
23 conditions and limitations: An amount not to exceed \$40,000 of the
24 general fund--state appropriation for fiscal year 2012 and an amount
25 not to exceed \$40,000 of the general fund--state appropriation for
26 fiscal year 2013 may be used to provide telephonic legal advice and
27 assistance to otherwise eligible persons who are sixty years of age or
28 older on matters authorized by RCW 2.53.030(2) (a) through (k)
29 regardless of household income or asset level.

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

31	General Fund--State Appropriation (FY 2014)	\$5,450,000
32	General Fund--State Appropriation (FY 2015)	\$5,175,000
33	Economic Development Strategic Reserve Account--State	
34	Appropriation	\$1,500,000
35	TOTAL APPROPRIATION	\$12,125,000

1 The appropriations in this section are subject to the following
2 conditions and limitations: \$239,000 of the general fund--state
3 appropriation for fiscal year 2014 is provided solely for
4 implementation of Senate Bill No. 5802 (greenhouse gas emission
5 targets). If the bill is not enacted by June 30, 2013, the amount
6 provided in this subsection shall lapse.

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

8	General Fund--State Appropriation (FY 2014)	\$653,000
9	General Fund--State Appropriation (FY 2015)	\$659,000
10	General Fund--Private/Local Appropriation	\$90,000
11	TOTAL APPROPRIATION	\$1,402,000

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

13	General Fund--State Appropriation (FY 2014)	\$2,063,000
14	General Fund--State Appropriation (FY 2015)	\$1,995,000
15	TOTAL APPROPRIATION	\$4,058,000

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

17	General Fund--State Appropriation (FY 2014)	\$11,883,000
18	General Fund--State Appropriation (FY 2015)	\$7,718,000
19	General Fund--Federal Appropriation	\$7,411,000
20	Public Records Efficiency, Preservation and Access	
21	Account--State Appropriation	\$7,343,000
22	Charitable Organization Education Account--State	
23	Appropriation	\$364,000
24	Washington State Heritage Center Account--State	
25	Appropriation	\$8,860,000
26	Local Government Archives Account--State Appropriation . . .	\$8,471,000
27	Election Account--Federal Appropriation	\$12,021,000
28	TOTAL APPROPRIATION	\$64,071,000

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

31 (1) \$1,847,000 of the general fund--state appropriation for fiscal
32 year 2014 and \$1,925,000 of the general fund--state appropriation for
33 fiscal year 2015 are provided solely for contracting with a nonprofit
34 organization to produce gavel-to-gavel television coverage of state
35 government deliberations and other events of statewide significance

1 during the 2013-2015 biennium. The funding level for each year of the
2 contract shall be based on the amount provided in this subsection. The
3 nonprofit organization shall be required to raise contributions or
4 commitments to make contributions, in cash or in kind, in an amount
5 equal to forty percent of the state contribution. The office of the
6 secretary of state may make full or partial payment once all criteria
7 in this subsection have been satisfactorily documented.

8 (a) The legislature finds that the commitment of on-going funding
9 is necessary to ensure continuous, autonomous, and independent coverage
10 of public affairs. For that purpose, the secretary of state shall
11 enter into a contract with the nonprofit organization to provide public
12 affairs coverage.

13 (b) The nonprofit organization shall prepare an annual independent
14 audit, an annual financial statement, and an annual report, including
15 benchmarks that measure the success of the nonprofit organization in
16 meeting the intent of the program.

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

19 (i) Attempting to influence the passage or defeat of any
20 legislation by the legislature of the state of Washington, by any
21 county, city, town, or other political subdivision of the state of
22 Washington, or by the congress, or the adoption or rejection of any
23 rule, standard, rate, or other legislative enactment of any state
24 agency;

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

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

28 (2) It is the intent of the legislature to consider during the 2014
29 legislative session funding for the publication and distribution of a
30 primary election voters pamphlet.

31 (3) \$1,543,000 of the general fund--state appropriation for fiscal
32 year 2014 is provided solely for the state library to purchase
33 statewide on-line access to the information technology academy to allow
34 public access to on-line courses and learning resources through public
35 libraries.

36 NEW SECTION. **Sec. 121. FOR THE GOVERNOR'S OFFICE OF INDIAN**

1 **AFFAIRS**

2	General Fund--State Appropriation (FY 2014)	\$251,000
3	General Fund--State Appropriation (FY 2015)	\$248,000
4	TOTAL APPROPRIATION	\$499,000

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

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

18	General Fund--State Appropriation (FY 2014)	\$211,000
19	General Fund--State Appropriation (FY 2015)	\$206,000
20	TOTAL APPROPRIATION	\$417,000

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

22	State Treasurer's Service Account--State Appropriation . .	\$14,679,000
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23 NEW SECTION. **Sec. 124. FOR THE STATE AUDITOR**

24	General Fund--State Appropriation (FY 2014)	\$77,000
25	Auditing Services Revolving Account--State	
26	Appropriation	\$9,535,000
27	Performance Audits of Government Account--State	
28	Appropriation	\$1,507,000
29	TOTAL APPROPRIATION	\$11,119,000

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

- 32 (1) \$77,000 of the general fund--state appropriation for fiscal
33 year 2014 is provided solely for the state auditor to examine cases
34 with extraordinary costs within the foster care system managed by the
35 children's administration of the department of social and health

1 services. This audit will examine the highest cost foster children to
2 determine if the child's care could be provided in a more
3 cost-effective manner and whether the cost for these placements is
4 consistent across similarly acute children.

5 (2) By June 30, 2014, the state auditor shall conduct an audit of
6 the department of health, department of social and health services, and
7 the health care authority for compliance with federal law and fraud.

8 NEW SECTION. **Sec. 125. FOR THE CITIZENS' COMMISSION ON SALARIES**
9 **FOR ELECTED OFFICIALS**

10	General Fund--State Appropriation (FY 2014)	\$141,000
11	General Fund--State Appropriation (FY 2015)	\$172,000
12	TOTAL APPROPRIATION	\$313,000

13 NEW SECTION. **Sec. 126. FOR THE ATTORNEY GENERAL**

14	General Fund--State Appropriation (FY 2014)	\$9,840,000
15	General Fund--State Appropriation (FY 2015)	\$9,908,000
16	General Fund--Federal Appropriation	\$7,114,000
17	New Motor Vehicle Arbitration Account--State	
18	Appropriation	\$991,000
19	Medicaid Fraud Penalty Account--State Appropriation	\$2,279,000
20	Legal Services Revolving Account--State Appropriation	\$190,831,000
21	Public Service Revolving Account--State Appropriation	\$2,093,000
22	Tobacco Prevention and Control Account--State	
23	Appropriation	\$271,000
24	TOTAL APPROPRIATION	\$223,327,000

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

27 (1) The attorney general shall report each fiscal year on actual
28 legal services expenditures and actual attorney staffing levels for
29 each agency receiving legal services. The report shall be submitted to
30 the office of financial management and the fiscal committees of the
31 senate and house of representatives no later than ninety days after the
32 end of each fiscal year. As part of its by agency report to the
33 legislative fiscal committees and the office of financial management,
34 the office of the attorney general shall include information detailing
35 the agency's expenditures for its agency-wide overhead and a breakdown
36 by division of division administration expenses.

1 (2) Prior to entering into any negotiated settlement of a claim
2 against the state that exceeds five million dollars, the attorney
3 general shall notify the director of financial management and the
4 chairs of the senate committee on ways and means and the house of
5 representatives committee on ways and means.

6 (3) The attorney general shall annually report to the fiscal
7 committees of the legislature all new *cy pres* awards and settlements
8 and all new accounts, disclosing their intended uses, balances, the
9 nature of the claim or account, proposals, and intended timeframes for
10 the expenditure of each amount. The report shall be distributed
11 electronically and posted on the attorney general's web site. The
12 report shall not be printed on paper or distributed physically.

13 (4) \$2,093,000 of the public service revolving account--state
14 appropriation is provided solely for the work of the public counsel
15 section of the office of the attorney general.

16 (5) \$353,000 of the general fund--state appropriation for fiscal
17 year 2014 and \$353,000 of the general fund--state appropriation for
18 fiscal year 2015 are provided solely for a grant to the Washington
19 coalition of crime victim advocates to provide training, certification,
20 and technical assistance for crime victim service center advocates.

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

22	General Fund--State Appropriation (FY 2014)	\$1,252,000
23	General Fund--State Appropriation (FY 2015)	\$1,222,000
24	TOTAL APPROPRIATION	\$2,474,000

25 NEW SECTION. **Sec. 128. FOR THE DEPARTMENT OF COMMERCE**

26	General Fund--State Appropriation (FY 2014)	\$36,608,000
27	General Fund--State Appropriation (FY 2015)	\$37,134,000
28	General Fund--Federal Appropriation	\$264,934,000
29	General Fund--Private/Local Appropriation	\$5,609,000
30	Public Works Assistance Account--State Appropriation	\$3,025,000
31	Drinking Water Assistance Administrative Account--State	
32	Appropriation	\$442,000
33	Lead Paint Account--State Appropriation	\$147,000
34	Building Code Council Account--State Appropriation	\$13,000
35	Home Security Fund Account--State Appropriation	\$29,029,000
36	Affordable Housing for All Account--State	

1	Appropriation	\$13,701,000
2	Financial Fraud and Identity Theft Crimes Investigation	
3	and Prosecution Account--State Appropriation	\$969,000
4	Low-Income Weatherization and Structural Rehabilitation	
5	Assistance Account--State Appropriation	\$1,881,000
6	Washington Community Technology Opportunity	
7	Account--Private/Local Appropriation	\$10,000
8	Community and Economic Development Fee Account--State	
9	Appropriation	\$5,298,000
10	Liquor Revolving Account--State Appropriation	\$5,605,000
11	Washington Housing Trust Account--State Appropriation . . .	\$17,559,000
12	Prostitution Prevention and Intervention Account--State	
13	Appropriation	\$26,000
14	Public Facility Construction Loan Revolving	
15	Account--State Appropriation	\$759,000
16	TOTAL APPROPRIATION	\$422,749,000

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

19 (1) Repayments of outstanding mortgage and rental assistance
20 program loans administered by the department under RCW 43.63A.640 shall
21 be remitted to the department, including any current revolving account
22 balances. The department shall collect payments on outstanding loans,
23 and deposit them into the state general fund. Repayments of funds owed
24 under the program shall be remitted to the department according to the
25 terms included in the original loan agreements.

26 (2) The department shall administer its growth management act
27 technical assistance and pass-through grants so that smaller cities and
28 counties receive proportionately more assistance than larger cities or
29 counties. Grants shall only be used for purposes of administering the
30 requirements of the growth management act.

31 (3) The department is authorized to require an applicant to pay an
32 application fee to cover the cost of reviewing the project and
33 preparing an advisory opinion on whether a proposed electric generation
34 project or conservation resource qualifies to meet mandatory
35 conservation targets.

36 (4) \$25,000 of the general fund--state appropriation for fiscal
37 year 2014 and \$25,000 of the general fund--state appropriation for

1 fiscal year 2015 are provided solely for the economic impact and
2 infrastructure cost study for Covington town center.

3 (5) \$5,298,000 of the community and economic development fee
4 account--state appropriation is provided solely for services to
5 homeless families through the Washington families fund.

6 (6) During the 2013-2015 fiscal biennium, the department shall
7 consider an associate development organization's total resources when
8 making contracting and fund allocation decisions, in addition to the
9 schedule provided in RCW 43.330.086, and shall direct resources to
10 limit the fiscal impact to associate development organizations where
11 the state resources comprise 20 percent or more of the organization's
12 budget for the previous two years. Within the funds provided for
13 associate development organizations, the department may provide funding
14 for the economic development commission.

15 (7) \$375,000 of the general fund--state appropriation for fiscal
16 year 2014 and \$375,000 of the general fund--state appropriation for
17 fiscal year 2015 are provided solely as pass-through funding to Walla
18 Walla Community College for its water and environmental center.

19 (8) The department, in consultation with the Washington state
20 association of counties, is to provide ongoing analysis and assessment
21 of information related to county fiscal health, and to annually assess
22 the fiscal impacts on counties arising from selected laws enacted in
23 the preceding five-year period. The assessments shall evaluate the
24 effect of laws in the context of existing county fiscal health,
25 including impacts on counties identified as fiscally distressed, and
26 the extent to which the bills' fiscal impacts were fully described in
27 local government fiscal notes prepared by the department. The
28 department may include recommendations of ways to improved state data
29 systems related to county fiscal health and the local government fiscal
30 note process. Assessments shall be transmitted annually to the
31 appropriate committees of the legislature and the office of financial
32 management.

33 (9) \$400,000 of the general fund--state appropriation for fiscal
34 year 2014 and \$400,000 of the general fund--state appropriation for
35 fiscal year 2015 are provided solely for the purposes of purchasing
36 contracted services to expand and promote the tourism industry in the
37 state of Washington.

1 (a) The department must contract with the Washington tourism
2 alliance. Expenditure of state moneys is contingent upon the
3 contractor providing a dollar for dollar cash or in-kind match.
4 Funding must be provided for the following services:

5 (i) Serving as a central point of contact through developing and
6 maintaining a web portal for Washington tourism, operating a call
7 center, and mailing travel guides;

8 (ii) Promoting Washington as a tourism destination to national and
9 international markets, with emphasis on markets in Europe and Asia;

10 (iii) Providing information to businesses and local communities on
11 tourism opportunities that could expand local revenues; and

12 (iv) Conducting tourism-related research, including market research
13 and measuring the return on investment of funded activities.

14 (b) The department may not use more than 4 percent of the funds to
15 administer, monitor, and report the outcomes of the services. The
16 department must electronically submit performance metrics by January 1,
17 2014, and report the outcomes of the services by January 1, 2015, to
18 the economic development committees of the legislature.

19 (c) The department has the authority to designate one or more
20 alternative contractors if necessary due to performance or other
21 significant issues. Such change must only be made after consultation
22 with the Washington tourism alliance, the governor's office, and the
23 chairs and ranking members of the economic development committees of
24 the legislature.

25 NEW SECTION. **Sec. 129. FOR THE ECONOMIC AND REVENUE FORECAST**
26 **COUNCIL**

27	General Fund--State Appropriation (FY 2014)	\$760,000
28	General Fund--State Appropriation (FY 2015)	\$799,000
29	Lottery Administrative Account--State Appropriation	\$50,000
30	TOTAL APPROPRIATION	\$1,609,000

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

32	General Fund--State Appropriation (FY 2014)	\$15,797,000
33	General Fund--State Appropriation (FY 2015)	\$15,454,000
34	General Fund--Federal Appropriation	\$31,342,000
35	General Fund--Private/Local Appropriation	\$370,000
36	Economic Development Strategic Reserve Account--State	

1	Appropriation	\$289,000
2	Personnel Service Account--State Appropriation	\$8,629,000
3	Data Processing Revolving Account--State Appropriation . . .	\$6,243,000
4	Higher Education Personnel Services Account--State	
5	Appropriation	\$1,497,000
6	Performance Audits of Government Account--State	
7	Appropriation	\$4,400,000
8	TOTAL APPROPRIATION	\$84,021,000

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

11 (1) The legislature intends to review for purchase parcel number
12 one and surrounding property on McNeil Island. The office of financial
13 management shall coordinate with the federal government to obtain an
14 appraisal determining the fair market value and shall provide an
15 estimate to the legislative fiscal committees by October 1, 2013.

16 (2) \$300,000 of the general fund--state appropriation for fiscal
17 year 2014 is provided solely for implementation of Senate Bill No. 5802
18 (greenhouse gas emission targets). If the bill is not enacted by June
19 30, 2013, the amount provided in this subsection shall lapse.

20 NEW SECTION. **Sec. 131. FOR THE OFFICE OF ADMINISTRATIVE HEARINGS**
21 Administrative Hearings Revolving Account--State
22 Appropriation \$37,749,000

23 NEW SECTION. **Sec. 132. FOR THE WASHINGTON STATE LOTTERY**
24 Lottery Administrative Account--State Appropriation \$25,594,000

25 The appropriation in this section is subject to the following
26 conditions and limitations: \$596,000 of the lottery administrative
27 account--state appropriation is provided solely for the replacement of
28 the lottery's gaming systems vendor contract.

29 NEW SECTION. **Sec. 133. FOR THE COMMISSION ON HISPANIC AFFAIRS**
30 General Fund--State Appropriation (FY 2014) \$236,000
31 General Fund--State Appropriation (FY 2015) \$234,000
32 TOTAL APPROPRIATION \$470,000

33 NEW SECTION. **Sec. 134. FOR THE COMMISSION ON AFRICAN-AMERICAN**

1 **AFFAIRS**

2	General Fund--State Appropriation (FY 2014)	\$232,000
3	General Fund--State Appropriation (FY 2015)	\$224,000
4	TOTAL APPROPRIATION	\$456,000

5 NEW SECTION. **Sec. 135. FOR THE DEPARTMENT OF RETIREMENT SYSTEMS**
6 **OPERATIONS**

7	Department of Retirement Systems Expense Account--State	
8	Appropriation	\$52,683,000

9 The appropriation in this section is subject to the following
10 conditions and limitations: \$2,250,000 of the department of retirement
11 systems expense account--state appropriation is provided solely for
12 implementation of Substitute Senate Bill No. 5851 (defined contribution
13 plan option). If the bill is not enacted by June 30, 2013, the amount
14 provided in this subsection shall lapse.

15 NEW SECTION. **Sec. 136. FOR THE DEPARTMENT OF REVENUE**

16	General Fund--State Appropriation (FY 2014)	\$105,725,000
17	General Fund--State Appropriation (FY 2015)	\$110,126,000
18	Timber Tax Distribution Account--State Appropriation	\$6,079,000
19	Master License Account--State Appropriation	\$19,127,000
20	Waste Reduction/Recycling/Litter Control--State	
21	Appropriation	\$132,000
22	State Toxics Control Account--State Appropriation	\$91,000
23	TOTAL APPROPRIATION	\$241,280,000

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

26 (1) Pursuant to RCW 43.135.055, the department is authorized to
27 increase the master application fee and the fee for renewal of the
28 master application in RCW 19.02.075, to an amount necessary to fund the
29 appropriations in the master license account but not to exceed the
30 statutory maximums.

31 (2) If the department finds that the funds appropriated in the
32 master license account are insufficient to complete the authorized
33 funding of the business licensing system replacement, the department
34 may enter into a financial contract to reduce the current cost of the
35 project, payable only from the master license account.

1 (3) \$113,000 of the general fund--state appropriation for fiscal
2 year 2014 is provided solely for the implementation of Engrossed Second
3 Substitute Senate Bill No. 5688 (concerning state and local tax
4 systems). If the bill is not enacted by June 30, 2013, the amount
5 provided in this subsection shall lapse.

6 (4) \$2,060,000 of the master license account--state appropriation
7 is for the implementation of Engrossed Substitute Senate Bill No. 5656
8 (revising business licensing systems). If the bill is not enacted by
9 June 30, 2013, the amount provided in this subsection shall lapse.

10 NEW SECTION. **Sec. 137. FOR THE BOARD OF TAX APPEALS**

11	General Fund--State Appropriation (FY 2014)	\$1,209,000
12	General Fund--State Appropriation (FY 2015)	\$1,171,000
13	TOTAL APPROPRIATION	\$2,380,000

14 NEW SECTION. **Sec. 138. FOR THE OFFICE OF MINORITY AND WOMEN'S**
15 **BUSINESS ENTERPRISES**

16	OMWBE Enterprises Account--State Appropriation	\$4,090,000
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17 NEW SECTION. **Sec. 139. FOR THE INSURANCE COMMISSIONER**

18	General Fund--State Appropriation (FY 2014)	\$200,000
19	General Fund--State Appropriation (FY 2015)	\$100,000
20	General Fund--Federal Appropriation	\$4,492,000
21	Insurance Commissioners Regulatory Account--State	
22	Appropriation	\$49,869,000
23	TOTAL APPROPRIATION	\$54,661,000

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

26 (1) \$1,209,000 of the insurance commissioner's regulatory account--
27 state appropriation is provided solely for implementation of Second
28 Substitute Senate Bill No. 5540 (out-of-state health insurance plans).
29 If the bill is not enacted by June 30, 2013, the amount provided in
30 this subsection shall lapse.

31 (2) \$758,000 of the insurance commissioner's regulatory account--
32 state appropriation is provided solely for implementation of Substitute
33 Senate Bill No. 5605 (association health insurance plans). If the bill
34 is not enacted by June 30, 2013, the amount provided in this subsection
35 shall lapse.

1	Pipeline Safety Account--State Appropriation	\$4,480,000
2	Pipeline Safety Account--Federal Appropriation	\$1,932,000
3	TOTAL APPROPRIATION	\$49,271,000

4 The appropriations in this section are subject to the following
5 conditions and limitations: Up to \$200,000 of the total appropriation
6 is provided for the commission to continue to evaluate the regulatory
7 processes for energy companies and identify and implement
8 administrative actions to improve those processes. The commission
9 shall develop and adopt a schedule for such administrative actions.

10 NEW SECTION. **Sec. 143. FOR THE MILITARY DEPARTMENT**

11	General Fund--State Appropriation (FY 2014)	\$1,763,000
12	General Fund--State Appropriation (FY 2015)	\$1,699,000
13	General Fund--Federal Appropriation	\$140,082,000
14	Enhanced 911 Account--State Appropriation	\$58,510,000
15	Disaster Response Account--State Appropriation	\$13,640,000
16	Disaster Response Account--Federal Appropriation	\$53,253,000
17	Military Department Rent and Lease Account--State	
18	Appropriation	\$615,000
19	Worker and Community Right-to-Know Account--State	
20	Appropriation	\$2,793,000
21	TOTAL APPROPRIATION	\$272,355,000

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

24 (1) \$13,640,000 of the disaster response account--state
25 appropriation and \$53,253,000 of the disaster response account--federal
26 appropriation may be spent only on disasters declared by the governor
27 and with the approval of the office of financial management. The
28 military department shall submit a report to the office of financial
29 management and the legislative fiscal committees on October 1st and
30 February 1st of each year detailing information on the disaster
31 response account, including: (a) The amount and type of deposits into
32 the account; (b) the current available fund balance as of the reporting
33 date; and (c) the projected fund balance at the end of the 2013-2015
34 biennium based on current revenue and expenditure patterns.

35 (2) \$75,000,000 of the general fund--federal appropriation is
36 provided solely for homeland security, subject to the following
37 conditions:

1 (a) Any communications equipment purchased by local jurisdictions
2 or state agencies shall be consistent with standards set by the
3 Washington state interoperability executive committee; and

4 (b) The department shall submit an annual report to the office of
5 financial management and the legislative fiscal committees detailing
6 the governor's domestic security advisory group recommendations;
7 homeland security revenues and expenditures, including estimates of
8 total federal funding for the state; and incremental changes from the
9 previous estimate.

10 NEW SECTION. **Sec. 144. FOR THE PUBLIC EMPLOYMENT RELATIONS**
11 **COMMISSION**

12	General Fund--State Appropriation (FY 2014)	\$1,952,000
13	General Fund--State Appropriation (FY 2015)	\$2,012,000
14	Personnel Service Account--State Appropriation	\$3,289,000
15	Higher Education Personnel Services Account--State	
16	Appropriation	\$519,000
17	TOTAL APPROPRIATION	\$7,772,000

18 NEW SECTION. **Sec. 145. FOR THE BOARD OF ACCOUNTANCY**

19	Certified Public Accountants' Account--State	
20	Appropriation	\$2,702,000

21 NEW SECTION. **Sec. 146. FOR THE FORENSIC INVESTIGATION COUNCIL**

22	Death Investigations Account--State Appropriation	\$498,000
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23 The appropriation in this section is subject to the following
24 conditions and limitations:

25 (1) \$250,000 of the death investigations account appropriation is
26 provided solely for providing financial assistance to local
27 jurisdictions in multiple death investigations. The forensic
28 investigation council shall develop criteria for awarding these funds
29 for multiple death investigations involving an unanticipated,
30 extraordinary, and catastrophic event or those involving multiple
31 jurisdictions.

32 (2) \$210,000 of the death investigations account appropriation is
33 provided solely for providing financial assistance to local
34 jurisdictions in identifying human remains.

1 NEW SECTION. **Sec. 147. FOR THE HORSE RACING COMMISSION**

2 Horse Racing Commission Operating Account--State

3 Appropriation \$3,566,000

4 The appropriation in this section is subject to the following
5 conditions and limitations: Pursuant to RCW 43.135.055, the commission
6 is authorized to increase licensing fees by up to five percent in
7 fiscal year 2014 and up to five percent in fiscal year 2015; and
8 background check fees by up to one dollar in fiscal year 2014, and up
9 to one dollar in fiscal year 2015.

10 NEW SECTION. **Sec. 148. FOR THE DEPARTMENT OF ENTERPRISE SERVICES**

11 General Fund--State Appropriation (FY 2014) \$3,609,000

12 General Fund--State Appropriation (FY 2015) \$3,595,000

13 Building Code Council Account--State Appropriation \$860,000

14 TOTAL APPROPRIATION \$8,064,000

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

17 (1) \$3,287,000 of the general fund--state appropriation for fiscal
18 year 2014 and \$3,286,000 of the general fund--state appropriation for
19 fiscal year 2015 are provided solely for the payment of facilities and
20 services charges, utilities and contracts charges, public and historic
21 facilities charges, and capital projects surcharges allocable to the
22 senate, house of representatives, statute law committee, legislative
23 support services, and joint legislative systems committee. The
24 department shall allocate charges attributable to these agencies among
25 the affected revolving funds. The department shall maintain an
26 interagency agreement with these agencies to establish performance
27 standards, prioritization of preservation and capital improvement
28 projects, and quality assurance provisions for the delivery of services
29 under this subsection. The legislative agencies named in this
30 subsection shall continue to enjoy all of the same rights of occupancy
31 and space use on the capitol campus as historically established.

32 (2) In accordance with RCW 46.08.172 and 43.135.055, the department
33 is authorized to increase parking fees in fiscal years 2014 and 2015 as
34 necessary to meet the actual costs of conducting business.

35 (3) From the fee charged to master contract vendors, the department
36 shall transfer to the office of minority and women's business

1 enterprises in equal monthly installments \$1,513,000 in fiscal year
2 2014 and \$1,514,000 in fiscal year 2015.

3 (4) The budget for the department of enterprise services is
4 adjusted to reflect a twenty percent reduction in the rent charged to
5 the Olympia-Lacey-Tumwater visitor and convention bureau to reflect the
6 service provided for continued operation of the capitol campus visitor
7 center.

8 (5) The building code council account appropriation is provided
9 solely for the operation of the state building code council as required
10 by statute and modified by the standards established by executive order
11 10-06. The council shall not consider any proposed code amendment or
12 take any other action not authorized by statute or in compliance with
13 the standards established in executive order 10-06. No member of the
14 council may receive compensation, per diem, or reimbursement for
15 activities other than physical attendance at those meetings of the
16 state building code council or the council's designated committees, at
17 which the opportunity for public comment is provided generally and on
18 all agenda items upon which the council proposes to take action. The
19 building code council shall comply with chapter 19.85 RCW known as the
20 regulatory fairness act, by including with all proposed substantial
21 code amendments an analysis addressing cost effectiveness, net
22 benefits, payback periods, and life-cycle costs.

23 NEW SECTION. **Sec. 149. FOR THE BOARD FOR VOLUNTEER FIREFIGHTERS**
24 Volunteer Firefighters' and Reserve Officers' Administrative
25 Account--State Appropriation \$1,054,000

26 NEW SECTION. **Sec. 150. FOR THE DEPARTMENT OF ARCHAEOLOGY AND**
27 **HISTORIC PRESERVATION**
28 General Fund--State Appropriation (FY 2014) \$1,291,000
29 General Fund--State Appropriation (FY 2015) \$1,239,000
30 General Fund--Federal Appropriation \$1,937,000
31 General Fund--Private/Local Appropriation \$14,000
32 TOTAL APPROPRIATION \$4,481,000

33 The appropriations in this section are subject to the following
34 conditions and limitations: Within the amounts appropriated in this
35 section, the department shall report the following data on the survey
36 and inventory processes to the appropriate policy and fiscal committees

1 of the legislature on December 1, 2013, and December 1, 2014: The
2 number of survey and inventory processes, by month, required under
3 state and federal laws and implemented by the department; the number,
4 by month, of resources or records reported pursuant to the survey and
5 inventory processes; the distance that such resources or records were
6 located within the area of potential effect, measured from the proposed
7 construction activity; the cost of compliance, by each survey and
8 inventory process, that is incurred by each person submitting the
9 information and forms required by the processes; and any identifiable
10 costs to local governments implementing the survey and inventory
11 processes.

(End of part)

1 department may combine and transfer such medicaid funds appropriated
2 under sections 204, 206, 208, and 213 of this act as may be necessary
3 to finance a unified health care plan for the WMIP and the MICP program
4 enrollment. The WMIP pilot projects shall not exceed a daily
5 enrollment of 6,000 persons, nor expand beyond one county during the
6 2013-2015 fiscal biennium. The amount of funding assigned from each
7 program may not exceed the average per capita cost assumed in this act
8 for individuals covered by that program, actuarially adjusted for the
9 health condition of persons enrolled, times the number of clients
10 enrolled. In implementing the WMIP and the MICP, the health care
11 authority and the department may: (i) Withhold from calculations of
12 "available resources" as set forth in RCW 71.24.025 a sum equal to the
13 capitated rate for enrolled individuals; and (ii) employ capitation
14 financing and risk-sharing arrangements in collaboration with health
15 care service contractors licensed by the office of the insurance
16 commissioner and qualified to participate in both the medicaid and
17 medicare programs.

18 (b) If Washington is selected to participate in a financial
19 capitation model of the federal demonstration project for persons
20 dually-eligible for both medicare and medicaid, the department and the
21 authority may initiate the MICP. Participation in the project shall be
22 limited to persons who are eligible for both medicare and medicaid and
23 to counties in which the county legislative authority has agreed to the
24 terms and conditions under which it will operate. The purpose of the
25 project shall be to demonstrate and evaluate ways to improve care while
26 reducing state expenditures for persons enrolled both in medicare and
27 medicaid. To that end, prior to initiating the project, the department
28 and the authority shall assure that state expenditures shall be no
29 greater on either a per person or total basis than the state would
30 otherwise incur. Individuals who are solely eligible for medicaid may
31 also participate if their participation is agreed to by the health care
32 authority, the department, and the county legislative authority.

33 (4) The legislature finds that medicaid payment rates, as
34 calculated by the department pursuant to the appropriations in this
35 act, bear a reasonable relationship to the costs incurred by
36 efficiently and economically operated facilities for providing quality
37 services and will be sufficient to enlist enough providers so that care
38 and services are available to the extent that such care and services

1 are available to the general population in the geographic area. The
2 legislature finds that cost reports, payment data from the federal
3 government, historical utilization, economic data, and clinical input
4 constitute reliable data upon which to determine the payment rates.

5 (5) The department shall to the maximum extent practicable use the
6 same system for delivery of spoken-language interpreter services for
7 social services appointments as the one established for medical
8 appointments in section 213 of this act. When contracting directly
9 with an individual to deliver spoken language interpreter services, the
10 department shall only contract with language access providers who are
11 working at a location in the state and who are state-certified or
12 state-authorized, except that when such a provider is not available,
13 the department may use a language access provider who meets other
14 certifications or standards deemed to meet state standards, including
15 interpreters in other states.

16 (6)(a) The appropriations to the department of social and health
17 services in this act shall be expended for the programs and in the
18 amounts specified in this act. However, after May 1, 2014, unless
19 specifically prohibited by this act, the department may transfer
20 general fund--state appropriations for fiscal year 2014 among programs
21 after approval by the director of financial management. However, the
22 department shall not transfer state moneys that are provided solely for
23 a specified purpose except as expressly provided in (b) of this
24 subsection.

25 (b) To the extent that transfers under (a) of this subsection are
26 insufficient to fund actual expenditures in excess of fiscal year 2014
27 caseload forecasts and utilization assumptions in the long-term care,
28 foster care, adoptions support, medicaid personal care, and child
29 support programs, the department may transfer state moneys that are
30 provided solely for a specified purpose. The department shall not
31 transfer funds, and the director of financial management shall not
32 approve the transfer, unless the transfer is consistent with the
33 objective of conserving, to the maximum extent possible, the
34 expenditure of state funds. The director of financial management shall
35 notify the appropriate fiscal committees of the senate and house of
36 representatives in writing seven days prior to approving any allotment
37 modifications or transfers under this subsection. The written
38 notification shall include a narrative explanation and justification of

1 the changes, along with expenditures and allotments by budget unit and
2 appropriation, both before and after any allotment modifications or
3 transfers.

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

6	General Fund--State Appropriation (FY 2014)	\$292,001,000
7	General Fund--State Appropriation (FY 2015)	\$290,031,000
8	General Fund--Federal Appropriation	\$485,399,000
9	General Fund--Private/Local Appropriation	\$1,354,000
10	Domestic Violence Prevention Account--State	
11	Appropriation	\$1,240,000
12	Education Legacy Trust Account--State Appropriation	\$725,000
13	Home Security Fund Account--State Appropriation	\$10,741,000
14	Child and Family Reinvestment Account--State	
15	Appropriation	\$4,979,000
16	TOTAL APPROPRIATION	\$1,086,470,000

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

19 (1) Within amounts provided for the foster care and adoption
20 support programs, the department shall control reimbursement decisions
21 for foster care and adoption support cases such that the aggregate
22 average cost per case for foster care and for adoption support does not
23 exceed the amounts assumed in the projected caseload expenditures.

24 (2) \$668,000 of the general fund--state appropriation for fiscal
25 year 2014 and \$668,000 of the general fund--state appropriation for
26 fiscal year 2015 are provided solely to contract for the operation of
27 one pediatric interim care center. The center shall provide
28 residential care for up to thirteen children through two years of age.
29 Seventy-five percent of the children served by the center must be in
30 need of special care as a result of substance abuse by their mothers.
31 The center shall also provide on-site training to biological, adoptive,
32 or foster parents. The center shall provide at least three months of
33 consultation and support to the parents accepting placement of children
34 from the center. The center may recruit new and current foster and
35 adoptive parents for infants served by the center. The department
36 shall not require case management as a condition of the contract.

1 (3)(a) \$22,695,000 of the general fund--state appropriation for
2 fiscal year 2014, \$22,695,000 of the general fund--state appropriation
3 for fiscal year 2015, and \$28,450,000 of the general fund--federal
4 appropriation are provided solely for services for children and
5 families. Prior to approval of contract services pursuant to RCW
6 74.13B.020, the amounts provided in this section shall be allotted on
7 a monthly basis and expenditures shall not exceed allotments based on
8 a three-month rolling average without approval of the office of
9 financial management following notification to the legislative fiscal
10 committees.

11 (b) The department shall provide these services to safely reduce
12 the number of children in out-of-home care, the time spent in out-of-
13 home care prior to achieving permanency, and the number of children
14 returning to out-of-home care following permanency.

15 (4) \$76,000 of the general fund--state appropriation for fiscal
16 year 2014, \$77,000 of the general fund--state appropriation for fiscal
17 year 2015, \$656,000 of the general fund--private/local appropriation,
18 \$253,000 of the general fund--federal appropriation, and \$725,000 of
19 the education legacy trust account--state appropriation are provided
20 solely for children's administration to contract with an educational
21 advocacy provider with expertise in foster care educational outreach.
22 The amounts in this subsection are provided solely for contracted
23 education coordinators to assist foster children in succeeding in K-12
24 and higher education systems and to assure a focus on education during
25 the transition to performance based contracts. Funding shall be
26 prioritized to regions with high numbers of foster care youth and/or
27 regions where backlogs of youth that have formerly requested
28 educational outreach services exist. The department shall use private
29 matching funds to maintain educational advocacy services.

30 (5) \$670,000 of the general fund--state appropriation for fiscal
31 year 2014 and \$670,000 of the general fund--state appropriation for
32 fiscal year 2015 are provided solely for services provided through
33 children's advocacy centers.

34 (6) \$579,000 of the general fund--state appropriation for fiscal
35 year 2014, \$579,000 of the general fund--state appropriation for fiscal
36 year 2015, and \$109,000 of the general fund--federal appropriation are
37 provided solely for a receiving care center east of the Cascade
38 mountains.

1 (7) \$250,000 of the general fund--state appropriation for fiscal
2 year 2014, \$250,000 of the general fund--state appropriation for fiscal
3 year 2015, \$5,239,000 of the general fund--federal appropriation, and
4 \$4,741,000 of the child and family reinvestment account--state
5 appropriation are provided solely for services to children and families
6 pursuant to RCW 26.44.270. Upon approval of contract services pursuant
7 to RCW 74.13B.020, these funds will be contracted for using
8 performance-based contracts.

9 (8) To ensure expenditures remain within available funds
10 appropriated in this section as required by RCW 74.13A.005 and
11 74.13A.020, the secretary shall not set the amount of any adoption
12 assistance payment or payments, made pursuant to RCW 26.33.320 and
13 74.13A.005 through 74.13A.080, to more than fifty percent of the foster
14 care maintenance payment for that child had he or she remained in a
15 foster family home during the same period, if that child is not
16 considered to have any special needs. This subsection does not apply
17 to adoption assistance agreements in existence on the effective date of
18 this section.

19 (9) \$10,741,000 of the home security fund--state appropriation is
20 provided solely for the department to contract for services pursuant to
21 RCW 13.32A.030 and 74.15.220. The department shall contract and
22 collaborate with service providers in a manner that maintains the
23 availability and geographic representation of secure and semi-secure
24 crisis residential centers and HOPE centers. To achieve efficiencies
25 and increase utilization, the department shall allow the co-location of
26 these centers, except that a youth may not be placed in a secure
27 facility or the secure portion of a co-located facility except as
28 specifically authorized by chapter 13.32A RCW. The reductions to
29 appropriations in this subsection related to semi-secure crisis
30 residential centers reflect a reduction to the number of beds for semi-
31 secure crisis residential centers and not a reduction in rates. Any
32 secure crisis residential center or semi-secure crisis residential
33 center bed reduction shall not be based solely upon bed utilization.
34 The department is to exercise its discretion in reducing the number of
35 beds but to do so in a manner that maintains availability and
36 geographic representation of semi-secure and secure crisis residential
37 centers.

1 (10) \$1,173,000 of the general fund--state appropriation for fiscal
 2 year 2014, \$1,907,000 of the general fund--state appropriation for
 3 fiscal year 2015, and \$939,000 of the general fund--federal
 4 appropriation are provided solely for implementation of Engrossed
 5 Second Substitute Senate Bill No. 5405 (extended foster care). If the
 6 bill is not enacted by June 30, 2013, the amounts provided in this
 7 subsection shall lapse.

8 (11) \$50,000 of the general fund--state appropriation for fiscal
 9 year 2014, and \$50,000 of the general fund--state appropriation for
 10 fiscal year 2015, and \$256,000 of the general fund--federal
 11 appropriation are provided solely for implementation of Substitute
 12 Senate Bill No. 5315 (Powell fatality team). If the bill is not
 13 enacted by June 30, 2013, the amounts provided in this subsection shall
 14 lapse.

15 NEW SECTION. **Sec. 203. FOR THE DEPARTMENT OF SOCIAL AND HEALTH**
 16 **SERVICES--JUVENILE REHABILITATION PROGRAM**

17	General Fund--State Appropriation (FY 2014)	\$87,760,000
18	General Fund--State Appropriation (FY 2015)	\$88,127,000
19	General Fund--Federal Appropriation	\$694,000
20	General Fund--Private/Local Appropriation	\$1,914,000
21	Reinvesting in Youth--State Appropriation	\$383,000
22	Washington Auto Theft Prevention Authority Account--State	
23	Appropriation	\$196,000
24	Juvenile Accountability Incentive Account--Federal	
25	Appropriation	\$2,801,000
26	TOTAL APPROPRIATION	\$181,875,000

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

30 (1) \$331,000 of the general fund--state appropriation for fiscal
 31 year 2014 and \$331,000 of the general fund--state appropriation for
 32 fiscal year 2015 are provided solely for deposit in the county criminal
 33 justice assistance account for costs to the criminal justice system
 34 associated with the implementation of chapter 338, Laws of 1997
 35 (juvenile code revisions). The amounts provided in this subsection are
 36 intended to provide funding for county adult court costs associated

1 with the implementation of chapter 338, Laws of 1997 and shall be
2 distributed in accordance with RCW 82.14.310.

3 (2) \$2,716,000 of the general fund--state appropriation for fiscal
4 year 2014 and \$2,716,000 of the general fund--state appropriation for
5 fiscal year 2015 are provided solely for the implementation of chapter
6 338, Laws of 1997 (juvenile code revisions). The amounts provided in
7 this subsection are intended to provide funding for county impacts
8 associated with the implementation of chapter 338, Laws of 1997 and
9 shall be distributed to counties as prescribed in the current
10 consolidated juvenile services (CJS) formula.

11 (3) \$3,482,000 of the general fund--state appropriation for fiscal
12 year 2014 and \$3,482,000 of the general fund--state appropriation for
13 fiscal year 2015 are provided solely to implement community juvenile
14 accountability grants pursuant to chapter 338, Laws of 1997 (juvenile
15 code revisions). Funds provided in this subsection may be used solely
16 for community juvenile accountability grants, administration of the
17 grants, and evaluations of programs funded by the grants.

18 (4) \$1,130,000 of the general fund--state appropriation for fiscal
19 year 2014 and \$1,130,000 of the general fund--state appropriation for
20 fiscal year 2015 are provided solely to implement alcohol and substance
21 abuse treatment programs for locally committed offenders. The juvenile
22 rehabilitation administration shall award these moneys on a competitive
23 basis to counties that submitted a plan for the provision of services
24 approved by the division of alcohol and substance abuse. The juvenile
25 rehabilitation administration shall develop criteria for evaluation of
26 plans submitted and a timeline for awarding funding and shall assist
27 counties in creating and submitting plans for evaluation.

28 (5) \$3,123,000 of the general fund--state appropriation for fiscal
29 year 2014 and \$3,123,000 of the general fund--state appropriation for
30 fiscal year 2015 are provided solely for grants to county juvenile
31 courts for the following programs identified by the Washington state
32 institute for public policy (institute) in its October 2006 report:
33 "Evidence-Based Public Policy Options to Reduce Future Prison
34 Construction, Criminal Justice Costs and Crime Rates": Functional
35 family therapy, multi-systemic therapy, aggression replacement training
36 and interagency coordination programs, or other programs with a
37 positive benefit-cost finding in the institute's report. County
38 juvenile courts shall apply to the juvenile rehabilitation

1 administration for funding for program-specific participation and the
2 administration shall provide grants to the courts consistent with the
3 per-participant treatment costs identified by the institute.

4 (6) \$1,537,000 of the general fund--state appropriation for fiscal
5 year 2014 and \$1,537,000 of the general fund--state appropriation for
6 fiscal year 2015 are provided solely for expansion of the following
7 treatments and therapies in juvenile rehabilitation administration
8 programs identified by the Washington state institute for public policy
9 in its October 2006 report: "Evidence-Based Public Policy Options to
10 Reduce Future Prison Construction, Criminal Justice Costs and Crime
11 Rates": Multidimensional treatment foster care, family integrated
12 transitions, and aggression replacement training, or other programs
13 with a positive benefit-cost finding in the institute's report. The
14 administration may concentrate delivery of these treatments and
15 therapies at a limited number of programs to deliver the treatments in
16 a cost-effective manner.

17 (7)(a) The juvenile rehabilitation administration shall administer
18 a block grant, rather than categorical funding, of consolidated
19 juvenile service funds, community juvenile accountability act grants,
20 the chemical dependency disposition alternative funds, the mental
21 health disposition alternative, and the sentencing disposition
22 alternative for the purpose of serving youth adjudicated in the
23 juvenile justice system. In making the block grant, the juvenile
24 rehabilitation administration shall follow the following formula and
25 will prioritize evidence-based programs and disposition alternatives
26 and take into account juvenile courts program-eligible youth in
27 conjunction with the number of youth served in each approved evidence-
28 based program or disposition alternative: (i) Thirty-seven and one-
29 half percent for the at-risk population of youth ten to seventeen years
30 old; (ii) fifteen percent for moderate and high-risk youth; (iii)
31 twenty-five percent for evidence-based program participation; (iv)
32 seventeen and one-half percent for minority populations; (v) three
33 percent for the chemical dependency disposition alternative; and (vi)
34 two percent for the mental health and sentencing dispositional
35 alternatives. Funding for the special sex offender disposition
36 alternative (SSODA) shall not be included in the block grant, but
37 allocated on the average daily population in juvenile courts. Funding
38 for the evidence-based expansion grants shall be excluded from the

1 block grant formula. Funds may be used for promising practices when
2 approved by the juvenile rehabilitation administration and juvenile
3 courts, through the community juvenile accountability act committee,
4 based on the criteria established in consultation with Washington state
5 institute for public policy and the juvenile courts.

6 (b) The juvenile rehabilitation administration and the juvenile
7 courts shall establish a block grant funding formula oversight
8 committee with equal representation from the juvenile rehabilitation
9 administration and the juvenile courts. The purpose of this committee
10 is to assess the ongoing implementation of the block grant funding
11 formula, utilizing data-driven decision making and the most current
12 available information. The committee will be cochaired by the juvenile
13 rehabilitation administration and the juvenile courts, who will also
14 have the ability to change members of the committee as needed to
15 achieve its purpose. Initial members will include one juvenile court
16 representative from the finance committee, the community juvenile
17 accountability act committee, the risk assessment quality assurance
18 committee, the executive board of the Washington association of
19 juvenile court administrators, the Washington state center for court
20 research, and a representative of the superior court judges
21 association; two representatives from the juvenile rehabilitation
22 administration headquarters program oversight staff, two
23 representatives of the juvenile rehabilitation administration regional
24 office staff, one representative of the juvenile rehabilitation
25 administration fiscal staff and a juvenile rehabilitation
26 administration division director. The committee may make changes to
27 the formula categories other than the evidence-based program and
28 disposition alternative categories if it is determined the changes will
29 increase statewide service delivery or effectiveness of evidence-based
30 program or disposition alternative resulting in increased cost benefit
31 savings to the state. Long-term cost benefit must be considered.
32 Percentage changes may occur in the evidence-based program or
33 disposition alternative categories of the formula should it be
34 determined the changes will increase evidence-based program or
35 disposition alternative delivery and increase the cost benefit to the
36 state. These outcomes will also be considered in determining when
37 evidence-based expansion or special sex offender disposition

1 alternative funds should be included in the block grant or left
2 separate.

3 (c) The juvenile courts and administrative office of the courts
4 shall be responsible for collecting and distributing information and
5 providing access to the data systems to the juvenile rehabilitation
6 administration and the Washington state institute for public policy
7 related to program and outcome data. The juvenile rehabilitation
8 administration and the juvenile courts will work collaboratively to
9 develop program outcomes that reinforce the greatest cost benefit to
10 the state in the implementation of evidence-based practices and
11 disposition alternatives.

12 (8) The juvenile courts and administrative office of the courts
13 shall collect and distribute information related to program outcome and
14 provide access to these data systems to the juvenile rehabilitation
15 administration and Washington state institute for public policy. The
16 agreements between administrative office of the courts, the juvenile
17 courts, and the juvenile rehabilitation administration shall be
18 executed to ensure that the juvenile rehabilitation administration
19 receives the data that the juvenile rehabilitation administration
20 identifies as needed to comply with this subsection. This includes,
21 but is not limited to, information by program at the statewide
22 aggregate level, individual court level, and individual client level
23 for the purpose of the juvenile rehabilitation administration providing
24 quality assurance and oversight for the locally committed youth block
25 grant and associated funds and at times as specified by the juvenile
26 rehabilitation administration as necessary to carry out these
27 functions. The data shall be provided in a manner that reflects the
28 collaborative work the juvenile rehabilitation administration and
29 juvenile courts have developed regarding program outcomes that
30 reinforce the greatest cost benefit to the state in the implementation
31 of evidence-based practices and disposition alternatives.

32 NEW SECTION. **Sec. 204. FOR THE DEPARTMENT OF SOCIAL AND HEALTH**
33 **SERVICES--MENTAL HEALTH PROGRAM**

34 (1) COMMUNITY SERVICES/REGIONAL SUPPORT NETWORKS

35	General Fund--State Appropriation (FY 2014)	\$327,503,000
36	General Fund--State Appropriation (FY 2015)	\$310,354,000
37	General Fund--Federal Appropriation	\$555,880,000

1 General Fund--Private/Local Appropriation \$17,864,000
2 TOTAL APPROPRIATION \$1,211,601,000

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

5 (a) \$105,265,000 of the general fund--state appropriation for
6 fiscal year 2014 and \$85,895,000 of the general fund--state
7 appropriation for fiscal year 2015 are provided solely for persons and
8 services not covered by the medicaid program. To the extent possible,
9 levels of regional support network spending shall be maintained in the
10 following priority order: (i) Crisis and commitment services; (ii)
11 community inpatient services; and (iii) residential care services,
12 including personal care and emergency housing assistance.

13 (b) \$6,590,000 of the general fund--state appropriation for fiscal
14 year 2014, \$6,590,000 of the general fund--state appropriation for
15 fiscal year 2015, and \$7,620,000 of the general fund--federal
16 appropriation are provided solely for the department and regional
17 support networks to continue to contract for implementation of high-
18 intensity programs for assertive community treatment (PACT) teams. In
19 determining the proportion of medicaid and nonmedicaid funding provided
20 to regional support networks with PACT teams, the department shall
21 consider the differences between regional support networks in the
22 percentages of services and other costs associated with the teams that
23 are not reimbursable under medicaid. The department may allow regional
24 support networks which have nonmedicaid reimbursable costs that are
25 higher than the nonmedicaid allocation they receive under this section
26 to supplement these funds with local dollars or funds received under
27 section 204(1)(a) of this act. The department and regional support
28 networks shall maintain consistency with all essential elements of the
29 PACT evidence-based practice model in programs funded under this
30 section.

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

37 (d) The department is authorized to continue to contract directly,

1 rather than through contracts with regional support networks, for
2 children's long-term inpatient facility services.

3 (e) Regional support networks may use local funds to earn
4 additional federal medicaid match, provided the locally matched rate
5 does not exceed the upper-bound of their federally allowable rate
6 range, and provided that the enhanced funding is used only to provide
7 medicaid state plan or waiver services to medicaid clients.
8 Additionally, regional support networks may use a portion of the state
9 funds allocated in accordance with (a) of this subsection to earn
10 additional medicaid match, but only to the extent that the application
11 of such funds to medicaid services does not diminish the level of
12 crisis and commitment, community inpatient, residential care, and
13 outpatient services presently available to persons not eligible for
14 medicaid.

15 (f) \$5,850,000 of the general fund--state appropriation for fiscal
16 year 2014, \$5,850,000 of the general fund--state appropriation for
17 fiscal year 2015, and \$1,300,000 of the general fund--federal
18 appropriation are provided solely for the western Washington regional
19 support networks to provide either community- or hospital campus-based
20 services for persons who require the level of care previously provided
21 by the program for adaptive living skills (PALS) at western state
22 hospital.

23 (g) The number of nonforensic beds allocated for use by regional
24 support networks at eastern state hospital shall be 192 per day. The
25 number of nonforensic beds allocated for use by regional support
26 networks at western state hospital shall be 557 per day.

27 (h) \$4,582,000 of the general fund--state appropriation for fiscal
28 year 2014 and \$4,582,000 of the general fund--state appropriation for
29 fiscal year 2015 are provided solely for mental health services for
30 mentally ill offenders while confined in a county or city jail and for
31 facilitating access to programs that offer mental health services upon
32 release from confinement.

33 (i) \$750,000 of the general fund--state appropriation for fiscal
34 year 2014 and \$750,000 of the general fund--state appropriation for
35 fiscal year 2015 are provided solely to continue performance-based
36 incentive contracts to provide appropriate community support services
37 for individuals with severe mental illness who were discharged from the
38 state hospitals as part of the expanding community services initiative.

1 These funds will be used to enhance community residential and support
2 services provided by regional support networks through other state and
3 federal funding.

4 (j) \$1,125,000 of the general fund--state appropriation for fiscal
5 year 2014 and \$1,125,000 of the general fund--state appropriation for
6 fiscal year 2015 are provided solely for the Spokane regional support
7 network to implement services to reduce utilization and the census at
8 eastern state hospital. Such services shall include:

9 (i) High-intensity treatment team for persons who are high
10 utilizers of psychiatric inpatient services, including those with co-
11 occurring disorders and other special needs;

12 (ii) Crisis outreach and diversion services to stabilize in the
13 community individuals in crisis who are at risk of requiring inpatient
14 care or jail services;

15 (iii) Mental health services provided in nursing facilities to
16 individuals with dementia, and consultation to facility staff treating
17 those individuals; and

18 (iv) Services at the sixteen-bed evaluation and treatment facility.

19 At least annually, the Spokane regional support network shall
20 assess the effectiveness of these services in reducing utilization at
21 eastern state hospital, identify services that are not optimally
22 effective, and modify those services to improve their effectiveness.

23 (k) \$1,529,000 of the general fund--state appropriation for fiscal
24 year 2014 and \$1,529,000 of the general fund--state appropriation for
25 fiscal year 2015 are provided solely to reimburse Pierce and Spokane
26 counties for the cost of conducting 180-day commitment hearings at the
27 state psychiatric hospitals.

28 (l) Due to recent approval of federal medicaid matching funds for
29 the disability lifeline and the alcohol and drug abuse treatment
30 support act programs, the department shall charge regional support
31 networks for only the state share rather than the total cost of
32 community psychiatric hospitalization for persons enrolled in those
33 programs.

34 (m) The department shall work cooperatively with the health care
35 authority to explore the feasibility of incentivizing small, rural
36 hospitals to convert, in part or fully, some of their beds to
37 psychiatric treatment beds. No later than December 31, 2014, the
38 department shall report to the appropriate fiscal committees of the

1 legislature on the feasibility of such conversion. The report shall
2 consider rate enhancements and the ability to claim federal medicaid
3 matching funds on converted beds.

4 (n) \$5,986,000 of the general fund--state appropriation for fiscal
5 year 2014, \$9,690,000 of the general fund--state appropriation for
6 fiscal year 2015, and \$7,118,000 of the general fund--federal
7 appropriation are provided solely for the provisions of Engrossed
8 Substitute Senate Bill No. 5480 (concerning mental health involuntary
9 commitment laws).

10 (o) \$523,000 of the general fund--state appropriation for fiscal
11 year 2014, \$775,000 of the general fund--state appropriation for fiscal
12 year 2015, and \$854,000 of the general fund--federal appropriation are
13 provided solely for implementation of chapter 289, Laws of 2013 (E2SHB
14 1114) related to criminal incompetency.

15 (2) INSTITUTIONAL SERVICES

16	General Fund--State Appropriation (FY 2014)	\$133,109,000
17	General Fund--State Appropriation (FY 2015)	\$130,847,000
18	General Fund--Federal Appropriation	\$148,886,000
19	General Fund--Private/Local Appropriation	\$62,737,000
20	TOTAL APPROPRIATION	\$475,579,000

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

23 (a) The state psychiatric hospitals may use funds appropriated in
24 this subsection to purchase goods and supplies through hospital group
25 purchasing organizations when it is cost-effective to do so.

26 (b) \$231,000 of the general fund--state appropriation for fiscal
27 year 2014 and \$231,000 of the general fund--state appropriation for
28 fiscal year 2015 are provided solely for a community partnership
29 between western state hospital and the city of Lakewood to support
30 community policing efforts in the Lakewood community surrounding
31 western state hospital. The amounts provided in this subsection (2)(b)
32 are for the salaries, benefits, supplies, and equipment for one full-
33 time investigator, one full-time police officer, and one full-time
34 community service officer at the city of Lakewood.

35 (c) \$45,000 of the general fund--state appropriation for fiscal
36 year 2014 and \$45,000 of the general fund--state appropriation for
37 fiscal year 2015 are provided solely for payment to the city of

1 Lakewood for police services provided by the city at western state
2 hospital and adjacent areas.

3 (d) \$2,068,000 of the general fund--state appropriation for fiscal
4 year 2014, \$2,068,000 of the general fund--state appropriation for
5 fiscal year 2015, and \$240,000 of the general fund--federal
6 appropriation are provided solely to plan, procure, and implement the
7 core elements of an electronic medical record system that is compliant
8 with the world health organization's tenth revision of the
9 international classification of diseases medical classification system.
10 The system chosen by the department shall share and facilitate the
11 transfer of client medical records with other state electronic medical
12 records systems.

13 (3) SPECIAL PROJECTS

14	General Fund--State Appropriation (FY 2014)	\$1,608,000
15	General Fund--State Appropriation (FY 2015)	\$1,609,000
16	General Fund--Federal Appropriation	\$6,286,000
17	TOTAL APPROPRIATION	\$9,503,000

18 (4) PROGRAM SUPPORT

19	General Fund--State Appropriation (FY 2014)	\$5,160,000
20	General Fund--State Appropriation (FY 2015)	\$4,734,000
21	General Fund--Federal Appropriation	\$7,692,000
22	General Fund--Private/Local Appropriation	\$502,000
23	TOTAL APPROPRIATION	\$18,088,000

24 The appropriations in this subsection are subject to the following
25 conditions and limitations:

26 (a) In accordance with RCW 43.20B.110, 43.135.055, and 71.24.035,
27 the department is authorized to increase license and certification fees
28 in fiscal years 2014 and 2015 to support the costs of the regulatory
29 program. The department's fee schedule shall have differential rates
30 for providers with proof of accreditation from organizations that the
31 department has determined to have substantially equivalent standards to
32 those of the department, including but not limited to the joint
33 commission on accreditation of health care organizations, the
34 commission on accreditation of rehabilitation facilities, and the
35 council on accreditation. To reflect the reduced costs associated with
36 regulation of accredited programs, the department's fees for

1 organizations with such proof of accreditation must reflect the lower
2 costs of licensing for these programs than for other organizations
3 which are not accredited.

4 (b) \$160,000 of the general fund--state appropriation for fiscal
5 year 2014 and \$80,000 of the general fund--state appropriation for
6 fiscal year 2015 are provided solely for implementation of chapter 284,
7 Laws of 2013 (ESSB 5551).

8 (c) \$349,000 of the general fund--state appropriation for fiscal
9 year 2014, \$212,000 of the general fund--state appropriation for fiscal
10 year 2015, and \$302,000 of the general fund--federal appropriation are
11 provided solely for service coordination and implementation of
12 behavioral health services related to chapter 320, Laws of 2013 (ESHB
13 1519) and chapter 338, Laws of 2013 (2SSB 5732).

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

16 (1) COMMUNITY SERVICES

17 General Fund--State Appropriation (FY 2014)	\$441,353,000
18 General Fund--State Appropriation (FY 2015)	\$458,861,000
19 General Fund--Federal Appropriation	\$820,761,000
20 General Fund--Private/Local Appropriation	\$21,000
21 TOTAL APPROPRIATION	\$1,720,996,000

22 The appropriations in this subsection are subject to the following
23 conditions and limitations:

24 (a) Individuals receiving services as supplemental security income
25 (SSI) state supplemental payments shall not become eligible for medical
26 assistance under RCW 74.09.510 due solely to the receipt of SSI state
27 supplemental payments.

28 (b) In accordance with RCW 18.51.050, 18.20.050, 70.128.060, and
29 43.135.055, the department is authorized to increase nursing facility
30 and assisted living facility fees as necessary to fully support the
31 actual costs of conducting the licensure, inspection, and regulatory
32 programs. License fees for adult family homes shall be set to the
33 amounts specified in this subsection. The license fees may not exceed
34 the department's annual licensing and oversight activity costs and
35 shall include the department's cost of paying providers for the amount
36 of the license fee attributed to medicaid clients.

1 (i) The current annual renewal license fee for adult family homes
2 shall be increased to \$225 per bed beginning in fiscal year 2014 and
3 shall remain \$225 per bed beginning in fiscal year 2015. A processing
4 fee of \$2,750 shall be charged to each adult family home when the home
5 is initially licensed. This fee is nonrefundable.

6 (ii) The current annual renewal license fee for assisted living
7 facilities shall be \$106 per bed in fiscal year 2014 and \$106 per bed
8 in fiscal year 2015.

9 (iii) The current annual renewal license fee for nursing facilities
10 shall be \$359 per bed in fiscal year 2014 and \$359 per bed in fiscal
11 year 2015.

12 (c) \$13,301,000 of the general fund--state appropriation for fiscal
13 year 2014, \$20,607,000 of the general fund--state appropriation for
14 fiscal year 2015, and \$33,901,000 of the general fund federal
15 appropriation are provided solely for the implementation of the
16 agreement reached between the governor and the service employees
17 international union healthcare 775nw through an interest arbitration
18 decision under the provisions of chapters 74.39A and 41.56 RCW for the
19 2013-2015 fiscal biennium.

20 (d) \$1,707,000 of the general fund--state appropriation for fiscal
21 year 2014, \$2,670,000 of the general fund--state appropriation for
22 fiscal year 2015, and \$4,376,000 of the general fund--federal
23 appropriation are provided solely for the homecare agency parity
24 impacts of the service employees international union healthcare 775nw
25 arbitration award.

26 (e) No later than December 31, 2013, the department shall report to
27 the appropriate fiscal committees of the legislature with a strategy to
28 reduce the rate disparity between urban and suburban residential
29 service providers. The department shall incorporate a rate component
30 that recognizes differences in costs as they relate to the geographical
31 location of the provider; however, the proposed component shall use a
32 geographical variable that is more granular than the provider's county.

33 (f) \$5,988,000 of the general fund--state appropriation for fiscal
34 year 2014 and \$5,988,000 of the general fund--state appropriation for
35 fiscal year 2015 are appropriated solely for the individual and family
36 support program. Within these amounts, the department shall expand the
37 current number of clients receiving services and focus on extending

1 services to individuals with developmental disabilities who are not
2 otherwise receiving paid services from the department.

3 (2) INSTITUTIONAL SERVICES

4	General Fund--State Appropriation (FY 2014)	\$84,062,000
5	General Fund--State Appropriation (FY 2015)	\$83,954,000
6	General Fund--Federal Appropriation	\$159,093,000
7	General Fund--Private/Local Appropriation	\$23,041,000
8	TOTAL APPROPRIATION	\$350,150,000

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

11 (a) Individuals receiving services as supplemental security income
12 (SSI) state supplemental payments shall not become eligible for medical
13 assistance under RCW 74.09.510 due solely to the receipt of SSI state
14 supplemental payments.

15 (b) \$721,000 of the general fund--state appropriation for fiscal
16 year 2014 and \$721,000 of the general fund--state appropriation for
17 fiscal year 2015 are for the department to fulfill its contracts with
18 the school districts under chapter 28A.190 RCW to provide
19 transportation, building space, and other support services as are
20 reasonably necessary to support the educational programs of students
21 living in residential habilitation centers.

22 (3) PROGRAM SUPPORT

23	General Fund--State Appropriation (FY 2014)	\$1,934,000
24	General Fund--State Appropriation (FY 2015)	\$1,988,000
25	General Fund--Federal Appropriation	\$1,957,000
26	TOTAL APPROPRIATION	\$5,879,000

27 (4) SPECIAL PROJECTS

28	General Fund--State Appropriation (FY 2014)	\$1,397,000
29	General Fund--State Appropriation (FY 2015)	\$1,397,000
30	General Fund--Federal Appropriation	\$1,200,000
31	TOTAL APPROPRIATION	\$3,994,000

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

34	General Fund--State Appropriation (FY 2014)	\$870,672,000
35	General Fund--State Appropriation (FY 2015)	\$919,407,000
36	General Fund--Federal Appropriation	\$1,918,231,000

1	General Fund--Private/Local Appropriation	\$30,122,000
2	Traumatic Brain Injury Account--State Appropriation	\$3,393,000
3	Skilled Nursing Facility Net Trust Fund--State	
4	Appropriation	\$88,000,000
5	TOTAL APPROPRIATION	\$3,829,825,000

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

8 (1) For purposes of implementing chapter 74.46 RCW, the weighted
9 average nursing facility payment rate shall not exceed \$171.32 for
10 fiscal year 2014 and shall not exceed \$171.53 for fiscal year 2015,
11 including the rate add-ons described in (a) and (b) of this subsection.
12 However, if the waiver requested from the federal centers for medicare
13 and medicaid services in relation to the safety net assessment is for
14 any reason disapproved, the weighted average nursing facility payment
15 rate shall not exceed \$161.52 for fiscal year 2014 and shall not exceed
16 \$161.73 for fiscal year 2015. There will be no adjustments for
17 economic trends and conditions in fiscal years 2014 and 2015. The
18 economic trends and conditions factor or factors defined in the
19 biennial appropriations act shall not be compounded with the economic
20 trends and conditions factor or factors defined in any other biennial
21 appropriations acts before applying it to the component rate
22 allocations established in accordance with chapter 74.46 RCW. When no
23 economic trends and conditions factor for either fiscal year is defined
24 in a biennial appropriations act, no economic trends and conditions
25 factor or factors defined in any earlier biennial appropriations act
26 shall be applied solely or compounded to the component rate allocations
27 established in accordance with chapter 74.46 RCW.

28 (a) Within the funds provided, the department shall continue to
29 provide an add-on per medicaid resident day per facility not to exceed
30 \$1.57. The add-on shall be used to increase wages, benefits, and/or
31 staffing levels for certified nurse aides; or to increase wages and/or
32 benefits for dietary aides, housekeepers, laundry aides, or any other
33 category of worker whose statewide average dollars-per-hour wage was
34 less than \$15 in calendar year 2008, according to cost report data.
35 The add-on may also be used to address resulting wage compression for
36 related job classes immediately affected by wage increases to low-wage
37 workers. The department shall continue reporting requirements and a

1 settlement process to ensure that the funds are spent according to this
2 subsection.

3 (b) For fiscal years 2014 and 2015 and subject to appropriation,
4 the department of social and health services shall do a comparative
5 analysis of the facility-based payment rates calculated on July 1,
6 2013, using the payment methodology defined in chapter 74.46 RCW, to
7 the facility-based payment rates in effect June 30, 2010. If the
8 facility-based payment rate calculated on July 1, 2013, is smaller than
9 the facility-based payment rate on June 30, 2010, the difference shall
10 be provided to the individual nursing facilities as an add-on payment
11 per medicaid resident day.

12 (c) During the comparative analysis performed in (b) of this
13 subsection, if it is found that the direct care rate for any facility
14 calculated under chapter 74.46 RCW is greater than the direct care rate
15 in effect on June 30, 2010, then the facility shall receive a ten
16 percent direct care rate add-on to compensate that facility for taking
17 on more acute clients than it has in the past.

18 (d) The rate add-ons provided in (c) of this subsection are subject
19 to the reconciliation and settlement process provided in RCW
20 74.46.022(6).

21 (e) The department shall provide a medicaid rate add-on to
22 reimburse the medicaid share of the skilled nursing facility safety net
23 assessment as a medicaid allowable cost.

24 (2) In accordance with chapter 74.46 RCW, the department shall
25 issue no additional certificates of capital authorization for fiscal
26 year 2014 and no new certificates of capital authorization for fiscal
27 year 2015 and shall grant no rate add-ons to payment rates for capital
28 improvements not requiring a certificate of need and a certificate of
29 capital authorization for fiscal years 2014 and 2015.

30 (3) Individuals receiving services as supplemental security income
31 (SSI) state supplemental payments shall not become eligible for medical
32 assistance under RCW 74.09.510 due solely to the receipt of SSI state
33 supplemental payments.

34 (4) In accordance with RCW 18.51.050, 18.20.050, 70.128.060, and
35 43.135.055, the department is authorized to increase nursing facility
36 and assisted living facility fees as necessary to fully support the
37 actual costs of conducting the licensure, inspection, and regulatory
38 programs. The department shall increase adult family home license fees

1 as specified in (a) of this subsection. The license fees may not
2 exceed the department's annual licensing and oversight activity costs
3 and shall include the department's cost of paying providers for the
4 amount of the license fee attributed to medicaid clients.

5 (a) The current annual renewal license fee for adult family homes
6 shall be increased to \$225 per bed beginning in fiscal year 2014 and
7 shall remain at \$225 per bed in fiscal year 2015. A processing fee of
8 \$2,750 shall be charged to each adult family home when the home is
9 initially licensed. This fee is nonrefundable.

10 (b) The current annual renewal license fee for assisted living
11 facilities shall be increased to \$106 per bed beginning in fiscal year
12 2014 and \$106 per bed beginning in fiscal year 2015.

13 (c) The current annual renewal license fee for nursing facilities
14 shall be increased to \$359 per bed beginning in fiscal year 2014 and
15 \$359 per bed beginning in fiscal year 2015.

16 (5) The department is authorized to place long-term care clients
17 residing in nursing homes and paid for with state only funds into less
18 restrictive community care settings while continuing to meet the
19 client's care needs.

20 (6) \$32,559,000 of the general fund--state appropriation for fiscal
21 year 2014, \$50,142,000 of the general fund--state appropriation for
22 fiscal year 2015, and \$82,701,000 of the general fund federal
23 appropriation are provided solely for the implementation of the
24 agreement has been reached between the governor and the service
25 employees international union healthcare 775nw through an interest
26 arbitration decision under the provisions of chapters 74.39A and 41.56
27 RCW for the 2013-2015 fiscal biennium.

28 (7) \$10,800,000 of the general fund--state appropriation for fiscal
29 year 2014, \$17,768,000 of the general fund--state appropriation for
30 fiscal year 2015 and \$28,567,000 of the general fund--federal
31 appropriation are provided solely for the homecare agency parity
32 impacts of the service employees international union healthcare 775nw
33 arbitration award.

34 (8) \$25,000 of the general fund--state appropriation for fiscal
35 year 2014 and \$25,000 of the general fund--state appropriation for
36 fiscal year 2015 are provided solely for the department, working
37 collaboratively with stakeholders, the office of financial management,
38 and the legislature, by December 31, 2014 to:

1 (a) Develop a phased plan to expand services to meet the demands of
2 an aging society and extend caregiver support to a greater percentage
3 of caregivers in need. The report should include evaluation of the
4 program's potential to: (i) Delay or divert medicaid utilization
5 rates; and (ii) improve the health and well-being of family caregivers
6 including, but not limited to, reducing rates of depression and other
7 health or mental health issues. In developing the plan, the aging and
8 disability services administration must consult with stakeholders,
9 including individuals with developmental disabilities, physical
10 disabilities, behavioral health needs, and long-term care needs;

11 (b) Report to the appropriate committees of the legislature on:

12 (i) The existing funding of the following aging and disability
13 resource centers: (A) The northwest regional council in Skagit and
14 Whatcom counties; (B) Pierce county community connections; (C)
15 southeast Washington aging and disability resource centers in Asotin,
16 Benton, Columbia, Franklin, Garfield, Kittitas, Yakima, and Walla Walla
17 counties; and (D) aging and long-term care of eastern Washington in
18 Ferry, Pend Oreille, Spokane, Stevens, and Whitman counties;

19 (ii) The level of funding necessary to achieve the full complement
20 of aging and disability resource center functions statewide by December
21 1, 2017. The full complement of services includes five core functions:
22 (A) Information and assistance; (B) options counseling; (C) streamlines
23 access; (D) person-centered care transitions; (E) quality assurance and
24 evaluation; and (F) care coordination. This proposal must include ways
25 to maximize opportunities to leverage federal dollars and requirements
26 to establish local partnerships to draw in additional funding;

27 (iii) Preliminary results of evaluations the department has
28 conducted on the aging and disability resource centers and a proposal
29 for ongoing evaluations and assessments; and

30 (iv) The roles and responsibilities of the aging and disability
31 resource centers, how they serve different populations including
32 individuals with developmental disabilities, individuals with physical
33 disabilities, and individuals with behavioral health needs, and how the
34 centers interact with existing information and assistance programs such
35 as 211, parent-to-parent, centers for independent living, and regional
36 support networks;

37 (c) Work cooperatively with the office of financial management to

1 evaluate the following options to support families as they prepare for
2 the cost of long-term services and supports needs:

- 3 (i) Tax incentives or other measures to encourage individuals to
4 purchase private long-term care insurance and to encourage employers to
5 offer private long-term care insurance to their employees;
- 6 (ii) Options to incentivize state workers to participate in
7 employer offered private long-term care insurance;
- 8 (iii) Options to increase take-up rate of long-term care
9 partnership policies, including a public option;
- 10 (iv) Regulatory changes necessary to encourage the use of life
11 insurance to finance long-term services and supports;
- 12 (v) A public insurance option financed through voluntary
13 contributions; and
- 14 (vi) A public insurance option financed through mandatory
15 contributions;

16 (d) Evaluate each of the options listed in (c) of this subsection
17 based on how it meets the following goals:

- 18 (i) Delay or divert medicaid long-term care utilization and provide
19 relief for family caregivers;
- 20 (ii) Support individuals with functional or cognitive limitations
21 or both so that they are able to remain in the community by purchasing
22 nonmedical services and supports such as home care and adult day health
23 services and avoid institutional care;
- 24 (iii) Expand long-term coverage and supports for the greatest
25 number of people;
- 26 (iv) Address direct care workforce recruitment and retention issues
27 to ensure access to long-term services and supports;
- 28 (v) Be affordable for families and include comprehensive benefits;
- 29 (vi) Reduce inequality and promote economic security for middle
30 class families; and
- 31 (vii) Include a minimal impact on the state general fund and bring
32 additional funds into the long-term care system;

33 (e) Establish a profile of Washington's current elderly population
34 and population with disabilities and their needs;

35 (f) Establish an inventory of the services and supports currently
36 available to the elderly population and population with disabilities,
37 including health care providers and facilities, long-term care

1 providers and facilities, caregiver supports, public and private
2 financing, transportation services, and housing;

3 (g) Assess the areas of the current system where the additional
4 support is needed for Washington's current elderly population;

5 (h) Establish a profile of Washington's expected elderly population
6 and population with disabilities in 2025 and evaluate their anticipated
7 needs;

8 (i) Establish an anticipated inventory of future services and
9 supports that will be required to meet the needs of the elderly
10 population and population with disabilities in 2025; and

11 (j) Develop a strategy of actions that the state may take to
12 prepare for the future demographic trends in the elderly population and
13 population with disabilities and build the necessary capacity to meet
14 these demands, including the identification of:

15 (i) Statutory and regulatory changes to promote the most efficient
16 use of resources, such as simplifying administrative procedures,
17 facilitating points of entry into the long-term care services and
18 supports system, and improving transitions between care settings;

19 (ii) Practices for promoting the use of technology, chronic care
20 management, and disability prevention programs to maintain the
21 independence of the elderly population and population with
22 disabilities;

23 (iii) Caregiver supports;

24 (iv) Specialized resources for populations with special needs, such
25 as chronic conditions and dementia; and

26 (v) Housing and transportation programs to help individuals who are
27 elderly or individuals with disabilities to maintain their
28 independence.

29 (9) \$441,000 of the general fund--state appropriation for fiscal
30 year 2014, \$420,000 of the general fund--state appropriation for fiscal
31 year 2015 and \$863,000 of the general fund--federal appropriation are
32 provided solely for the provisions of Substitute Senate Bill No. 5630,
33 (recommendations of the adult family home quality assurance panel). If
34 the bill is not enacted by June 30, 2013, the amounts provided in this
35 subsection shall lapse.

36 (10) \$2,090,000 of the general fund--state appropriation for fiscal
37 year 2014 and \$2,127,000 of the general fund--state appropriation for
38 fiscal year 2015 are provided solely for operation of the volunteer

1 services program. Funding shall be prioritized towards serving
2 populations traditionally served by long-term care services to include
3 senior citizens and persons with disabilities.

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

6	General Fund--State Appropriation (FY 2014)	\$367,974,000
7	General Fund--State Appropriation (FY 2015)	\$356,880,000
8	General Fund--Federal Appropriation	\$1,204,925,000
9	General Fund--Private/Local Appropriation	\$30,594,000
10	TOTAL APPROPRIATION	\$1,960,373,000

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

13 (1) \$66,374,000 of the general fund--state appropriation for fiscal
14 year 2014, \$8,502,000 of the general fund--state appropriation for
15 fiscal year 2015, and \$361,231,000 of the general fund--federal
16 appropriation are provided solely for assistance to clients, including
17 grants and diversion cash assistance under RCW 74.08A.210. The
18 department may provide assistance using state-only funds for families
19 eligible for temporary assistance for needy families.

20 (2) \$13,053,000 of the general fund--state appropriation for fiscal
21 year 2014, \$8,000,000 of the general fund--state appropriation for
22 fiscal year 2015, and \$134,224,000 of the general fund--federal
23 appropriation are provided solely for WorkFirst job search, education
24 and training activities, barrier removal services, limited English
25 proficiency services, and tribal assistance under RCW 74.08A.040.
26 Funding provided in this subsection must be allocated using a formula
27 that accounts for client caseload and client outcomes, including
28 outcome and accountability measures adopted by the
29 legislative-executive WorkFirst oversight task force under RCW
30 74.08A.260 and outcomes under RCW 74.08A.410.

31 (3) \$87,284,000 of the general fund--state appropriation for fiscal
32 year 2014, \$75,475,000 of the general fund--state appropriation for
33 fiscal year 2015, and \$179,728,000 of the general fund--federal
34 appropriation are provided solely for the working connections child
35 care program under RCW 43.215.135.

36 (4) \$34,818,000 of the general fund--state appropriation for fiscal
37 year 2014, \$30,695,000 of the general fund--state appropriation for

1 fiscal year 2015, and \$77,147,000 of the general fund--federal
2 appropriation are provided solely for WorkFirst and working connections
3 child care administration and overhead.

4 (5)(a) The amounts in subsections (1) through (4) of this section
5 shall be expended for the programs and in the amounts specified.
6 However, the department may transfer funding between subsections (1)
7 and (3) of this section, but only if the funding is available to
8 transfer solely due to utilization or caseload changes. Amounts in
9 subsection (2) of this section may be transferred to subsections (1) or
10 (3) of this section. The approval of the director of financial
11 management is required prior to any transfer under this subsection.
12 The department shall provide notification prior to any transfer to the
13 appropriate legislative committees and the legislative-executive
14 WorkFirst oversight task force.

15 (6)(a) \$3,932,000 of the general fund--state appropriation for
16 fiscal year 2014 and \$4,066,000 of the general fund--state
17 appropriation for fiscal year 2015 are provided solely for the programs
18 created in Senate Bill No. (S-2297.2) (assistance programs).

19 (b) The department shall review clients receiving services through
20 the aged assistance program to determine whether they would benefit
21 from assistance in becoming naturalized citizens, and thus be eligible
22 to receive federal supplemental security income benefits. Those cases
23 shall be given high priority for naturalization funding through the
24 department.

25 (7) Within the amounts appropriated in this section, the department
26 may continue to provide incapacity examinations to determine if clients
27 are eligible for medical coverage due to their age or disability
28 through January 1, 2014. The department may not begin facilitating new
29 clients onto the social security income program beginning July 1, 2014.
30 All facilitation services for current clients will end by July 1, 2015.

31 (8) \$1,657,000 of the general fund--state appropriation for fiscal
32 year 2014 and \$1,657,000 of the general fund--state appropriation for
33 fiscal year 2015 are provided solely for naturalization services.

34 (9) \$2,366,000 of the general fund--state appropriation for fiscal
35 year 2014 is provided solely for refugee employment services, of which
36 \$1,774,000 is provided solely for the department to pass through to
37 statewide refugee assistance organizations for limited English
38 proficiency pathway services; and \$2,366,000 of the general fund--state

1 appropriation for fiscal year 2015 is provided solely for refugee
2 employment services, of which \$1,774,000 is provided solely for the
3 department to pass through to statewide refugee assistance
4 organizations for limited English proficiency pathway services.

5 (10) On December 1, 2013, and annually thereafter, the department
6 must report to the legislature on all sources of funding available for
7 both refugee and immigrant services and naturalization services during
8 the current fiscal year and the amounts expended to date by service
9 type and funding source. The report must also include the number of
10 clients served and outcome data for the clients.

11 (11) To ensure expenditures remain within available funds
12 appropriated in this section, the legislature establishes the benefit
13 under the state food assistance program, pursuant to RCW 74.08A.120, to
14 be seventy-five percent of the federal supplemental nutrition
15 assistance program benefit amount.

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

18	General Fund--State Appropriation (FY 2014)	\$61,890,000
19	General Fund--State Appropriation (FY 2015)	\$57,116,000
20	General Fund--Federal Appropriation	\$267,370,000
21	General Fund--Private/Local Appropriation	\$13,541,000
22	Criminal Justice Treatment Account--State	
23	Appropriation	\$14,285,000
24	Problem Gambling Account--State Appropriation	\$1,450,000
25	TOTAL APPROPRIATION	\$415,652,000

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

28 (1) Within the amounts appropriated in this section, the department
29 may contract with the University of Washington and community-based
30 providers for the provision of the parent-child assistance program.
31 For all contractors, indirect charges for administering the program
32 shall not exceed ten percent of the total contract amount.

33 (2) Within the amounts appropriated in this section, the department
34 shall continue to provide for chemical dependency treatment services
35 for adult medicaid eligible, pregnant and parenting women, disability
36 lifeline, and alcoholism and drug addiction treatment and support act,
37 and medical care services clients.

1 (3) In accordance with RCW 70.96A.090 and 43.135.055, the
 2 department is authorized to increase fees for the review and approval
 3 of treatment programs in fiscal years 2014 and 2015 as necessary to
 4 support the costs of the regulatory program. The department's fee
 5 schedule shall have differential rates for providers with proof of
 6 accreditation from organizations that the department has determined to
 7 have substantially equivalent standards to those of the department,
 8 including but not limited to the joint commission on accreditation of
 9 health care organizations, the commission on accreditation of
 10 rehabilitation facilities, and the council on accreditation. To
 11 reflect the reduced costs associated with regulation of accredited
 12 programs, the department's fees for organizations with such proof of
 13 accreditation must reflect the lower cost of licensing for these
 14 programs than for other organizations which are not accredited.

15 (4) The department shall not discontinue a residential provider
 16 contract solely because the treatment facility used by the provider has
 17 a capacity in excess of sixteen beds.

18 (5) Within the amounts appropriated in this section, the department
 19 shall contract with the Washington state institute for public policy
 20 for a long-term efficacy study of the chemical dependency treatment
 21 programs funded by the division of alcohol and substance abuse. The
 22 study shall focus on how many program participants successfully
 23 complete dependency programs and how long they abstain from use of
 24 drugs and alcohol.

25 NEW SECTION. **Sec. 209. FOR THE DEPARTMENT OF SOCIAL AND HEALTH**
 26 **SERVICES--VOCATIONAL REHABILITATION PROGRAM**

27	General Fund--State Appropriation (FY 2014)	\$11,134,000
28	General Fund--State Appropriation (FY 2015)	\$11,076,000
29	General Fund--Federal Appropriation	\$99,413,000
30	Telecommunications Devices for the Hearing and Speech	
31	Impaired--State Appropriation	\$2,775,000
32	TOTAL APPROPRIATION	\$124,398,000

33 The appropriations in this section are subject to the following
 34 conditions and limitations: \$480,000 of the telecommunications devices
 35 for the hearing and speech impaired account--state appropriation is
 36 provided solely for the office of deaf and hard of hearing to contract

1 for services that provide support and help with life activities for
2 deaf-blind individuals in the Puget Sound area.

3 NEW SECTION. **Sec. 210. FOR THE DEPARTMENT OF SOCIAL AND HEALTH**
4 **SERVICES--SPECIAL COMMITMENT PROGRAM**

5	General Fund--State Appropriation (FY 2014)	\$34,725,000
6	General Fund--State Appropriation (FY 2015)	\$34,578,000
7	TOTAL APPROPRIATION	\$69,303,000

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

10 (a) The department shall transfer the stewardship of McNeil Island
11 to the department of corrections industries program. The transferred
12 responsibilities shall include marine operations, the fire department,
13 waste water treatment, water treatment, road maintenance, and any other
14 general island maintenance that is not site specific to the operations
15 of the special commitment center or the Pierce county secure community
16 transition facility. Facility maintenance within the perimeter of the
17 special commitment center shall remain the responsibility of the
18 department of social and health services.

19 (b) \$2,100,000 of the general fund--state appropriation for fiscal
20 year 2014 and \$2,100,000 of the general fund--state appropriation for
21 fiscal year 2015 are provided solely for operational costs specific to
22 island operations of the special commitment center and the Pierce
23 county secure community transition facility. The department shall
24 establish an accounting structure that enables it to track and report
25 on costs specific to island operations.

26 NEW SECTION. **Sec. 211. FOR THE DEPARTMENT OF SOCIAL AND HEALTH**
27 **SERVICES--ADMINISTRATION AND SUPPORTING SERVICES PROGRAM**

28	General Fund--State Appropriation (FY 2014)	\$27,369,000
29	General Fund--State Appropriation (FY 2015)	\$26,699,000
30	General Fund--Federal Appropriation	\$39,298,000
31	General Fund--Private/Local Appropriation	\$716,000
32	Performance Audits of State Government--State	
33	Appropriation	\$4,941,000
34	TOTAL APPROPRIATION	\$99,023,000

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

1 (1) \$250,000 of the general fund--state appropriation for fiscal
 2 year 2014 and \$250,000 of the general fund--state appropriation for
 3 fiscal year 2015 are provided solely for a grant program focused on
 4 criminal street gang prevention and intervention. The Washington state
 5 partnership council on juvenile justice may award grants under this
 6 subsection. The council shall give priority to applicants who have
 7 demonstrated the greatest problems with criminal street gangs.
 8 Applicants composed of, at a minimum, one or more local governmental
 9 entities and one or more nonprofit, nongovernmental organizations that
 10 have a documented history of creating and administering effective
 11 criminal street gang prevention and intervention programs may apply for
 12 funding under this subsection.

13 (2) \$300,000 of the general fund--state appropriation for fiscal
 14 year 2014 and \$300,000 of the general fund--state appropriation for
 15 fiscal year 2015 are provided solely for the Washington state mentors
 16 program to continue its public-private partnerships to provide
 17 technical assistance and training to mentoring programs that serve at-
 18 risk youth.

19 (3) \$445,000 of the general fund--state appropriation for fiscal
 20 year 2014 and \$445,000 of the general fund--state appropriation for
 21 fiscal year 2015 are provided solely for funding of the teamchild
 22 project.

23 NEW SECTION. **Sec. 212. FOR THE DEPARTMENT OF SOCIAL AND HEALTH**
 24 **SERVICES--PAYMENTS TO OTHER AGENCIES PROGRAM**

25	General Fund--State Appropriation (FY 2014)	\$60,734,000
26	General Fund--State Appropriation (FY 2015)	\$59,740,000
27	General Fund--Federal Appropriation	\$55,044,000
28	TOTAL APPROPRIATION	\$175,518,000

29 NEW SECTION. **Sec. 213. FOR THE STATE HEALTH CARE AUTHORITY**

30	General Fund--State Appropriation (FY 2014)	\$2,126,935,000
31	General Fund--State Appropriation (FY 2015)	\$2,140,099,000
32	General Fund--Federal Appropriation	\$6,961,816,000
33	General Fund--Private/Local Appropriation	\$38,811,000
34	Emergency Medical Services and Trauma Care Systems Trust	
35	Account--State Appropriation	\$15,082,000
36	Hospital Safety Net Assessment Account--State	

1	Appropriation	\$611,076,000
2	Medicaid Fraud Penalty Account--State Appropriation	\$21,206,000
3	State Health Care Authority Administration	
4	Account--State Appropriation	\$35,309,000
5	Medical Aid Account--State Appropriation	\$528,000
6	TOTAL APPROPRIATION	\$11,950,862,000

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

9 (1) Within amounts appropriated in this section and sections 205
10 and 206 of this act, the health care authority shall continue to
11 provide an enhanced basic health plan subsidy for foster parents
12 licensed under chapter 74.15 RCW and workers in state-funded home care
13 programs through December 31, 2013. Under this enhanced subsidy
14 option, foster parents eligible to participate in the basic health plan
15 as subsidized enrollees and home care workers with family incomes below
16 200 percent of the federal poverty level shall be allowed to enroll in
17 the basic health plan at the minimum premium amount charged to
18 enrollees with incomes below sixty-five percent of the federal poverty
19 level.

20 (2) The health care authority shall require organizations and
21 individuals that are paid to deliver basic health plan services and
22 that choose to sponsor enrollment in the subsidized basic health plan
23 to pay 133 percent of the premium amount which would otherwise be due
24 from the sponsored enrollees through December 31, 2013, unless medicaid
25 expansion is not implemented.

26 (3) The administrator shall take at least the following actions to
27 assure that persons participating in the basic health plan are eligible
28 for the level of assistance they receive: (a) Require submission of
29 (i) income tax returns, and recent pay history, from all applicants, or
30 (ii) other verifiable evidence of earned and unearned income from those
31 persons not required to file income tax returns; (b) check employment
32 security payroll records at least once every twelve months on all
33 enrollees; (c) require enrollees whose income as indicated by payroll
34 records exceeds that upon which their subsidy is based to document
35 their current income as a condition of continued eligibility; (d)
36 require enrollees for whom employment security payroll records cannot
37 be obtained to document their current income at least once every six
38 months; (e) not reduce gross family income for self-employed persons by

1 noncash-flow expenses such as, but not limited to, depreciation,
2 amortization, and home office deductions, as defined by the United
3 States internal revenue service; and (f) pursue repayment and civil
4 penalties from persons who have received excessive subsidies, as
5 provided in RCW 70.47.060(9).

6 (4) Until December 31, 2013, enrollment in the subsidized basic
7 health plan shall be limited to only include persons who qualify as
8 subsidized enrollees as defined in RCW 70.47.020 and who (a) qualify
9 for services under 1115 medicaid demonstration project number 11-W-
10 00254/10; or (b) are foster parents licensed under chapter 74.15 RCW.

11 (5) Based on quarterly expenditure reports and caseload forecasts,
12 if the health care authority estimates that expenditures for the
13 medical assistance program will exceed the appropriations, the health
14 care authority shall take steps including but not limited to reduction
15 of rates or elimination of optional services to reduce expenditures so
16 that total program costs do not exceed the annual appropriation
17 authority.

18 (6) When a person is ineligible for medicaid solely by reason of
19 residence in an institution for mental diseases, the health care
20 authority shall provide the person with the same benefits as he or she
21 would receive if eligible for medicaid, using state-only funds to the
22 extent necessary.

23 (7) \$4,261,000 of the general fund--state appropriation for fiscal
24 year 2014, \$4,261,000 of the general fund--state appropriation for
25 fiscal year 2015, and \$8,522,000 of the general fund--federal
26 appropriation are provided solely for low-income disproportionate share
27 hospital payments under RCW 74.09.730(1)(a).

28 (8) \$6,000,000 of the general fund--federal appropriation is
29 provided solely for supplemental payments to nursing homes operated by
30 public hospital districts. The public hospital district shall be
31 responsible for providing the required nonfederal match for the
32 supplemental payment, and the payments shall not exceed the maximum
33 allowable under federal rules. It is the legislature's intent that the
34 payments shall be supplemental to and shall not in any way offset or
35 reduce the payments calculated and provided in accordance with part E
36 of chapter 74.46 RCW. It is the legislature's further intent that
37 costs otherwise allowable for rate-setting and settlement against
38 payments under chapter 74.46 RCW shall not be disallowed solely because

1 such costs have been paid by revenues retained by the nursing home from
2 these supplemental payments. The supplemental payments are subject to
3 retrospective interim and final cost settlements based on the nursing
4 homes' as-filed and final medicare cost reports. The timing of the
5 interim and final cost settlements shall be at the health care
6 authority's discretion. During either the interim cost settlement or
7 the final cost settlement, the health care authority shall recoup from
8 the public hospital districts the supplemental payments that exceed the
9 medicaid cost limit and/or the medicare upper payment limit. The
10 health care authority shall apply federal rules for identifying the
11 eligible incurred medicaid costs and the medicare upper payment limit.

12 (9) The health care authority shall continue the inpatient hospital
13 certified public expenditures program for the 2013-2015 fiscal
14 biennium. The program shall apply to all public hospitals, including
15 those owned or operated by the state, except those classified as
16 critical access hospitals or state psychiatric institutions. The
17 health care authority shall submit reports to the governor and
18 legislature by November 1, 2013, and by November 1, 2014, that evaluate
19 whether savings continue to exceed costs for this program. If the
20 certified public expenditures (CPE) program in its current form is no
21 longer cost-effective to maintain, the health care authority shall
22 submit a report to the governor and legislature detailing cost-
23 effective alternative uses of local, state, and federal resources as a
24 replacement for this program. During fiscal year 2014 and fiscal year
25 2015, hospitals in the program shall be paid and shall retain one
26 hundred percent of the federal portion of the allowable hospital cost
27 for each medicaid inpatient fee-for-service claim payable by medical
28 assistance and one hundred percent of the federal portion of the
29 maximum disproportionate share hospital payment allowable under federal
30 regulations. Inpatient medicaid payments shall be established using an
31 allowable methodology that approximates the cost of claims submitted by
32 the hospitals. Payments made to each hospital in the program in each
33 fiscal year of the biennium shall be compared to a baseline amount.
34 The baseline amount will be determined by the total of (a) the
35 inpatient claim payment amounts that would have been paid during the
36 fiscal year had the hospital not been in the CPE program based on the
37 reimbursement rates developed, implemented, and consistent with
38 policies approved in the 2013-2015 biennial operating appropriations

1 act and in effect on July 1, 2013, (b) one half of the indigent
2 assistance disproportionate share hospital payment amounts paid to and
3 retained by each hospital during fiscal year 2005, and (c) all of the
4 other disproportionate share hospital payment amounts paid to and
5 retained by each hospital during fiscal year 2005 to the extent the
6 same disproportionate share hospital programs exist in the 2013-2015
7 fiscal biennium. If payments during the fiscal year exceed the
8 hospital's baseline amount, no additional payments will be made to the
9 hospital except the federal portion of allowable disproportionate share
10 hospital payments for which the hospital can certify allowable match.
11 If payments during the fiscal year are less than the baseline amount,
12 the hospital will be paid a state grant equal to the difference between
13 payments during the fiscal year and the applicable baseline amount.
14 Payment of the state grant shall be made in the applicable fiscal year
15 and distributed in monthly payments. The grants will be recalculated
16 and redistributed as the baseline is updated during the fiscal year.
17 The grant payments are subject to an interim settlement within eleven
18 months after the end of the fiscal year. A final settlement shall be
19 performed. To the extent that either settlement determines that a
20 hospital has received funds in excess of what it would have received as
21 described in this subsection, the hospital must repay the excess
22 amounts to the state when requested. \$12,803,000 of the general fund--
23 state appropriation for fiscal year 2014, of which \$6,570,000 is
24 appropriated in section 204(1) of this act, and \$6,934,000 of the
25 general fund--state appropriation for fiscal year 2015, of which
26 \$6,570,000 is appropriated in section 204(1) of this act, are provided
27 solely for state grants for the participating hospitals. CPE hospitals
28 will receive the inpatient and outpatient reimbursement rate
29 restorations in RCW 74.60.080 and rate increases in RCW 74.60.090
30 funded through the hospital safety net assessment fund rather than
31 through the baseline mechanism specified in this subsection.

32 (10) Within the amounts appropriated in this section, the health
33 care authority shall provide disproportionate share hospital payments
34 to hospitals that provide services to children in the children's health
35 program who are not eligible for services under Title XIX or XXI of the
36 federal social security act due to their citizenship status.

37 (11) The health care authority shall not initiate any services that
38 require expenditure of state general fund moneys unless expressly

1 authorized in this act or other law. The health care authority may
2 seek, receive, and spend, under RCW 43.79.260 through 43.79.282,
3 federal moneys not anticipated in this act as long as the federal
4 funding does not require expenditure of state moneys for the program in
5 excess of amounts anticipated in this act. If the health care
6 authority receives unanticipated unrestricted federal moneys, those
7 moneys shall be spent for services authorized in this act or in any
8 other legislation providing appropriation authority, and an equal
9 amount of appropriated state general fund moneys shall lapse. Upon the
10 lapsing of any moneys under this subsection, the office of financial
11 management shall notify the legislative fiscal committees. As used in
12 this subsection, "unrestricted federal moneys" includes block grants
13 and other funds that federal law does not require to be spent on
14 specifically defined projects or matched on a formula basis by state
15 funds.

16 (12) The legislature finds that medicaid payment rates, as
17 calculated by the health care authority pursuant to the appropriations
18 in this act, bear a reasonable relationship to the costs incurred by
19 efficiently and economically operated facilities for providing quality
20 services and will be sufficient to enlist enough providers so that care
21 and services are available to the extent that such care and services
22 are available to the general population in the geographic area. The
23 legislature finds that the cost reports, payment data from the federal
24 government, historical utilization, economic data, and clinical input
25 constitute reliable data upon which to determine the payment rates.

26 (13) \$571,690 of the state health care authority administration
27 account--state appropriation is provided solely for implementation of
28 Engrossed Substitute Senate Bill No. 5811 (employee wellness program).
29 If the bill is not enacted by June 30, 2013, the amount provided in
30 this subsection shall lapse.

31 (14) In determining financial eligibility for medicaid-funded
32 services, the health care authority is authorized to disregard
33 recoveries by Holocaust survivors of insurance proceeds or other
34 assets, as defined in RCW 48.104.030.

35 (15) The legislature affirms that it is in the state's interest for
36 Harborview medical center to remain an economically viable component of
37 the state's health care system.

1 (16) \$357,000 of the general fund--state appropriation for fiscal
2 year 2014 and \$357,000 of the general fund--state appropriation for
3 fiscal year 2015 are provided solely to reduce premiums for children
4 with family incomes above 200 percent of the federal poverty level in
5 the state-funded children's health program who are not eligible for
6 coverage under the federal children's health insurance program.
7 Premiums in the state and federal children's health insurance program
8 shall be equal.

9 (17) \$1,531,000 of the general fund--state appropriation for fiscal
10 year 2014, \$280,000 of the general fund--state appropriation for fiscal
11 year 2015, and \$10,803,000 of the general fund--federal appropriation
12 are provided solely to implement phase two of the project to create a
13 single provider payment system that consolidates medicaid medical and
14 social services payments and replaces the social service payment
15 system.

16 (18) Within the amounts appropriated in this section, the health
17 care authority and the department of social and health services shall
18 implement the state option to provide health homes for enrollees with
19 chronic conditions under section 2703 of the federal affordable care
20 act. The total state match for enrollees who are dually-eligible for
21 both medicare and medicaid and not enrolled in managed care shall be no
22 more than the net savings to the state from the enhanced match rate for
23 its medicaid-only managed care enrollees under section 2703.

24 (19) Effective January 1, 2014, the authority shall not pay monthly
25 enhancements directly to federally qualified health clinics and rural
26 health centers and shall instead include the full encounter payments in
27 managed care contracts. The managed care contracts shall require the
28 managed care plans to pay at least the full encounter payment to
29 federally qualified health clinics and rural health centers. Managed
30 care premiums shall be adjusted to reflect this increased payment.
31 Effective January 1, 2015, the managed care premiums shall be
32 calculated based on calendar year 2012 and 2013 federally qualified
33 health clinic and rural health center utilization experience.

34 (20) The appropriations in this section reflect savings and
35 efficiencies by transferring children receiving medical care provided
36 through fee-for-service to medical care provided through managed care.

37 (21) The authority shall exclude antiretroviral drugs used to treat
38 HIV/AIDS, anticancer medication that is used to kill or slow the growth

1 of cancerous cells, antihemophilic drugs, and transplant drugs from
2 fail first limitations implemented to operate within the appropriations
3 provided in this section.

4 (22) The appropriations in this section reflect savings and
5 efficiencies by modifying the dispensing methods of contraceptive
6 drugs. The authority must make arrangements for all medicaid programs
7 offered through managed care plans or fee-for-service to require
8 dispensing of contraceptive drugs with up to a one-year supply provided
9 at one time. Contracts with managed care plans must allow on-site
10 dispensing of the prescribed contraceptive drugs at family planning
11 clinics. Dispensing practices must follow clinical guidelines for
12 appropriate prescribing and dispensing to ensure the health of the
13 patient while maximizing access to effective contraceptive drugs.

14 (23) \$90,000 of the general fund--state appropriation for fiscal
15 year 2014, \$90,000 of the general fund--state appropriation for fiscal
16 year 2015, and \$180,000 of the general fund--federal appropriation are
17 provided solely to continue operation by a nonprofit organization of a
18 toll-free hotline that assists families to learn about and enroll in
19 the apple health for kids program.

20 (24) \$1,762,000 of the general fund--state appropriation for fiscal
21 year 2014, \$2,389,000 of the general fund--state appropriation for
22 fiscal year 2015, \$80,000 of the general fund-private/local
23 appropriation, and \$6,204,000 of the general fund--federal
24 appropriation are provided solely for the medicaid and children's
25 health insurance program share of costs allocated from the health
26 benefit exchange. The amounts provided in this section are contingent
27 on the health benefit exchange developing a self-sustaining methodology
28 under which charges to enrollees and the state shall not exceed 1.8
29 percent of premiums paid.

30 (25) \$92,000 of the general fund--state appropriation for fiscal
31 year 2014, \$92,000 of the general fund--state appropriation for fiscal
32 year 2015, and \$184,000 of the general fund--federal appropriation are
33 provided solely for the authority to build and enhance a financial
34 oversight system of medicaid managed care organizations and related
35 costs. The authority's financial oversight system shall be able to
36 monitor performance and financial data independently of outside
37 organizations, have the systems and resources necessary to perform

1 these functions, and understand how state and federal reforms will
2 affect the state general fund.

3 (26) \$213,000 of the general fund--state appropriation for fiscal
4 year 2014, \$565,000 of the general fund--state appropriation for fiscal
5 year 2015, and \$778,000 of the general fund--federal appropriation are
6 provided solely to provide the mental health visit limit removal,
7 shingles vaccine, and the screening, brief intervention, and referral
8 to treatment benefits available in the medicaid alternative benefit
9 plan to the current medicaid benefit plan beginning January 1, 2014.
10 The authority shall monitor the habilitative benefit costs as part of
11 the forecasting process but shall not provide this benefit in the
12 current medicaid benefit without a direct appropriation in the omnibus
13 appropriations act.

14 (27) \$3,382,000 of the general fund--state appropriation for fiscal
15 year 2014, \$6,407,000 of the general fund--state appropriation for
16 fiscal year 2015, and \$20,901,000 of the general fund--federal
17 appropriation are provided solely for the authority to restore adult
18 dental restorative benefits beginning January 1, 2014. The authority
19 shall not provide additional dental service benefits without a direct
20 appropriation in the omnibus appropriations act.

21 (28) Within the amounts appropriated in this section, the health
22 care authority shall consider services provided by rural health clinics
23 associated with the alternative payment methodology number 2,
24 alternative payment methodology number 3, and the calendar year 2009
25 managed care enhancement and fee-for-service encounter reconciliation
26 as partial payment.

27 NEW SECTION. **Sec. 214. FOR THE HUMAN RIGHTS COMMISSION**

28	General Fund--State Appropriation (FY 2014)	\$2,073,000
29	General Fund--State Appropriation (FY 2015)	\$1,990,000
30	General Fund--Federal Appropriation	\$2,179,000
31	TOTAL APPROPRIATION	\$6,242,000

32 NEW SECTION. **Sec. 215. FOR THE BOARD OF INDUSTRIAL INSURANCE**
33 **APPEALS**

34	Worker and Community Right-to-Know Account--State	
35	Appropriation	\$10,000
36	Accident Account--State Appropriation	\$19,794,000

1	Medical Aid Account--Federal Appropriation	\$3,186,000
2	Plumbing Certificate Account--State Appropriation	\$1,723,000
3	Pressure Systems Safety Account--State Appropriation	\$4,173,000
4	TOTAL APPROPRIATION	\$639,032,000

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

7 (1) Pursuant to RCW 43.135.055, the department is authorized to
8 increase elevator fees by up to 13.1 percent during the 2013-2015
9 fiscal biennium. This increase is necessary to support expenditures
10 authorized in this section, consistent with chapter 70.87 RCW.

11 (2) Within the amounts appropriated in this section, the department
12 shall: (a) Maintain a list of all determinations about what prevailing
13 wages must be paid for specific types of construction work and provide
14 information on how to access the list on all approved statements of
15 intent to pay prevailing wages; (b) whenever the department makes a
16 determination, place a notice of that determination in the state
17 register, include an informational note on every listed prevailing wage
18 classification that may be impacted by the determination and how to get
19 a copy of the determination, take other necessary actions to publish
20 the determination of prevailing wages; and (c) report all
21 determinations issued to the appropriate committees of the legislature
22 by December 1, 2013, and December 1, 2014.

23 (3) \$221,000 of the medical aid account--state appropriation and
24 \$221,000 of the accident account--state appropriation are provided
25 solely to implement Engrossed Substitute Senate Bill No. 5127
26 (structured settlements) or Engrossed Substitute Senate Bill No. 5128
27 (compensation for injured workers). If neither bill is enacted by June
28 30, 2013, the amounts provided in this subsection shall lapse.

29 (4) \$208,000 of the general fund--state appropriation is provided
30 solely to implement Substitute Senate Bill No. 5123 (farm internships).
31 If the bill is not enacted by June 30, 2013, the amount provided in
32 this subsection shall lapse.

33 (5) Within the amounts appropriated in this section, the department
34 shall create within its secure online system, the claim and account
35 center, an employer representative code and make it available to
36 employers or their representatives no later than September 1, 2013.

37 (6) The department of labor and industries must establish and
38 perform, within existing funds, a formal review process of its existing

1 rules. The goal of the review is to decrease the numbers of, simplify
 2 the process, and decrease the time required for obtaining licenses,
 3 permits, and inspections, as applicable, in order to reduce the
 4 regulatory burden on businesses without compromising public health and
 5 safety. Benchmarks must be adopted to assess the effectiveness of
 6 streamlining efforts. The department must establish a process for
 7 effectively applying sunset provisions to rules when applicable. The
 8 department must report to the applicable committees of the legislature
 9 with its review process and benchmarks by January 2014.

10 NEW SECTION. **Sec. 218. FOR THE DEPARTMENT OF VETERANS AFFAIRS**

11 (1) HEADQUARTERS

12	General Fund--State Appropriation (FY 2014)	\$1,969,000
13	General Fund--State Appropriation (FY 2015)	\$1,875,000
14	Charitable, Educational, Penal, and Reformatory	
15	Institutions Account--State Appropriation	\$10,000
16	TOTAL APPROPRIATION	\$3,854,000

17 (2) FIELD SERVICES

18	General Fund--State Appropriation (FY 2014)	\$5,299,000
19	General Fund--State Appropriation (FY 2015)	\$5,273,000
20	General Fund--Federal Appropriation	\$3,463,000
21	General Fund--Private/Local Appropriation	\$4,418,000
22	Veterans Innovations Program Account--State	
23	Appropriation	\$814,000
24	Veteran Estate Management Account--Private/Local	
25	Appropriation	\$1,103,000
26	TOTAL APPROPRIATION	\$20,370,000

27 (3) INSTITUTIONAL SERVICES

28	General Fund--State Appropriation (FY 2014)	\$84,000
29	General Fund--Federal Appropriation	\$68,619,000
30	General Fund--Private/Local Appropriation	\$39,208,000
31	TOTAL APPROPRIATION	\$107,911,000

32 NEW SECTION. **Sec. 219. FOR THE DEPARTMENT OF HEALTH**

33	General Fund--State Appropriation (FY 2014)	\$57,853,000
34	General Fund--State Appropriation (FY 2015)	\$57,150,000
35	General Fund--Federal Appropriation	\$539,101,000
36	General Fund--Private/Local Appropriation	\$140,288,000

1	Hospital Data Collection Account--State Appropriation	\$220,000
2	Health Professions Account--State Appropriation	\$102,870,000
3	Aquatic Lands Enhancement Account--State Appropriation	\$604,000
4	Emergency Medical Services and Trauma Care Systems Trust	
5	Account--State Appropriation	\$12,318,000
6	Safe Drinking Water Account--State Appropriation	\$5,239,000
7	Drinking Water Assistance Account--Federal	
8	Appropriation	\$14,724,000
9	Waterworks Operator Certification--State Appropriation	\$2,198,000
10	Drinking Water Assistance Administrative Account--State	
11	Appropriation	\$337,000
12	Site Closure Account--State Appropriation	\$159,000
13	Biotoxin Account--State Appropriation	\$1,323,000
14	State Toxics Control Account--State Appropriation	\$3,910,000
15	Medical Test Site Licensure Account--State	
16	Appropriation	\$4,734,000
17	Youth Tobacco Prevention Account--State Appropriation	\$1,512,000
18	Public Health Supplemental Account--Private/Local	
19	Appropriation	\$3,236,000
20	Accident Account--State Appropriation	\$304,000
21	Medical Aid Account--State Appropriation	\$300,000
22	Medicaid Fraud Penalty Account--State Appropriation	\$737,000
23	Companion Animal Spay Neuter Assistance Account--State	
24	Appropriation	\$409,000
25	TOTAL APPROPRIATION	\$949,526,000

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

28 (1)(a) The department of health shall not initiate any services
29 that will require expenditure of state general fund moneys unless
30 expressly authorized in this act or other law. The department of
31 health and the state board of health shall not implement any new or
32 amended rules pertaining to primary and secondary school facilities
33 until the rules and a final cost estimate have been presented to the
34 legislature, and the legislature has formally funded implementation of
35 the rules through the omnibus appropriations act or by statute. The
36 department may seek, receive, and spend, under RCW 43.79.260 through
37 43.79.282, federal moneys not anticipated in this act as long as the
38 federal funding does not require expenditure of state moneys for the

1 program in excess of amounts anticipated in this act. If the
2 department receives unanticipated unrestricted federal moneys, those
3 moneys shall be spent for services authorized in this act or in any
4 other legislation that provides appropriation authority, and an equal
5 amount of appropriated state moneys shall lapse. Upon the lapsing of
6 any moneys under this subsection, the office of financial management
7 shall notify the legislative fiscal committees. As used in this
8 subsection, "unrestricted federal moneys" includes block grants and
9 other funds that federal law does not require to be spent on
10 specifically defined projects or matched on a formula basis by state
11 funds.

12 (b) The joint administrative rules review committee shall review
13 the new or amended rules pertaining to primary and secondary school
14 facilities under (a) of this subsection. The review committee shall
15 determine whether (i) the rules are within the intent of the
16 legislature as expressed by the statute that the rule implements, (ii)
17 the rule has been adopted in accordance with all applicable provisions
18 of law, or (iii) that the agency is using a policy or interpretive
19 statement in place of a rule. The rules review committee shall report
20 to the appropriate policy and fiscal committees of the legislature the
21 results of committee's review and any recommendations that the
22 committee deems advisable.

23 (2) In accordance with RCW 43.70.250 and 43.135.055, the department
24 is authorized to establish and raise fees in fiscal year 2014 as
25 necessary to meet the actual costs of conducting business and the
26 appropriation levels in this section. This authorization applies to
27 fees required for newborn screening, and fees associated with the
28 following professions: Agency affiliated counselors; certified
29 counselors; and certified advisors.

30 (3) \$150,000 of the state toxics control account--state
31 appropriation is provided solely to provide water filtration systems
32 for low-income households with individuals at high public health risk
33 from nitrate-contaminated wells in the lower Yakima basin.

34 (4) \$65,000 of the general fund--state appropriation for fiscal
35 year 2014 and \$65,000 of the general fund--state appropriation for
36 fiscal year 2015 are provided solely for the midwifery licensure and
37 regulatory program to offset a reduction in revenue from license fees.

1 The department shall charge no more than five hundred twenty-five
2 dollars annually for new or renewed licenses for the midwifery program.

3 (5) \$400,000 of the general fund--state appropriation for fiscal
4 year 2014 is provided solely to the department to provide to the
5 Washington autism alliance to provide assistance to autistic
6 individuals or families with autistic children to assist with their
7 transition under federal health reform.

8 (6) \$141,000 of the general fund--private/local appropriation is
9 provided solely for the implementation of Engrossed Substitute Senate
10 Bill No. 5118 (birth certificates). If the bill is not enacted by June
11 30, 2013, the amount provided in this subsection shall lapse.

12 (7) \$809,000 of the health professions account--state appropriation
13 is provided solely for the implementation of Engrossed Senate Bill No.
14 5206 (health sciences library). If the bill is not enacted by June 30,
15 2013, the amount provided in this subsection shall lapse.

16 (8) \$409,000 of the companion animal spay neuter assistance
17 account--state appropriation is provided solely for the implementation
18 of Senate Bill No. 5202 (spay neuter assistance program). If the bill
19 is not enacted by June 30, 2013, the amount provided in this subsection
20 shall lapse.

21 (9)(a) \$64,000 of the medicaid fraud penalty account--state
22 appropriation is provided solely for the department to integrate the
23 prescription monitoring program into the coordinated care electronic
24 tracking program developed in response to section 213, chapter 7, Laws
25 of 2012 2nd sp. sess. The integration must provide prescription
26 monitoring program data to emergency department personnel when the
27 patient registers in the emergency department. Such exchange may be a
28 private or public joint venture.

29 (b) As part of the integration, the department shall request
30 insurers and third-party administrators that provide coverage to
31 residents of Washington state to provide the following to the
32 coordinated care electronic tracking program:

33 (i) Any available information regarding the assigned primary care
34 provider, and the primary care provider's telephone and fax numbers.
35 This information is to be used for real-time communication to an
36 emergency department provider when caring for a patient; and

37 (ii) Information regarding any available care plans or treatment

1 plans for patients with higher utilization of services on a regular
2 basis. This information is to be provided to the treating provider.

3 (10) \$50,000 of the general fund--state appropriation for fiscal
4 year 2014 and \$50,000 of the general fund--state appropriation for
5 fiscal year 2015 are provided solely for the department to begin a
6 hepatitis c screening program for individuals who were born between
7 1946 and 1956.

8 (11) The department of health must establish and perform, within
9 existing funds, a formal review process of its existing rules. The
10 goal of the review is to decrease the numbers of, simplify the process,
11 and decrease the time required for obtaining licenses, permits, and
12 inspections, as applicable, in order to reduce the regulatory burden on
13 businesses without compromising public health and safety. Benchmarks
14 must be adopted to assess the effectiveness of streamlining efforts.
15 The department must establish a process for effectively applying sunset
16 provisions to rules when applicable. The department must report to the
17 applicable committees of the legislature with its review process and
18 benchmarks by January 2014.

19 NEW SECTION. **Sec. 220. FOR THE DEPARTMENT OF CORRECTIONS**

20 The appropriations to the department of corrections in this act
21 shall be expended for the programs and in the amounts specified in this
22 section. However, after May 1, 2014, after approval by the director of
23 financial management and unless specifically prohibited by this act,
24 the department may transfer general fund--state appropriations for
25 fiscal year 2014 between programs. The department shall not transfer
26 funds, and the director of financial management shall not approve the
27 transfer, unless the transfer is consistent with the objective of
28 conserving, to the maximum extent possible, the expenditure of state
29 funds. The director of financial management shall notify the
30 appropriate fiscal committees of the senate and house of
31 representatives in writing seven days prior to approving any deviations
32 from appropriation levels. The written notification shall include a
33 narrative explanation and justification of the changes, along with
34 expenditures and allotments by budget unit and appropriation, both
35 before and after any allotment modifications or transfers.

36 (1) ADMINISTRATION AND SUPPORT SERVICES

37 General Fund--State Appropriation (FY 2014) \$54,644,000

1 General Fund--State Appropriation (FY 2015) \$52,922,000
2 TOTAL APPROPRIATION \$107,566,000

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

5 (a) \$35,000 of the general fund--state appropriation for fiscal
6 year 2014 and \$35,000 of the general fund--state appropriation for
7 fiscal year 2015 are provided solely for the support of a statewide
8 council on mentally ill offenders that includes as its members
9 representatives of community-based mental health treatment programs,
10 current or former judicial officers, and directors and commanders of
11 city and county jails and state prison facilities. The council will
12 investigate and promote cost-effective approaches to meeting the long-
13 term needs of adults and juveniles with mental disorders who have a
14 history of offending or who are at-risk of offending, including their
15 mental health, physiological, housing, employment, and job training
16 needs.

17 (b) \$150,000 of the general fund--state appropriation for fiscal
18 year 2014 and \$75,000 of the general fund--state appropriation for
19 fiscal year 2015 are provided solely for the department to contract
20 with a consultant who can facilitate and provide project expertise on
21 the implementation of community and prison based offender programming
22 that follows the risk-needs-responsivity model.

23 (i) By September 1, 2013, the department shall provide to the
24 consultant an inventory of all existing programming both in prisons and
25 in community operations. The department shall consult with the
26 Washington state institute for public policy (WSIPP) to determine
27 whether programs are evidence-based or research-based using definitions
28 provided by WSIPP and shall include this information on the inventory.

29 (ii) By October 1, 2013, the consultant shall report to the
30 department, the office of financial management, and legislative fiscal
31 committees on the department's current plans and processes for managing
32 offender programming including processes for phasing-out ineffective
33 programs and implementing evidence-based or research-based programs.
34 All department programs should be considered by the consultant
35 regardless of whether they are included on the most recent list of
36 WSIPP approved identifiable evidence-based practices in (b)(i) of this
37 subsection.

1 (iii) The WSIPP, in consultation with the department, shall
2 systematically review selected programs to determine the effectiveness
3 of these programs at reducing recidivism or other outcomes. The WSIPP
4 shall conduct a benefit-cost analysis of these programs when feasible
5 and shall report to the legislature by December 1, 2013.

6 (iv) Based on the report provided by the consultant and the WSIPP
7 review of programs, the department shall work collaboratively with the
8 consultant to develop and complete a written comprehensive
9 implementation plan by January 15, 2014. The implementation plan must
10 clearly identify the types of programs to be included, the recommended
11 locations where the programs will be sited, an implementation timeline,
12 and a phasing of the projected number of participants needed to meet
13 the threshold of available program funds.

14 (v) Using the written implementation plan as a guide, the
15 department must have programs in place and fully phased-in no later
16 than June 30, 2015.

17 (vi) The department shall hold the consultant on retainer to assist
18 the department as needed throughout the implementation process. The
19 consultant shall review quarterly the actual implementation compared to
20 the written implementation plan and shall provide a report to the
21 secretary of the department. The department shall provide reports to
22 the office of financial management and legislative fiscal committees as
23 follows:

24 (A) The written comprehensive implementation plan shall be provided
25 by January 15, 2014; and

26 (B) Written progress updates shall be provided by July 1, 2014, and
27 by December 1, 2014.

28 (2) CORRECTIONAL OPERATIONS

29	General Fund--State Appropriation (FY 2014)	\$593,153,000
30	General Fund--State Appropriation (FY 2015)	\$594,977,000
31	General Fund--Federal Appropriation	\$3,322,000
32	County Criminal Justice Assistance Account--State	
33	Appropriation	\$390,000
34	Washington Auto Theft Prevention Authority Account--State	
35	Appropriation	\$7,586,000
36	Environmental Legacy Stewardship Account--State	
37	Appropriation	\$105,000
38	TOTAL APPROPRIATION	\$1,199,533,000

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

3 (a) During the 2013-2015 biennium, when contracts are established
4 or renewed for offender pay phone and other telephone services provided
5 to inmates, the department shall select the contractor or contractors
6 primarily based on the following factors: (i) The lowest rate charged
7 to both the inmate and the person paying for the telephone call; and
8 (ii) the lowest commission rates paid to the department, while
9 providing reasonable compensation to cover the costs of the department
10 to provide the telephone services to inmates and provide sufficient
11 revenues for the activities funded from the institutional welfare
12 betterment account.

13 (b) The Harborview medical center and the University of Washington
14 medical center shall provide inpatient and outpatient hospital services
15 to offenders confined in department of corrections facilities at a rate
16 no greater than the average rate that the department has negotiated
17 with other community hospitals in Washington state.

18 (c) The department of corrections shall contract with local and
19 tribal governments for the provision of jail capacity to house
20 offenders who violate the terms of their community supervision. A
21 contract shall not have a cost of incarceration in excess of \$85 per
22 day per offender. A contract shall not have a year-to-year increase in
23 excess of three percent per year. The contracts may include rates for
24 the medical care of offenders which exceed the daily cost of
25 incarceration and the limitation on year-to-year increase, provided
26 that medical payments conform to the department's offender health plan,
27 pharmacy formulary, and all off-site medical expenses are preapproved
28 by department utilization management staff.

29 (d) \$1,868,000 of the general fund--state appropriation for fiscal
30 year 2014 and \$2,107,000 of the general fund--state appropriation for
31 fiscal year 2015 are provided solely for the department to rent jail
32 capacity for short-term offenders. Pursuant to Senate Bill No. 5892
33 (corrections costs), the department shall rent capacity from local and
34 tribal governments to house offenders with an earned release date of
35 less than one hundred twenty days remaining on his or her sentence at
36 the time the offender would otherwise be transferred to a state
37 correctional facility. The contracted daily costs for these offenders
38 shall not exceed \$70 per offender including medical costs.

1 (e) The department shall convene a work group to develop health
2 care cost containment strategies at local jail facilities. The work
3 group shall identify cost containment strategies in place at the
4 department and at local jail facilities, identify the costs and
5 benefits of implementing strategies in jail health-care facilities, and
6 make recommendations on implementing beneficial strategies. The work
7 group shall submit a report on its findings and recommendations to the
8 fiscal committees of the legislature by October 1, 2013. The work
9 group shall include jail administrators, representatives from health
10 care facilities at the local jail level and the state prisons level,
11 and other representatives as deemed necessary.

12 (f) \$501,000 of the general fund--state appropriation for fiscal
13 year 2014 and \$501,000 of the general fund--state appropriation for
14 fiscal year 2015 are provided solely for the department to maintain the
15 facility, property, and assets at the institution formerly known as the
16 maple lane school in Rochester. The department may not house
17 incarcerated offenders at the maple lane site until specifically
18 directed to do so by the legislature.

19 (g) The legislature intends that costs incurred by Snohomish County
20 for *State v. Scherf* are paid for through the extraordinary criminal
21 justice costs procedure under RCW 43.330.190.

22 (h) \$1,026,000 of the general fund--state appropriation for fiscal
23 year 2014 and \$781,000 of the general fund--state appropriation for
24 fiscal year 2015 are provided solely to expand the piloted
25 risk-needs-responsivity model to include the use of cognitive
26 behavioral therapy with evidence-based programming at two minimum
27 security prison facilities and at the Monroe correctional complex.

28 (i) \$21,861,000 of the general fund--state appropriation for fiscal
29 year 2014 and \$24,770,000 of the general fund--state appropriation for
30 fiscal year 2015 are provided solely for offender programming.
31 Pursuant to section 220(1) of this act, the department shall develop
32 and implement a written comprehensive plan for offender programming
33 that prioritizes programs which follow the risk-needs-responsivity
34 model, are evidence-based, and have measurable outcomes. The
35 department is authorized to discontinue ineffective programs and to
36 repurpose underspent funds according to the priorities in the written
37 plan.

1 (j) \$36,000 of the general fund--state appropriation for fiscal
2 year 2014 and \$36,000 of the general fund--state appropriation for
3 fiscal year 2015 are provided solely for implementation of Engrossed
4 Senate Bill No. 5484 (assault in the third-degree). If the bill is not
5 enacted by June 30, 2013, the amounts provided in this subsection shall
6 lapse.

7 (k) \$48,000 of the general fund--state appropriation for fiscal
8 year 2014 and \$48,000 of the general fund--state appropriation for
9 fiscal year 2015 are provided solely for implementation of Substitute
10 Senate Bill No. 5452 (stalking protection orders). If the bill is not
11 enacted by June 30, 2013, the amounts provided in this subsection shall
12 lapse.

13 (l) \$24,000 of the general fund--state appropriation for fiscal
14 year 2014 and \$24,000 of the general fund--state appropriation for
15 fiscal year 2015 are provided solely for implementation of Engrossed
16 Substitute Senate Bill No. 5735 (sex or kidnapping offenders). If the
17 bill is not enacted by June 30, 2013, the amounts provided in this
18 subsection shall lapse.

19 (m) \$12,000 of the general fund--state appropriation for fiscal
20 year 2014 and \$12,000 of the general fund--state appropriation for
21 fiscal year 2015 are provided solely for implementation of Senate Bill
22 No. 5015 (aggravated first-degree murder). If the bill is not enacted
23 by June 30, 2013, the amounts provided in this subsection shall lapse.

24 (n) \$36,000 of the general fund--state appropriation for fiscal
25 year 2014 and \$36,000 of the general fund--state appropriation for
26 fiscal year 2015 are provided solely for implementation of Senate Bill
27 No. 5149 (crimes against pharmacies). If the bill is not enacted by
28 June 30, 2013, the amounts provided in this subsection shall lapse.

29 (o) \$24,000 of the general fund--state appropriation for fiscal
30 year 2014 and \$24,000 of the general fund--state appropriation for
31 fiscal year 2015 are provided solely for implementation of Engrossed
32 Substitute Senate Bill No. 5669 (trafficking). If the bill is not
33 enacted by June 30, 2013, the amounts provided in this subsection shall
34 lapse.

35 (p) \$24,000 of the general fund--state appropriation for fiscal
36 year 2014 and \$24,000 of the general fund--state appropriation for
37 fiscal year 2015 are provided solely for implementation of Engrossed

1 Senate Bill No. 5053 (vehicle prowling). If the bill is not enacted by
2 June 30, 2013, the amounts provided in this subsection shall lapse.

3 (q) \$96,000 of the county criminal justice assistance--state
4 appropriation is provided solely for implementation of Engrossed Senate
5 Bill No. 5105 (rental vouchers for offenders). If the bill is not
6 enacted by June 30, 2013, the amount provided in this subsection shall
7 lapse.

8 (r) Appropriations from the environmental legacy stewardship
9 account in this section shall be made from the state toxic control
10 account if legislation creating and funding the environmental legacy
11 and stewardship account is not enacted by June 30, 2013.

12 (3) COMMUNITY SUPERVISION

13	General Fund--State Appropriation (FY 2014)	\$127,727,000
14	General Fund--State Appropriation (FY 2015)	\$129,120,000
15	County Criminal Justice Assistance Account--State	
16	Appropriation	\$2,249,000
17	Ignition Interlock Account--State Appropriation	\$2,200,000
18	TOTAL APPROPRIATION	\$261,296,000

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

21 (a) \$4,186,000 of the general fund--state appropriation for fiscal
22 year 2014 and \$6,362,000 of the general fund--state appropriation for
23 fiscal year 2015 must be expended on evidence-based programs that
24 follow the risk-needs-responsivity model. The department is authorized
25 to use up to ten percent of these funds as necessary to secure physical
26 space as needed to maximize program delivery of evidence-based
27 treatment to all high-risk, high-need offenders in community
28 supervision. Funding may be prioritized by the department to any
29 program recognized as evidence-based for adult offenders by the
30 Washington state institute for public policy.

31 (b) \$16,513,000 of the general fund--state appropriation for fiscal
32 year 2014 and \$16,527,000 of the general fund--state appropriation for
33 fiscal year 2015 are provided solely for offender programming.
34 Pursuant to section 220 (1) of this act, the department shall develop
35 and implement a written comprehensive plan for offender programming
36 that prioritizes programs which follow the risk-needs-responsivity
37 model, are evidence-based, and have measurable outcomes. The

1 department is authorized to discontinue ineffective programs and to
2 repurpose underspent funds according to the priorities in the written
3 plan.

4 (c) \$107,000 of the county criminal justice--state appropriation is
5 provided solely for implementation of Engrossed Senate Bill No. 5105
6 (rental vouchers for offenders). If the bill is not enacted by June
7 30, 2013, the amount provided in this subsection shall lapse.

8 (4) CORRECTIONAL INDUSTRIES

9	General Fund--State Appropriation (FY 2014)	\$7,752,000
10	General Fund--State Appropriation (FY 2015)	\$7,508,000
11	TOTAL APPROPRIATION	\$15,260,000

12 The appropriations in this subsection are subject to the following
13 conditions and limitations: \$4,271,000 of the general fund--state
14 appropriation for fiscal year 2014 and \$4,037,000 of the general fund--
15 state appropriation for fiscal year 2015 are provided solely for the
16 stewardship of McNeil island. The department shall assume
17 responsibility of all island maintenance excluding site specific
18 maintenance operations for the special commitment center and the Pierce
19 county secure transitional facility. The department shall as part of
20 its industries program provide job skills to offenders while providing
21 the minimum maintenance and preservation necessary for the state to
22 remain in compliance with the federal deed for McNeil island. The
23 department shall report on efficiencies and potential cost reductions
24 to the office of financial management and legislative fiscal committees
25 by December 15, 2013.

26 (5) INTERAGENCY PAYMENTS

27	General Fund--State Appropriation (FY 2014)	\$35,241,000
28	General Fund--State Appropriation (FY 2015)	\$31,488,000
29	TOTAL APPROPRIATION	\$66,729,000

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

32 (a) The state prison institutions may use funds appropriated in
33 this subsection to rent uniforms from correctional industries in
34 accordance with existing legislative mandates.

35 (b) The state prison medical facilities may use funds appropriated
36 in this subsection to purchase goods and supplies through hospital or

1 other group purchasing organizations when it is cost effective to do
2 so.

3 NEW SECTION. **Sec. 221. FOR THE DEPARTMENT OF SERVICES FOR THE**
4 **BLIND**

5	General Fund--State Appropriation (FY 2014)	\$2,215,000
6	General Fund--State Appropriation (FY 2015)	\$2,166,000
7	General Fund--Federal Appropriation	\$20,954,000
8	General Fund--Private/Local Appropriation	\$60,000
9	TOTAL APPROPRIATION	\$25,395,000

10 NEW SECTION. **Sec. 222. FOR THE EMPLOYMENT SECURITY DEPARTMENT**

11	General Fund--Federal Appropriation	\$269,786,000
12	General Fund--Private/Local Appropriation	\$34,161,000
13	Unemployment Compensation Administration Account--Federal	
14	Appropriation	\$319,246,000
15	Administrative Contingency Account--State	
16	Appropriation	\$22,405,000
17	Employment Service Administrative Account--State	
18	Appropriation	\$35,546,000
19	TOTAL APPROPRIATION	\$681,144,000

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

22 (1) \$5,000,000 of the unemployment compensation administration
23 account--federal appropriation is from amounts made available to the
24 state by section 903(g) of the social security act (Reed act). This
25 amount is provided solely for continuing current unemployment insurance
26 functions and department services to employers and job seekers.

27 (2) \$12,386,000 of the unemployment compensation administration
28 account--federal appropriation is from amounts made available to the
29 state by section 903(g) of the social security act (Reed act). This
30 amount is provided solely for the replacement of the unemployment
31 insurance tax information system for the employment security
32 department.

33 (3) \$3,735,000 of the unemployment compensation account--federal
34 appropriation is from amounts made available to the state by section
35 903(g) of the social security act (Reed act). This amount is provided

1 solely for the replacement of call center technology to improve the
2 integration of the telephone and computing systems to increase
3 efficiency and improve customer service.

4 (4) \$182,000 of the employment services administrative account--
5 state appropriation is provided for costs associated with the second
6 stage of the review and evaluation of the training benefits program as
7 directed in section 15(2), chapter 4, Laws of 2011 (unemployment
8 insurance program). This second stage shall be developed and conducted
9 by the joint legislative audit and review committee and shall consist
10 of further work on the process study and net-impact/cost-benefit
11 analysis components of the evaluation.

(End of part)

PART III
NATURAL RESOURCES

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

General Fund--State Appropriation (FY 2014)	\$363,000
General Fund--State Appropriation (FY 2015)	\$365,000
General Fund--Federal Appropriation	\$31,000
General Fund--Private/Local Appropriation	\$811,000
TOTAL APPROPRIATION	\$1,570,000

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

General Fund--State Appropriation (FY 2014)	\$24,003,000
General Fund--State Appropriation (FY 2015)	\$22,517,000
General Fund--Federal Appropriation	\$104,996,000
General Fund--Private/Local Appropriation	\$16,876,000
Reclamation Account--State Appropriation	\$3,719,000
Flood Control Assistance Account--State Appropriation	\$1,972,000
State Emergency Water Projects Revolving Account--State Appropriation	\$40,000
Waste Reduction/Recycling/Litter Control--State Appropriation	\$8,640,000
State Drought Preparedness Account--State Appropriation	\$204,000
State and Local Improvements Revolving Account (Water Supply Facilities)--State Appropriation	\$425,000
Environmental Legacy Stewardship Account--State Appropriation	\$47,529,000
Aquatic Algae Control Account--State Appropriation	\$513,000
Water Rights Tracking System Account--State Appropriation	\$46,000
Site Closure Account--State Appropriation	\$551,000
Wood Stove Education and Enforcement Account--State Appropriation	\$608,000
Worker and Community Right-to-Know Account--State Appropriation	\$1,697,000
Water Rights Processing Account--State Appropriation	\$135,000
State Toxics Control Account--State Appropriation	\$120,473,000

1	State Toxics Control Account--Private/Local	
2	Appropriation	\$977,000
3	Local Toxics Control Account--State Appropriation	\$3,747,000
4	Water Quality Permit Account--State Appropriation	\$41,168,000
5	Underground Storage Tank Account--State Appropriation	\$3,330,000
6	Biosolids Permit Account--State Appropriation	\$1,837,000
7	Hazardous Waste Assistance Account--State	
8	Appropriation	\$5,989,000
9	Air Pollution Control Account--State Appropriation	\$3,124,000
10	Oil Spill Prevention Account--State Appropriation	\$5,667,000
11	Air Operating Permit Account--State Appropriation	\$3,114,000
12	Freshwater Aquatic Weeds Account--State Appropriation	\$1,410,000
13	Oil Spill Response Account--State Appropriation	\$7,076,000
14	Water Pollution Control Revolving Account--State	
15	Appropriation	\$354,000
16	Water Pollution Control Revolving Account--Federal	
17	Appropriation	\$1,494,000
18	Water Pollution Control Revolving Administration--State	
19	Appropriation	\$1,021,000
20	Radioactive Mixed Waste Account--State Appropriation	\$13,800,000
21	TOTAL APPROPRIATION	\$449,052,000

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

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

29 (2) Pursuant to RCW 43.135.055, the department is authorized to
30 increase the following fees as necessary to meet the actual costs of
31 conducting business and the appropriation levels in this section:
32 Wastewater discharge permit, not more than 4.55 percent in fiscal year
33 2014 and 4.63 percent in fiscal year 2015; and reasonably available
34 control technology fee.

35 (3) \$1,981,000 of the environmental legacy stewardship account--
36 state appropriation is for the department to provide training regarding
37 the benefits of low-impact development including, but not limited to,
38 when the use of low-impact development is appropriate and feasible, and

1 the design, installation, maintenance, and best practices of low-impact
2 development. The department will consult with Washington State
3 University extension low-impact development technical center and others
4 in the development of the low-impact technical training. As
5 appropriate, the department may contract with the Washington State
6 University extension low-impact development technical center, private
7 sector vendors, associations, and others to deliver the technical
8 training. The training must be provided free of cost to phase I and
9 phase II permittees and the private development community including
10 builders, engineers, and other industry professionals. The training
11 must be sequenced geographically and provided in time for local
12 jurisdictions to comply with RCW 90.48.260 and 36.70A.130(5). By
13 August 1, 2013, the department of ecology shall provide the governor
14 and appropriate legislative committees a plan for how low-impact
15 development training funds will be spent during fiscal years 2014
16 through 2017.

17 (4) \$440,000 of the environmental legacy stewardship account--state
18 appropriation is provided solely for administering the water pollution
19 control facilities financial assistance program authorized in chapter
20 90.50A RCW.

21 (5) \$350,000 of the environmental legacy stewardship account--state
22 appropriation is provided solely for activities designed to address
23 elevated levels of polychlorinated biphenyls in the Spokane river.
24 Funding will be used to determine the extent of the cleanup required,
25 implement cleanup actions to meet applicable water quality standards,
26 and prevent recontamination.

27 (6) \$860,000 of the environmental legacy stewardship account--state
28 appropriation is provided solely for the department to collaborate with
29 the University of Washington and the department of natural resources to
30 assess the effects of the ocean pH balance. The department shall
31 provide staffing for this purpose.

32 (7) \$500,000 of the general fund--state appropriation for fiscal
33 year 2014 is provided solely for processing water right permit
34 applications only if the department of ecology issues at least five
35 hundred water right decisions in fiscal year 2014, and if the
36 department of ecology does not issue at least five hundred water right
37 decisions in fiscal year 2014 the amount provided in this subsection
38 shall lapse and remain unexpended. The department of ecology shall

1 submit a report to the office of financial management and the state
2 treasurer by June 30, 2014, that documents whether five hundred water
3 right decisions were issued in fiscal year 2014. For the purposes of
4 this subsection, applications that are voluntarily withdrawn by an
5 applicant do not count towards the five hundred water right decision
6 requirement. For the purposes of water budget-neutral requests under
7 chapter 173-539A WAC, multiple domestic connections authorized within
8 a single water budget-neutral decision are considered one decision for
9 the purposes of this subsection.

10 (8) \$150,000 of the environmental legacy stewardship account--state
11 appropriation is provided solely for San Juan county to complete their
12 shoreline master program update in time to meet statutory and legal
13 settlement deadlines.

14 (9) \$40,000 of the general fund--state appropriation for fiscal
15 year 2014 is provided solely to the middle snake river watershed, WRIA
16 35 planning unit to collaborate with the department in adopting by rule
17 the watershed plan for WRIA 35. The rule-making process shall be
18 completed by the department within existing resources and by July 1,
19 2014.

20 (10) Appropriations from the environmental legacy stewardship
21 account in this section shall be made from the state toxic control
22 account if legislation creating and funding the environmental legacy
23 stewardship account is not enacted by June 30, 2013.

24 (11) Appropriations from the radioactive mixed waste account in
25 this section shall be made from the state toxic control account if
26 legislation creating and funding the radioactive mixed waste account is
27 not enacted by June 30, 2013.

28 (12) \$9,000,000 of the general fund--state appropriation for fiscal
29 year 2014 and \$5,000,000 of the state toxics control account--state
30 appropriation for fiscal year 2014 are provided solely for the purposes
31 of storm water management and water quality programs. Within this
32 amount, funding is provided for the department to retain a state
33 university to conduct a general population survey of fish consumption
34 by state residents, collect and analyze data concerning the commercial
35 and recreational catch of fish in state waters, and prepare a report
36 compiling and evaluating the data and developing statistics. The
37 survey and data analysis shall be used in rule-making activity to
38 revise the human health criteria for the water quality standards for

1 surface water in chapter 173-201A WAC. The survey and data analysis
2 shall be designed and used to determine (a) the distribution of long-
3 term and average consumption of fin fish and shellfish by state
4 residents over their lifetime that accounts for seasonality in
5 consumption rates, (b) the extent to which fin fish and shellfish
6 consumption rates vary among all subpopulations and in different
7 geographic areas of the state, (c) the profile of survey respondents,
8 including average body weight, age, gender, and ethnicity; drinking
9 water source and average amount of water consumed; residence and
10 geographic location, (d) the identification by species of fin fish and
11 shellfish consumed, including whether the fish is a marine, freshwater,
12 or anadromous species, (e) the source of the fin fish and shellfish
13 consumed, in particular where the fish was raised and landed, (f) the
14 body part(s) of fin fish and shellfish consumed, and (g) the
15 preparation and cooking methods used. The survey design shall be
16 subject to peer review and public comment prior to conducting the
17 survey and shall include review by at least nine entities, including
18 but not limited to: The national marine fisheries service, the
19 Columbia river intertribal fish commission, the department of fish and
20 wildlife, the department of agriculture, other four-year state
21 universities, municipalities, and a national nonprofit research
22 institution. The report shall compile and evaluate the data and
23 develop statistics which shall be subject to peer review by the
24 entities specified in this subsection and public comment.

25 (13) The department of ecology shall establish and perform, within
26 existing funds, a formal review process of its existing rules. The
27 goal of the review is to decrease the numbers of, simplify the process,
28 and decrease the time required for obtaining licenses, permits, and
29 inspections, as applicable, in order to reduce the regulatory burden on
30 businesses without compromising public health and safety. Benchmarks
31 must be adopted to assess the effectiveness of streamlining efforts.
32 The department must establish a process for effectively applying sunset
33 provisions to rules when applicable. The department must report to the
34 applicable committees of the legislature with its review process and
35 benchmarks by January 2014.

36 NEW SECTION. **Sec. 303. FOR THE STATE PARKS AND RECREATION**

1 market value means the amount of money which a purchaser willing, but
 2 not obligated, to buy the property would pay an owner willing, but not
 3 obligated, to sell it, taking into consideration all uses to which the
 4 property is adapted and might in reason be applied. If there is a
 5 dispute on the fair market value of an easement, an independent
 6 appraisal shall be ordered and the cost of the appraisal shall be
 7 shared equally by the utility and the commission. The commission must
 8 transmit a copy of the fee schedule and fee-setting mechanism to the
 9 office of financial management and the appropriate committees of the
 10 legislature.

11 (5) By December 31, 2014, the commission must bring existing
 12 documented public service utility crossings under easement. Prior to
 13 January 1, 2014, use fees may not exceed:

- 14 (a) Underground distribution: \$325;
- 15 (b) Underground transmission: \$1500;
- 16 (c) Overhead distribution: \$500; and
- 17 (d) Overhead transmission: \$2000.

18 NEW SECTION. **Sec. 304. FOR THE RECREATION AND CONSERVATION**
 19 **FUNDING BOARD**

20	General Fund--State Appropriation (FY 2014)	\$789,000
21	General Fund--State Appropriation (FY 2015)	\$777,000
22	General Fund--Federal Appropriation	\$3,419,000
23	General Fund--Private/Local Appropriation	\$24,000
24	Aquatic Lands Enhancement Account--State Appropriation	\$478,000
25	Vessel Response Account--State Appropriation	\$2,000
26	Firearms Range Account--State Appropriation	\$37,000
27	Recreation Resources Account--State Appropriation	\$3,049,000
28	NOVA Program Account--State Appropriation	\$963,000
29	TOTAL APPROPRIATION	\$9,538,000

30 NEW SECTION. **Sec. 305. FOR THE ENVIRONMENTAL AND LAND USE**
 31 **HEARINGS OFFICE**

32	General Fund--State Appropriation (FY 2014)	\$2,169,000
33	General Fund--State Appropriation (FY 2015)	\$2,091,000
34	TOTAL APPROPRIATION	\$4,260,000

1 reporting requirements; assessment of physical integrity manure
2 lagoons; and to secure federal funding for developing conservation
3 practices to protect groundwater from nitrate pollution.

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

5	General Fund--State Appropriation (FY 2014)	\$29,165,000
6	General Fund--State Appropriation (FY 2015)	\$27,868,000
7	General Fund--Federal Appropriation	\$108,740,000
8	General Fund--Private/Local Appropriation	\$58,670,000
9	ORV and Nonhighway Vehicle Account--State Appropriation . . .	\$395,000
10	Aquatic Lands Enhancement Account--State	
11	Appropriation	\$15,862,000
12	Recreational Fisheries Enhancement--State	
13	Appropriation	\$2,587,000
14	Environmental Legacy Stewardship Account--State	
15	Appropriation	\$1,224,000
16	Warm Water Game Fish Account--State Appropriation	\$2,488,000
17	Eastern Washington Pheasant Enhancement Account--State	
18	Appropriation	\$849,000
19	Aquatic Invasive Species Enforcement Account--State	
20	Appropriation	\$209,000
21	Aquatic Invasive Species Prevention Account--State	
22	Appropriation	\$732,000
23	State Wildlife Account--State Appropriation	\$101,694,000
24	Special Wildlife Account--State Appropriation	\$2,397,000
25	Special Wildlife Account--Federal Appropriation	\$500,000
26	Special Wildlife Account--Private/Local Appropriation . . .	\$3,440,000
27	Wildlife Rehabilitation Account--State Appropriation	\$259,000
28	Hydraulic Project Approval Account--State Appropriation . . .	\$674,000
29	Regional Fisheries Enhancement Salmonid Recovery	
30	Account--Federal Appropriation	\$5,001,000
31	Oil Spill Prevention Account--State Appropriation	\$905,000
32	Oyster Reserve Land Account--State Appropriation	\$772,000
33	TOTAL APPROPRIATION	\$364,431,000

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

36 (1) \$130,000 of the general fund--state appropriation for fiscal
37 year 2014 and \$130,000 of the general fund--state appropriation for

1 fiscal year 2015 are provided solely to pay for emergency fire
2 suppression costs. These amounts may not be used to fund agency
3 indirect and administrative expenses.

4 (2) Prior to submitting its 2015-2017 biennial operating and
5 capital budget request related to state fish hatcheries to the office
6 of financial management, the department shall contract with the
7 hatchery scientific review group (HSRG) to review this request. This
8 review shall: (a) Determine if the proposed requests are consistent
9 with HSRG recommendations; (b) prioritize the components of the
10 requests based on their contributions to protecting wild salmonid
11 stocks and meeting the recommendations of the HSRG; and (c) evaluate
12 whether the proposed requests are being made in the most cost effective
13 manner. The department shall provide a copy of the HSRG review to the
14 office of financial management with their agency budget proposal.

15 (3) \$400,000 of the general fund--state appropriation for fiscal
16 year 2014 and \$400,000 of the general fund--state appropriation for
17 fiscal year 2015 are provided solely for a state match to support the
18 Puget Sound nearshore partnership between the department and the U.S.
19 army corps of engineers.

20 (4) Within the amounts appropriated in this section, the department
21 shall identify additional opportunities for partnerships in order to
22 keep fish hatcheries operational. Such partnerships shall aim to
23 maintain fish production and salmon recovery with less reliance on
24 state operating funds.

25 (5) \$10,000 of the aquatic lands enhancement account--state
26 appropriation is provided solely for development of an aquatic invasive
27 species passport program to improve the efficiency and effectiveness of
28 watercraft inspections by expediting aquatic invasive species
29 watercraft inspections for watercraft at low risk of transmitting
30 invasive species and prioritizing the use of available resources for
31 the inspection of high risk vessels.

32 (6) Within the amounts appropriated in this section, the department
33 must deploy additional wildlife conflict specialists to provide
34 landowner assistance and address wildlife conflicts, with at least one
35 additional specialist primarily assigned to each of the following
36 areas: Administrative region six of the department; Okanogan and
37 Chelan counties in administrative region two of the department; and

1 Whatcom and Skagit counties in administrative region four of the
2 department.

3 (7) \$100,000 of the general fund--state appropriation is provided
4 solely for a state match to secure local funding for increasing the
5 fall chinook salmon production on the Cowlitz river.

6 (8) Within the amounts appropriated in this section, the department
7 shall work with the regional fisheries enhancement groups and other
8 stakeholders to identify revenue sources or sources capable of
9 providing long-term funding to support the community-based salmon
10 restoration work of regional fisheries enhancement group. The
11 department shall submit a report to the office of financial management
12 and the appropriate legislative committees by December 1, 2013, with
13 the outcomes and recommendations.

14 (9) Appropriations from the environmental legacy stewardship
15 account in this section shall be made from the state toxic control
16 account if legislation creating and funding the environmental legacy
17 and stewardship account is not enacted by June 30, 2013.

18 (10) \$100,000 of the state wildlife account--state appropriation is
19 provided solely for the transfer of trout from the Clarks creek
20 hatchery to the Lakewood hatchery.

21 (11) \$100,000 of the general fund--state appropriation for fiscal
22 year 2014 and \$100,000 of the general fund--state appropriation for
23 fiscal year 2015 are provided solely for the production of steelhead,
24 coho, and Chinook salmon at the Clarks creek hatchery.

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

26	General Fund--State Appropriation (FY 2014)	\$41,554,000
27	General Fund--State Appropriation (FY 2015)	\$44,162,000
28	General Fund--Federal Appropriation	\$26,951,000
29	General Fund--Private/Local Appropriation	\$2,372,000
30	Forest Development Account--State Appropriation	\$47,459,000
31	ORV and Nonhighway Vehicle Account--State Appropriation . . .	\$4,479,000
32	Snowmobile Account--State Appropriation	\$100,000
33	Surveys and Maps Account--State Appropriation	\$2,164,000
34	Aquatic Lands Enhancement Account--State Appropriation . . .	\$5,701,000
35	Environmental Legacy Stewardship Account--State	
36	Appropriation	\$3,458,000
37	Resources Management Cost Account--State	

1	Appropriation	\$112,113,000
2	Surface Mining Reclamation Account--State Appropriation . . .	\$3,956,000
3	Disaster Response Account--State Appropriation	\$5,000,000
4	Forest and Fish Support Account--State Appropriation	\$11,761,000
5	Aquatic Land Dredged Material Disposal Site	
6	Account--State Appropriation	\$843,000
7	Natural Resources Conservation Areas Stewardship	
8	Account--State Appropriation	\$34,000
9	State Toxics Control Account--State Appropriation	\$80,000
10	Forest Practices Application Account--State	
11	Appropriation	\$1,697,000
12	Air Pollution Control Account--State Appropriation	\$780,000
13	NOVA Program Account--State Appropriation	\$948,000
14	Derelict Vessel Removal Account--State Appropriation	\$1,345,000
15	Marine Resources Stewardship Account--State	
16	Appropriation	\$3,700,000
17	Agricultural College Trust Management Account--State	
18	Appropriation	\$2,703,000
19	TOTAL APPROPRIATION	\$323,360,000

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

22 (1) \$1,393,000 of the general fund--state appropriation for fiscal
23 year 2014 and \$1,331,000 of the general fund--state appropriation for
24 fiscal year 2015 are provided solely for deposit into the agricultural
25 college trust management account and are provided solely to manage
26 approximately 70,700 acres of Washington State University's
27 agricultural college trust lands.

28 (2) \$19,099,000 of the general fund--state appropriation for fiscal
29 year 2014, \$19,099,000 of the general fund--state appropriation for
30 fiscal year 2015, and \$5,000,000 of the disaster response account--
31 state appropriation are provided solely for emergency fire suppression.
32 None of the general fund and disaster response account amounts provided
33 in this subsection may be used to fund agency indirect and
34 administrative expenses. Agency indirect and administrative costs
35 shall be allocated among the agency's remaining accounts and
36 appropriations. The department of natural resources shall submit a
37 quarterly report to the office of financial management and the

1 legislative fiscal committees detailing information on current and
2 planned expenditures from the disaster response account. This work
3 shall be done in coordination with the military department.

4 (3) \$5,000,000 of the forest and fish support account--state
5 appropriation is provided solely for outcome-based, performance
6 contracts with tribes to participate in the implementation of the
7 forest practices program. Contracts awarded may only contain indirect
8 costs set at or below the rate in the contracting tribe's indirect cost
9 agreement with the federal government. If federal funding for this
10 purpose is reinstated, the amount provided in this subsection shall
11 lapse.

12 (4) \$518,000 of the forest and fish support account--state
13 appropriation is provided solely for outcome-based performance
14 contracts with nongovernmental organizations to participate in the
15 implementation of the forest practices program. Contracts awarded may
16 only contain indirect cost set at or below a rate of eighteen percent.

17 (5) \$717,000 of the forest and fish support account--state
18 appropriation is provided solely to fund interagency agreements with
19 the department of ecology and the department of fish and wildlife as
20 part of the adaptive management process.

21 (6) \$440,000 of the state general fund--state appropriation for
22 fiscal year 2014 and \$440,000 of the state general fund--state
23 appropriation for fiscal year 2015 are provided solely for forest work
24 crews that support correctional camps and are contingent upon
25 continuing operations of Naselle youth camp.

26 (7) \$2,382,000 of the resource management cost account--state
27 appropriation is provided solely to address the growing backlog of
28 expired aquatic leases and new aquatic lease applications. In
29 addition, the department shall implement a Lean process to improve the
30 lease review process and further reduce the backlog. The department
31 shall submit a report on its progress in addressing the backlog and
32 implementation of the Lean process to the governor and the appropriate
33 committees of the legislature by October 1, 2013.

34 (8) \$1,948,000 of the environmental legacy stewardship account--
35 state appropriation is provided solely for the department to pay a
36 portion of the costs to complete remedial investigation work at
37 Whitmarsh landfill and Mill site A and perform final-year maintenance
38 of the Olympic view triangle site in Commencement Bay.

1 (9) \$510,000 of the environmental legacy stewardship account--state
2 appropriation is provided solely to the department to collaborate with
3 the University of Washington and the department of ecology to assess
4 the effects of the ocean pH balance.

5 (10) \$3,700,000 of the marine resources stewardship account--state
6 appropriation is provided solely for implementation of priority marine
7 management planning efforts including mapping activities, ecological
8 assessment, data tools, and stakeholder engagement.

9 (11) Appropriations from the environmental legacy stewardship
10 account in this section shall be made from the state toxic control
11 account if legislation creating and funding the environmental legacy
12 and stewardship account is not enacted by June 30, 2013.

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

14	General Fund--State Appropriation (FY 2014)	\$14,804,000
15	General Fund--State Appropriation (FY 2015)	\$14,802,000
16	General Fund--Federal Appropriation	\$23,066,000
17	General Fund--Private/Local Appropriation	\$192,000
18	Aquatic Lands Enhancement Account--State Appropriation . . .	\$2,842,000
19	State Toxics Control Account--State Appropriation	\$5,174,000
20	Water Quality Permit Account--State Appropriation	\$67,000
21	TOTAL APPROPRIATION	\$60,947,000

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

24 (1) \$5,308,445 of the general fund--state appropriation for fiscal
25 year 2014 and \$5,302,905 of the general fund--state appropriation for
26 fiscal year 2015 are provided solely for implementing the food
27 assistance program as defined in RCW 43.23.290.

28 (2) Pursuant to RCW 43.135.055 and 16.57.220, the department is
29 authorized to institute livestock inspection fees in the 2013-2015
30 fiscal biennium for calves less than thirty days old.

31 (3) In accordance with RCW 43.135.055, the department is authorized
32 to adopt fees set forth in and previously authorized in chapter 204,
33 Laws of 2011 relating to administering the animal disease traceability
34 activities.

35 (4) \$125,000 of the general fund--state appropriation for fiscal
36 year 2014 and \$125,000 of the general fund--state appropriation for
37 fiscal year 2015 are provided solely for funding for the small farm and

1 direct marketing and farm to school programs. The programs assist
2 farmers selling directly to consumers and increase access to healthy
3 foods in schools for children.

4 NEW SECTION. **Sec. 310. FOR THE WASHINGTON POLLUTION LIABILITY**
5 **INSURANCE PROGRAM**

6 Pollution Liability Insurance Program Trust
7 Account--State Appropriation \$986,000

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

9 General Fund--State Appropriation (FY 2014) \$2,371,000
10 General Fund--State Appropriation (FY 2015) \$2,275,000
11 General Fund--Federal Appropriation \$11,585,000
12 Aquatic Lands Enhancement Account--State Appropriation . . . \$1,825,000
13 State Toxics Control Account--State Appropriation \$677,000
14 TOTAL APPROPRIATION \$18,733,000

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

17 (1) \$778,000 of the aquatic lands enhancement account--state
18 appropriation is provided solely for coordinating a study of Puget
19 Sound juvenile steelhead marine survival conducted by the department of
20 fish and wildlife and based on a study plan developed in cooperation
21 with federal, tribal, and nongovernmental entities.

22 (2) By October 1, 2014, the Puget Sound partnership shall provide
23 the governor a single, prioritized list of state agency 2015-2017
24 capital and operating budget requests related to Puget Sound
25 restoration.

(End of part)

PART IV
TRANSPORTATION

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

4	General Fund--State Appropriation (FY 2014)	\$1,078,000
5	General Fund--State Appropriation (FY 2015)	\$1,317,000
6	Architects' License Account--State Appropriation	\$904,000
7	Professional Engineers' Account--State Appropriation	\$3,568,000
8	Real Estate Commission Account--State Appropriation	\$9,961,000
9	Uniform Commercial Code Account--State Appropriation	\$3,158,000
10	Real Estate Education Program Account--State	
11	Appropriation	\$276,000
12	Real Estate Appraiser Commission Account--State	
13	Appropriation	\$1,710,000
14	Business and Professions Account--State Appropriation	\$16,180,000
15	Real Estate Research Account--State Appropriation	\$415,000
16	Funeral and Cemetery Account--State Appropriation	\$5,000
17	Landscape Architects' License Account--State Appropriation	\$4,000
18	Appraisal Management Company Account--State Appropriation	\$4,000
19	Geologists' Account--State Appropriation	\$52,000
20	Derelict Vessel Removal Account--State Appropriation	\$31,000
21	TOTAL APPROPRIATION	\$38,663,000

NEW SECTION. Sec. 402. FOR THE STATE PATROL

23	General Fund--State Appropriation (FY 2014)	\$33,890,000
24	General Fund--State Appropriation (FY 2015)	\$31,727,000
25	General Fund--Federal Appropriation	\$16,183,000
26	General Fund--Private/Local Appropriation	\$3,020,000
27	Death Investigations Account--State Appropriation	\$9,948,000
28	Enhanced 911 Account--State Appropriation	\$3,480,000
29	County Criminal Justice Assistance Account--State	
30	Appropriation	\$3,320,000
31	Municipal Criminal Justice Assistance Account--State	
32	Appropriation	\$1,344,000
33	Fire Service Trust Account--State Appropriation	\$131,000
34	Vehicle License Fraud Account--State Appropriation	\$448,000

1	Disaster Response Account--State Appropriation	\$8,000,000
2	Fire Service Training Account--State Appropriation	\$9,490,000
3	Aquatic Invasive Species Enforcement Account--State	
4	Appropriation	\$54,000
5	State Toxics Control Account--State Appropriation	\$514,000
6	Fingerprint Identification Account--State	
7	Appropriation	\$10,571,000
8	TOTAL APPROPRIATION	\$132,120,000

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

11 (1) \$200,000 of the fire service training account--state
12 appropriation is provided solely for two FTEs in the office of the
13 state director of fire protection to exclusively review K-12
14 construction documents for fire and life safety in accordance with the
15 state building code. It is the intent of this appropriation to provide
16 these services only to those districts that are located in counties
17 without qualified review capabilities.

18 (2) \$8,000,000 of the disaster response account--state
19 appropriation is provided solely for Washington state fire service
20 resource mobilization costs incurred in response to an emergency or
21 disaster authorized under RCW 43.43.960 and 43.43.964. The state
22 patrol shall submit a report quarterly to the office of financial
23 management and the legislative fiscal committees detailing information
24 on current and planned expenditures from this account. This work shall
25 be done in coordination with the military department.

26 (3) \$400,000 of the fire service training account--state
27 appropriation is provided solely for the firefighter apprenticeship
28 training program.

(End of part)

PART V
EDUCATION

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

General Fund--State Appropriation (FY 2014)	\$17,530,000
General Fund--State Appropriation (FY 2015)	\$17,133,000
General Fund--Federal Appropriation	\$63,826,000
General Fund--Private/Local Appropriation	\$4,003,000
Performance Audits of Government Account--State Appropriation	\$200,000
TOTAL APPROPRIATION	\$102,692,000

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

(1) A maximum of \$14,569,000 of the general fund--state appropriation for fiscal year 2014 and \$14,362,000 of the general fund--state appropriation for fiscal year 2015 is for state agency operations.

(a) \$8,902,000 of the general fund--state appropriation for fiscal year 2014 and \$8,844,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the operation and expenses of the office of the superintendent of public instruction.

(i) Within the amounts provided in this subsection (1)(a), the superintendent shall:

(A) 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; and

(B) Consistent with Senate Bill No. 5818, work with school districts and the state board of education to:

(I) Improve access to and quality of career and technical education, which prepares students for lifelong learning and employment;

(II) Ensure that every student receives comprehensive career guidance that leads to a personalized program of study that will guide course selection and other high school activities;

1 (III) Require career and technical education teachers and school
2 administrators to be prepared and supported in their roles; and

3 (IV) Assure that career and technical education is a results-driven
4 education system so as to demonstrate a positive return on investment.

5 (ii) Districts shall report to the office of the superintendent of
6 public instruction daily student unexcused absence data by school,
7 using a uniform definition of unexcused absence as established by the
8 superintendent.

9 (iii) By September of each year, the office of the superintendent
10 of public instruction shall produce an annual status report of the
11 budget provisos in sections 501 and 513 of this act. The status report
12 of each proviso shall include, but not be limited to, the following
13 information: Purpose and objective, number of staff, number of
14 contractors, status of proviso implementation, number of beneficiaries
15 by year, list of beneficiaries, and proviso outcomes and achievements.

16 (b) \$1,017,000 of the general fund--state appropriation for fiscal
17 year 2014 and \$1,017,000 of the general fund--state appropriation for
18 fiscal year 2015 are provided solely for activities associated with the
19 implementation of new school finance systems required by chapter 236,
20 Laws of 2010 (K-12 education funding) and chapter 548, Laws of 2009
21 (state's education system), including technical staff, systems
22 reprogramming, and workgroup deliberations, including the quality
23 education council and the data governance working group.

24 (c) \$1,012,000 of the general fund--state appropriation for fiscal
25 year 2014 and \$1,012,000 of the general fund--state appropriation for
26 fiscal year 2015 are provided solely for the operation and expenses of
27 the state board of education, including basic education assistance
28 activities. Of these amounts, \$161,000 of the general fund--state
29 appropriation for fiscal year 2014 and \$161,000 of the general fund--
30 state appropriation for fiscal year 2015 are provided for
31 implementation of Initiative Measure No. 1240 (charter schools).

32 (d) \$890,000 of the general fund--state appropriation for fiscal
33 year 2014 and \$890,000 of the general fund--state appropriation for
34 fiscal year 2015 are provided solely to the professional educator
35 standards board for the operation and expenses of the Washington
36 professional educator standards board;

37 (e) \$133,000 of the general fund--state appropriation for fiscal
38 year 2014 and \$133,000 of the general fund--state appropriation for

1 fiscal year 2015 are provided solely for the implementation of chapter
2 240, Laws of 2010, including staffing the office of equity and civil
3 rights.

4 (f) \$50,000 of the general fund--state appropriation for fiscal
5 year 2014 and \$50,000 of the general fund--state appropriation for
6 fiscal year 2015 are provided solely for the ongoing work of the
7 education opportunity gap oversight and accountability committee.

8 (g) \$45,000 of the general fund--state appropriation for fiscal
9 year 2014 and \$45,000 of the general fund--state appropriation for
10 fiscal year 2015 are provided solely for the implementation of chapter
11 380, Laws of 2009 (enacting the interstate compact on educational
12 opportunity for military children).

13 (h) \$131,000 of the general fund--state appropriation for fiscal
14 year 2014 and \$131,000 of the general fund--state appropriation for
15 fiscal year 2015 are provided solely for the implementation of
16 Initiative Measure No. 1240 (charter schools).

17 (i) \$1,826,000 of the general fund--state appropriation for fiscal
18 year 2014 and \$1,802,000 of the general fund--state appropriation for
19 fiscal year 2015 are provided solely for implementing a comprehensive
20 data system to include financial, student, and educator data, including
21 development and maintenance of the comprehensive education data and
22 research system (CEDARS).

23 (j) \$123,000 of the general fund--state appropriation for fiscal
24 year 2014 and \$123,000 of the general fund--state appropriation for
25 fiscal year 2015 are provided solely for implementation of chapter 163,
26 Laws of 2012 (foster care outcomes). The office of the superintendent
27 of public instruction shall annually report each December on the
28 implementation of the state's plan of cross-system collaboration to
29 promote educational stability and improve education outcomes of foster
30 youth.

31 (k) \$93,000 of the general fund--state appropriation for fiscal
32 year 2014 and \$93,000 of the general fund--state appropriation for
33 fiscal year 2015 are provided solely for chapter 185, Laws of 2011
34 (bullying prevention, which requires the office of the superintendent
35 of public instruction to convene an ongoing workgroup on school
36 bullying and harassment prevention. Within the amounts provided,
37 \$140,000 is for youth suicide prevention activities.

1 (1) \$100,000 of the general fund--state appropriation for fiscal
2 year 2014 and \$100,000 of the general fund--state appropriation for
3 fiscal year 2015 are provided solely for the Mobius science center to
4 expand mobile outreach of science, technology, engineering, and
5 mathematics (STEM) education to students in rural, tribal, and low-
6 income communities.

7 (m) \$30,000 of the general fund--state appropriation for fiscal
8 year 2014 and \$60,000 of the general fund--state appropriation for
9 fiscal year 2015 are provided solely for the superintendent of public
10 instruction to contract with the center for reinventing public
11 education, affiliated with the University of Washington, to develop a
12 research-based set of recommendations to revise the current salary
13 allocation schedule to create a new educator compensation model for
14 certificated instructional staff and principals. The new model is
15 intended to have a more flexible structure, be more data-driven, and
16 encourage innovation by using salary differentials by school districts
17 to reflect employee skills and working conditions. The new model is
18 intended to be multidimensional and address performance evaluations,
19 specialties, cost-of-living differentials, and additional
20 responsibilities. Levy equalization, salary equalization to eliminate
21 grandfathered school districts at a higher level, and small schools
22 would also need to be addressed. The compensation model may be the
23 same model for both teachers and principals or it may be two different
24 models, one for teachers and one for principals and other building
25 administrators. An interim report is due to the legislative education
26 policy committees and fiscal committees by December 1, 2013, and a
27 final report with the new model or models is due by December 1, 2014.
28 Additionally, there will be public meetings for the committees to
29 receive adequate informational updates and provide additional
30 direction.

31 (n) \$62,000 of the general fund--state appropriation for fiscal
32 year 2014 and \$62,000 of the general fund--state appropriation for
33 fiscal year 2015 are provided solely for the implementation of chapter
34 241, Laws of 2013 (initiatives to improve and expand access to computer
35 science education).

36 (2) \$2,961,000 of the general fund--state appropriation for fiscal
37 year 2014 and \$2,771,000 of the general fund--state appropriation for
38 fiscal year 2015 are for statewide programs.

1 (a) HEALTH AND SAFETY

2 (i) \$50,000 of the general fund--state appropriation for fiscal
3 year 2014 and \$50,000 of the general fund--state appropriation for
4 fiscal year 2015 are provided solely for a nonviolence and leadership
5 training program provided by the institute for community leadership.

6 (ii) \$155,000 of the general fund--state appropriation for fiscal
7 year 2014 is provided solely for the implementation of chapter 197,
8 Laws of 2013 (increasing the capacity of school districts to recognize
9 and respond to troubled youth).

10 (b) TECHNOLOGY

11 \$1,221,000 of the general fund--state appropriation for fiscal year
12 2014 and \$1,221,000 of the general fund--state appropriation for fiscal
13 year 2015 are provided solely for K-20 telecommunications network
14 technical support in the K-12 sector to prevent system failures and
15 avoid interruptions in school utilization of the data processing and
16 video-conferencing capabilities of the network. These funds may be
17 used to purchase engineering and advanced technical support for the
18 network.

19 (c) GRANTS AND ALLOCATIONS

20 (i) \$1,400,000 of the general fund--state appropriation for fiscal
21 year 2014 and \$1,400,000 of the general fund--state appropriation for
22 fiscal year 2015 are provided solely for the implementation of chapter
23 340, Laws of 2011 and chapter 51, Laws of 2012. This includes the
24 development and implementation of the Washington kindergarten inventory
25 of developing skills (WaKIDS).

26 (ii) \$100,000 of the general fund--state appropriation for fiscal
27 year 2014 and \$100,000 of the general fund--state appropriation for
28 fiscal year 2015 are provided solely to subsidize advanced placement
29 exam fees and international baccalaureate class fees and exam fees for
30 low-income students. To be eligible for the subsidy, a student must be
31 either enrolled or eligible to participate in the federal free or
32 reduced price lunch program, and the student must have maximized the
33 allowable federal contribution. The office of the superintendent of
34 public instruction shall set the subsidy in an amount so that the
35 advanced placement exam fee does not exceed \$15.00 and the combined
36 class and exam fee for the international baccalaureate does not exceed
37 \$14.50.

1 (iii) \$190,000 of the general fund--state appropriation for fiscal
2 year 2014 is provided solely to implement Engrossed Second Substitute
3 Senate Bill No. 5244 (school suspensions and expulsions). Included in
4 this amount is \$25,000 for the office of the superintendent of public
5 instruction to contract with the Washington state school directors'
6 association costs of developing model policy. If the bill is not
7 enacted by June 30, 2013, the amounts provided in this subsection shall
8 lapse.

9 NEW SECTION. **Sec. 502. FOR THE SUPERINTENDENT OF PUBLIC**
10 **INSTRUCTION--FOR GENERAL APPORTIONMENT**

11	General Fund--State Appropriation (FY 2014)	\$5,289,530,000
12	General Fund--State Appropriation (FY 2015)	\$5,359,508,000
13	Education Legacy Trust Account--State Appropriation . . .	\$498,164,000
14	TOTAL APPROPRIATION	\$11,147,202,000

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

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

20 (b) For the 2013-14 and 2014-15 school years, the superintendent
21 shall allocate general apportionment funding to school districts as
22 provided in the funding formulas and salary schedules in sections 502
23 and 503 of this act, excluding (c) of this subsection.

24 (c) From July 1, 2013 to August 31, 2013, the superintendent shall
25 allocate general apportionment funding to school districts programs as
26 provided in sections 502 and 503, chapter 50, Laws of 2011 1st sp.
27 sess., as amended through sections 502 and 503 of the 2013 omnibus
28 supplemental operating appropriations act (Senate Bill No. 5033).

29 (d) The enrollment of any district shall be the annual average
30 number of full-time equivalent students and part-time students as
31 provided in RCW 28A.150.350, enrolled on the fourth day of school in
32 September and on the first school day of each month October through
33 June, including students who are in attendance pursuant to RCW
34 28A.335.160 and 28A.225.250 who do not reside within the servicing
35 school district. Any school district concluding its basic education
36 program in May must report the enrollment of the last school day held
37 in May in lieu of a June enrollment.

1 (2) CERTIFICATED INSTRUCTIONAL STAFF ALLOCATIONS

2 Allocations for certificated instructional staff salaries for the
3 2013-14 and 2014-15 school years are determined using formula-generated
4 staff units calculated pursuant to this subsection.

5 (a) Certificated instructional staff units, as defined in RCW
6 28A.150.410, shall be allocated to reflect the minimum class size
7 allocations, requirements, and school prototypes assumptions as
8 provided in RCW 28A.150.260. The superintendent shall make allocations
9 to school districts based on the district's annual average full-time
10 equivalent student enrollment in each grade.

11 (b) Additional certificated instructional staff units provided in
12 this subsection (2) that exceed the minimum requirements in RCW
13 28A.150.260 are enhancements outside the program of basic education,
14 except as otherwise provided in this section.

15 (c)(i) The superintendent shall base allocations for each level of
16 prototypical school on the following regular education average class
17 size of full-time equivalent students per teacher, except as provided
18 in (c)(ii) of this subsection:

19
20 General education class size:

Grade	RCW 28A.150.260
Grades K-3	25.23
Grade 4	27.00
Grades 5-6	27.00
Grades 7-8	28.53
Grades 9-12	28.74

27 The superintendent shall base allocations for career and technical
28 education (CTE) and skill center programs average class size as
29 provided in RCW 28A.150.260.

30 (ii)(A) For each level of prototypical school at which more than
31 fifty percent of the students were eligible for free and reduced-price
32 meals in the prior school year, the superintendent shall allocate
33 funding based on the following average class size of full-time
34 equivalent students per teacher:

1	General education class size in high poverty	
2	school:	
3	Grades K-2	24.10
4	Grade 3	24.10
5	Grade 4	27.00
6	Grades 5-6	27.00
7	Grades 7-8	28.53
8	Grades 9-12	28.74

9 (B) Districts must demonstrate compliance of the class sizes
10 provided in (c)(ii)(A) of this subsection as a condition of receipt of
11 funds.

12 (iii) Pursuant to RCW 28A.150.260(4)(a), the assumed teacher
13 planning period, expressed as a percentage of a teacher work day, is
14 13.42 percent in grades K-6, and 16.67 percent in grades 7-12; and

15 (iv) Laboratory science, advanced placement, and international
16 baccalaureate courses are funded at the same class size assumptions as
17 general education schools in the same grade; and

18 (d)(i) Funding for teacher librarians, school nurses, social
19 workers, school psychologists, and guidance counselors is allocated
20 based on the school prototypes as provided in RCW 28A.150.260 and is
21 considered certificated instructional staff, except as provided in
22 (d)(ii) of this subsection.

23 (ii) Students in approved career and technical education and skill
24 center programs generate certificated instructional staff units to
25 provide for the services of teacher librarians, school nurses, social
26 workers, school psychologists, and guidance counselors at the following
27 combined rate per 1000 students:

28	Career and Technical Education	
29	students	2.02 per 1000 student FTE's
30	Skill Center students	2.36 per 1000 student FTE's

31 (3) ADMINISTRATIVE STAFF ALLOCATIONS

32 (a) Allocations for school building-level certificated
33 administrative staff salaries for the 2013-14 and 2014-15 school years
34 for general education students are determined using the formula

1 generated staff units calculated pursuant to this subsection. The
2 superintendent shall make allocations to school districts based on the
3 district's annual average full-time equivalent enrollment in each
4 grade. The following prototypical school values shall determine the
5 allocation for principals, assistance principals, and other
6 certificated building level administrators:

7 Prototypical School Building:

8 Elementary School	.....	1.253
9 Middle School	.....	1.353
10 High School	.....	1.880

11 (b) Students in approved career and technical education and skill
12 center programs generate certificated school building-level
13 administrator staff units at per student rates that are a multiple of
14 the general education rate in (a) of this subsection by the following
15 factors:

16 Career and Technical Education students	1.025
17 Skill Center students	1.198

18 (4) CLASSIFIED STAFF ALLOCATIONS

19 Allocations for classified staff units providing school building-
20 level and district-wide support services for the 2013-14 and 2014-15
21 school years are determined using the formula-generated staff units
22 provided in RCW 28A.150.260, and adjusted based on each district's
23 annual average full-time equivalent student enrollment in each grade.

24 (5) CENTRAL OFFICE ALLOCATIONS

25 In addition to classified and administrative staff units allocated
26 in subsections (3) and (4) of this section, classified and
27 administrative staff units are provided for the 2013-14 and 2014-15
28 school year for the central office administrative costs of operating a
29 school district, at the following rates:

30 (a) The total central office staff units provided in this
31 subsection (5) are calculated by first multiplying the total number of
32 eligible certificated instructional, certificated administrative, and

1 classified staff units providing school-based or district-wide support
2 services, as identified in RCW 28A.150.260(6)(b), by 5.3 percent.

3 (b) Of the central office staff units calculated in (a) of this
4 subsection, 74.53 percent are allocated as classified staff units, as
5 generated in subsection (4) of this section, and 25.47 percent shall be
6 allocated as administrative staff units, as generated in subsection (3)
7 of this section.

8 (c) Staff units generated as enhancements outside the program of
9 basic education to the minimum requirements of RCW 28A.150.260, and
10 staff units generated by skill center and career-technical students,
11 are excluded from the total central office staff units calculation in
12 (a) of this subsection.

13 (d) For students in approved career-technical and skill center
14 programs, central office classified units are allocated at the same
15 staff unit per student rate as those generated for general education
16 students of the same grade in this subsection (5), and central office
17 administrative staff units are allocated at staff unit per student
18 rates that exceed the general education rate established for students
19 in the same grade in this subsection (5) by 1.97 percent for career and
20 technical education students, and 21.92 percent for skill center
21 students.

22 (6) FRINGE BENEFIT ALLOCATIONS

23 Fringe benefit allocations shall be calculated at a rate of 18.68
24 percent in the 2013-14 school year and 18.68 percent in the 2014-15
25 school year for certificated salary allocations provided under
26 subsections (2), (3), and (5) of this section, and a rate of 20.95
27 percent in the 2013-14 school year and 20.95 percent in the 2014-15
28 school year for classified salary allocations provided under
29 subsections (4) and (5) of this section.

30 (7) INSURANCE BENEFIT ALLOCATIONS

31 Insurance benefit allocations shall be calculated at the rate
32 specified in section 504 of this act, resulting from the incremental
33 changes specified in section 504 of this act, based on the number of
34 benefit units determined as follows:

35 (a) The number of certificated staff units determined in
36 subsections (2), (3), and (5) of this section; and

37 (b) The number of classified staff units determined in subsections
38 (4) and (5) of this section multiplied by 1.152. This factor is

1 intended to adjust allocations so that, for the purposes of
 2 distributing insurance benefits, full-time equivalent classified
 3 employees may be calculated on the basis of 1440 hours of work per
 4 year, with no individual employee counted as more than one full-time
 5 equivalent.

6 (8) MATERIALS, SUPPLIES, AND OPERATING COSTS (MSOC) ALLOCATIONS

7 Funding is allocated per annual average full-time equivalent
 8 student for the materials, supplies, and operating costs (MSOC)
 9 incurred by school districts, consistent with the requirements of RCW
 10 28A.150.260.

11 (a)(i) MSOC funding for general education students are allocated at
 12 the following per student rates:

13 MSOC RATES/STUDENT FTE

15 MSOC Component	2013-14	2014-15
	SCHOOL YEAR	SCHOOL YEAR
18 Technology	\$67.95	\$112.76
19 Utilities and Insurance	\$184.63	\$306.39
20 Curriculum and Textbooks	\$72.95	\$121.05
21 Other Supplies and Library Materials	\$154.88	\$257.02
22 Instructional Professional Development for Certificated		
23 and Classified Staff	\$11.28	\$18.72
24 Facilities Maintenance	\$91.47	\$151.78
25 Security and Central Office	\$63.37	\$105.15
26 TOTAL BASIC EDUCATION MSOC/STUDENT FTE	\$646.53	\$1,072.87

27 (ii) The total MSOC allocations provided in (a)(i) of this
 28 subsection are an enhancement above maintenance level by the following
 29 inflation adjusted amounts: \$83.65 for the 2013-14 school year and
 30 \$500.42 for the 2014-15 school year. The enhanced MSOC allocation for
 31 the 2014-15 school year represents full funding of school districts'
 32 reported actual costs for the 2011-12 school year, adjusted for
 33 inflation.

1 (b) Students in approved skill center programs generate per student
2 FTE MSOC allocations of \$1,249.17 for the 2013-14 school year and
3 \$1,270.41 for the 2014-15 school year. Values reflect school
4 districts' reported actual costs for the 2011-12 school year, adjusted
5 for inflation.

6 (c) Students in approved exploratory and preparatory career and
7 technical education programs generate a per student MSOC allocation of
8 \$931.64 for the 2013-14 school year and \$1,072.87 for the 2014-15
9 school year. Values reflect school districts' reported actual costs
10 for the 2011-12 school year, adjusted for inflation.

11 (d) Students in laboratory science courses generate per student FTE
12 MSOC allocations which equal the per student FTE rate for general
13 education students established in (a) of this subsection.

14 (9) SUBSTITUTE TEACHER ALLOCATIONS

15 For the 2013-14 and 2014-15 school years, funding for substitute
16 costs for classroom teachers is based on four (4) funded substitute
17 days per classroom teacher unit generated under subsection (2) of this
18 section, at a daily substitute rate of \$151.86.

19 (10) ALTERNATIVE LEARNING EXPERIENCE PROGRAM FUNDING

20 (a) Amounts provided in this section from July 1, 2013, to August
21 31, 2013, are adjusted to reflect provisions of chapter 34, Laws of
22 2011 1st sp. sess. (allocation of funding for funding for students
23 enrolled in alternative learning experiences).

24 (b) Amounts provided in this section from September 1, 2013,
25 through June 30, 2015, reflect provisions of Second Substitute Senate
26 Bill No. 5794 (alternative learning experience courses).

27 (c) The superintendent of public instruction shall require all
28 districts receiving general apportionment funding for alternative
29 learning experience (ALE) programs as defined in WAC 392-121-182 to
30 provide separate financial accounting of expenditures for the ALE
31 programs offered in district or with a provider, including but not
32 limited to private companies and multidistrict cooperatives, as well as
33 accurate, monthly headcount and FTE enrollment claimed for basic
34 education, including separate counts of resident and nonresident
35 students.

36 (11) VOLUNTARY FULL DAY KINDERGARTEN PROGRAMS

1 Funding in this section is sufficient to fund voluntary full day
2 kindergarten programs in qualifying high poverty schools, pursuant to
3 RCW 28A.150.220 and 28A.150.315. Each kindergarten student who enrolls
4 for the voluntary full-day program in a qualifying school shall count
5 as one-half of one full-time equivalent student for purpose of making
6 allocations under this section. Funding in this section provides full-
7 day kindergarten programs for 30 percent of kindergarten enrollment in
8 the 2013-14 school year, and 35 percent in the 2014-15 school year.
9 Funding priority shall be given to schools with the highest poverty
10 levels, as measured by prior year free and reduced price lunch
11 eligibility rates in each school.

12 (12) ADDITIONAL FUNDING FOR SMALL SCHOOL DISTRICTS AND REMOTE AND
13 NECESSARY PLANTS

14 For small school districts and remote and necessary school plants
15 within any district which have been judged to be remote and necessary
16 by the superintendent of public instruction, additional staff units are
17 provided to ensure a minimum level of staffing support. Additional
18 administrative and certificated instructional staff units provided to
19 districts in this subsection shall be reduced by the general education
20 staff units, excluding career and technical education and skills center
21 enhancement units, otherwise provided in subsections (2) through (5) of
22 this section on a per district basis.

23 (a) For districts enrolling not more than twenty-five average
24 annual full-time equivalent students in grades K-8, and for small
25 school plants within any school district which have been judged to be
26 remote and necessary by the superintendent of public instruction and
27 enroll not more than twenty-five average annual full-time equivalent
28 students in grades K-8:

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

34 (ii) For those enrolling students in grades 7 or 8, 1.68
35 certificated instructional staff units and 0.32 certificated
36 administrative staff units for enrollment of not more than five
37 students, plus one-tenth of a certificated instructional staff unit for
38 each additional student enrolled;

1 (b) For specified enrollments in districts enrolling more than
2 twenty-five but not more than one hundred average annual full-time
3 equivalent students in grades K-8, and for small school plants within
4 any school district which enroll more than twenty-five average annual
5 full-time equivalent students in grades K-8 and have been judged to be
6 remote and necessary by the superintendent of public instruction:

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

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

13 (c) For districts operating no more than two high schools with
14 enrollments of less than three hundred average annual full-time
15 equivalent students, for enrollment in grades 9-12 in each such school,
16 other than alternative schools, except as noted in this subsection:

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

22 (ii) For all other small high schools under this subsection, nine
23 certificated instructional staff units and one-half of a certificated
24 administrative staff unit for the first sixty average annual full-time
25 equivalent students, and additional staff units based on a ratio of
26 0.8732 certificated instructional staff units and 0.1268 certificated
27 administrative staff units per each additional forty-three and one-half
28 average annual full-time equivalent students;

29 (iii) Districts receiving staff units under this subsection shall
30 add students enrolled in a district alternative high school and any
31 grades nine through twelve alternative learning experience programs
32 with the small high school enrollment for calculations under this
33 subsection;

34 (d) For each nonhigh school district having an enrollment of more
35 than seventy annual average full-time equivalent students and less than
36 one hundred eighty students, operating a grades K-8 program or a grades
37 1-8 program, an additional one-half of a certificated instructional
38 staff unit;

1 (e) For each nonhigh school district having an enrollment of more
2 than fifty annual average full-time equivalent students and less than
3 one hundred eighty students, operating a grades K-6 program or a grades
4 1-6 program, an additional one-half of a certificated instructional
5 staff unit;

6 (f)(i) For enrollments generating certificated staff unit
7 allocations under (a) through (e) of this subsection, one classified
8 staff unit for each 2.94 certificated staff units allocated under such
9 subsections;

10 (ii) For each nonhigh school district with an enrollment of more
11 than fifty annual average full-time equivalent students and less than
12 one hundred eighty students, an additional one-half of a classified
13 staff unit; and

14 (g) School districts receiving additional staff units to support
15 small student enrollments and remote and necessary plants under
16 subsection (12) of this section shall generate additional MSOC
17 allocations consistent with the nonemployee related costs (NERC)
18 allocation formula in place for the 2010-11 school year as provided
19 section 502, chapter 37, Laws of 2010 1st sp. sess. (2010 supplemental
20 budget), adjusted annually for inflation.

21 (13) Any school district board of directors may petition the
22 superintendent of public instruction by submission of a resolution
23 adopted in a public meeting to reduce or delay any portion of its basic
24 education allocation for any school year. The superintendent of public
25 instruction shall approve such reduction or delay if it does not impair
26 the district's financial condition. Any delay shall not be for more
27 than two school years. Any reduction or delay shall have no impact on
28 levy authority pursuant to RCW 84.52.0531 and local effort assistance
29 pursuant to chapter 28A.500 RCW.

30 (14) The superintendent may distribute funding for the following
31 programs outside the basic education formula during fiscal years 2014
32 and 2015 as follows:

33 (a) \$607,000 of the general fund--state appropriation for fiscal
34 year 2014 and \$617,000 of the general fund--state appropriation for
35 fiscal year 2015 are provided solely for fire protection for school
36 districts located in a fire protection district as now or hereafter
37 established pursuant to chapter 52.04 RCW.

1 (b) \$436,000 of the general fund--state appropriation for fiscal
2 year 2014 and \$436,000 of the general fund--state appropriation for
3 fiscal year 2015 are provided solely for programs providing skills
4 training for secondary students who are enrolled in extended day
5 school-to-work programs, as approved by the superintendent of public
6 instruction. The funds shall be allocated at a rate not to exceed \$500
7 per full-time equivalent student enrolled in those programs.

8 (15) \$214,000 of the general fund--state appropriation for fiscal
9 year 2014 and \$218,000 of the general fund--state appropriation for
10 fiscal year 2015 are provided solely for school district emergencies as
11 certified by the superintendent of public instruction. At the close of
12 the fiscal year the superintendent of public instruction shall report
13 to the office of financial management and the appropriate fiscal
14 committees of the legislature on the allocations provided to districts
15 and the nature of the emergency.

16 (16) Funding in this section is sufficient to fund a maximum of
17 1.6 FTE enrollment for skills center students pursuant to chapter 463,
18 Laws of 2007.

19 (17) Students participating in running start programs may be funded
20 up to a combined maximum enrollment of 1.2 FTE including school
21 district and institution of higher education enrollment. In
22 calculating the combined 1.2 FTE, the office of the superintendent of
23 public instruction may average the participating student's September
24 through June enrollment to account for differences in the start and end
25 dates for courses provided by the high school and higher education
26 institution. Additionally, the office of the superintendent of public
27 instruction, in consultation with the state board for community and
28 technical colleges, the student achievement council, and the education
29 data center, shall annually track and report to the fiscal committees
30 of the legislature on the combined FTE experience of students
31 participating in the running start program, including course load
32 analyses at both the high school and community and technical college
33 system.

34 (18) If two or more school districts consolidate and each district
35 was receiving additional basic education formula staff units pursuant
36 to subsection (12) of this section, the following 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 (12) of this section shall be
9 reduced in increments of twenty percent per year.

10 (19)(a) Indirect cost charges by a school district to approved
11 career and technical education middle and secondary programs shall not
12 exceed 15 percent of the combined basic education and career and
13 technical education program enhancement allocations of state funds.
14 Middle and secondary career and technical education programs are
15 considered separate programs for funding and financial reporting
16 purposes under this section.

17 (b) Career and technical education program full-time equivalent
18 enrollment shall be reported on the same monthly basis as the
19 enrollment for students eligible for basic support, and payments shall
20 be adjusted for reported career and technical education program
21 enrollments on the same monthly basis as those adjustments for
22 enrollment for students eligible for basic support.

23 (20) The office of the superintendent of public instruction shall
24 review career and technical education and skill center programs'
25 funding enhancement formulas, expenditure accounting systems, and
26 reporting. The office will make recommendations for revising the
27 funding formulas, including the possibility of conversion to a model
28 that enhances basic education rates, potential revisions to accounting
29 systems, and recommendations for improving reporting and transparency.
30 The office shall submit recommendations to the appropriate fiscal
31 committees of the legislature and the office of financial management by
32 October 1, 2013.

33 NEW SECTION. **Sec. 503. FOR THE SUPERINTENDENT OF PUBLIC**
34 **INSTRUCTION--BASIC EDUCATION EMPLOYEE COMPENSATION**

35 (1) The following calculations determine the salaries used in the
36 state allocations for certificated instructional, certificated

1 administrative, and classified staff units as provided in RCW
2 28A.150.280 and under section 502 of this act:

3 (a) Salary allocations for certificated instructional staff units
4 are determined for each district by multiplying the district's
5 certificated instructional total base salary shown on LEAP Document 2
6 by the district's average staff mix factor for certificated
7 instructional staff in that school year, computed using LEAP document
8 1; and

9 (b) Salary allocations for certificated administrative staff units
10 and classified staff units for each district are determined based on
11 the district's certificated administrative and classified salary
12 allocation amounts shown on LEAP Document 2.

13 (2) For the purposes of this section:

14 (a) "LEAP Document 1" means the staff mix factors for certificated
15 instructional staff according to education and years of experience, as
16 developed by the legislative evaluation and accountability program
17 committee on March 29, 2013, at 09:10 hours; and

18 (b) "LEAP Document 2" means the school year salary allocations for
19 certificated administrative staff and classified staff and derived and
20 total base salaries for certificated instructional staff as developed
21 by the legislative evaluation and accountability program committee on
22 March 29, 2013, at 11:16 hours.

23 (3) Incremental fringe benefit factors are applied to salary
24 adjustments at a rate of 18.04 percent for school year 2013-14 and
25 18.04 percent for school year 2014-15 for certificated instructional
26 and certificated administrative staff and 17.45 percent for school year
27 2013-14 and 17.45 percent for the 2014-15 school year for classified
28 staff.

29 (4)(a) Pursuant to RCW 28A.150.410, the following state-wide salary
30 allocation schedules for certificated instructional staff are
31 established for basic education salary allocations:

32 Table Of Total Base Salaries For Certificated Instructional Staff For School Year 2013-14

33 *** Education Experience ***

34 Years MA+90
35 of OR

1	Service	BA	BA+15	BA+30	BA+45	BA+90	BA+135	MA	MA+45	Ph.D.
2	0	34,048	34,968	35,920	36,875	39,939	41,913	40,820	43,885	45,860
3	1	34,506	35,439	36,403	37,400	40,496	42,459	41,274	44,370	46,332
4	2	34,943	35,884	36,859	37,933	41,020	43,004	41,731	44,818	46,802
5	3	35,393	36,343	37,329	38,437	41,518	43,549	42,164	45,243	47,276
6	4	35,834	36,826	37,818	38,964	42,064	44,110	42,618	45,718	47,765
7	5	36,290	37,287	38,288	39,498	42,586	44,673	43,080	46,169	48,256
8	6	36,759	37,734	38,769	40,039	43,113	45,211	43,552	46,626	48,723
9	7	37,582	38,572	39,621	40,960	44,079	46,235	44,438	47,556	49,713
10	8	38,787	39,831	40,905	42,355	45,516	47,751	45,832	48,994	51,228
11	9		41,135	42,262	43,765	46,999	49,310	47,241	50,477	52,788
12	10			43,635	45,247	48,524	50,913	48,724	52,003	54,390
13	11				46,772	50,121	52,557	50,249	53,599	56,034
14	12				48,249	51,761	54,269	51,835	55,238	57,748
15	13					53,440	56,024	53,476	56,918	59,501
16	14					55,128	57,844	55,165	58,716	61,322
17	15					56,563	59,349	56,599	60,242	62,917
18	16 or					57,693	60,535	57,731	61,447	64,174
19	more									

Table Of Total Base Salaries For Certificated Instructional Staff For School Year 2014-15

*** Education Experience ***

22	Years										MA+90
23	of										OR
24	Service	BA	BA+15	BA+30	BA+45	BA+90	BA+135	MA	MA+45	Ph.D.	
25	0	34,048	34,968	35,920	36,875	39,939	41,913	40,820	43,885	45,860	
26	1	34,506	35,439	36,403	37,400	40,496	42,459	41,274	44,370	46,332	
27	2	34,943	35,884	36,859	37,933	41,020	43,004	41,731	44,818	46,802	
28	3	35,393	36,343	37,329	38,437	41,518	43,549	42,164	45,243	47,276	
29	4	35,834	36,826	37,818	38,964	42,064	44,110	42,618	45,718	47,765	
30	5	36,290	37,287	38,288	39,498	42,586	44,673	43,080	46,169	48,256	
31	6	36,759	37,734	38,769	40,039	43,113	45,211	43,552	46,626	48,723	
32	7	37,582	38,572	39,621	40,960	44,079	46,235	44,438	47,556	49,713	
33	8	38,787	39,831	40,905	42,355	45,516	47,751	45,832	48,994	51,228	
34	9		41,135	42,262	43,765	46,999	49,310	47,241	50,477	52,788	
35	10			43,635	45,247	48,524	50,913	48,724	52,003	54,390	

1	11	46,772	50,121	52,557	50,249	53,599	56,034
2	12	48,249	51,761	54,269	51,835	55,238	57,748
3	13		53,440	56,024	53,476	56,918	59,501
4	14		55,128	57,844	55,165	58,716	61,322
5	15		56,563	59,349	56,599	60,242	62,917
6	16 or		57,693	60,535	57,731	61,447	64,174
7	more						

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

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

- 15 (i) Credits earned since receiving the masters degree; and
- 16 (ii) Any credits in excess of forty-five credits that were earned
17 after the baccalaureate degree but before the masters degree.

18 (5) For the purposes of this section:

- 19 (a) "BA" means a baccalaureate degree.
- 20 (b) "MA" means a masters degree.
- 21 (c) "PHD" means a doctorate degree.

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

24 (e) "Credits" means college quarter hour credits and equivalent in-
25 service credits computed in accordance with RCW 28A.415.020 and
26 28A.415.023.

27 (6) No more than ninety college quarter-hour credits received by
28 any employee after the baccalaureate degree may be used to determine
29 compensation allocations under the state salary allocation schedule and
30 LEAP documents referenced in this part V, or any replacement schedules
31 and documents, unless:

- 32 (a) The employee has a masters degree; or
- 33 (b) The credits were used in generating state salary allocations
34 before January 1, 1992.

35 (7) The salary allocation schedules established in this section are
36 for allocation purposes only except as provided in RCW 28A.400.200(2).

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

3 The appropriations in this part are subject to the following
4 conditions and limitations:

5 (1)(a) Additional salary adjustments as necessary to fund the base
6 salaries for certificated instructional staff as listed for each
7 district in LEAP Document 2, defined in section 503(2)(b) of this act.
8 Allocations for these salary adjustments shall be provided to all
9 districts that are not grandfathered to receive salary allocations
10 above the statewide salary allocation schedule, and to certain
11 grandfathered districts to the extent necessary to ensure that salary
12 allocations for districts that are currently grandfathered do not fall
13 below the statewide salary allocation schedule.

14 (b) Additional salary adjustments to certain districts as necessary
15 to fund the per full-time-equivalent salary allocations for
16 certificated administrative staff as listed for each district in LEAP
17 Document 2, defined in section 503(2)(b) of this act.

18 (c) Additional salary adjustments to certain districts as necessary
19 to fund the per full-time-equivalent salary allocations for classified
20 staff as listed for each district in LEAP Document 2, defined in
21 section 503(2)(b) of this act.

22 (d) The appropriations in this subsection (1) include associated
23 incremental fringe benefit allocations at 18.04 percent for the 2013-14
24 school year and 18.04 percent for the 2014-15 school year for
25 certificated instructional and certificated administrative staff and
26 17.45 percent for the 2013-14 school year and 17.45 percent for the
27 2014-15 school year for classified staff.

28 (e) The appropriations in this section include the increased or
29 decreased portion of salaries and incremental fringe benefits for all
30 relevant state-funded school programs in part V of this act. Changes
31 for general apportionment (basic education) are based on the salary
32 allocation schedules and methodology in sections 502 and 503 of this
33 act. Changes for special education result from changes in each
34 district's basic education allocation per student. Changes for
35 educational service districts and institutional education programs are
36 determined by the superintendent of public instruction using the
37 methodology for general apportionment salaries and benefits in sections
38 502 and 503 of this act.

1 (f) The appropriations in this section include no salary
2 adjustments for substitute teachers.

3 (2) The maintenance rate for insurance benefit allocations is
4 \$768.00 per month for the 2013-14 and 2014-15 school years. The
5 appropriations in this section reflect the incremental change in cost
6 of allocating rates of \$758.00 per month for the 2013-14 school year
7 and \$758.00 per month for the 2014-15 school year.

8 (3) The rates specified in this section are subject to revision
9 each year by the legislature.

10 (4) The insurance benefit allocations reflect savings from assumed
11 changes to health benefits eligibility criteria for part-time employees
12 to align with the employer responsibility provisions of the federal
13 affordable care act. Beginning July 1, 2014, employees with family
14 incomes below 400 percent of the federal poverty level who are not
15 offered employer health insurance coverage are eligible for federal
16 premium credits and subsidies for out-of-pocket costs for health
17 insurance purchased through the Washington health benefits exchange.
18 The allocations assume school districts and educational service
19 districts spend \$10,186,000 in the 2014-15 school year for exchange
20 premium reimbursement benefits for part-time classified employees.
21 School districts and educational service districts shall establish the
22 eligibility criteria and benefit amounts for exchange premium
23 reimbursement benefits. The districts shall report not later than
24 November 1, 2014, to the superintendent of public instruction data
25 regarding their eligibility criteria, the number of part-time employees
26 who received reimbursement payments, and the amount spent on the
27 payments. The superintendent shall submit a report regarding the
28 school district data to the legislative fiscal committees by December
29 1, 2014.

30 NEW SECTION. **Sec. 505. FOR THE SUPERINTENDENT OF PUBLIC**
31 **INSTRUCTION--FOR PUPIL TRANSPORTATION**

32	General Fund--State Appropriation (FY 2014)	\$330,005,000
33	General Fund--State Appropriation (FY 2015)	\$330,842,000
34	Education Legacy Trust Account--State Appropriation . . .	\$197,521,000
35	TOTAL APPROPRIATION	\$858,368,000

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

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

4 (2)(a) For the 2013-14 and 2014-15 school years, the superintendent
5 shall allocate funding to school district programs for the
6 transportation of students as provided in RCW 28A.160.192.

7 (b) From July 1, 2013 to August 31, 2013, the superintendent shall
8 allocate funding to school districts programs for the transportation of
9 students as provided in section 505, chapter 50, Laws of 2011 1st sp.
10 sess., as amended through section 505 of the 2013 omnibus supplemental
11 operating appropriations act (Senate Bill No. 5033).

12 (3) A maximum of \$892,000 of this fiscal year 2014 appropriation
13 and a maximum of \$892,000 of the fiscal year 2015 appropriation may be
14 expended for regional transportation coordinators and related
15 activities. The transportation coordinators shall ensure that data
16 submitted by school districts for state transportation funding shall,
17 to the greatest extent practical, reflect the actual transportation
18 activity of each district.

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

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

32 (6) Funding levels in this section reflect waivers granted by the
33 state board of education for four-day school weeks as allowed under RCW
34 28A.305.141.

35 (7) The office of the superintendent of public instruction shall
36 annually disburse payments for bus depreciation in August.

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

3 (1) Funding for special education programs is provided on an excess
4 cost basis, pursuant to RCW 28A.150.390. School districts shall ensure
5 that special education students as a class receive their full share of
6 the general apportionment allocation accruing through sections 502 and
7 504 of this act. To the extent a school district cannot provide an
8 appropriate education for special education students under chapter
9 28A.155 RCW through the general apportionment allocation, it shall
10 provide services through the special education excess cost allocation
11 funded in this section.

12 (2)(a) The superintendent of public instruction shall ensure that:

13 (i) Special education students are basic education students first;

14 (ii) As a class, special education students are entitled to the
15 full basic education allocation; and

16 (iii) Special education students are basic education students for
17 the entire school day.

18 (b) The superintendent of public instruction shall continue to
19 implement the full cost method of excess cost accounting, as designed
20 by the committee and recommended by the superintendent, pursuant to
21 section 501(1)(k), chapter 372, Laws of 2006.

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

25 (4)(a) For the 2013-14 and 2014-15 school years, the superintendent
26 shall allocate funding to school district programs for special
27 education students as provided in RCW 28A.150.390.

28 (b) From July 1, 2013 to August 31, 2013, the superintendent shall
29 allocate funding to school district programs for special education
30 students as provided in section 507, chapter 50, Laws of 2011 1st sp.
31 sess., as amended through section 507 of the 2013 omnibus supplemental
32 operating appropriations act (Senate Bill No. 5033).

33 (5) The following applies throughout this section: The definitions
34 for enrollment and enrollment percent are as specified in RCW
35 28A.150.390(3). Each district's general fund--state funded special
36 education enrollment shall be the lesser of the district's actual
37 enrollment percent or 12.7 percent.

1 (6) At the request of any interdistrict cooperative of at least 15
2 districts in which all excess cost services for special education
3 students of the districts are provided by the cooperative, the maximum
4 enrollment percent shall be calculated in accordance with RCW
5 28A.150.390(3) (c) and (d), and shall be calculated in the aggregate
6 rather than individual district units. For purposes of this
7 subsection, the average basic education allocation per full-time
8 equivalent student shall be calculated in the aggregate rather than
9 individual district units.

10 (7) \$34,227,000 of the general fund--state appropriation for fiscal
11 year 2014, \$35,592,000 of the general fund--state appropriation for
12 fiscal year 2015, and \$29,574,000 of the general fund--federal
13 appropriation are provided solely for safety net awards for districts
14 with demonstrated needs for special education funding beyond the
15 amounts provided in subsection (4) of this section. If the federal
16 safety net awards based on the federal eligibility threshold exceed the
17 federal appropriation in this subsection (7) in any fiscal year, the
18 superintendent shall expend all available federal discretionary funds
19 necessary to meet this need. At the conclusion of each school year,
20 the superintendent shall recover safety net funds that were distributed
21 prospectively but for which districts were not subsequently eligible.

22 (a) For the 2013-14 and 2014-15 school years, safety net funds
23 shall be awarded by the state safety net oversight committee as
24 provided in section 109(1) chapter 548, Laws of 2009 (ESHB 2261).

25 (b) The office of the superintendent of public instruction shall
26 make award determinations for state safety net funding in August of
27 each school year. Determinations on school district eligibility for
28 state safety net awards shall be based on analysis of actual
29 expenditure data from the current school year.

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

35 (9) 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 and other expenditures related to providing regional professional
2 development support.

3 (3) The educational service districts, at the request of the state
4 board of education pursuant to RCW 28A.310.010 and 28A.305.130, may
5 receive and screen applications for school accreditation, conduct
6 school accreditation site visits pursuant to state board of education
7 rules, and submit to the state board of education post-site visit
8 recommendations for school accreditation. The educational service
9 districts may assess a cooperative service fee to recover actual plus
10 reasonable indirect costs for the purposes of this subsection.

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

13	General Fund--State Appropriation (FY 2014)	\$314,231,000
14	General Fund--State Appropriation (FY 2015)	\$317,506,000
15	TOTAL APPROPRIATION	\$631,737,000

16 The appropriations in this section are subject to the following
17 conditions and limitations: For purposes of RCW 84.52.0531, the
18 increase per full-time equivalent student is 6.8 percent from the 2012-
19 13 school year to the 2013-14 school year and 1.7 percent from the
20 2013-14 school year to the 2014-15 school year.

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

23	General Fund--State Appropriation (FY 2014)	\$15,292,000
24	General Fund--State Appropriation (FY 2015)	\$15,495,000
25	TOTAL APPROPRIATION	\$30,787,000

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

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

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

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

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

8 (5) \$1,070,000 of the general fund--state appropriation for fiscal
9 year 2014 and \$1,070,000 of the general fund--state appropriation for
10 fiscal year 2015 are provided solely to maintain at least one
11 certificated instructional staff and related support services at an
12 institution whenever the K-12 enrollment is not sufficient to support
13 one full-time equivalent certificated instructional staff to furnish
14 the educational program. The following types of institutions are
15 included: Residential programs under the department of social and
16 health services for developmentally disabled juveniles, programs for
17 juveniles under the department of corrections, programs for juveniles
18 under the juvenile rehabilitation administration, and programs for
19 juveniles operated by city and county jails.

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

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

24	General Fund--State Appropriation (FY 2014)	\$9,489,000
25	General Fund--State Appropriation (FY 2015)	\$9,594,000
26	Education Legacy Trust Account--State Appropriation	\$70,000
27	TOTAL APPROPRIATION	\$19,153,000

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

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

33 (2)(a) For the 2013-14 and 2014-15 school years, the superintendent
34 shall allocate funding to school district programs for highly capable
35 students as provided in RCW 28A.150.260(10)(c). In calculating the
36 allocations, the superintendent shall assume the following: (i)
37 Additional instruction of 2.1590 hours per week per funded highly

1 fiscal year 2014 are provided solely for implementation of a new
2 performance-based evaluation for certificated educators and other
3 activities as provided in chapter 235, Laws of 2010 (education reform)
4 and chapter 35, Laws of 2012 (certificated employee evaluations).

5 (3)(a) \$45,263,000 of the general fund--state appropriation for
6 fiscal year 2014 and \$49,673,000 of the general fund--state
7 appropriation for fiscal year 2015 are provided solely for the
8 following bonuses for teachers who hold valid, unexpired certification
9 from the national board for professional teaching standards and who are
10 teaching in a Washington public school, subject to the following
11 conditions and limitations:

12 (i) For national board certified teachers, a bonus of \$5,090 per
13 teacher in the 2013-14 and 2014-15 school years;

14 (ii) An additional \$5,000 annual bonus shall be paid to national
15 board certified teachers who teach in either: (A) High schools where
16 at least 50 percent of student headcount enrollment is eligible for
17 federal free or reduced price lunch, (B) middle schools where at least
18 60 percent of student headcount enrollment is eligible for federal free
19 or reduced price lunch, or (C) elementary schools where at least 70
20 percent of student headcount enrollment is eligible for federal free or
21 reduced price lunch;

22 (iii) The superintendent of public instruction shall adopt rules to
23 ensure that national board certified teachers meet the qualifications
24 for bonuses under (a)(ii) of this subsection for less than one full
25 school year receive bonuses in a pro-rated manner. All bonuses in
26 (a)(i) and (ii) of this subsection will be paid in July of each school
27 year. Bonuses in (a)(i) and (ii) of this subsection shall be reduced
28 by a factor of 40 percent for first year NBPTS certified teachers, to
29 reflect the portion of the instructional school year they are
30 certified; and

31 (iv) During the 2013-14 and 2014-15 school years, and within
32 available funds, certificated instructional staff who have met the
33 eligibility requirements and have applied for certification from the
34 national board for professional teaching standards may receive a
35 conditional loan of two thousand dollars or the amount set by the
36 office of the superintendent of public instruction to contribute toward
37 the current assessment fee, not including the initial up-front
38 candidacy payment. The fee shall be an advance on the first annual

1 bonus under RCW 28A.405.415. The conditional loan is provided in
2 addition to compensation received under a district's salary schedule
3 and shall not be included in calculations of a district's average
4 salary and associated salary limitation under RCW 28A.400.200.
5 Recipients who fail to receive certification after three years are
6 required to repay the conditional loan. The office of the
7 superintendent of public instruction shall adopt rules to define the
8 terms for initial grant of the assessment fee and repayment, including
9 applicable fees. To the extent necessary, the superintendent may use
10 revenues from the repayment of conditional loan scholarships to ensure
11 payment of all national board bonus payments required by this section
12 in each school year.

13 (4) \$950,000 of the general fund--state appropriation for fiscal
14 year 2014 and \$950,000 of the general fund--state appropriation for
15 fiscal year 2015 are provided solely for the Washington reading corps.
16 The superintendent shall allocate reading corps members to low-
17 performing schools and school districts that are implementing
18 comprehensive, proven, research-based reading programs. Two or more
19 schools may combine their Washington reading corps programs.

20 (5) \$2,000,000 of the general fund--state appropriation for fiscal
21 year 2014 and \$2,000,000 of the general fund--state appropriation for
22 fiscal year 2015 are provided solely for a statewide information
23 technology (IT) academy program. This public-private partnership will
24 provide educational software, as well as IT certification and software
25 training opportunities for students and staff in public schools.

26 (6) \$1,000,000 of the general fund--state appropriation for fiscal
27 year 2014 and \$1,000,000 of the general fund--state appropriation for
28 fiscal year 2015 are provided solely for a beginning educator support
29 program. School districts and/or regional consortia may apply for
30 grant funding. The superintendent shall implement this program in 5 to
31 15 school districts and/or regional consortia. The program provided by
32 a district and/or regional consortia shall include: A paid
33 orientation; assignment of a qualified mentor; development of a
34 professional growth plan for each beginning teacher aligned with
35 professional certification; release time for mentors and new teachers
36 to work together; and teacher observation time with accomplished peers.
37 \$250,000 may be used to provide statewide professional development
38 opportunities for mentors and beginning educators.

1 (7) \$5,107,000 of the general fund--state appropriation for fiscal
2 year 2014 and \$5,108,000 of the general fund--state appropriation for
3 fiscal year 2015 are provided solely to enhance current evaluation
4 system training programs for teachers. Chapter 35, Laws of 2012
5 implemented, statewide, the principal and teacher evaluation system
6 that began as pilot programs two years previously. Funding was
7 provided at that time to train all administrative staff in the new
8 evaluation system and for the superintendent of public instruction to
9 collaborate with educational service districts to develop and make
10 available a professional development program for teachers, including a
11 comprehensive on-line training package. The appropriations in this
12 subsection will enhance teacher training opportunities.

13 (8) \$450,000 of the general fund--state appropriation for fiscal
14 year 2014 and \$659,000 of the general fund--state appropriation for
15 fiscal year 2015 are provided solely to implement Engrossed Second
16 Substitute Senate Bill No. 5330 (improving student achievement and
17 student outcomes), including implementing changes to the learning
18 assistance program (LAP); providing additional LAP data collection and
19 reporting; and implementing provisions and annual reporting of
20 transition services for disabled students. If the bill is not enacted
21 by June 30, 2013, the amounts provided in this subsection shall lapse.

22 (9) \$129,000 of the general fund--state appropriation for fiscal
23 year 2014 and \$124,000 of the general fund--state appropriation for
24 fiscal year 2015 are provided solely to implement Substitute Senate
25 Bill No. 5755 (establishing a comprehensive initiative to increase
26 learning opportunities and improve educational outcomes in science,
27 technology, engineering, and mathematics through multiple strategies
28 and statewide partnerships). If the bill is not enacted by June 30,
29 2013, the amounts provided in this subsection shall lapse.

30 (10) \$1,110,000 of the general fund--state appropriation for fiscal
31 year 2014 and \$1,061,000 of the general fund--state appropriation for
32 fiscal year 2015 are provided solely to implement Engrossed Second
33 Substitute Senate Bill No. 5243 (academic acceleration). If the bill
34 is not enacted by June 30, 2013, the amounts provided in this
35 subsection shall lapse.

36 (11) \$143,000 of the general fund--state appropriation for fiscal
37 year 2014 and \$10,138,000 of the general fund--state appropriation for
38 fiscal year 2015 are provided solely to implement Engrossed Second

1 Substitute Senate Bill No. 5329 (transforming persistently failing
2 schools). If the bill is not enacted by June 30, 2013, the amounts
3 provided in this subsection shall lapse.

4 (12) \$2,012,000 of the general fund--state appropriation for fiscal
5 year 2014 and \$3,018,000 of the general fund--state appropriation for
6 fiscal year 2015 are provided solely for grants to school districts
7 based on innovation and the degree to which the district implements
8 incentives that are evidence-based and research-based. Grants are to
9 provide stipends for hard-to-fill subject areas and challenging
10 schools' assignments, among others. Grants will be awarded by the
11 professional educator standards board, with the Washington state
12 institute for public policy. The board must report to the legislative
13 education policy committees and fiscal committees by November 1st of
14 each year on the amount and purposes of the grants awarded.

15 (13) \$356,000 of the general fund--state appropriation for fiscal
16 year 2014 and \$356,000 of the general fund--state appropriation for
17 fiscal year 2015 are provided solely for the Washington state
18 leadership and assistance for science education reform (LASER) regional
19 partnership activities coordinated at the Pacific science center,
20 including instructional material purchases, teacher and principal
21 professional development, and school and community engagement events.

22 NEW SECTION. **Sec. 514. FOR THE SUPERINTENDENT OF PUBLIC**
23 **INSTRUCTION--FOR TRANSITIONAL BILINGUAL PROGRAMS**

24	General Fund--State Appropriation (FY 2014)	\$91,490,000
25	General Fund--State Appropriation (FY 2015)	\$100,515,000
26	General Fund--Federal Appropriation	\$71,015,000
27	TOTAL APPROPRIATION	\$263,020,000

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

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

33 (2)(a) For the 2013-14 and 2014-15 school years, the superintendent
34 shall allocate funding to school districts for transitional bilingual
35 programs as provided in RCW 28A.150.260(10)(b). In calculating the
36 allocations, the superintendent shall assume the following averages:

37 (i) Additional instruction of 4.7780 hours per week per transitional

1 bilingual program student; (ii) fifteen transitional bilingual program
2 students per teacher; (iii) 36 instructional weeks per year; (iv) 900
3 instructional hours per teacher; and (v) the district's average staff
4 mix and compensation rates as provided in sections 503 and 504 of this
5 act.

6 (b) The average funding allocation calculated according to
7 subsection (2)(a) of this section will be the basis for calculating a
8 cost-neutral allocation for varying levels of instructional hours for
9 students that have not attained English language proficiency for the
10 2013-14 school year. The allocations shall be scaled to provide more
11 support to students with the lowest level of English language
12 proficiency and less support to students with the highest level of
13 proficiency. The allocation hours calculated for the 2013-14 school
14 year for each level of proficiency shall remain constant for the 2014-
15 15 school year.

16 (c) Additional funding for students that successfully exit the
17 bilingual program, beginning in the 2014-15 school year, will provide,
18 on a statewide average, 3.0 hours per week in extra instruction with
19 fifteen students per teacher. Students that successfully exit in the
20 2013-14 school year are funded in the 2014-15 school year. It is the
21 intent of the legislature that, beginning in the 2015-16 school year,
22 funding will be provided for students who have successfully exited the
23 bilingual program in the two previous school years. Funding provided
24 under this subsection (2)(c) shall not be considered part of basic
25 education.

26 (d) From July 1, 2013, to August 31, 2013, the superintendent shall
27 allocate funding to school districts for transitional bilingual
28 instruction programs as provided in section 514, chapter 50, Laws of
29 2011 1st sp. sess., as amended through section 512 of the 2013 omnibus
30 supplemental operating appropriations act (Senate Bill No. 5033).

31 (3) The superintendent may withhold allocations to school districts
32 in subsection (2) of this section solely for the central provision of
33 assessments as provided in RCW 28A.180.090 (1) and (2) up to the
34 following amounts: 1.56 percent for school year 2013-14 and 1.41
35 percent for school year 2014-15.

36 (4) The general fund--federal appropriation in this section is for
37 migrant education under Title I Part C and English language

1 acquisition, and language enhancement grants under Title III of the
2 elementary and secondary education act.

3 (5) \$35,000 of the general fund--state appropriation for fiscal
4 year 2014 and \$35,000 of the general fund--state appropriation for
5 fiscal year 2015 are provided solely to track current and former
6 transitional bilingual program students.

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

9	General Fund--State Appropriation (FY 2014)	\$133,599,000
10	General Fund--State Appropriation (FY 2015)	\$137,064,000
11	General Fund--Federal Appropriation	\$448,435,000
12	Education Legacy Trust Account--State Appropriation	\$240,604,000
13	TOTAL APPROPRIATION	\$959,702,000

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

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

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

21 (b)(i) For the 2013-14 and 2014-15 school years, the superintendent
22 shall allocate funding to school districts for learning assistance
23 programs as provided in RCW 28A.150.260(10)(a). In calculating the
24 allocations, the superintendent shall assume the following averages:

25 (A) Additional instruction of 3.00000 hours per week per funded
26 learning assistance program student; (B) fifteen learning assistance
27 program students per teacher; (C) 36 instructional weeks per year; (D)
28 900 instructional hours per teacher; and (E) the district's average
29 staff mix and compensation rates as provided in sections 503 and 504 of
30 this act.

31 (ii) From July 1, 2013, to August 31, 2013, the superintendent
32 shall allocate funding to school districts for learning assistance
33 programs as provided in section 515, chapter 50, Laws of 2011 1st sp.
34 sess., as amended through section 513 of the 2013 omnibus supplemental
35 operating appropriations act (Senate Bill No. 5033).

36 (c) A school district's funded students for the learning assistance
37 program shall be the sum of the district's full-time equivalent

1 enrollment in grades K-12 for the prior school year multiplied by the
2 district's percentage of October headcount enrollment in grades K-12
3 eligible for free or reduced price lunch in the prior school year.

4 (2) Allocations made pursuant to subsection (1) of this section
5 shall be adjusted to reflect ineligible applications identified through
6 the annual income verification process required by the national school
7 lunch program, as recommended in the report of the state auditor on the
8 learning assistance program dated February, 2010.

9 (3) In the 2013-14 and 2014-15 school years, districts may use
10 learning assistance program funds to continue providing educational
11 supports to under-achieving students that would otherwise have been
12 provided through the following non-basic education statewide grants and
13 programs, provided the programs are consistent with RCW
14 28A.150.260(10)(a) and research has shown the programs to be effective,
15 consistent with Engrossed Second Substitute Senate Bill No. 5330
16 (improving student achievement and student outcomes). The individual
17 statewide programs are options but are not components of the basic
18 education program, nor do they represent an individual entitlement to
19 any particular student. School districts may coordinate implementation
20 of the programs statewide, regionally, or individually. The programs
21 are:

- 22 (a) Project citizen;
- 23 (b) Collaborative schools for innovation and success;
- 24 (c) Open K-12 educational resources (Chapter 178, Laws of 2012);
- 25 (d) Interpreter services standards;
- 26 (e) Nurse corps;
- 27 (f) Navigation 101;
- 28 (g) Washington achievers scholars;
- 29 (h) College bound scholarship outreach;
- 30 (i) Building bridges grants;
- 31 (j) Jobs for America's graduates (JAG);
- 32 (k) Communities in schools;
- 33 (l) Dream big community center;
- 34 (m) Readiness to learn;
- 35 (n) Career and technical education (CTE) grants;
- 36 (o) Regional education technology support centers;
- 37 (p) Leadership academy;
- 38 (q) Principal and superintendent internships;

1 (r) Middle-and high-school applied science, technology,
2 engineering, and mathematics (STEM) grants;

3 (s) Science, technology, engineering, and mathematics (STEM) work
4 group;

5 (t) Paying for actual student success (PASS) program;

6 (u) Project Lead the Way;

7 (v) Skills centers aerospace manufacturing hub; and

8 (w) The aerospace assembly program.

9 (4) The general fund--federal appropriation in this section is
10 provided for Title I Part A allocations of the no child left behind act
11 of 2001.

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

16 NEW SECTION. **Sec. 516. FOR THE SUPERINTENDENT OF PUBLIC**
17 **INSTRUCTION**

18 (1) Amounts distributed to districts by the superintendent through
19 part V of this act are for allocations purposes only, unless specified
20 by part V of this act, and do not entitle a particular district,
21 district employee, or student to a specific service, beyond what has
22 been expressly provided in statute. Part V of this act restates the
23 requirements of various sections of Title 28A RCW. If any conflict
24 exists, the provisions of Title 28A RCW control unless this act
25 explicitly states that it is providing an enhancement. Any amounts
26 provided in part V of this act in excess of the amounts required by
27 Title 28A RCW provided in statute, are not within the program of basic
28 education unless clearly stated by this act.

29 (2) To the maximum extent practicable, when adopting new or revised
30 rules or policies relating to the administration of allocations in part
31 V of this act that result in fiscal impact, the office of the
32 superintendent of public instruction shall attempt to seek legislative
33 approval through the budget request process.

34 (3) Appropriations made in this act to the office of the
35 superintendent of public instruction shall initially be allotted as

1 required by this act. Subsequent allotment modifications shall not
2 include transfers of moneys between sections of this act.

(End of part)

1 any classified employee whose salary is above the approved salary range
2 maximum for the class to which the employee's position is allocated.

3 (c) For each institution of higher education receiving
4 appropriations under sections 606 through 611 of this act:

5 (i) The only allowable salary increases are those associated with
6 normally occurring promotions and increases related to faculty and
7 staff retention; and

8 (ii) Institutions may provide salary increases from other sources
9 to instructional and research faculty at the universities and The
10 Evergreen State College, exempt professional staff, teaching and
11 research assistants, as classified by the office of financial
12 management, and all other nonclassified staff, but not including
13 employees under chapter 41.80 RCW. Any salary increase granted under
14 the authority of this subsection (4)(c)(ii) shall not be included in an
15 institution's salary base for future state funding. It is the intent
16 of the legislature that state general fund support for an institution
17 shall not increase during the current or any future biennium as a
18 result of any salary increases authorized under this subsection
19 (4)(c)(ii).

20 NEW SECTION. **Sec. 602.** (1) Within the funds appropriated in this
21 act, each institution of higher education is expected to enroll and
22 educate at least the following numbers of full-time equivalent state-
23 supported students per academic year:

	2013-14	2014-15
	Annual Average	Annual Average
26 University of Washington	37,253	37,253
27 Washington State University	22,454	22,454
28 Central Washington University	8,808	8,808
29 Eastern Washington University	8,734	8,734
30 The Evergreen State College	4,218	4,218
31 Western Washington University	11,762	11,762
32 State Board for Community & 33 Technical Colleges		
34 Adult Students	139,237	139,237
35 Running Start Students	11,558	11,558

1 (2) If either Senate Bill No. 5883 (higher education funding) or
2 Senate Bill No. 5941 (resident undergraduate tuition) is enacted by
3 June 30, 2013, subsection (1) of this section shall have no effect.

4 (3) Each institution shall seek to:

5 (a) Maintain and to the extent possible increase enrollment
6 opportunities at branch campuses;

7 (b) Maintain and to the extent possible increase enrollment
8 opportunities at university centers and other partnership programs that
9 enable students to earn baccalaureate degrees on community college
10 campuses; and

11 (c) Eliminate and consolidate programs of study for which there is
12 limited student or employer demand, or that are not areas of core
13 academic strength for the institution, particularly when such programs
14 duplicate offerings by other in-state institutions.

15 (4) For purposes of monitoring and reporting statewide enrollment,
16 the University of Washington and Washington State University shall
17 notify the office of financial management of the number of full-time
18 student equivalent enrollments budgeted for each of their campuses.

19 **NEW SECTION. Sec. 603. PUBLIC BACCALAUREATE INSTITUTIONS**

20 (1) For the purposes of chapter 28B.15 RCW, the omnibus
21 appropriations act assumes no increase of tuition levels for resident
22 undergraduate students over the amounts charged to resident
23 undergraduate students for the prior year.

24 (2) For the 2013-14 and 2014-15 academic years, the institutions of
25 higher education are authorized to adopt tuition levels that are less
26 than, equal to, or greater than the tuition levels assumed in
27 subsection (1) of this section. However, to the extent that tuition
28 levels exceed the tuition levels assumed in subsection (1) of this
29 section, the institution shall be subject to the conditions and
30 limitations provided in RCW 28B.15.102. If either Senate Bill No. 5883
31 (higher education funding) or Senate Bill No. 5941 (resident
32 undergraduate tuition) is enacted by June 30, 2013, subsections (1) and
33 (2) of this section shall have no effect.

34 (3) Each governing board is authorized to increase tuition charges
35 to graduate and professional students, and to nonresident undergraduate
36 students, by amounts judged reasonable and necessary by the governing
37 board.

1 (4) Each governing board is authorized to increase summer quarter
2 or semester tuition fees for resident and nonresident undergraduate,
3 graduate, and professional students pursuant to RCW 28B.15.067.

4 (5) Each governing board is authorized to adopt or increase charges
5 for fee-based, self-sustaining degree programs, credit courses,
6 noncredit workshops and courses, and special contract courses by
7 amounts judged reasonable and necessary by the governing board.

8 (6) Each governing board is authorized to adopt or increase
9 services and activities fees for all categories of students as provided
10 in RCW 28B.15.069.

11 (7) Each governing board is authorized to adopt or increase
12 technology fees as provided in RCW 28B.15.069.

13 (8) Each governing board is authorized to adopt or increase special
14 course and lab fees, and health and counseling fees, to the extent
15 necessary to cover the reasonable and necessary exceptional cost of the
16 course or service.

17 (9) Each governing board is authorized to adopt or increase
18 administrative fees such as, but not limited to, those charged for
19 application, matriculation, special testing, and transcripts by amounts
20 judged reasonable and necessary by the governing board.

21 (10) The state universities, the regional universities, and The
22 Evergreen State College must accept the transfer of college-level
23 courses taken by running start students if a student seeking a transfer
24 of the college-level courses has been admitted to the state university,
25 the regional university, or The Evergreen State College, and if the
26 college-level courses are recognized as transferrable by the admitting
27 institution of higher education.

28 (11) Appropriations in sections 606 through 611 of this act are
29 sufficient to implement 2013-2015 collective bargaining agreements at
30 institutions of higher education negotiated under chapter 41.80 RCW.
31 The institutions may also use these funds for any other purpose
32 including restoring prior compensation reductions, increasing
33 compensation, and implementing other collective bargaining agreements.

34 NEW SECTION. **Sec. 604. STATE BOARD FOR COMMUNITY AND TECHNICAL**
35 **COLLEGES**

36 (1) The state board for community and technical colleges and the
37 trustees of the state's community and technical colleges may not

1 increase tuition and fees for resident undergraduate students in fiscal
2 year 2014 or fiscal year 2015. If either Senate Bill No. 5883 (higher
3 education funding) or Senate Bill No. 5941 (resident undergraduate
4 tuition) is enacted by June 30, 2013, subsection (1) of this section
5 shall have no effect.

6 (2) Appropriations in section 605 are sufficient to implement 2013-
7 2015 collective bargaining agreements at institutions of higher
8 education negotiated under chapter 41.80 RCW. The colleges may also
9 use these funds for any other purpose including restoring prior
10 compensation reductions, increasing compensation, and implementing
11 other collective bargaining agreements.

12 (3) The state board may increase the tuition fees charged to
13 nonresident students by amounts judged reasonable and necessary by the
14 board.

15 (4) The trustees of the technical colleges are authorized to either
16 (a) freeze operating fees for the next two academic years; or (b) fully
17 adopt the tuition fee charge schedule adopted by the state board for
18 community colleges.

19 (5) For academic years 2013-14 and 2014-15, the trustees of the
20 technical colleges are authorized to increase building fees by an
21 amount judged reasonable in order to progress toward parity with the
22 building fees charged students attending the community colleges.

23 (6) The state board is authorized to increase the maximum allowable
24 services and activities fees as provided in RCW 28B.15.069. The
25 trustees of the community and technical colleges are authorized to
26 increase services and activities fees up to the maximum level
27 authorized by the state board.

28 (7) The trustees of the community and technical colleges are
29 authorized to adopt or increase charges for fee-based, self-sustaining
30 programs such as summer session, international student contracts, and
31 special contract courses by amounts judged reasonable and necessary by
32 the trustees.

33 (8) The trustees of the community and technical colleges are
34 authorized to adopt or increase special course and lab fees to the
35 extent necessary to cover the reasonable and necessary exceptional cost
36 of the course or service.

37 (9) The trustees of the community and technical colleges are
38 authorized to adopt or increase administrative fees such as but not

1 limited to those charged for application, matriculation, special
2 testing, and transcripts by amounts judged reasonable and necessary by
3 the trustees.

4 NEW SECTION. **Sec. 605. FOR THE STATE BOARD FOR COMMUNITY AND**
5 **TECHNICAL COLLEGES**

6	General Fund--State Appropriation (FY 2014)	\$573,747,000
7	General Fund--State Appropriation (FY 2015)	\$574,326,000
8	Community/Technical College Capital Projects	
9	Account--State Appropriation	\$17,548,000
10	Education Legacy Trust Account--State Appropriation	\$95,468,000
11	TOTAL APPROPRIATION	\$1,261,089,000

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

14 (1) \$33,261,000 of the general fund--state appropriation for fiscal
15 year 2014 and \$33,261,000 of the general fund--state appropriation for
16 fiscal year 2015 are provided solely as special funds for training and
17 related support services, including financial aid, as specified in RCW
18 28C.04.390. Funding is provided to support at least 7,170 full-time
19 equivalent students in fiscal year 2014 and at least 7,170 full-time
20 equivalent students in fiscal year 2015.

21 (2) \$2,725,000 of the general fund--state appropriation for fiscal
22 year 2014 and \$2,725,000 of the general fund--state appropriation for
23 fiscal year 2015 are provided solely for administration and customized
24 training contracts through the job skills program. The state board
25 shall make an annual report by January 1st of each year to the governor
26 and to the appropriate policy and fiscal committees of the legislature
27 regarding implementation of this section, listing the scope of grant
28 awards, the distribution of funds by educational sector and region of
29 the state, and the results of the partnerships supported by these
30 funds.

31 (3) \$13,407,000 of the general fund--state appropriation for fiscal
32 year 2014 and \$13,407,000 of the general fund--state appropriation for
33 fiscal year 2015 are provided solely for the student achievement
34 initiative.

35 (4) Community and technical colleges are not required to send mass
36 mailings of course catalogs to residents of their districts. Community

1 and technical colleges shall consider lower cost alternatives, such as
2 mailing postcards or brochures that direct individuals to online
3 information and other ways of acquiring print catalogs.

4 (5) The state board for community and technical colleges shall not
5 use funds appropriated in this section to support intercollegiate
6 athletics programs.

7 (6) \$500,000 of the general fund--state appropriation for fiscal
8 year 2014 is provided solely for implementation of Second Substitute
9 Senate Bill No. 5624 (STEM or career and tech ed). If the bill is not
10 enacted by June 30, 2013, the amount provided in this subsection shall
11 lapse.

12 (7) \$255,000 of the general fund--state appropriation for fiscal
13 year 2014 and \$255,000 of the general fund--state appropriation for
14 fiscal year 2015 are provided solely for implementation of a maritime
15 industries training program at south Seattle community college.

16 NEW SECTION. **Sec. 606. FOR THE UNIVERSITY OF WASHINGTON**

17	General Fund--State Appropriation (FY 2014)	\$232,866,000
18	General Fund--State Appropriation (FY 2015)	\$232,757,000
19	Aquatic Lands Enhancement Account--State Appropriation	\$700,000
20	Education Legacy Trust Account--State Appropriation	\$13,998,000
21	Economic Development Strategic Reserve	
22	Account--State Appropriation	\$3,000,000
23	Biotoxin Account--State Appropriation	\$390,000
24	Accident Account--State Appropriation	\$6,767,000
25	Medical Aid Account--State Appropriation	\$6,566,000
26	Environmental Legacy Stewardship Account--State	
27	Appropriation	\$1,120,000
28	TOTAL APPROPRIATION	\$498,164,000

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

31 (1) \$700,000 of the aquatic lands enhancement account--state
32 appropriation and \$1,120,000 of the environmental legacy stewardship
33 account--state appropriation are provided solely for the center on
34 ocean pH balance and related work necessary to implement the
35 recommendations of the governor's blue ribbon task force on ocean
36 acidification. The university shall provide staffing for this purpose.

1 (2) \$3,000,000 of the economic development strategic reserve
2 account appropriation is provided solely to support the joint center
3 for aerospace innovation technology.

4 (3) The University of Washington shall not use funds appropriated
5 in this section to support intercollegiate athletics programs.

6 (4) Appropriations from the environmental legacy stewardship
7 account in this section shall be made from the state toxic control
8 account if legislation creating and funding the environmental legacy
9 and stewardship account is not enacted by June 30, 2013.

10 **NEW SECTION. Sec. 607. FOR WASHINGTON STATE UNIVERSITY**

11	General Fund--State Appropriation (FY 2014)	\$156,086,000
12	General Fund--State Appropriation (FY 2015)	\$157,770,000
13	Education Legacy Trust Account--State Appropriation	\$33,995,000
14	TOTAL APPROPRIATION	\$347,851,000

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

17 (1) Within existing resources, Washington State University shall
18 establish a forestry program.

19 (2) Washington State University shall not use funds appropriated in
20 this section to support intercollegiate athletics programs.

21 (3) \$2,915,000 of the general fund--state appropriation for fiscal
22 year 2014 and \$3,885,000 of the general fund--state appropriation for
23 fiscal year 2015 are provided solely for expansion of medical education
24 and biomedical research in Spokane.

25 **NEW SECTION. Sec. 608. FOR EASTERN WASHINGTON UNIVERSITY**

26	General Fund--State Appropriation (FY 2014)	\$30,229,000
27	General Fund--State Appropriation (FY 2015)	\$30,280,000
28	Education Legacy Trust Account--State Appropriation	\$15,793,000
29	TOTAL APPROPRIATION	\$76,302,000

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

32 (1) Eastern Washington University shall not use funds appropriated
33 in this section to support intercollegiate athletics programs.

34 (2) At least \$200,000 of the general fund--state appropriation for
35 fiscal year 2014 and at least \$200,000 of the general fund--state

1 appropriation for fiscal year 2015 shall be expended on the Northwest
2 autism center.

3 NEW SECTION. **Sec. 609. FOR CENTRAL WASHINGTON UNIVERSITY**

4	General Fund--State Appropriation (FY 2014)	\$27,620,000
5	General Fund--State Appropriation (FY 2015)	\$27,646,000
6	Education Legacy Trust Account--State Appropriation	\$19,076,000
7	TOTAL APPROPRIATION	\$74,342,000

8 The appropriations in this section are subject to the following
9 conditions and limitations: Central Washington University shall not
10 use funds appropriated in this section to support intercollegiate
11 athletics programs.

12 NEW SECTION. **Sec. 610. FOR THE EVERGREEN STATE COLLEGE**

13	General Fund--State Appropriation (FY 2014)	\$18,129,000
14	General Fund--State Appropriation (FY 2015)	\$17,761,000
15	Education Legacy Trust Account--State Appropriation	\$5,450,000
16	TOTAL APPROPRIATION	\$41,340,000

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

19 (1) Funding provided in this section is sufficient for The
20 Evergreen State College to continue operations of the Longhouse Center
21 and the Northwest Indian applied research institute.

22 (2) The Evergreen State College shall not use funds appropriated in
23 this section to support intercollegiate athletics programs.

24 (3) \$85,000 of the general fund--state appropriation for fiscal
25 year 2014 is provided solely for the Washington state institute for
26 public policy to conduct an empirical study of the validity and
27 reliability of the safety assessment tool currently used in child
28 welfare cases by the children's administration of the department of
29 social and health services. In conducting this study, the institute
30 must identify: (a) Whether other empirically based child welfare
31 safety assessment tools exist and, if so, compare those tools to the
32 tool used by the children's administration; (b) whether other factors
33 or combination of factors not included in the current safety assessment
34 tool should be included to help predict real outcomes; and (c) where
35 possible, whether there is unnecessary duplication in the application

1 of the family assessment tool used by the department. A report on the
2 study is due to the appropriate policy committees of the legislature by
3 December 15, 2013.

4 (4) \$60,000 of the general fund--state appropriation for fiscal
5 year 2014 and \$40,000 of the general fund--state appropriation for
6 fiscal year 2015 are provided solely for the Washington state institute
7 for public policy to study evidence and research-based methodologies
8 that the state can implement to control medicaid and other health care
9 costs. The institute shall submit an interim report to the legislative
10 fiscal committees by December 1, 2013, with a final report due by July
11 1, 2014.

12 (5) \$100,000 of the general fund--state appropriation for fiscal
13 year 2014 and \$50,000 of the general fund--state appropriation for
14 fiscal year 2015 are provided solely for the Washington state institute
15 for public policy to conduct a comprehensive retrospective outcome
16 evaluation and return on investment analysis of the early learning
17 childhood program pursuant to Senate Bill No. 5904 (high quality early
18 learning). This evaluation is due December 15, 2014. If the bill is
19 not enacted by June 30, 2013, the amount provided in this subsection
20 shall lapse.

21 (6) \$50,000 of the general fund--state appropriation for fiscal
22 year 2014 and \$50,000 of the general fund--state appropriation for
23 fiscal year 2015 are provided solely for the Washington state institute
24 for public policy to develop a risk assessment instrument for patients
25 committed for involuntary treatment in Washington state.

26 (7) \$58,000 of the general fund--state appropriation for fiscal
27 year 2014 and \$27,000 of the general fund--state appropriation for
28 fiscal year 2015 are provided solely for the Washington state institute
29 for public policy to prepare an inventory of evidence-based and
30 research-based effective practices, activities, and programs for use by
31 school districts in the learning assistance program pursuant to
32 Engrossed Second Substitute Senate Bill No. 5330 (student achievement,
33 outcome). The initial inventory is due by August 1, 2014, and shall be
34 updated every two years thereafter. If the bill is not enacted by June
35 30, 2013, the amounts provided in this subsection shall lapse.

36 (8) \$50,000 of the general fund--state appropriation for fiscal
37 year 2014 are provided solely for the Washington state institute for
38 public policy to provide expertise to the department of corrections on

1 the implementation of programming that follows the risk needs
2 responsivity model. In consultation with the department of
3 corrections, the institute will systematically review selected programs
4 for outcome measures.

5 NEW SECTION. **Sec. 611. FOR WESTERN WASHINGTON UNIVERSITY**

6	General Fund--State Appropriation (FY 2014)	\$41,525,000
7	General Fund--State Appropriation (FY 2015)	\$41,563,000
8	Education Legacy Trust Account--State Appropriation	\$13,154,000
9	TOTAL APPROPRIATION	\$96,242,000

10 The appropriations in this section are subject to the following
11 conditions and limitations: Western Washington University shall not
12 use funds appropriated in this section to support intercollegiate
13 athletics programs.

14 NEW SECTION. **Sec. 612. FOR THE STUDENT ACHIEVEMENT COUNCIL--**
15 **POLICY COORDINATION AND ADMINISTRATION**

16	General Fund--State Appropriation (FY 2014)	\$5,320,000
17	General Fund--State Appropriation (FY 2015)	\$5,333,000
18	General Fund--Federal Appropriation	\$4,820,000
19	TOTAL APPROPRIATION	\$15,473,000

20 The appropriations in this section are subject to the following
21 conditions and limitations: The student achievement council is
22 authorized to increase or establish fees for initial degree
23 authorization, degree authorization renewal, degree authorization
24 reapplication, new program applications, and new site applications
25 pursuant to RCW 28B.85.060.

26 NEW SECTION. **Sec. 613. FOR THE STUDENT ACHIEVEMENT COUNCIL--**
27 **OFFICE OF STUDENT FINANCIAL ASSISTANCE**

28	General Fund--State Appropriation (FY 2014)	\$259,057,000
29	General Fund--State Appropriation (FY 2015)	\$264,467,000
30	General Fund--Federal Appropriation	\$11,658,000
31	General Fund--Private/Local Appropriation	\$34,000
32	Washington Opportunity Pathways Account--State	
33	Appropriation	\$147,000,000
34	TOTAL APPROPRIATION	\$682,216,000

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

3 (1) \$237,454,000 of the general fund--state appropriation for
4 fiscal year 2014, \$237,455,000 of the general fund--state appropriation
5 for fiscal year 2015, and \$147,000,000 of the opportunity pathways
6 account--state appropriation are provided solely for student financial
7 aid payments under the state need grant and state work study program
8 including up to a four percent administrative allowance for the state
9 work study program.

10 (2) Changes made to the state need grant program in the 2011-2013
11 fiscal biennium are continued in the 2013-2015 fiscal biennium
12 including aligning increases in awards given to private institutions
13 with the annual tuition increases for public research institutions or
14 the private institutions average annual tuition increase experience of
15 3.5 percent per year, whichever is less, and reducing the awards for
16 students who first enrolled as a new student in for-profit institutions
17 as of the 2011-2012 academic year or thereafter by fifty percent,
18 except that one-half of the fifty percent reduction shall be restored
19 on July 1, 2013, for students attending regionally accredited for-
20 profit institutions.

21 (3) Changes made to the state work study program in the 2009-2011
22 and 2011-2013 fiscal biennia are continued in the 2013-2015 fiscal
23 biennium including maintaining the increased required employer share of
24 wages; adjusted employer match rates; discontinuation of nonresident
25 student eligibility for the program; and revising distribution methods
26 to institutions by taking into consideration other factors such as off-
27 campus job development, historical utilization trends, and student
28 need.

29 (4) Within the funds appropriated in this section, eligibility for
30 the state need grant shall include students with family incomes at or
31 below 70 percent of the state median family income (MFI), adjusted for
32 family size, and shall include students enrolled in three to five
33 credit-bearing quarter credits, or the equivalent semester credits.
34 Awards for all students shall be adjusted by the estimated amount by
35 which Pell grant increases exceed projected increases in the
36 noninstructional costs of attendance. Awards for students with incomes
37 between 51 and 70 percent of the state median shall be prorated at the
38 following percentages of the award amount granted to those with incomes

1 below 51 percent of the MFI: 70 percent for students with family
2 incomes between 51 and 55 percent MFI; 65 percent for students with
3 family incomes between 56 and 60 percent MFI; 60 percent for students
4 with family incomes between 61 and 65 percent MFI; and 50 percent for
5 students with family incomes between 66 and 70 percent MFI.

6 (5) Students who are eligible for the college bound scholarship
7 shall be given priority for the state need grant program. Institutions
8 must award the maximum state need grant for which the student is
9 eligible under state policies prior to awarding the college bound
10 scholarship for students who have applied for aid in a timely fashion.

11 (6) \$13,933,000 of the general fund--state appropriation for fiscal
12 year 2014 and \$19,792,000 of the general fund--state appropriation for
13 fiscal year 2015 are provided solely for the college bound scholarship
14 program.

15 (7) \$2,236,000 of the general fund--state appropriation for fiscal
16 year 2014 and \$2,236,000 of the general fund--state appropriation for
17 fiscal year 2015 are provided solely for the passport to college
18 program. The maximum scholarship award shall be \$5,000. The board
19 shall contract with a nonprofit organization to provide support
20 services to increase student completion in their postsecondary program
21 and shall, under this contract, provide a minimum of \$500,000 in fiscal
22 years 2014 and 2015 for this purpose.

23 NEW SECTION. **Sec. 614. FOR THE WORK FORCE TRAINING AND EDUCATION**
24 **COORDINATING BOARD**

25	General Fund--State Appropriation (FY 2014)	\$1,425,000
26	General Fund--State Appropriation (FY 2015)	\$1,323,000
27	General Fund--Federal Appropriation	\$54,254,000
28	TOTAL APPROPRIATION	\$57,002,000

29 The appropriations in this section are subject to the following
30 conditions and limitations: For the 2013-2015 fiscal biennium, the
31 board shall not designate recipients of the Washington award for
32 vocational excellence or recognize them at award ceremonies as provided
33 in RCW 28C.04.535.

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

35	General Fund--State Appropriation (FY 2014)	\$37,214,000
36	General Fund--State Appropriation (FY 2015)	\$40,542,000

1	General Fund--Federal Appropriation	\$295,994,000
2	Home Visiting Services Account--State Appropriation	\$2,868,000
3	Home Visiting Services Account--Federal	
4	Appropriation	\$22,757,000
5	Washington Opportunity Pathways Account--State	
6	Appropriation	\$80,000,000
7	Children's Trust Account--State Appropriation	\$180,000
8	TOTAL APPROPRIATION	\$479,555,000

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

11 (1) \$25,285,000 of the general fund--state appropriation for fiscal
12 year 2014, \$29,155,000 of the general fund--state appropriation of
13 fiscal year 2013, \$80,000,000 of the opportunity pathways account
14 appropriation, and \$2,256,000 of the general fund--federal
15 appropriation are provided solely for the early childhood education
16 assistance program services. Of these amounts, \$10,284,000 is a
17 portion of the biennial amount of state maintenance of effort dollars
18 required to receive federal child care and development fund grant
19 dollars.

20 (2) \$158,717,000 of the general fund--federal appropriation is
21 provided solely for the working connections child care program under
22 RCW 43.215.135.

23 (3) The department is the lead agency for and recipient of the
24 federal child care and development fund grant. Amounts within this
25 grant shall be used to fund child care licensing, quality initiatives,
26 agency administration, and other costs associated with child care
27 subsidies. The department shall transfer a portion of this grant to
28 the department of social and health services to fund the child care
29 subsidies paid by the department of social and health services on
30 behalf of the department of early learning.

31 (4) \$150,000 of the general fund--state appropriation for fiscal
32 year 2014 and \$150,000 of the general fund--state appropriation for
33 fiscal year 2015 are provided solely to develop and provide culturally
34 relevant supports for parents, family, and other caregivers.

35 (5) \$1,434,000 of the general fund--state appropriation for fiscal
36 year 2014, \$1,434,000 of the general fund--state appropriation for
37 fiscal year 2015 are provided solely for expenditure into the home
38 visiting services account.

1 (6) \$556,000 of the general fund--state appropriation for fiscal
2 year 2014, \$556,000 of the general fund--state appropriation for fiscal
3 year 2015, and \$477,000 of the general fund--federal appropriation are
4 provided solely for implementation of an electronic benefit transfer
5 system. The system shall include electronic time keeping and payment
6 system. The department shall coordinate implementation of this system
7 with the department of social and health services.

8 (7) \$155,000 of the general fund--state appropriation for fiscal
9 year 2015, \$155,000 of the general fund--state appropriation for fiscal
10 year 2015, and \$133,000 of the general fund--state appropriation are
11 provided solely for implementation of an electronic eligibility system
12 for child care benefits.

13 (8) Within available amounts, the department in consultation with
14 the office of financial management and the department of social and
15 health services shall report quarterly enrollments and active caseload
16 for the working connections child care program to the legislative
17 fiscal committees and the legislative-executive WorkFirst oversight
18 task force. The report shall also identify the number of cases
19 participating in both temporary assistance for needy families and
20 working connections child care.

21 (9) \$1,025,000 of the general fund--state appropriation for fiscal
22 year 2014, \$1,075,000 of the general fund--state appropriation for
23 fiscal year 2015, and \$13,424,000 of the general fund--federal
24 appropriation are provided solely for the seasonal child care program.

25 (10) \$3,022,000 of the general fund--state appropriation for fiscal
26 year 2014, \$2,522,000 of the general fund--state appropriation for
27 fiscal year 2015, and \$4,304,000 of the general fund--federal
28 appropriation are provided solely for the medicaid treatment child care
29 (MTCC) program. The department shall contract for MTCC services to
30 provide therapeutic child care and other specialized treatment services
31 to abused, neglected, at-risk, and/or drug-affected children. Priority
32 for services shall be given to children referred from the department of
33 social and health services children's administration. In addition to
34 referrals made by children's administration, the department shall
35 authorize services for children referred to the MTCC program, as long
36 as the children meet the eligibility requirements as outlined in the
37 Washington state plan for the MTCC program.

1 (a) Of the amounts provided in this subsection, \$60,000 per fiscal
2 year may be used by the department for administering the MTCC program,
3 if needed.

4 (b) Of the amounts provided in this subsection, \$500,000 of the
5 general fund--state appropriation for fiscal year 2014 is provided
6 solely to continue providing services in the event of losing federal
7 funding for the MTCC program. To the extent that the moneys provided
8 in this subsection (10)(b) are not necessary for this purpose, the
9 amounts provided shall lapse.

10 (11) \$300,000 of the general fund--federal appropriation is
11 provided solely for a contract with a nonprofit entity experienced in
12 the provision of promoting early literacy for children through
13 pediatric office visits.

14 (12) \$134,000 of the general fund--state appropriation for fiscal
15 year 2014 and \$100,000 of the general fund--state appropriation for
16 fiscal year 2015 are provided solely for implementation of Second
17 Substitute Senate Bill No. 5595 (child care reform). If the bill is
18 not enacted by June 30, 2013, the amounts provided in this subsection
19 shall lapse.

20 **NEW SECTION. Sec. 616. FOR THE STATE SCHOOL FOR THE BLIND**

21	General Fund--State Appropriation (FY 2014)	\$5,958,000
22	General Fund--State Appropriation (FY 2015)	\$5,742,000
23	General Fund--Private/Local Appropriation	\$18,000
24	TOTAL APPROPRIATION	\$11,718,000

25 **NEW SECTION. Sec. 617. FOR THE WASHINGTON STATE CENTER FOR**
26 **CHILDHOOD DEAFNESS AND HEARING LOSS**

27	General Fund--State Appropriation (FY 2014)	\$8,579,000
28	General Fund--State Appropriation (FY 2015)	\$8,573,000
29	TOTAL APPROPRIATION	\$17,152,000

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

31	General Fund--State Appropriation (FY 2014)	\$1,126,000
32	General Fund--State Appropriation (FY 2015)	\$1,099,000
33	General Fund--Federal Appropriation	\$2,074,000
34	General Fund--Private/Local Appropriation	\$12,000
35	TOTAL APPROPRIATION	\$4,311,000

1 NEW SECTION. **Sec. 619. FOR THE WASHINGTON STATE HISTORICAL**
2 **SOCIETY**

3	General Fund--State Appropriation (FY 2014)	\$2,110,000
4	General Fund--State Appropriation (FY 2015)	\$2,140,000
5	TOTAL APPROPRIATION	\$4,250,000

6 NEW SECTION. **Sec. 620. FOR THE EASTERN WASHINGTON STATE**
7 **HISTORICAL SOCIETY**

8	General Fund--State Appropriation (FY 2014)	\$1,601,000
9	General Fund--State Appropriation (FY 2015)	\$1,534,000
10	TOTAL APPROPRIATION	\$3,135,000

(End of part)

1 TOTAL APPROPRIATION \$7,600,000

2 The appropriations in this section are subject to the following
3 conditions and limitations: The appropriations are provided solely for
4 expenditure into the disaster response account. \$5,000,000 of the
5 appropriation is provided for emergency fire suppression by the
6 department of natural resources.

7 NEW SECTION. **Sec. 707. FOR THE OFFICE OF FINANCIAL MANAGEMENT--**
8 **EMERGENCY FUND**

9 General Fund--State Appropriation (FY 2014) \$850,000
10 General Fund--State Appropriation (FY 2015) \$850,000
11 TOTAL APPROPRIATION \$1,700,000

12 The appropriations in this section are subject to the following
13 conditions and limitations: The appropriations in this section are for
14 the governor's emergency fund for the critically necessary work of any
15 agency.

16 NEW SECTION. **Sec. 708. FOR THE OFFICE OF FINANCIAL MANAGEMENT--**
17 **EDUCATION TECHNOLOGY REVOLVING ACCOUNT**

18 General Fund--State Appropriation (FY 2014) \$8,000,000
19 General Fund--State Appropriation (FY 2015) \$8,000,000
20 TOTAL APPROPRIATION \$16,000,000

21 The appropriations in this section are subject to the following
22 conditions and limitations: The appropriations in this section are
23 provided solely for expenditure into the education technology revolving
24 account for the purpose of covering ongoing operational and equipment
25 replacement costs incurred by the K-20 educational network program in
26 providing telecommunication services to network participants.

27 NEW SECTION. **Sec. 709. FOR THE OFFICE OF FINANCIAL MANAGEMENT--**
28 **O'BRIEN BUILDING IMPROVEMENT**

29 General Fund--State Appropriation (FY 2014) \$2,948,000
30 General Fund--State Appropriation (FY 2015) \$2,942,000
31 TOTAL APPROPRIATION \$5,890,000

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 enterprise services account for payment of

1 principal, interest, and financing expenses associated with the
 2 certificate of participation for the O'Brien building improvement,
 3 project number 20081007.

4 NEW SECTION. **Sec. 710. FOR THE STATE TREASURER--COUNTY PUBLIC**
 5 **HEALTH ASSISTANCE**

6	General Fund--State Appropriation (FY 2014)	\$36,532,000
7	General Fund--State Appropriation (FY 2015)	\$36,532,000
8	TOTAL APPROPRIATION	\$73,064,000

9 The appropriations in this section are subject to the following
 10 conditions and limitations: The state treasurer shall distribute the
 11 appropriations to the following counties and health districts in the
 12 amounts designated to support public health services, including public
 13 health nursing:

15	Health District	FY 2014	FY 2015	2013-15
16				Biennium
17	Adams County Health District	\$122,274	\$122,274	\$244,548
18	Asotin County Health District	\$160,974	\$160,974	\$321,947
19	Benton-Franklin Health District	\$1,619,612	\$1,619,612	\$3,239,223
20	Chelan-Douglas Health District	\$402,160	\$402,160	\$804,320
21	Clallam County Health and Human Services	\$293,160	\$293,160	\$586,320
22	Department			
23	Clark County Health District	\$1,775,682	\$1,775,682	\$3,551,373
24	Skamania County Health Department	\$112,322	\$112,322	\$224,644
25	Columbia County Health District	\$120,925	\$120,925	\$241,850
26	Cowlitz County Health Department	\$480,325	\$480,325	\$960,650
27	Garfield County Health District	\$94,072	\$94,072	\$188,145
28	Grant County Health District	\$299,867	\$299,868	\$599,735
29	Grays Harbor Health Department	\$337,450	\$337,450	\$674,901
30	Island County Health Department	\$257,144	\$257,144	\$514,288
31	Jefferson County Health and Human Services	\$185,235	\$185,235	\$370,471
32	Seattle-King County Department of Public Health	\$12,723,640	\$12,723,640	\$25,447,280
33	Bremerton-Kitsap County Health District	\$1,002,681	\$1,002,681	\$2,005,362
34	Kittitas County Health Department	\$200,231	\$200,231	\$400,461
35	Klickitat County Health Department	\$154,858	\$154,858	\$309,716

1	Lewis County Health Department	\$264,983	\$264,983	\$529,967
2	Lincoln County Health Department	\$114,907	\$114,907	\$229,814
3	Mason County Department of Health Services	\$228,993	\$228,993	\$457,987
4	Okanogan County Health District	\$171,133	\$171,133	\$342,266
5	Pacific County Health Department	\$170,152	\$170,152	\$340,305
6	Tacoma-Pierce County Health Department	\$4,158,716	\$4,158,716	\$8,317,431
7	San Juan County Health and Community Services	\$126,569	\$126,569	\$253,139
8	Skagit County Health Department	\$452,399	\$452,399	\$904,799
9	Snohomish Health District	\$3,447,104	\$3,447,104	\$6,894,208
10	Spokane County Health District	\$2,886,438	\$2,886,438	\$5,772,877
11	Northeast Tri-County Health District	\$250,935	\$250,935	\$501,870
12	Thurston County Health Department	\$1,052,145	\$1,052,145	\$2,104,291
13	Wahkiakum County Health Department	\$94,114	\$94,113	\$188,228
14	Walla Walla County-City Health Department	\$303,702	\$303,702	\$607,405
15	Whatcom County Health Department	\$1,218,514	\$1,218,514	\$2,437,029
16	Whitman County Health Department	\$190,655	\$190,655	\$381,311
17	Yakima Health District	\$1,057,521	\$1,057,521	\$2,115,042
18				
19	TOTAL APPROPRIATIONS	\$36,531,596	\$36,531,596	\$73,063,202

20 NEW SECTION. **Sec. 711. BELATED CLAIMS**

21 The agencies and institutions of the state may expend moneys
22 appropriated in this act, upon approval of the office of financial
23 management, for the payment of supplies and services furnished to the
24 agency or institution in prior fiscal biennia.

25 NEW SECTION. **Sec. 712. FOR THE DEPARTMENT OF RETIREMENT**
26 **SYSTEMS--CONTRIBUTIONS TO RETIREMENT SYSTEMS**

27 The appropriations in this section are subject to the following
28 conditions and limitations: The appropriations for the law enforcement
29 officers' and firefighters' retirement system shall be made on a
30 monthly basis consistent with chapter 41.45 RCW, and the appropriations
31 for the judges and judicial retirement systems shall be made on a
32 quarterly basis consistent with chapters 2.10 and 2.12 RCW.

33 (1) There is appropriated for state contributions to the law
34 enforcement officers' and firefighters' retirement system:
35 General Fund--State Appropriation (FY 2014) \$58,700,000
36 General Fund--State Appropriation (FY 2015) \$61,600,000

1 TOTAL APPROPRIATION \$120,300,000
 2 (2) There is appropriated for contributions to the judicial
 3 retirement system:
 4 General Fund--State Appropriation (FY 2014) \$10,600,000
 5 General Fund--State Appropriation (FY 2015) \$10,600,000
 6 TOTAL APPROPRIATION \$21,200,000

7 NEW SECTION. **Sec. 713. FOR THE OFFICE OF FINANCIAL MANAGEMENT--**
 8 **COMPENSATION INCREASE - NEW STEP M**

9 General Fund--State Appropriation (FY 2014) \$17,990,000
 10 General Fund--State Appropriation (FY 2015) \$20,629,000
 11 Special Compensation Increase Revolving Account
 12 Appropriation \$25,751,000
 13 TOTAL APPROPRIATION \$64,370,000

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

16 (1) The appropriations in this section are provided solely to
 17 increase agency and institution appropriations to reflect compensation
 18 increases resulting from the implementation of a new step M on the
 19 salary grid for classified employees.

20 (2) To facilitate the transfer of moneys from dedicated funds and
 21 accounts, the state treasurer shall transfer sufficient moneys from
 22 each dedicated fund or account to the special compensation increase
 23 revolving account in accordance with schedules provided by the office
 24 of financial management.

25 NEW SECTION. **Sec. 714. FOR THE OFFICE OF FINANCIAL MANAGEMENT--**
 26 **CONTRIBUTIONS FOR STATE EMPLOYEE HEALTH INSURANCE**

27 General Fund--State Appropriation (FY 2014) (\$23,564,000)
 28 General Fund--State Appropriation (FY 2015) (\$49,086,000)
 29 Special Insurance Contribution Adjustment
 30 Revolving Account Appropriation (\$106,887,000)
 31 TOTAL APPROPRIATION (\$179,537,000)

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

34 (1) The appropriations in this section are provided solely to
 35 reduce agency and institution appropriations to reflect changes in

1 part-time employee eligibility consistent with the federal affordable
2 care act standards for employer shared responsibility under Senate Bill
3 No. 5905, and decreased employer health insurance costs consistent with
4 the contribution rates included in sections 932, 933, and 939 of this
5 act.

6 (2) To facilitate the transfer of moneys from dedicated funds and
7 accounts, the state treasurer shall transfer sufficient moneys from
8 each dedicated fund or account to the special insurance contribution
9 adjustment revolving account in accordance with schedules provided by
10 the office of financial management. The office shall reduce allotments
11 for all agencies to reflect these savings.

12 (3) From the allotment reductions made pursuant to this section,
13 the office of financial management shall allocate \$2,549,000 general
14 fund--state in fiscal year 2015, and \$17,126,000 from all other funds
15 to the health care authority to be used solely for reimbursing part-
16 time state and higher education employees for a portion of health
17 insurance premiums they pay for coverage in plans offered through the
18 Washington health benefit exchange beginning July 1, 2014. The
19 adjustment to state agency and higher education insurance allocations
20 in this section reflect savings from aligning the health insurance
21 eligibility criteria for part-time employees with the employer
22 responsibility provisions of the federal affordable care act.
23 Beginning July 1, 2014, employees with family incomes below 400 percent
24 of the federal poverty level who are not offered employer health
25 insurance coverage are eligible for federal premium credits and
26 subsidies for out-of-pocket costs for health insurance purchased
27 through the Washington health benefits exchange.

28 (4) Only persons who are employed for at least 80 hours per month
29 for at least six consecutive months are eligible for the exchange
30 premium reimbursement benefit provided under this section, and only for
31 months in which they work at least 80 hours.

32 (5) The exchange premium reimbursement benefit may not exceed \$2.00
33 per hour for the number of hours worked by the part-time employee in a
34 month, and in no case shall exceed \$260 per month. Reimbursement may
35 only be provided for coverage of the employee and the employee's spouse
36 and dependent children.

37 (6) The authority shall administer the exchange premium

1 reimbursement benefit funded by this appropriation and may adopt rules
2 to implement the benefit.

3 NEW SECTION. **Sec. 715. FOR THE OFFICE OF FINANCIAL MANAGEMENT--**
4 **ALLOCATIONS FOR K-12 SCHOOL EMPLOYEE HEALTH INSURANCE**

5 General Fund--State Appropriation (FY 2015) (\$46,141,000)

6 The appropriation in this section is subject to the following
7 conditions and limitations: The office of financial management,
8 consistent with the provisions of section 504 of this act, shall reduce
9 allocations to K-12 school districts and education service districts
10 for insurance benefits for part-time employees consistent with the
11 appropriations in this section. By aligning part-time employee
12 eligibility more closely with the federal affordable care act employer
13 shared responsibility standards, more part-time school employees will
14 be eligible for premium tax credits and subsidies available for health
15 insurance purchased through the Washington health benefits exchange.

16 NEW SECTION. **Sec. 716. FOR THE OFFICE OF FINANCIAL MANAGEMENT--**
17 **RETIREMENT SYSTEM CONTRIBUTIONS**

18 General Fund--State Appropriation (FY 2014) (\$1,150,000)

19 General Fund--State Appropriation (FY 2015) (\$1,150,000)

20 TOTAL APPROPRIATION (\$2,300,000)

21 The appropriations in this section are subject to the following
22 conditions and limitations: The appropriation adjustments in this
23 section reflect state and public school retirement system contribution
24 savings associated with the enactment of Substitute Senate Bill No.
25 5851 (defined contribution retirement plan). The office shall reduce
26 agency allotments and public school allocations to reflect these
27 savings. If the bill is not enacted by June 30, 2013, the adjustments
28 provided in this section shall lapse.

29 NEW SECTION. **Sec. 717. FOR THE OFFICE OF FINANCIAL MANAGEMENT--**
30 **STATE EFFICIENCY AND RESTRUCTURING REPAYMENT**

31 General Fund--State Appropriation (FY 2014) \$4,981,000

32 General Fund--State Appropriation (FY 2015) \$4,981,000

33 TOTAL APPROPRIATION \$9,962,000

1 The appropriations in this section are subject to the following
2 conditions and limitations: The appropriations in this section are
3 provided solely for expenditure into the cleanup settlement account on
4 July 1, 2013, and July 1, 2014, as repayment of moneys that were
5 transferred to the state efficiency and restructuring account.

6 NEW SECTION. **Sec. 718. FOR THE OFFICE OF FINANCIAL MANAGEMENT--**
7 **AGENCY EFFICIENCIES**

8 General Fund--State Appropriation (FY 2014) (\$21,500,000)
9 General Fund--State Appropriation (FY 2015) (\$21,500,000)
10 TOTAL APPROPRIATION (\$43,000,000)

11 The appropriations in this section are subject to the following
12 conditions and limitations: The office of financial management shall
13 reduce allotments for all agencies by \$25,000,000 from fiscal year 2014
14 general fund--state appropriations and \$25,000,000 from fiscal year
15 2015 general fund--state appropriations in this act to reflect (1)
16 available fund balances in dedicated revolving funds used for central
17 services to state agencies and (2) more efficient delivery of
18 consolidated central services to state agencies, including savings
19 achieved pursuant to Substitute Senate Bill No. 5717 (competitive
20 contracting).

21 NEW SECTION. **Sec. 719. FOR THE OFFICE OF FINANCIAL MANAGEMENT--**
22 **INFORMATION TECHNOLOGY EXPENDITURES**

23 General Fund--State Appropriation (FY 2014) (\$7,500,000)
24 General Fund--State Appropriation (FY 2015) (\$7,500,000)
25 TOTAL APPROPRIATION (\$15,000,000)

26 The appropriations in this section are subject to the following
27 conditions and limitations: The office of financial management shall
28 reduce allotments for all agencies by \$7,500,000 from fiscal year 2014
29 general fund--state appropriations and \$7,500,000 from fiscal year 2015
30 general fund--state appropriations in this act to reflect efficiencies
31 in information technology expenditures statewide, including savings
32 achieved pursuant to Senate Bill No. . . . (S-2261) (information
33 technology).

34 NEW SECTION. **Sec. 720. FOR THE OFFICE OF FINANCIAL MANAGEMENT--**
35 **INDUSTRIAL INSURANCE SAVINGS**

1 From the appropriations in this act, the office of financial
2 management shall reduce general fund--state allotments for fiscal year
3 2014 by \$4,948,000 and for fiscal year 2015 by \$4,645,000 to reflect
4 savings in the industrial insurance costs of state agencies. The
5 allotment reductions shall be placed in reserve status and remain
6 unexpended. If neither Engrossed Substitute Senate Bill No. 5127 nor
7 Engrossed Substitute Senate Bill No. 5128 is enacted by June 30, 2013,
8 this section shall not take effect.

9 NEW SECTION. **Sec. 721. FOR THE OFFICE OF FINANCIAL MANAGEMENT--**
10 **SECRETARY OF STATE ARCHIVES SERVICES ADJUSTMENTS**

11	General Fund--State Appropriation (FY 2014)	(\$1,000)
12	General Fund--State Appropriation (FY 2015)	\$1,000
13	Other Appropriated Funds	\$1,000
14	TOTAL APPROPRIATION	\$1,000

15 The appropriations in this section are solely for the purpose
16 designated in this section and are subject to the following conditions
17 and limitations:

18 (1) Appropriations are adjusted to reflect adjustments in funding
19 for charges associated with state archives services.

20 (2) The office of financial management shall update agency
21 appropriation schedules to reflect the changes to funding levels in
22 this section.

23 NEW SECTION. **Sec. 722. FOR THE OFFICE OF FINANCIAL MANAGEMENT--**
24 **AUDIT SERVICES ADJUSTMENTS**

25	General Fund--State Appropriation (FY 2015)	\$4,000
26	Other Appropriated Funds	\$3,000
27	TOTAL APPROPRIATION	\$7,000

28 The appropriations in this section are solely for the purpose
29 designated in this section and are subject to the following conditions
30 and limitations:

31 (1) Appropriations are adjusted to reflect adjustments in funding
32 for charges associated with audit services.

33 (2) The office of financial management shall update agency
34 appropriation schedules to reflect the changes to funding levels in
35 this section.

1 The appropriations in this section are solely for the purpose
2 designated in this section and are subject to the following conditions
3 and limitations:

4 (1) Appropriations are adjusted to reflect adjustments in funding
5 for charges associated with consolidated technology services.

6 (2) The office of financial management shall update agency
7 appropriation schedules to reflect the changes to funding levels in
8 this section.

9 NEW SECTION. **Sec. 726. FOR THE OFFICE OF FINANCIAL MANAGEMENT--**
10 **DEPARTMENT OF ENTERPRISE CENTRAL SERVICES ADJUSTMENTS**

11	General Fund--State Appropriation (FY 2014)	(\$2,102,000)
12	General Fund--State Appropriation (FY 2015)	(\$323,000)
13	Other Appropriated Funds	(\$1,804,000)
14	TOTAL APPROPRIATION	(\$4,229,000)

15 The appropriations in this section are solely for the purpose
16 designated in this section and are subject to the following conditions
17 and limitations:

18 (1) Appropriations are adjusted to reflect adjustments in funding
19 for charges associated with enterprise services.

20 (2) The office of financial management shall update agency
21 appropriation schedules to reflect the changes to funding levels in
22 this section.

(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 premium distributions (\$8,248,000), General Fund Appropriation for public utility district excise tax distributions (\$50,894,000), General Fund Appropriation for prosecuting attorney distributions (\$6,068,000), General Fund Appropriation for boating safety and education distributions (\$4,000,000), General Fund Appropriation for other tax distributions (\$65,000), General Fund Appropriation for habitat conservation program distributions (\$3,000,000), Death Investigations Account Appropriation for distribution to counties for publicly funded autopsies (\$3,158,000), Aquatic Lands Enhancement Account Appropriation for harbor improvement revenue distribution (\$146,000), Timber Tax Distribution Account Appropriation for distribution to "timber" counties (\$72,120,000), County Criminal Justice Assistance Appropriation (\$78,983,000), Municipal Criminal Justice Assistance Appropriation (\$30,550,000), City-County Assistance Account Appropriation for local government financial assistance distribution (\$17,134,000), Liquor Excise Tax Account Appropriation for liquor excise tax distribution, provided that \$100,000 must be allocated to the department of commerce from the counties' distribution to implement the provisions of section 128(8) of this act (\$24,744,000), Streamlined Sales and Use Tax Mitigation Account Appropriation for distribution to local taxing jurisdictions to mitigate the unintended revenue.

1	redistribution effect of the sourcing law	
2	changes	\$50,488,000
3	Columbia River Water Delivery Account Appropriation for	
4	the Confederated Tribes of the Colville	
5	Reservation	\$7,760,000
6	Columbia River Water Delivery Account Appropriation for	
7	the Spokane Tribe of Indians	\$5,025,000
8	Liquor Revolving Account Appropriation for liquor	
9	profits distribution	\$98,876,000
10	TOTAL APPROPRIATION	\$461,259,000

11 The total expenditures from the state treasury under the
12 appropriations in this section shall not exceed the funds available
13 under statutory distributions for the stated purposes.

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

16	Impaired Driver Safety Account Appropriation	\$2,469,000
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17 The appropriation in this section is subject to the following
18 conditions and limitations: The amount appropriated in this section
19 shall be distributed quarterly during the 2013-2015 fiscal biennium in
20 accordance with RCW 82.14.310. This funding is provided to counties
21 for the costs of implementing criminal justice legislation including,
22 but not limited to: Chapter 206, Laws of 1998 (drunk driving
23 penalties); chapter 207, Laws of 1998 (DUI penalties); chapter 208,
24 Laws of 1998 (deferred prosecution); chapter 209, Laws of 1998
25 (DUI/license suspension); chapter 210, Laws of 1998 (ignition interlock
26 violations); chapter 211, Laws of 1998 (DUI penalties); chapter 212,
27 Laws of 1998 (DUI penalties); chapter 213, Laws of 1998 (intoxication
28 levels lowered); chapter 214, Laws of 1998 (DUI penalties); and chapter
29 215, Laws of 1998 (DUI provisions).

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

32	Impaired Driver Safety Account Appropriation	\$1,646,000
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33 The appropriation in this section is subject to the following
34 conditions and limitations: The amount appropriated in this section
35 shall be distributed quarterly during the 2013-2015 fiscal biennium to

1 all cities ratably based on population as last determined by the office
 2 of financial management. The distributions to any city that
 3 substantially decriminalizes or repeals its criminal code after July 1,
 4 1990, and that does not reimburse the county for costs associated with
 5 criminal cases under RCW 3.50.800 or 3.50.805(2), shall be made to the
 6 county in which the city is located. This funding is provided to
 7 cities for the costs of implementing criminal justice legislation
 8 including, but not limited to: Chapter 206, Laws of 1998 (drunk
 9 driving penalties); chapter 207, Laws of 1998 (DUI penalties); chapter
 10 208, Laws of 1998 (deferred prosecution); chapter 209, Laws of 1998
 11 (DUI/license suspension); chapter 210, Laws of 1998 (ignition interlock
 12 violations); chapter 211, Laws of 1998 (DUI penalties); chapter 212,
 13 Laws of 1998 (DUI penalties); chapter 213, Laws of 1998 (intoxication
 14 levels lowered); chapter 214, Laws of 1998 (DUI penalties); and chapter
 15 215, Laws of 1998 (DUI provisions).

16 NEW SECTION. **Sec. 804. FOR THE STATE TREASURER--FEDERAL REVENUES**
 17 **FOR DISTRIBUTION**

18 General Fund Appropriation for federal flood control
 19 funds distribution \$66,000
 20 General Fund Appropriation for federal grazing fees
 21 distribution \$1,706,000
 22 Forest Reserve Fund Appropriation for federal forest
 23 reserve fund distribution \$5,636,000
 24 TOTAL APPROPRIATION \$7,408,000

25 The total expenditures from the state treasury under the
 26 appropriations in this section shall not exceed the funds available
 27 under statutory distributions for the stated purposes.

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

29 State Treasurer's Service Account: For transfer to
 30 the state general fund, \$10,000,000 for fiscal
 31 year 2014 and \$10,000,000 for fiscal year 2015 \$20,000,000
 32 Drinking Water Assistance Account: For transfer to
 33 the drinking water assistance repayment account \$32,000,000
 34 General Fund: For transfer to the streamlined sales
 35 and use tax account, \$25,284,000 for fiscal
 36 year 2014 and \$25,204,000 for fiscal year 2015 \$50,488,000

1 Public Works Assistance Account: For transfer to the
2 water pollution control revolving account,
3 \$7,750,000 for fiscal year 2014 and \$7,750,000
4 for fiscal year 2015 \$15,500,000
5 Public Works Assistance Account: For transfer to the
6 drinking water assistance account, \$4,400,000 for
7 fiscal year 2014 and \$4,400,000 for fiscal year
8 2015 \$8,800,000
9 Public Works Assistance Account: For transfer to the
10 state general fund, \$30,000,000 for fiscal year
11 2014 and \$15,000,000 for fiscal year 2015 \$45,000,000
12 State Taxable Building Construction Account: For
13 transfer to the Columbia River basin taxable bond
14 water supply development account, an amount not to
15 exceed \$30,545,000
16 General Fund: For transfer to the child and family
17 reinvestment account, \$3,758,000 for fiscal year
18 2014 and \$1,955,000 for fiscal year 2015 \$5,713,000
19 Tobacco Settlement Account: For transfer to the state
20 general fund, in an amount not to exceed the actual
21 amount of the annual base payment to the tobacco
22 settlement account \$156,886,000
23 Tobacco Settlement Account: For transfer to the state
24 general fund from the amounts deposited in the
25 account that are attributable to the annual
26 strategic contribution payment received in
27 fiscal year 2014 \$23,000,000
28 Tobacco Settlement Account: For transfer to the state
29 general fund from the amounts deposited in the
30 account that are attributable to the annual
31 strategic contribution payment received in fiscal
32 year 2015 \$23,000,000
33 Tobacco Settlement Account: For transfer to the life
34 sciences discovery fund, in an amount not to exceed
35 the actual remaining amount of the annual strategic
36 contribution payment to the tobacco settlement account
37 for fiscal year 2014 \$3,442,000
38 Tobacco Settlement Account: For transfer to the life

1 sciences discovery fund, in an amount not to exceed
 2 the actual remaining amount of the annual strategic
 3 contribution payment to the tobacco settlement account
 4 for fiscal year 2015 \$3,207,000
 5 The transfer to the life sciences discovery fund is subject to the
 6 following conditions: The life sciences discovery fund authority board
 7 of trustees shall begin preparing to become a self-sustaining entity
 8 capable of operating without direct state subsidy by the time the
 9 tobacco strategic contribution supplemental payments end in fiscal year
 10 2017.
 11 Home Security Fund Account: For transfer to the
 12 transitional housing operating and rent account \$7,500,000
 13 Energy Freedom Account: For transfer to the state
 14 general fund, \$1,000,000 for fiscal year 2014
 15 and \$1,000,000 for fiscal year 2015 \$2,000,000
 16 Aquatic Lands Enhancement Account: For transfer
 17 to the marine resources stewardship trust account . . . \$3,700,000
 18 Employment Training Finance Account: For transfer to
 19 the state general fund, \$1,000,000 for fiscal year
 20 2014 and \$1,000,000 for fiscal year 2015 \$2,000,000
 21 Tuition Recovery Trust Account: For transfer to the
 22 state general fund, \$1,250,000 for fiscal year 2014
 23 and \$1,250,000 for fiscal year 2015 \$2,500,000
 24 Common School Construction Fund: For transfer to the
 25 education legacy trust account, \$83,000,000 in
 26 fiscal year 2014 and \$83,000,000 in fiscal year
 27 2015 \$166,000,000
 28 Pollution Liability Insurance Program Trust Account:
 29 For transfer to the state general fund \$5,000,000
 30 Professional Engineers' Account: For transfer to the
 31 state general fund, \$957,000 for fiscal year 2014
 32 and \$956,000 for fiscal year 2015 \$1,913,000
 33 Washington Housing Trust Account: For transfer to the
 34 state general fund, \$1,630,000 for fiscal year 2014
 35 and \$1,630,000 for fiscal year 2015 \$3,260,000
 36 Electrical License Account: For transfer to the state
 37 general fund, \$1,700,000 for fiscal year 2014 and
 38 \$1,700,000 for fiscal year 2015 \$3,400,000

1 Real Estate Commission Account: For transfer to the
2 state general fund, \$1,700,000 for fiscal year 2014
3 and \$1,700,000 for fiscal year 2015 \$3,400,000
4 Business and Professions Account: For transfer to the
5 state general fund, \$1,838,000 for fiscal year 2014
6 and \$1,800,000 for fiscal year 2015 \$3,638,000
7 Certified Public Accountants' Account: For transfer
8 to the state general fund, \$1,596,000 for fiscal
9 year 2014 and \$1,600,000 for fiscal year 2015 \$3,196,000
10 Flood Control Assistance Account: For transfer to
11 the state general fund, \$1,000,000 for fiscal year
12 2014 and \$1,000,000 for fiscal year 2015 \$2,000,000

(End of part)

1 NEW SECTION. **Sec. 905. VOLUNTARY RETIREMENT, SEPARATION, AND**
2 **DOWNSHIFTING INCENTIVES**

3 As a management tool to reduce costs and make more effective use of
4 resources, while improving employee productivity and morale, agencies
5 may implement a voluntary retirement and/or separation, program that is
6 cost neutral or results in cost savings (including costs to the state
7 pension systems) over a two-year period following the commencement of
8 the program, provided that such a program is approved by the director
9 of financial management. Agencies participating in this authorization
10 may offer voluntary retirement and/or separation incentives and options
11 according to procedures and guidelines established by the office of
12 financial management, in consultation with the office of the state
13 human resources director and the department of retirement systems. The
14 options may include, but are not limited to, financial incentives for
15 voluntary separation or retirement. An employee does not have a
16 contractual right to a financial incentive offered under this section.
17 Offers shall be reviewed and monitored jointly by the office of the
18 state human resources director and the department of retirement
19 systems. Agencies are required to submit a report by July 30, 2015, to
20 the legislature and the office of financial management on the outcome
21 of their approved incentive program. The report should include
22 information on the details of the program including the incentive
23 payment amount for each participant, the total cost to the state, and
24 the projected or actual net dollar savings over the two year period.

25 The department of retirement systems may collect from employers the
26 actuarial cost of any incentive provided under this program, or any
27 other incentive to retire provided by employers to members of the
28 state's pension systems, for deposit in the appropriate pension
29 account.

30 NEW SECTION. **Sec. 906. COLLECTIVE BARGAINING AGREEMENTS NOT**
31 **IMPAIRED**

32 Nothing in this act prohibits the expenditure of any funds by an
33 agency or institution of the state for benefits guaranteed by any
34 collective bargaining agreement in effect on the effective date of this
35 section.

1 NEW SECTION. **Sec. 907. COLLECTIVE BARGAINING AGREEMENTS**

2 The following sections represent the results of the 2013-2015
3 collective bargaining process required under the provisions of chapters
4 41.80, 41.56 and 74.39A RCW. Provisions of the collective bargaining
5 agreements contained in sections 908 through 938 of this act are
6 described in general terms. Only major economic terms are included in
7 the descriptions. These descriptions do not contain the complete
8 contents of the agreements. The collective bargaining agreements or
9 the continuation of terms and conditions of the 2011-2013 agreements
10 contained in Part IX of this act may also be funded by expenditures
11 from nonappropriated accounts. If positions are funded with lidded
12 grants or dedicated fund sources with insufficient revenue, additional
13 funding from other sources is not provided.

14 NEW SECTION. **Sec. 908. COLLECTIVE BARGAINING AGREEMENT--WFSE**

15 An agreement has been reached between the governor and the
16 Washington federation of state employees general government under the
17 provisions of chapter 41.80 RCW for the 2013-2015 fiscal biennium.
18 Funding is provided to add a longevity step and for backfill costs for
19 a personal leave day. The agreement also includes a one percent salary
20 increase for all bargaining unit members effective July 1, 2014,
21 through June 30, 2015, contingent on the state collecting \$200,000,000
22 or more in unanticipated general fund-state revenue from increased
23 economic activity.

24 NEW SECTION. **Sec. 909. COLLECTIVE BARGAINING AGREEMENT--WPEA**

25 An agreement has been reached between the governor and the
26 Washington public employees association general government under the
27 provisions of chapter 41.80 RCW for the 2013-2015 fiscal biennium.
28 Funding is provided to add a longevity step. The agreement also
29 includes a one percent salary increase for all bargaining unit members
30 effective July 1, 2014, through June 30, 2015, contingent on the state
31 collecting \$200,000,000 or more in unanticipated general fund-state
32 revenue from increased economic activity.

33 NEW SECTION. **Sec. 910. COLLECTIVE BARGAINING AGREEMENT--**
34 **COALITION OF UNIONS**

1 An agreement has been reached between the governor and the
2 coalition of unions under the provisions of chapter 41.80 RCW for the
3 2013-2015 fiscal biennium. Funding is provided to add a longevity
4 step. The agreement also includes a one percent salary increase for
5 all bargaining unit members effective July 1, 2014, through June 30,
6 2015, contingent on the state collecting \$200,000,000 or more in
7 unanticipated general fund-state revenue from increased economic
8 activity.

9 NEW SECTION. **Sec. 911. COLLECTIVE BARGAINING AGREEMENT--WAFWP**

10 An agreement has been reached between the governor and the
11 Washington association of fish and wildlife professionals under the
12 provisions of chapter 41.80 RCW for the 2013-2015 fiscal biennium.
13 Funding is provided to add a longevity step. The agreement also
14 includes a one percent salary increase for all bargaining unit members
15 effective July 1, 2014, through June 30, 2015, contingent on the state
16 collecting \$200,000,000 or more in unanticipated general fund-state
17 revenue from increased economic activity.

18 NEW SECTION. **Sec. 912. COLLECTIVE BARGAINING AGREEMENT--PTE**
19 **LOCAL 17**

20 An agreement has been reached between the governor and the
21 professional and technical employees local 17 under the provisions of
22 chapter 41.80 RCW for the 2013-2015 fiscal biennium. Funding is
23 provided to add a longevity step. The agreement also includes a one
24 percent salary increase for all bargaining unit members effective July
25 1, 2014, through June 30, 2015, contingent on the state collecting
26 \$200,000,000 or more in unanticipated general fund-state revenue from
27 increased economic activity.

28 NEW SECTION. **Sec. 913. COLLECTIVE BARGAINING AGREEMENT--SEIU**
29 **1199NW**

30 An agreement has been reached between the governor and the service
31 employees international union healthcare 1199nw under the provisions of
32 chapter 41.80 RCW for the 2013-2015 fiscal biennium. Funding is
33 provided to add a longevity step and for backfill costs for a personal
34 leave day. The agreement also includes a one percent salary increase
35 for all bargaining unit members effective July 1, 2014, through June

1 30, 2015, contingent on the state collecting \$200,000,000 or more in
2 unanticipated general fund-state revenue from increased economic
3 activity.

4 NEW SECTION. **Sec. 914. COLLECTIVE BARGAINING AGREEMENT--**
5 **TEAMSTERS LOCAL 117**

6 An agreement has been reached between the governor and the
7 international brotherhood of teamsters local 117 under the provisions
8 of chapter 41.80 RCW for the 2013-2015 fiscal biennium. Funding is
9 provided to add a longevity step. The agreement also includes a one
10 percent salary increase for all bargaining unit members effective July
11 1, 2014, through June 30, 2015, contingent on the state collecting
12 \$200,000,000 or more in unanticipated general fund-state revenue from
13 increased economic activity.

14 NEW SECTION. **Sec. 915. COLLECTIVE BARGAINING AGREEMENT--WFSE**
15 **HIGHER EDUCATION COMMUNITY COLLEGE COALITION**

16 An agreement has been reached between the governor and the
17 Washington federation of state employees community college coalition
18 under the provisions of chapter 41.80 RCW for the 2013-2015 fiscal
19 biennium. Funding is provided to add a longevity step. The agreement
20 also includes a one percent salary increase for all bargaining unit
21 members effective July 1, 2014, through June 30, 2015, contingent on
22 the state collecting \$200,000,000 or more in unanticipated general
23 fund-state revenue from increased economic activity.

24 NEW SECTION. **Sec. 916. COLLECTIVE BARGAINING AGREEMENT--WPEA**
25 **HIGHER EDUCATION COMMUNITY COLLEGE COALITION**

26 An agreement has been reached between the governor and the
27 Washington public employees association community college coalition
28 under the provisions of chapter 41.80 RCW for the 2013-2015 fiscal
29 biennium. Funding is provided to add a longevity step. The agreement
30 also includes a one percent salary increase for all bargaining unit
31 members effective July 1, 2014, through June 30, 2015, contingent on
32 the state collecting \$200,000,000 or more in unanticipated general
33 fund-state revenue from increased economic activity.

34 NEW SECTION. **Sec. 917. COLLECTIVE BARGAINING AGREEMENT--WSP**

1 **TROOPERS ASSOCIATION**

2 An agreement has been reached between the governor and the
3 Washington state patrol troopers association through an interest
4 arbitration decision under the provisions of chapter 41.56 RCW for the
5 2013-2015 fiscal biennium. Funding is provided for the awarded three
6 percent salary increase for all bargaining unit members effective July
7 1, 2013, and a one percent increase to longevity pay for years five
8 through nine effective July 1, 2014.

9 NEW SECTION. **Sec. 918. COLLECTIVE BARGAINING AGREEMENT--WSP**
10 **LIEUTENANTS ASSOCIATION**

11 An agreement has been reached between the governor and the
12 Washington state patrol lieutenants association through an interest
13 arbitration decision under the provisions of chapter 41.56 RCW for the
14 2013-2015 fiscal biennium. Funding is provided for the awarded three
15 percent salary increase for all bargaining unit members effective July
16 1, 2014, and for parking of department issued vehicles for employees
17 assigned vehicles at the general administration building or capital
18 campus.

19 NEW SECTION. **Sec. 919. COLLECTIVE BARGAINING AGREEMENT--YAKIMA**
20 **VALLEY COMMUNITY COLLEGE--WPEA**

21 An agreement has been reached between Yakima Valley Community
22 College and the Washington public employees association under the
23 provisions of chapter 41.80 RCW for the 2013-2015 fiscal biennium.
24 Funding is provided to add a longevity step. The agreement also
25 includes that economic terms and conditions replicate those specified
26 in the agreement executed by and between the Washington state higher
27 education coalition and the Washington public employees association
28 under RCW 41.80.010 for the term July 1, 2013, to June 30, 2015.

29 NEW SECTION. **Sec. 920. COLLECTIVE BARGAINING AGREEMENT--THE**
30 **EVERGREEN STATE COLLEGE--WFSE**

31 An agreement has been reached between The Evergreen State College
32 and the Washington federation of state employees under the provisions
33 of chapter 41.80 RCW for the 2013-2015 fiscal biennium. Funding is
34 provided to add a longevity step and a personal leave day. Funding is

1 also provided for a one percent salary increase for all bargaining unit
2 members beginning July 1, 2014.

3 NEW SECTION. **Sec. 921. COLLECTIVE BARGAINING AGREEMENT--WESTERN**
4 **WASHINGTON UNIVERSITY--WFSE**

5 An agreement has been reached between the Western Washington
6 University and the Washington federation of state employees under the
7 provisions of chapter 41.80 RCW for the 2013-2015 fiscal biennium.
8 Funding is provided to add a longevity step. The agreement also
9 includes compensation equal to any compensation increase approved,
10 implemented, and funded by the state for general government classified
11 represented staff through the general service salary schedule.

12 NEW SECTION. **Sec. 922. COLLECTIVE BARGAINING AGREEMENT--WESTERN**
13 **WASHINGTON UNIVERSITY--PSE**

14 An agreement has been reached between the Western Washington
15 University and the public schools employees under the provisions of
16 chapter 41.80 RCW for the 2013-2015 fiscal biennium. Funding is
17 provided to add a longevity step. The agreement also includes
18 compensation equal to any compensation increase approved, implemented,
19 and funded by the state for general government classified represented
20 staff through the general service salary schedule.

21 NEW SECTION. **Sec. 923. COLLECTIVE BARGAINING AGREEMENT--EASTERN**
22 **WASHINGTON UNIVERSITY--WFSE**

23 An agreement has been reached between Eastern Washington University
24 and the Washington federation of state employees under the provisions
25 of chapter 41.80 RCW for the 2013-2015 fiscal biennium. Funding is
26 provided to add a longevity step. Funding is also provided for a one
27 percent salary increase for all bargaining unit members beginning July
28 1, 2013, and a one percent salary increase for all bargaining unit
29 members beginning July 1, 2014.

30 NEW SECTION. **Sec. 924. COLLECTIVE BARGAINING AGREEMENT--CENTRAL**
31 **WASHINGTON UNIVERSITY--WFSE**

32 An agreement has been reached between Central Washington University
33 and the Washington federation of state employees under the provisions
34 of chapter 41.80 RCW for the 2013-2015 fiscal biennium. Funding is

1 provided to add a longevity step and for a one percent salary increase
2 for all bargaining unit members beginning July 1, 2014. The agreement
3 also includes additional one-time payments each November of each fiscal
4 year for members continually employed during the preceding twelve
5 months in an amount up to three percent of member's gross wages
6 contingent on the university's achievement of the goals contained in
7 its student success incentive program.

8 NEW SECTION. **Sec. 925. COLLECTIVE BARGAINING AGREEMENT--CENTRAL**
9 **WASHINGTON UNIVERSITY--PSE**

10 An agreement has been reached between Central Washington University
11 and the public schools employees under the provisions of chapter 41.80
12 RCW for the 2013-2015 fiscal biennium. Funding is provided to add a
13 longevity step. The agreement includes a one percent salary increase
14 for all bargaining unit members beginning July 1, 2014, and in the
15 event classified employees bargaining at the general government's
16 higher education tables receive a general wage increase greater than
17 one percent, salary ranges will increase by the higher amount. The
18 agreement also includes additional one-time payments each November each
19 fiscal year for members continually employed during the preceding
20 twelve months in an amount up to three percent of member's gross wages
21 contingent on the university's achievement of the goals contained in
22 its student success incentive program.

23 NEW SECTION. **Sec. 926. COLLECTIVE BARGAINING AGREEMENT--**
24 **UNIVERSITY OF WASHINGTON--WFSE**

25 An agreement has been reached between the University of Washington
26 and the Washington federation of state employees under the provisions
27 of chapter 41.80 RCW for the 2013-2015 fiscal biennium. Funding is
28 provided for additional premium pay, preceptor pay, and professional
29 development increases. Funding is also provided for a two percent wage
30 increase for all bargaining unit members beginning July 1, 2013, and a
31 two percent wage increase for all bargaining unit members beginning
32 July 1, 2014. The agreement also provides that if the university
33 agrees to across-the-board salary increases for any SEIU 925 bargaining
34 unit that are more favorable than those negotiated with WFSE, the
35 university will grant the same salary increase to WFSE-represented
36 employees.

1 NEW SECTION. **Sec. 927. COLLECTIVE BARGAINING AGREEMENT--**
2 **UNIVERSITY OF WASHINGTON--SEIU 925**

3 An agreement has been reached between the University of Washington
4 and the service employees Washington federation of state employees
5 under the provisions of chapter 41.80 RCW for the 2013-2015 fiscal
6 biennium. Funding is provided for additional step increases, a two
7 percent salary increase for all bargaining unit members beginning July
8 1, 2013, and a two percent salary increase for all bargaining unit
9 members beginning July 1, 2014. The agreement also provides that if
10 the university agrees to across-the-board salary increases or general
11 increases for a SEIU 1199 or Washington state nurse association
12 bargaining unit that are more favorable than those negotiated with SEIU
13 925, the university will grant the same salary increase to SEIU
14 925-represented employees.

15 NEW SECTION. **Sec. 928. COLLECTIVE BARGAINING AGREEMENT--**
16 **UNIVERSITY OF WASHINGTON--TEAMSTERS 117 (UW POLICE OFFICERS)**

17 An agreement has been reached between the University of Washington
18 and the teamsters 117 under the provisions of chapter 41.80 RCW for the
19 2013-2015 fiscal biennium. Funding is provided for a two percent
20 salary increase for all bargaining unit members beginning July 1, 2013,
21 and a two percent salary increase for all bargaining unit members
22 beginning July 1, 2014.

23 NEW SECTION. **Sec. 929. COLLECTIVE BARGAINING AGREEMENT--**
24 **WASHINGTON STATE UNIVERSITY--WFSE**

25 An agreement has been reached between the Washington State
26 University and the Washington federation of state employees under the
27 provisions of chapter 41.80 RCW for the 2013-2015 fiscal biennium. The
28 agreement provides that if a general salary increase, implementation of
29 a salary survey, or a longevity step (Step M) is approved and funded by
30 the state for university nonbargaining unit covered classified staff,
31 WFSE bargaining unit members will receive the same.

32 NEW SECTION. **Sec. 930. COLLECTIVE BARGAINING AGREEMENT--**
33 **WASHINGTON STATE UNIVERSITY--PSE**

34 An agreement has been reached between the Washington State
35 University and the public schools employees under the provisions of

1 chapter 41.80 RCW for the 2013-2015 fiscal biennium. The agreement
2 provides that the bargaining unit members have a "me-too" agreement
3 regarding cost of living increases with university classified staff
4 utilizing the general service higher education salary schedule should
5 the university request and receive funding to provide an across-the-
6 board salary increase for classified staff.

7 NEW SECTION. **Sec. 931. COLLECTIVE BARGAINING AGREEMENT--**
8 **WASHINGTON STATE UNIVERSITY--WSU POLICE GUILD**

9 An agreement has been reached between the Washington State
10 University and the WSU Police Guild under the provisions of chapter
11 41.80 RCW for the 2013-2015 fiscal biennium. Funding is provided to
12 add a longevity step.

13 NEW SECTION. **Sec. 932. COMPENSATION--REPRESENTED EMPLOYEES--**
14 **SUPER COALITION--INSURANCE BENEFITS**

15 No agreement was reached between the governor and the health care
16 super coalition under the provisions of chapter 41.80 RCW for the
17 2013-2015 fiscal biennium. Appropriations in this act for state
18 agencies, including institutions of higher education are sufficient to
19 continue the provisions of the 2011-2013 collective bargaining
20 agreement, and are subject 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, shall not exceed \$775 per eligible employee for
24 fiscal year 2014. For fiscal year 2015 the monthly employer funding
25 rate shall not exceed \$774 per eligible employee.

26 (b) In order to achieve the level of funding provided for health
27 benefits, the public employees' benefits board shall require or make
28 any or all of the following: Employee premium copayments, increases in
29 point-of-service cost sharing, the implementation of managed
30 competition, or other changes to benefits consistent with RCW
31 41.05.065. Beginning July 1, 2014, the board shall add a \$25 per month
32 surcharge to the premiums due from members who use tobacco products.

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

1 payments, into the public employees' and retirees' insurance account to
2 be used for insurance benefits. Such receipts shall not be used for
3 administrative expenditures.

4 (2) The health care authority, subject to the approval of the
5 public employees' benefits board, shall provide subsidies for health
6 benefit premiums to eligible retired or disabled public employees and
7 school district employees who are eligible for medicare, pursuant to
8 RCW 41.05.085. The subsidy provided for calendar year 2014 shall be up
9 to \$100.00 per month, and the subsidy for calendar year 2015 shall be
10 up to \$110.00 per month.

11 NEW SECTION. **Sec. 933. COMPENSATION--REPRESENTED EMPLOYEES**
12 **OUTSIDE SUPER COALITION--INSURANCE BENEFITS**

13 Appropriations for state agencies in this act are sufficient for
14 represented employees outside the super coalition for health benefits,
15 and are subject to the following conditions and limitations:

16 (1)(a) The monthly employer funding rate for insurance benefit
17 premiums, public employees' benefits board administration, and the
18 uniform medical plan, shall not exceed \$775 per eligible employee for
19 fiscal year 2014. For fiscal year 2015 the monthly employer funding
20 rate shall not exceed \$774 per eligible employee.

21 (b) In order to achieve the level of funding provided for health
22 benefits, the public employees' benefits board shall require or make
23 any or all of the following: Employee premium copayments, increases in
24 point-of-service cost sharing, the implementation of managed
25 competition, or other changes to benefits consistent with RCW
26 41.05.065. Beginning July 1, 2014, the board shall add a \$25 per month
27 surcharge to the premiums due from members who use tobacco products.

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

35 (2) The health care authority, subject to the approval of the
36 public employees' benefits board, shall provide subsidies for health
37 benefit premiums to eligible retired or disabled public employees and

1 school district employees who are eligible for medicare, pursuant to
2 RCW 41.05.085. The subsidy provided for calendar year 2014 shall be up
3 to \$100.00 per month, and the subsidy for calendar year 2015 shall be
4 up to \$110.00 per month.

5 NEW SECTION. **Sec. 934. COLLECTIVE BARGAINING AGREEMENTS**

6 For collective bargaining agreements negotiated with the state for
7 the 2013-2015 fiscal biennium under chapter 41.80 RCW, the governor may
8 request funds to implement the terms and conditions of any agreement
9 negotiated by an institution of higher education and submitted to the
10 office of financial management after October 1, 2012, but before
11 December 20, 2012, if that agreement is determined to be financially
12 feasible to the state by the director of financial management.

13 NEW SECTION. **Sec. 935. COLLECTIVE BARGAINING AGREEMENT FOR**
14 **NONSTATE EMPLOYEES--LANGUAGE ACCESS PROVIDERS WFSE**

15 An agreement has been reached between the governor and the
16 Washington federation of state employees for the language access
17 providers under the provisions of chapter 41.56 RCW for the 2013-2015
18 fiscal biennium. Funding is provided for a rate increase of 50 cents
19 per hour effective July 1, 2013, and rate increase of 50 cents per hour
20 effective July 1, 2014. Funding is also provided to accommodate a
21 change to the no-show payment rules.

22 NEW SECTION. **Sec. 936. COLLECTIVE BARGAINING AGREEMENT FOR**
23 **NONSTATE EMPLOYEES--SEIU HEALTHCARE 775NW HOMECARE WORKERS**

24 An agreement has been reached between the governor and the service
25 employees international union healthcare 775nw through an interest
26 arbitration decision under the provisions of chapter 74.39A and 41.56
27 RCW for the 2013-2015 fiscal biennium. Funding is provided for
28 increases to wages and pay differentials, mileage allowance, and
29 healthcare contributions. Funding is also provided for a paid holiday
30 and payment of certification and testing fees.

31 NEW SECTION. **Sec. 937. COLLECTIVE BARGAINING AGREEMENT FOR**
32 **NONSTATE EMPLOYEES--SEIU LOCAL 925 CHILDCARE WORKERS**

33 An agreement has been reached between the governor and the service
34 employees international union local 925 under the provisions of chapter

1 41.56 RCW for the 2013-2015 fiscal biennium. Funding is provided for
2 increases to health care, scholarship funding and non-standard hours
3 bonus.

4 NEW SECTION. **Sec. 938. COLLECTIVE BARGAINING AGREEMENT FOR**
5 **NONSTATE EMPLOYEES--WSRCC ADULT FAMILY HOMES**

6 An agreement has been reached between the governor and the
7 Washington state residential care council under the provisions of
8 chapter 41.56 RCW for the 2013-2015 fiscal biennium. Funding is
9 provided for a specialty adult family home contract for community
10 placement of clients currently in western state hospital and an
11 increase in the daily bed hold rate (days eight through twenty).

12 NEW SECTION. **Sec. 939. COMPENSATION--NONREPRESENTED EMPLOYEES--**
13 **INSURANCE BENEFITS**

14 Appropriations for state agencies in this act are sufficient for
15 nonrepresented state employee health benefits for state agencies,
16 including institutions of higher education, and are subject to the
17 following conditions and limitations:

18 (1)(a) The monthly employer funding rate for insurance benefit
19 premiums, public employees' benefits board administration, and the
20 uniform medical plan, shall not exceed \$775 per eligible employee for
21 fiscal year 2014. For fiscal year 2015 the monthly employer funding
22 rate shall not exceed \$774 per eligible employee.

23 (b) In order to achieve the level of funding provided for health
24 benefits, the public employees' benefits board shall require or make
25 any or all of the following: Employee premium copayments, increases in
26 point-of-service cost sharing, the implementation of managed
27 competition, or other changes to benefits consistent with RCW
28 41.05.065. Beginning January 1, 2014, the board shall add a \$25 per
29 month surcharge to the premiums due from members who use tobacco
30 products.

31 (c) The health care authority shall deposit any moneys received on
32 behalf of the uniform medical plan as a result of rebates on
33 prescription drugs, audits of hospitals, subrogation payments, or any
34 other moneys recovered as a result of prior uniform medical plan claims
35 payments, into the public employees' and retirees' insurance account to

1 be used for insurance benefits. Such receipts shall not be used for
2 administrative expenditures.

3 (2) The health care authority, subject to the approval of the
4 public employees' benefits board, shall provide subsidies for health
5 benefit premiums to eligible retired or disabled public employees and
6 school district employees who are eligible for medicare, pursuant to
7 RCW 41.05.085. The subsidy provided for calendar year 2014 shall be up
8 to \$100.00 per month, and the subsidy for calendar year 2015 shall be
9 up to \$110.00 per month.

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

14 (a) For each full-time employee, \$54.68 per month beginning
15 September 1, 2013, and \$55.39 beginning September 1, 2014; and

16 (b) For each part-time employee, who at the time of the remittance
17 is employed in an eligible position as defined in RCW 41.32.010 or
18 41.40.010 and is eligible for employer fringe benefit contributions for
19 basic benefits, \$54.68 each month beginning September 1, 2013, and
20 \$55.39 beginning September 1, 2014, prorated by the proportion of
21 employer fringe benefit contributions for a full-time employee that the
22 part-time employee receives. The remittance requirements specified in
23 this subsection (3) shall not apply to employees of a technical
24 college, school district, or educational service district who purchase
25 insurance benefits through contracts with the health care authority.

26 NEW SECTION. **Sec. 940. COMPENSATION--REVISE PENSION CONTRIBUTION**
27 **RATES**

28 The appropriations for school districts and state agencies,
29 including institutions of higher education are subject to the following
30 conditions and limitations: Appropriations are adjusted to reflect
31 changes to agency appropriations to reflect pension contribution rates
32 adopted by the pension funding council and the law enforcement
33 officers' and firefighters' retirement system plan 2 board.

34 NEW SECTION. **Sec. 941. NONREPRESENTED EMPLOYEE LONGEVITY STEP**

35 For classified state employees, except those within the Washington
36 management service and except those represented by a bargaining unit

1 under chapters 41.80, 41.56, or 47.64 RCW, funding is provided within
2 agency appropriations for implementation of a longevity step, in
3 accordance with rules adopted under RCW 41.06.133.

4 NEW SECTION. **Sec. 942. COMPENSATION--CONTINGENT INCREASE IN**
5 **SALARIES AND WAGES**

6 (1) If the director of the office of financial management
7 determines that the February 2014 economic and revenue forecast council
8 forecast for general fund--state revenues for fiscal year 2015 is
9 \$200,000,000 or more than the September 2012 economic and revenue
10 forecast council forecast for general fund--state revenues for fiscal
11 year 2015 as a result of increased economic activity, effective July 1,
12 2014, appropriations to state agencies will increase in the amounts
13 specified in OFM Document 2013-01 to fund a one percent salary increase
14 effective July 1, 2014, through June 30, 2015, for the following state
15 employees:

- 16 (a) All classified employees;
17 (b) Employees in the Washington management service;
18 (c) Except as provided in subsection (2) of this section, employees
19 exempt from merit system rules in the executive and judicial branches;
20 (d) Employees of the marine division of the department of
21 transportation represented by the office and professional employees
22 international union local eight and service employees international
23 union local six.

24 (2) The salary increase in this section is not provided to the
25 following state employees:

- 26 (a) Commissioned officers of the Washington state patrol
27 represented by the Washington state patrol troopers association and the
28 Washington state patrol lieutenants association;
29 (b) Employees of the marine division of the department of
30 transportation represented by:
31 (i) The ferry agents, supervisors, project administrators
32 association;
33 (ii) The Pacific northwest regional council of carpenters;
34 (iii) The Puget Sound metal trades council;
35 (iv) The marine engineers' beneficial association unlicensed engine
36 room employees;

1 (v) The marine engineers' beneficial association licensed engineer
2 officers;

3 (vi) The masters, mates and pilots - mates;

4 (vii) The masters, mates and pilots - masters;

5 (viii) The masters, mates and pilots - watch supervisors; and

6 (ix) The inlandboatmen's union of the pacific.

7 (c) Employees whose maximum salaries are set by the commission on
8 salaries for elected officials;

9 (d) Employees of the legislative branch; and

10 (e) Faculty employees and employees exempt from merit system rules
11 at institutions of higher education.

12 (3) For purposes of this section, "increased economic activity"
13 means additional revenue derived from taxable business and consumer
14 activity and does not include revenue changes from changes in state or
15 federal law or revenue changes characterized by the economic and
16 revenue forecast council as a noneconomic change.

17 NEW SECTION. **Sec. 943. ACQUISITION OF INFORMATION TECHNOLOGY**
18 **PROJECTS THROUGH FINANCIAL CONTRACTS**

19 (1) Financial contracts for the acquisition of the information
20 technology projects authorized in this section must be approved jointly
21 by the office of the financial management and the office of the chief
22 information officer. Information technology projects funded under this
23 section shall meet the following requirements:

24 (a) The project reduces costs and achieves economies of scale by
25 leveraging statewide investments in systems and data and other common
26 or enterprise-wide solutions within and across state agencies;

27 (b) The project begins or continues replacement of legacy
28 information technology systems and replacing these systems with modern
29 and more efficient information technology systems;

30 (c) The project improves the ability of an agency to recover from
31 major disaster;

32 (d) The project provides future savings and efficiencies for an
33 agency through reduced operating costs, improved customer service, or
34 increased revenue collections; and

35 (e) Preference for project approval must be given to an agency that
36 has prior approval from the office of the chief information officer, an

1 approved business plan, and where the primary hurdle to project funding
2 is the lack of funding capacity.

3 (2) The following state agencies may enter into financial contracts
4 to finance expenditures for the acquisition and implementation of the
5 following information technology projects for up to the respective
6 amounts indicated, plus financing expenses and required reserves
7 pursuant to chapter 39.94 RCW:

8 (a) \$994,000 for the department of revenue agency security program
9 improvement;

10 (b) \$50,000,000 for the department of revenue legacy system
11 migration project;

12 (c) \$8,000,000 for the department of revenue to implement phase one
13 of "My Account";

14 (d) Subject to subsection (4) of this section, \$10,000,000 for the
15 department of enterprise services time, leave, and attendance pilot
16 project;

17 (e) \$3,867,000 for the Washington state patrol for continuation of
18 the mobile office platform;

19 (f) \$8,500,000 for the department of social and health services
20 conversion to the tenth version of the world health organization's
21 international classification of diseases; and

22 (g) \$6,729,000 for the department of early learning system
23 implementation of electronic benefit transfers.

24 (3) The office of financial management with assistance from the
25 office of the chief information officer will report to the governor and
26 fiscal committees of the legislature by November 1st of each year on
27 the status of distributions and expenditures on information technology
28 projects and improved statewide or agency performance results achieved
29 by project funding.

30 (4) If the Washington state department of transportation enters
31 into financial contracts pursuant to chapter 39.94 RCW for the
32 acquisition and implementation of a time, leave, and labor distribution
33 system, the authorization provided to the department of enterprise
34 services in subsection (2)(e) of this section expires.

35 **Sec. 944.** RCW 2.68.020 and 2012 2nd sp.s. c 7 s 913 are each
36 amended to read as follows:

37 There is created an account in the custody of the state treasurer

1 to be known as the judicial information system account. The
2 administrative office of the courts shall maintain and administer the
3 account, in which shall be deposited all moneys received from in-state
4 noncourt users and any out-of-state users of the judicial information
5 system and moneys as specified in RCW 2.68.040 for the purposes of
6 providing judicial information system access to noncourt users and
7 providing an adequate level of automated services to the judiciary.
8 The legislature shall appropriate the funds in the account for the
9 purposes of the judicial information system. The account shall be used
10 for the acquisition of equipment, software, supplies, services, and
11 other costs incidental to the acquisition, development, operation, and
12 administration of information services, telecommunications, systems,
13 software, supplies, and equipment, including the payment of principal
14 and interest on items paid in installments. During the 2011-2013
15 fiscal biennium, the judicial information system(~~s~~-[system]) account
16 may be appropriated to support the state law library. During the 2013-
17 2015 fiscal biennium, the judicial information system account may be
18 appropriated to support the information systems and other activities in
19 the administrative office of the courts.

20 **Sec. 945.** RCW 13.40.466 and 2006 c 304 s 4 are each amended to
21 read as follows:

22 (1) The reinvesting in youth account is created in the state
23 treasury. Moneys in the account shall be spent only after
24 appropriation. Expenditures from the account may be used to reimburse
25 local governments for the implementation of the reinvesting in youth
26 program established in RCW 13.40.462 and 13.40.464. During the
27 2013-2015 fiscal biennium, the legislature may appropriate moneys from
28 the reinvesting in youth account for juvenile rehabilitation purposes.

29 (2) Revenues to the reinvesting in youth account consist of
30 revenues appropriated to or deposited in the account.

31 (3) The department of social and health services juvenile
32 rehabilitation administration shall review and monitor the expenditures
33 made by any county or group of counties that is funded, in whole or in
34 part, with funds provided through the reinvesting in youth account.
35 Counties shall repay any funds that are not spent in accordance with
36 RCW 13.40.462 and 13.40.464.

1 **Sec. 946.** RCW 18.04.105 and 2004 c 159 s 2 are each amended to
2 read as follows:

3 (1) A license to practice public accounting shall be granted by the
4 board to any person:

5 (a) Who is of good character. Good character, for purposes of this
6 section, means lack of a history of dishonest or felonious acts. The
7 board may refuse to grant a license on the ground of failure to satisfy
8 this requirement only if there is a substantial connection between the
9 lack of good character of the applicant and the professional and
10 ethical responsibilities of a licensee and if the finding by the board
11 of lack of good character is supported by a preponderance of evidence.
12 When an applicant is found to be unqualified for a license because of
13 a lack of good character, the board shall furnish the applicant a
14 statement containing the findings of the board and a notice of the
15 applicant's right of appeal;

16 (b) Who has met the educational standards established by rule as
17 the board determines to be appropriate;

18 (c) Who has passed an examination;

19 (d) Who has had one year of experience which is gained:

20 (i) Through the use of accounting, issuing reports on financial
21 statements, management advisory, financial advisory, tax, tax advisory,
22 or consulting skills;

23 (ii) While employed in government, industry, academia, or public
24 practice; and

25 (iii) Meeting the competency requirements in a manner as determined
26 by the board to be appropriate and established by board rule; and

27 (e) Who has paid appropriate fees as established by rule by the
28 board.

29 (2) The examination described in subsection (1)(c) of this section
30 shall test the applicant's knowledge of the subjects of accounting and
31 auditing, and other related fields the board may specify by rule. The
32 time for holding the examination is fixed by the board and may be
33 changed from time to time. The board shall prescribe by rule the
34 methods of applying for and taking the examination, including methods
35 for grading examinations and determining a passing grade required of an
36 applicant for a license. The board shall to the extent possible see to
37 it that the grading of the examination, and the passing grades, are
38 uniform with those applicable to all other states. The board may make

1 use of all or a part of the uniform certified public accountant
2 examination and advisory grading service of the American Institute of
3 Certified Public Accountants and may contract with third parties to
4 perform administrative services with respect to the examination as the
5 board deems appropriate to assist it in performing its duties under
6 this chapter. The board shall establish by rule provisions for
7 transitioning to a new examination structure or to a new media for
8 administering the examination.

9 (3) The board shall charge each applicant an examination fee for
10 the initial examination or for reexamination. The applicable fee shall
11 be paid by the person at the time he or she applies for examination,
12 reexamination, or evaluation of educational qualifications. Fees for
13 examination, reexamination, or evaluation of educational qualifications
14 shall be determined by the board under chapter 18.04 RCW. There is
15 established in the state treasury an account to be known as the
16 certified public accountants' account. All fees received from
17 candidates to take any or all sections of the certified public
18 accountant examination shall be used only for costs related to the
19 examination. During the 2013-2015 fiscal biennium, the legislature may
20 transfer to the state general fund such amounts as reflect the excess
21 fund balance in the account.

22 (4) Persons who on June 30, 2001, held valid certificates
23 previously issued under this chapter shall be deemed to be certificate
24 holders, subject to the following:

25 (a) Certificate holders may, prior to June 30, 2006, petition the
26 board to become licensees by documenting to the board that they have
27 gained one year of experience through the use of accounting, issuing
28 reports on financial statements, management advisory, financial
29 advisory, tax, tax advisory, or consulting skills, without regard to
30 the eight-year limitation set forth in (b) of this subsection, while
31 employed in government, industry, academia, or public practice.

32 (b) Certificate holders who do not petition to become licensees
33 prior to June 30, 2006, may after that date petition the board to
34 become licensees by documenting to the board that they have one year of
35 experience acquired within eight years prior to applying for a license
36 through the use of accounting, issuing reports on financial statements,
37 management advisory, financial advisory, tax, tax advisory, or

1 consulting skills in government, industry, academia, or public
2 practice.

3 (c) Certificate holders who petition the board pursuant to (a) or
4 (b) of this subsection must also meet competency requirements in a
5 manner as determined by the board to be appropriate and established by
6 board rule.

7 (d) Any certificate holder petitioning the board pursuant to (a) or
8 (b) of this subsection to become a licensee must submit to the board
9 satisfactory proof of having completed an accumulation of one hundred
10 twenty hours of CPE during the thirty-six months preceding the date of
11 filing the petition.

12 (e) Any certificate holder petitioning the board pursuant to (a) or
13 (b) of this subsection to become a licensee must pay the appropriate
14 fees established by rule by the board.

15 (5) Certificate holders shall comply with the prohibition against
16 the practice of public accounting in RCW 18.04.345.

17 (6) Persons who on June 30, 2001, held valid certificates
18 previously issued under this chapter are deemed to hold inactive
19 certificates, subject to renewal as inactive certificates, until they
20 have petitioned the board to become licensees and have met the
21 requirements of subsection (4) of this section. No individual who did
22 not hold a valid certificate before July 1, 2001, is eligible to obtain
23 an inactive certificate.

24 (7) Persons deemed to hold inactive certificates under subsection
25 (6) of this section shall comply with the prohibition against the
26 practice of public accounting in subsection (8)(b) of this section and
27 RCW 18.04.345, but are not required to display the term inactive as
28 part of their title, as required by subsection (8)(a) of this section
29 until renewal. Certificates renewed to any persons after June 30,
30 2001, are inactive certificates and the inactive certificate holders
31 are subject to the requirements of subsection (8) of this section.

32 (8) Persons holding an inactive certificate:

33 (a) Must use or attach the term "inactive" whenever using the title
34 CPA or certified public accountant or referring to the certificate, and
35 print the word "inactive" immediately following the title, whenever the
36 title is printed on a business card, letterhead, or any other document,
37 including documents published or transmitted through electronic media,
38 in the same font and font size as the title; and

1 (b) Are prohibited from practicing public accounting.

2 **Sec. 947.** RCW 18.43.150 and 1991 c 277 s 2 are each amended to
3 read as follows:

4 All fees collected under the provisions of RCW 18.43.050,
5 18.43.060, 18.43.080, 18.43.100, and 18.43.130 and fines collected
6 under RCW 18.43.110 shall be paid into the professional engineers'
7 account, which account is hereby established in the state treasury to
8 be used to carry out the purposes and provisions of RCW 18.43.050,
9 18.43.060, 18.43.080, 18.43.100, 18.43.110, 18.43.120, 18.43.130(~~18.43.140~~),
10 and all other duties required for operation and
11 enforcement of this chapter. During the 2013-2015 fiscal biennium, the
12 legislature may transfer moneys from the professional engineers'
13 account to the state general fund such amounts as reflect the excess
14 fund balance of the fund.

15 **Sec. 948.** RCW 18.85.061 and 2008 c 23 s 29 are each amended to
16 read as follows:

17 All fees required under this chapter shall be set by the director
18 in accordance with RCW 43.24.086 and shall be paid to the state
19 treasurer. All fees paid under the provisions of this chapter shall be
20 placed in the real estate commission account in the state treasury.
21 All money derived from fines imposed under this chapter shall be
22 deposited in the real estate education program account created in RCW
23 18.85.321. During the 2013-2015 fiscal biennium, the legislature may
24 transfer to the state general fund such amounts as reflect the excess
25 fund balance in the real estate commission account.

26 **Sec. 949.** RCW 19.28.351 and 2003 1st sp.s. c 25 s 910 are each
27 amended to read as follows:

28 All sums received from licenses, permit fees, or other sources,
29 herein shall be paid to the state treasurer and placed in a special
30 fund designated as the "electrical license fund," and paid out upon
31 vouchers duly and regularly issued therefor and approved by the
32 director of labor and industries or the director's designee following
33 determination by the board that the sums are necessary to accomplish
34 the intent of chapter 19.28 RCW. The treasurer shall keep an accurate

1 record of payments into, or receipts of, the fund, and of all
2 disbursements therefrom.

3 During the ((2003-2005)) 2013-2015 biennium, the legislature may
4 transfer moneys from the electrical license fund to the state general
5 fund such amounts as reflect the excess fund balance of the fund.

6 **Sec. 950.** RCW 28B.15.069 and 2012 c 229 s 701 are each amended to
7 read as follows:

8 (1) The building fee for each academic year shall be a percentage
9 of total tuition fees. This percentage shall be calculated by the
10 office of financial management and be based on the actual percentage
11 the building fee is of total tuition for each tuition category in the
12 1994-95 academic year, rounded up to the nearest half percent.

13 (2) The governing boards of each institution of higher education,
14 except for the technical colleges, shall charge to and collect from
15 each student a services and activities fee. A governing board may
16 increase the existing fee annually, consistent with budgeting
17 procedures set forth in RCW 28B.15.045, by a percentage not to exceed
18 the annual percentage increase in student tuition fees for resident
19 undergraduate students: PROVIDED, That such percentage increase shall
20 not apply to that portion of the services and activities fee previously
21 committed to the repayment of bonded debt. These rate adjustments may
22 exceed the fiscal growth factor. ((For the 2003-04 academic year, the
23 ~~services and activities fee shall be based upon the resident~~
24 ~~undergraduate services and activities fee in 2002-03)) For the 2013-
25 2015 fiscal biennium, each governing board is authorized to increase
26 the services and activities fees by amounts judged reasonable and
27 necessary by the services and activities fee committee and the
28 governing board consistent with the budgeting procedures set forth in
29 RCW 28B.15.045. The services and activities fee committee provided for
30 in RCW 28B.15.045 may initiate a request to the governing board for a
31 fee increase.~~

32 (3) Tuition and services and activities fees consistent with
33 subsection (2) of this section shall be set by the state board for
34 community and technical colleges for community college summer school
35 students unless the community college charges fees in accordance with
36 RCW 28B.15.515.

1 (4) Subject to the limitations of RCW 28B.15.910, each governing
2 board of a community college may charge such fees for ungraded courses,
3 noncredit courses, community services courses, and self-supporting
4 courses as it, in its discretion, may determine, consistent with the
5 rules of the state board for community and technical colleges.

6 (5) The governing board of a college offering an applied
7 baccalaureate degree program under RCW 28B.50.810 may charge tuition
8 fees for those courses above the associate degree level at rates
9 consistent with rules adopted by the state board for community and
10 technical colleges, not to exceed tuition fee rates at the regional
11 universities.

12 **Sec. 951.** RCW 28B.67.030 and 2012 c 46 s 2 are each amended to
13 read as follows:

14 (1) All payments received from a participant in the Washington
15 customized employment training program created in RCW 28B.67.020 must
16 be deposited into the employment training finance account, which is
17 hereby created in the custody of the state treasurer. Only the state
18 board for community and technical colleges may authorize expenditures
19 from the account and no appropriation is required for expenditures.
20 The money in the account must be used solely for training allowances
21 under the Washington customized employment training program created in
22 RCW 28B.67.020 and for providing up to seventy-five thousand dollars
23 per year for training, marketing, and facilitation services to increase
24 the use of the program. The deposit of payments under this section
25 from a participant ceases when the board specifies that the participant
26 has met the monetary obligations of the program. During the ((2007–
27 2009)) 2013-2015 fiscal biennium, the legislature may transfer from the
28 employment training finance account to the state general fund such
29 amounts as reflect the excess fund balance in the account.

30 (2) All revenue solicited and received under the provisions of RCW
31 28B.67.020(4) must be deposited into the employment training finance
32 account to provide training allowances.

33 (3) The definitions in RCW 28B.67.010 apply to this section.

34 (4) This section expires July 1, 2017.

35 **Sec. 952.** RCW 28B.105.110 and 2011 1st sp.s. c 11 s 188 are each
36 amended to read as follows:

1 (1) The GET ready for math and science scholarship account is
2 created in the custody of the state treasurer.

3 (2) The office shall deposit into the account all money received
4 for the GET ready for math and science scholarship program from
5 appropriations and private sources. The account shall be
6 self-sustaining.

7 (3) Expenditures from the account shall be used for scholarships to
8 eligible students and for purchases of GET units. Purchased GET units
9 shall be owned and held in trust by the office. Expenditures from the
10 account shall be an equal match of state appropriations and private
11 funds raised by the program administrator. During the 2009-2011 fiscal
12 biennium, expenditures from the account not to exceed five percent may
13 be used by the program administrator to carry out the provisions of RCW
14 28B.105.090.

15 (4) With the exception of the operating costs associated with the
16 management of the account by the treasurer's office as authorized in
17 chapter 43.79A RCW, the account shall be credited with all investment
18 income earned by the account.

19 (5) Disbursements from the account are exempt from appropriations
20 and the allotment provisions of chapter 43.88 RCW.

21 (6) Disbursements from the account shall be made only on the
22 authorization of the office.

23 (7) During the ~~((2009-2011))~~ 2013-2015 fiscal biennium, ~~((the~~
24 ~~legislature may transfer from))~~ appropriated state funds available in
25 the GET ready for math and science scholarship account and GET units
26 owned by the office and not used for the GET ready for math and science
27 scholarship ~~((account to the state general fund such amounts as have~~
28 ~~not been donated from or matched by private contributions))~~ program may
29 be used for the college bound scholarship program created in chapter
30 28B.118 RCW.

31 **Sec. 953.** RCW 28B.95.160 and 2011 1st sp.s. c 11 s 173 are each
32 amended to read as follows:

33 Ownership of tuition units purchased by the office for the GET
34 ready for math and science scholarship program under RCW 28B.105.070
35 shall be in the name of the state of Washington and may be redeemed by
36 the state of Washington on behalf of recipients of GET ready for math
37 and science scholarship program scholarships for tuition and fees

1 except that during the 2013-2015 fiscal biennium any unused tuition
2 units may be used for the college bound scholarship program established
3 in chapter 28B.118 RCW.

4 **Sec. 954.** RCW 28C.04.535 and 2011 1st sp.s. c 50 s 930 are each
5 amended to read as follows:

6 Except for the ((~~2011-12 and 2012-13~~)) 2013-14 and 2014-15 school
7 years, the Washington award for vocational excellence shall be granted
8 annually. The workforce training and education coordinating board
9 shall notify the students receiving the award, their vocational
10 instructors, local chambers of commerce, the legislators of their
11 respective districts, and the governor, after final selections have
12 been made. The workforce training and education coordinating board, in
13 conjunction with the governor's office, shall prepare appropriate
14 certificates to be presented to the selected students. Awards shall be
15 presented in public ceremonies at times and places determined by the
16 workforce training and education coordinating board in cooperation with
17 the office of the governor.

18 **Sec. 955.** RCW 28C.10.082 and 1991 sp.s. c 13 s 85 are each amended
19 to read as follows:

20 The tuition recovery trust fund is hereby established in the
21 custody of the state treasurer. The agency shall deposit in the fund
22 all moneys received under RCW 28C.10.084. Moneys in the fund may be
23 spent only for the purposes under RCW 28C.10.084. Disbursements from
24 the fund shall be on authorization of the agency. During the 2013-2015
25 fiscal biennium, the legislature may transfer from the tuition recovery
26 trust fund to the state general fund such amounts as reflect the excess
27 fund balance in the fund. The fund is subject to the allotment
28 procedure provided under chapter 43.88 RCW, but no appropriation is
29 required for disbursements.

30 **Sec. 956.** RCW 38.52.540 and 2012 2nd sp.s. c 7 s 915 are each
31 amended to read as follows:

32 (1) The enhanced 911 account is created in the state treasury. All
33 receipts from the state enhanced 911 excise taxes imposed by RCW
34 82.14B.030 must be deposited into the account. Moneys in the account
35 must be used only to support the statewide coordination and management

1 of the enhanced 911 system, for the implementation of wireless enhanced
2 911 statewide, for the modernization of enhanced 911 emergency
3 communications systems statewide, and to help supplement, within
4 available funds, the operational costs of the system, including
5 adequate funding of counties to enable implementation of wireless
6 enhanced 911 service and reimbursement of radio communications service
7 companies for costs incurred in providing wireless enhanced 911 service
8 pursuant to negotiated contracts between the counties or their agents
9 and the radio communications service companies. For the 2011-2013
10 fiscal biennium, the account may be used for modernizing narrowband
11 radio capability in the department of corrections. For the 2013-2015
12 fiscal biennium, the account may be used for a criminal history system
13 upgrade in the Washington state patrol and for activities and programs
14 in the military department. A county must show just cause, including
15 but not limited to a true and accurate accounting of the funds
16 expended, for any inability to provide reimbursement to radio
17 communications service companies of costs incurred in providing
18 enhanced 911 service.

19 (2) Funds generated by the enhanced 911 excise tax imposed by RCW
20 82.14B.030(5) may not be distributed to any county that has not imposed
21 the maximum county enhanced 911 excise tax allowed under RCW
22 82.14B.030(1). Funds generated by the enhanced 911 excise tax imposed
23 by RCW 82.14B.030(6) may not be distributed to any county that has not
24 imposed the maximum county enhanced 911 excise tax allowed under RCW
25 82.14B.030(2).

26 (3) The state enhanced 911 coordinator, with the advice and
27 assistance of the enhanced 911 advisory committee, is authorized to
28 enter into statewide agreements to improve the efficiency of enhanced
29 911 services for all counties and shall specify by rule the additional
30 purposes for which moneys, if available, may be expended from this
31 account.

32 **Sec. 957.** RCW 41.26.802 and 2008 c 99 s 4 are each amended to read
33 as follows:

34 (1) By September 30, 2011, if the prior fiscal biennium's general
35 state revenues exceed the previous fiscal biennium's revenues by more
36 than five percent, subject to appropriation by the legislature, the

1 state treasurer shall transfer five million dollars to the local public
2 safety enhancement account.

3 ~~(2) ((By September 30, 2013, if the prior fiscal biennium's general
4 state revenues exceed the previous fiscal biennium's revenues by more
5 than five percent, subject to appropriation by the legislature, the
6 state treasurer shall transfer ten million dollars to the local public
7 safety enhancement account.~~

8 ~~(3))~~ By September 30, 2015, if the prior fiscal biennium's general
9 state revenues exceed the previous fiscal biennium's revenues by more
10 than five percent, subject to appropriation by the legislature, the
11 state treasurer shall transfer twenty million dollars to the local
12 public safety enhancement account.

13 ~~((4))~~ (3) By September 30, 2017, and by September 30 of each
14 odd-numbered year thereafter, if the prior fiscal biennium's general
15 state revenues exceed the previous fiscal biennium's revenues by more
16 than five percent, subject to appropriation by the legislature, the
17 state treasurer shall transfer the lesser of one-third of the increase,
18 or fifty million dollars, to the local public safety enhancement
19 account.

20 **Sec. 958.** RCW 41.60.050 and 2011 1st sp.s. c 50 s 937 and 2011 1st
21 sp.s. c 43 s 473 are each reenacted and amended to read as follows:

22 The legislature shall appropriate from the personnel service fund
23 for the payment of administrative costs of the productivity board.
24 However, during the 2011-2013 and 2013-2015 fiscal ~~((biennium))~~
25 biennia, the operations of the productivity board shall be suspended.

26 **Sec. 959.** RCW 41.80.010 and 2011 1st sp.s. c 50 s 938 and 2011 c
27 344 s 1 are each reenacted and amended to read as follows:

28 (1) For the purpose of negotiating collective bargaining agreements
29 under this chapter, the employer shall be represented by the governor
30 or governor's designee, except as provided for institutions of higher
31 education in subsection (4) of this section.

32 (2)(a) If an exclusive bargaining representative represents more
33 than one bargaining unit, the exclusive bargaining representative shall
34 negotiate with each employer representative as designated in subsection
35 (1) of this section one master collective bargaining agreement on
36 behalf of all the employees in bargaining units that the exclusive

1 bargaining representative represents. For those exclusive bargaining
2 representatives who represent fewer than a total of five hundred
3 employees each, negotiation shall be by a coalition of all those
4 exclusive bargaining representatives. The coalition shall bargain for
5 a master collective bargaining agreement covering all of the employees
6 represented by the coalition. The governor's designee and the
7 exclusive bargaining representative or representatives are authorized
8 to enter into supplemental bargaining of agency-specific issues for
9 inclusion in or as an addendum to the master collective bargaining
10 agreement, subject to the parties' agreement regarding the issues and
11 procedures for supplemental bargaining. This section does not prohibit
12 cooperation and coordination of bargaining between two or more
13 exclusive bargaining representatives.

14 (b) This subsection (2) does not apply to exclusive bargaining
15 representatives who represent employees of institutions of higher
16 education, except when the institution of higher education has elected
17 to exercise its option under subsection (4) of this section to have its
18 negotiations conducted by the governor or governor's designee under the
19 procedures provided for general government agencies in subsections (1)
20 through (3) of this section.

21 (c) If five hundred or more employees of an independent state
22 elected official listed in RCW 43.01.010 are organized in a bargaining
23 unit or bargaining units under RCW 41.80.070, the official shall be
24 consulted by the governor or the governor's designee before any
25 agreement is reached under (a) of this subsection concerning
26 supplemental bargaining of agency specific issues affecting the
27 employees in such bargaining unit.

28 (3) The governor shall submit a request for funds necessary to
29 implement the compensation and fringe benefit provisions in the master
30 collective bargaining agreement or for legislation necessary to
31 implement the agreement. Requests for funds necessary to implement the
32 provisions of bargaining agreements shall not be submitted to the
33 legislature by the governor unless such requests:

34 (a) Have been submitted to the director of the office of financial
35 management by October 1 prior to the legislative session at which the
36 requests are to be considered; and

37 (b) Have been certified by the director of the office of financial
38 management as being feasible financially for the state.

1 The legislature shall approve or reject the submission of the
2 request for funds as a whole. The legislature shall not consider a
3 request for funds to implement a collective bargaining agreement unless
4 the request is transmitted to the legislature as part of the governor's
5 budget document submitted under RCW 43.88.030 and 43.88.060. If the
6 legislature rejects or fails to act on the submission, either party may
7 reopen all or part of the agreement or the exclusive bargaining
8 representative may seek to implement the procedures provided for in RCW
9 41.80.090.

10 (4)(a)(i) For the purpose of negotiating agreements for
11 institutions of higher education, the employer shall be the respective
12 governing board of each of the universities, colleges, or community
13 colleges or a designee chosen by the board to negotiate on its behalf.

14 (ii) A governing board of a university or college may elect to have
15 its negotiations conducted by the governor or governor's designee under
16 the procedures provided for general government agencies in subsections
17 (1) through (3) of this section, except that:

18 (A) The governor or the governor's designee and an exclusive
19 bargaining representative shall negotiate one master collective
20 bargaining agreement for all of the bargaining units of employees of a
21 university or college that the representative represents; or

22 (B) If the parties mutually agree, the governor or the governor's
23 designee and an exclusive bargaining representative shall negotiate one
24 master collective bargaining agreement for all of the bargaining units
25 of employees of more than one university or college that the
26 representative represents.

27 (iii) A governing board of a community college may elect to have
28 its negotiations conducted by the governor or governor's designee under
29 the procedures provided for general government agencies in subsections
30 (1) through (3) of this section.

31 (b) Prior to entering into negotiations under this chapter, the
32 institutions of higher education or their designees shall consult with
33 the director of the office of financial management regarding financial
34 and budgetary issues that are likely to arise in the impending
35 negotiations.

36 (c)(i) In the case of bargaining agreements reached between
37 institutions of higher education other than the University of
38 Washington and exclusive bargaining representatives agreed to under the

1 provisions of this chapter, if appropriations are necessary to
2 implement the compensation and fringe benefit provisions of the
3 bargaining agreements, the governor shall submit a request for such
4 funds to the legislature according to the provisions of subsection (3)
5 of this section, except as provided in (c)(iii) of this subsection.

6 (ii) In the case of bargaining agreements reached between the
7 University of Washington and exclusive bargaining representatives
8 agreed to under the provisions of this chapter, if appropriations are
9 necessary to implement the compensation and fringe benefit provisions
10 of a bargaining agreement, the governor shall submit a request for such
11 funds to the legislature according to the provisions of subsection (3)
12 of this section, except as provided in this subsection (4)(c)(ii) and
13 as provided in (c)(iii) of this subsection.

14 (A) If appropriations of less than ten thousand dollars are
15 necessary to implement the provisions of a bargaining agreement, a
16 request for such funds shall not be submitted to the legislature by the
17 governor unless the request has been submitted to the director of the
18 office of financial management by October 1 prior to the legislative
19 session at which the request is to be considered.

20 (B) If appropriations of ten thousand dollars or more are necessary
21 to implement the provisions of a bargaining agreement, a request for
22 such funds shall not be submitted to the legislature by the governor
23 unless the request:

24 (I) Has been submitted to the director of the office of financial
25 management by October 1 prior to the legislative session at which the
26 request is to be considered; and

27 (II) Has been certified by the director of the office of financial
28 management as being feasible financially for the state.

29 (C) If the director of the office of financial management does not
30 certify a request under (c)(ii)(B) of this subsection as being feasible
31 financially for the state, the parties shall enter into collective
32 bargaining solely for the purpose of reaching a mutually agreed upon
33 modification of the agreement necessary to address the absence of those
34 requested funds. The legislature may act upon the compensation and
35 fringe benefit provisions of the modified collective bargaining
36 agreement if those provisions are agreed upon and submitted to the
37 office of financial management and legislative budget committees before

1 final legislative action on the biennial or supplemental operating
2 budget by the sitting legislature.

3 (iii) In the case of a bargaining unit of employees of institutions
4 of higher education in which the exclusive bargaining representative is
5 certified during or after the conclusion of a legislative session, the
6 legislature may act upon the compensation and fringe benefit provisions
7 of the unit's initial collective bargaining agreement if those
8 provisions are agreed upon and submitted to the office of financial
9 management and legislative budget committees before final legislative
10 action on the biennial or supplemental operating budget by the sitting
11 legislature.

12 (5) There is hereby created a joint committee on employment
13 relations, which consists of two members with leadership positions in
14 the house of representatives, representing each of the two largest
15 caucuses; the chair and ranking minority member of the house
16 appropriations committee, or its successor, representing each of the
17 two largest caucuses; two members with leadership positions in the
18 senate, representing each of the two largest caucuses; and the chair
19 and ranking minority member of the senate ways and means committee, or
20 its successor, representing each of the two largest caucuses. The
21 governor shall periodically consult with the committee regarding
22 appropriations necessary to implement the compensation and fringe
23 benefit provisions in the master collective bargaining agreements, and
24 upon completion of negotiations, advise the committee on the elements
25 of the agreements and on any legislation necessary to implement the
26 agreements.

27 (6) If, after the compensation and fringe benefit provisions of an
28 agreement are approved by the legislature, a significant revenue
29 shortfall occurs resulting in reduced appropriations, as declared by
30 proclamation of the governor or by resolution of the legislature, both
31 parties shall immediately enter into collective bargaining for a
32 mutually agreed upon modification of the agreement.

33 (7) After the expiration date of a collective bargaining agreement
34 negotiated under this chapter, all of the terms and conditions
35 specified in the collective bargaining agreement remain in effect until
36 the effective date of a subsequently negotiated agreement, not to
37 exceed one year from the expiration date stated in the agreement.
38 Thereafter, the employer may unilaterally implement according to law.

1 (8) For the ((2011-2013)) 2013-2015 fiscal biennium, a collective
2 bargaining agreement related to employee health care benefits
3 negotiated between the employer and coalition pursuant to RCW
4 41.80.020(3) regarding the dollar amount expended on behalf of each
5 employee shall be a separate agreement for which the governor may
6 request funds necessary to implement the agreement. ((If such an
7 agreement is negotiated and funded by the legislature, this agreement
8 will supersede any terms and conditions of an expired 2009-2011
9 biennial master collective bargaining agreement under this chapter
10 regarding health care benefits.)) The legislature may act upon a
11 2013-2015 collective bargaining agreement related to employee health
12 care benefits if an agreement is reached and submitted to the office of
13 financial management and legislative budget committees before final
14 legislative action on the biennial or supplemental operating
15 appropriations act by the sitting legislature.

16 **Sec. 960.** RCW 41.80.020 and 2011 1st sp.s. c 50 s 939 and 2011 1st
17 sp.s. c 43 s 445 are each reenacted and amended to read as follows:

18 (1) Except as otherwise provided in this chapter, the matters
19 subject to bargaining include wages, hours, and other terms and
20 conditions of employment, and the negotiation of any question arising
21 under a collective bargaining agreement.

22 (2) The employer is not required to bargain over matters pertaining
23 to:

24 (a) Health care benefits or other employee insurance benefits,
25 except as required in subsection (3) of this section;

26 (b) Any retirement system or retirement benefit; or

27 (c) Rules of the human resources director, the director of
28 enterprise services, or the Washington personnel resources board
29 adopted under RCW 41.06.157.

30 (3) Matters subject to bargaining include the number of names to be
31 certified for vacancies, promotional preferences, and the dollar amount
32 expended on behalf of each employee for health care benefits. However,
33 except as provided otherwise in this subsection for institutions of
34 higher education, negotiations regarding the number of names to be
35 certified for vacancies, promotional preferences, and the dollar amount
36 expended on behalf of each employee for health care benefits shall be
37 conducted between the employer and one coalition of all the exclusive

1 bargaining representatives subject to this chapter. The exclusive
2 bargaining representatives for employees that are subject to chapter
3 47.64 RCW shall bargain the dollar amount expended on behalf of each
4 employee for health care benefits with the employer as part of the
5 coalition under this subsection. Any such provision agreed to by the
6 employer and the coalition shall be included in all master collective
7 bargaining agreements negotiated by the parties. For institutions of
8 higher education, promotional preferences and the number of names to be
9 certified for vacancies shall be bargained under the provisions of RCW
10 41.80.010(4). For agreements covering the ((2011-2013)) 2013-2015
11 fiscal biennium, any agreement between the employer and the coalition
12 regarding the dollar amount expended on behalf of each employee for
13 health care benefits is a separate agreement and shall not be included
14 in the master collective bargaining agreements negotiated by the
15 parties.

16 (4) The employer and the exclusive bargaining representative shall
17 not agree to any proposal that would prevent the implementation of
18 approved affirmative action plans or that would be inconsistent with
19 the comparable worth agreement that provided the basis for the salary
20 changes implemented beginning with the 1983-1985 biennium to achieve
21 comparable worth.

22 (5) The employer and the exclusive bargaining representative shall
23 not bargain over matters pertaining to management rights established in
24 RCW 41.80.040.

25 (6) Except as otherwise provided in this chapter, if a conflict
26 exists between an executive order, administrative rule, or agency
27 policy relating to wages, hours, and terms and conditions of employment
28 and a collective bargaining agreement negotiated under this chapter,
29 the collective bargaining agreement shall prevail. A provision of a
30 collective bargaining agreement that conflicts with the terms of a
31 statute is invalid and unenforceable.

32 (7) This section does not prohibit bargaining that affects
33 contracts authorized by RCW 41.06.142.

34 **Sec. 961.** RCW 43.08.190 and 2011 1st sp.s. c 50 s 941 are each
35 amended to read as follows:

36 There is hereby created a fund within the state treasury to be

1 known as the "state treasurer's service fund." Such fund shall be used
2 solely for the payment of costs and expenses incurred in the operation
3 and administration of the state treasurer's office.

4 Moneys shall be allocated monthly and placed in the state
5 treasurer's service fund equivalent to a maximum of one percent of the
6 trust and treasury average daily cash balances from the earnings
7 generated under the authority of RCW 43.79A.040 and 43.84.080 other
8 than earnings generated from investment of balances in funds and
9 accounts specified in RCW 43.79A.040(4)(c). The allocation shall
10 precede the distribution of the remaining earnings as prescribed under
11 RCW 43.79A.040 and 43.84.092. The state treasurer shall establish a
12 uniform allocation rate for all funds and accounts; except that the
13 state treasurer may negotiate a different allocation rate with any
14 state agency that has independent authority over funds not statutorily
15 required to be held in the state treasury or in the custody of the
16 state treasurer. In no event shall the rate be less than the actual
17 costs incurred by the state treasurer's office. If no rate is
18 separately negotiated, the default rate for any funds held shall be the
19 rate set for funds held pursuant to statute.

20 During the 2009-2011 fiscal biennium and the 2011-2013 and 2013-
21 2015 fiscal (~~(biennium))~~ biennia, the legislature may transfer from the
22 state treasurer's service fund to the state general fund such amounts
23 as reflect the excess fund balance of the fund.

24 **Sec. 962.** RCW 43.09.475 and 2011 1st sp.s. c 50 s 942 are each
25 amended to read as follows:

26 The performance audits of government account is hereby created in
27 the custody of the state treasurer. Revenue identified in RCW
28 82.08.020(5) and 82.12.0201 shall be deposited in the account. Money
29 in the account shall be used to fund the performance audits and follow-
30 up performance audits under RCW 43.09.470 and shall be expended by the
31 state auditor in accordance with chapter 1, Laws of 2006. Only the
32 state auditor or the state auditor's designee may authorize
33 expenditures from the account. The account is subject to allotment
34 procedures under chapter 43.88 RCW, but an appropriation is not
35 required for expenditures. (~~(During the 2009-2011 fiscal biennium, the~~
36 ~~legislature may transfer from the performance audits of government~~
37 ~~account to the state general fund such amounts as deemed to be~~

1 ~~appropriate or necessary.))~~ During (~~{the}~~) the 2011-2013 and the
2 2013-2015 fiscal (~~(biennium))~~ biennia, the performance audits of
3 government account may be appropriated for fraud investigations in the
4 state auditor's office and the department of social and health
5 services, audit and collection functions in the department of revenue,
6 the joint legislative audit and review committee, the office of
7 financial management, and audits of school districts. In addition,
8 during the 2011-2013 and 2013-2015 fiscal (~~(biennium))~~ biennia the
9 account may be used to fund the office of financial management's
10 contract for the compliance audit of the state auditor.

11 **Sec. 963.** RCW 43.24.150 and 2011 c 298 s 25 are each amended to
12 read as follows:

13 (1) The business and professions account is created in the state
14 treasury. All receipts from business or professional licenses,
15 registrations, certifications, renewals, examinations, or civil
16 penalties assessed and collected by the department from the following
17 chapters must be deposited into the account:

- 18 (a) Chapter 18.11 RCW, auctioneers;
- 19 (b) Chapter 18.16 RCW, cosmetologists, barbers, and manicurists;
- 20 (c) Chapter 18.145 RCW, court reporters;
- 21 (d) Chapter 18.165 RCW, private investigators;
- 22 (e) Chapter 18.170 RCW, security guards;
- 23 (f) Chapter 18.185 RCW, bail bond agents;
- 24 (g) Chapter 18.280 RCW, home inspectors;
- 25 (h) Chapter 19.16 RCW, collection agencies;
- 26 (i) Chapter 19.31 RCW, employment agencies;
- 27 (j) Chapter 19.105 RCW, camping resorts;
- 28 (k) Chapter 19.138 RCW, sellers of travel;
- 29 (l) Chapter 42.44 RCW, notaries public;
- 30 (m) Chapter 64.36 RCW, timeshares;
- 31 (n) Chapter 67.08 RCW, boxing, martial arts, and wrestling;
- 32 (o) Chapter 18.300 RCW, body art, body piercing, and tattooing;
- 33 (p) Chapter 79A.60 RCW, whitewater river outfitters; and
- 34 (q) Chapter 19.158 RCW, commercial telephone solicitation.

35 Moneys in the account may be spent only after appropriation.
36 Expenditures from the account may be used only for expenses incurred in
37 carrying out these business and professions licensing activities of the

1 department. Any residue in the account must be accumulated and may not
2 revert to the general fund at the end of the biennium. However, during
3 the 2013-2015 fiscal biennium the legislature may transfer to the state
4 general fund such amounts as reflect the excess fund balance in the
5 account.

6 (2) The director must biennially prepare a budget request based on
7 the anticipated costs of administering the business and professions
8 licensing activities listed in subsection (1) of this section, which
9 must include the estimated income from these business and professions
10 fees.

11 **Sec. 964.** RCW 43.24.150 and 2013 c 322 s 30 are each amended to
12 read as follows:

13 (1) The business and professions account is created in the state
14 treasury. All receipts from business or professional licenses,
15 registrations, certifications, renewals, examinations, or civil
16 penalties assessed and collected by the department from the following
17 chapters must be deposited into the account:

- 18 (a) Chapter 18.11 RCW, auctioneers;
- 19 (b) Chapter 18.16 RCW, cosmetologists, barbers, and manicurists;
- 20 (c) Chapter 18.145 RCW, court reporters;
- 21 (d) Chapter 18.165 RCW, private investigators;
- 22 (e) Chapter 18.170 RCW, security guards;
- 23 (f) Chapter 18.185 RCW, bail bond agents;
- 24 (g) Chapter 18.280 RCW, home inspectors;
- 25 (h) Chapter 19.16 RCW, collection agencies;
- 26 (i) Chapter 19.31 RCW, employment agencies;
- 27 (j) Chapter 19.105 RCW, camping resorts;
- 28 (k) Chapter 19.138 RCW, sellers of travel;
- 29 (l) Chapter 42.44 RCW, notaries public;
- 30 (m) Chapter 64.36 RCW, timeshares;
- 31 (n) Chapter 67.08 RCW, boxing, martial arts, and wrestling;
- 32 (o) Chapter 18.300 RCW, body art, body piercing, and tattooing;
- 33 (p) Chapter 79A.60 RCW, whitewater river outfitters;
- 34 (q) Chapter 19.158 RCW, commercial telephone solicitation; and
- 35 (r) Chapter 19.290 RCW, scrap metal businesses.

36 Moneys in the account may be spent only after appropriation.
37 Expenditures from the account may be used only for expenses incurred in

1 carrying out these business and professions licensing activities of the
2 department. Any residue in the account must be accumulated and may not
3 revert to the general fund at the end of the biennium. However, during
4 the 2013-2015 fiscal biennium the legislature may transfer to the state
5 general fund such amounts as reflect the excess fund balance in the
6 account.

7 (2) The director must biennially prepare a budget request based on
8 the anticipated costs of administering the business and professions
9 licensing activities listed in subsection (1) of this section, which
10 must include the estimated income from these business and professions
11 fees.

12 **Sec. 965.** RCW 43.71.030 and 2012 c 87 s 4 are each amended to read
13 as follows:

14 (1) The exchange may, consistent with the purposes of this chapter:
15 (a) Sue and be sued in its own name; (b) make and execute agreements,
16 contracts, and other instruments, with any public or private person or
17 entity; (c) employ, contract with, or engage personnel; (d) pay
18 administrative costs; (e) accept grants, donations, loans of funds, and
19 contributions in money, services, materials or otherwise, from the
20 United States or any of its agencies, from the state of Washington and
21 its agencies or from any other source, and use or expend those moneys,
22 services, materials, or other contributions; (f) aggregate or delegate
23 the aggregation of funds that comprise the premium for a health plan;
24 and (g) complete other duties necessary to begin open enrollment in
25 qualified health plans through the exchange beginning October 1, 2013.

26 (2) The board shall develop a methodology to ensure the exchange is
27 self-sustaining after December 31, 2014. The board shall seek input
28 from health carriers to develop funding mechanisms that fairly and
29 equitably apportion among carriers the reasonable administrative costs
30 and expenses incurred to implement the provisions of this chapter. The
31 board shall submit its recommendations to the legislature by December
32 1, 2012. If the legislature does not enact legislation during the 2013
33 regular session to modify or reject the board's recommendations, the
34 board may proceed with implementation of the recommendations. During
35 the 2013-2015 fiscal biennium, revenues to the exchange from charges to
36 enrollees and to the state, as appropriated in section 213 of this act,
37 shall not exceed 1.8 percent of premiums paid.

1 (3) The board shall establish policies that permit city and county
2 governments, Indian tribes, tribal organizations, urban Indian
3 organizations, private foundations, and other entities to pay premiums
4 on behalf of qualified individuals.

5 (4) The employees of the exchange may participate in the public
6 employees' retirement system under chapter 41.40 RCW and the public
7 employees' benefits board under chapter 41.05 RCW.

8 (5) Qualified employers may access coverage for their employees
9 through the exchange for small groups under section 1311 of P.L. 111-
10 148 of 2010, as amended. The exchange shall enable any qualified
11 employer to specify a level of coverage so that any of its employees
12 may enroll in any qualified health plan offered through the small group
13 exchange at the specified level of coverage.

14 (6) The exchange shall report its activities and status to the
15 governor and the legislature as requested, and no less often than
16 annually.

17 **Sec. 966.** RCW 43.79.445 and 2005 c 166 s 3 are each amended to
18 read as follows:

19 There is established an account in the state treasury referred to
20 as the "death investigations account" which shall exist for the purpose
21 of receiving, holding, investing, and disbursing funds appropriated or
22 provided in RCW 70.58.107 and any moneys appropriated or otherwise
23 provided thereafter.

24 Moneys in the death investigations account shall be disbursed by
25 the state treasurer once every year on December 31 and at any other
26 time determined by the treasurer. The treasurer shall make
27 disbursements to: The state toxicology laboratory, counties for the
28 cost of autopsies, the state patrol for providing partial funding for
29 the state dental identification system, the criminal justice training
30 commission for training county coroners, medical examiners and their
31 staff, and the state forensic investigations council. (~~Funds from the
32 death investigations account may be appropriated during the 1997-99
33 biennium for the purposes of statewide child mortality reviews
34 administered by the department of health.~~) Funds from the death
35 investigations account may be appropriated during the 2013-2015 fiscal
36 biennium for the activities of the state crime laboratory within the
37 Washington state patrol.

1 **Sec. 967.** RCW 43.79.480 and 2011 1st sp.s. c 50 s 947 are each
2 amended to read as follows:

3 (1) Moneys received by the state of Washington in accordance with
4 the settlement of the state's legal action against tobacco product
5 manufacturers, exclusive of costs and attorneys' fees, shall be
6 deposited in the tobacco settlement account created in this section
7 except as these moneys are sold or assigned under chapter 43.340 RCW.

8 (2) The tobacco settlement account is created in the state
9 treasury. Moneys in the tobacco settlement account may only be
10 transferred to the state general fund, and to the tobacco prevention
11 and control account for purposes set forth in this section. The
12 legislature shall transfer amounts received as strategic contribution
13 payments as defined in RCW 43.350.010 to the life sciences discovery
14 fund created in RCW 43.350.070. During the 2009-2011 and 2011-2013
15 fiscal biennia, the legislature may transfer less than the entire
16 strategic contribution payments, and may transfer amounts attributable
17 to strategic contribution payments into the basic health plan
18 stabilization account. During the 2013-2015 fiscal biennium, the
19 legislature may transfer less than the entire strategic contribution
20 payments, and may transfer amounts attributable to strategic
21 contribution payments into the state general fund.

22 (3) The tobacco prevention and control account is created in the
23 state treasury. The source of revenue for this account is moneys
24 transferred to the account from the tobacco settlement account,
25 investment earnings, donations to the account, and other revenues as
26 directed by law. Expenditures from the account are subject to
27 appropriation. During the 2009-2011 fiscal biennium, the legislature
28 may transfer from the tobacco prevention and control account to the
29 state general fund such amounts as represent the excess fund balance of
30 the account.

31 **Sec. 968.** RCW 43.101.200 and 2011 1st sp.s. c 50 s 949 are each
32 amended to read as follows:

33 (1) All law enforcement personnel, except volunteers, and reserve
34 officers whether paid or unpaid, initially employed on or after January
35 1, 1978, shall engage in basic law enforcement training which complies
36 with standards adopted by the commission pursuant to RCW 43.101.080.
37 For personnel initially employed before January 1, 1990, such training

1 shall be successfully completed during the first fifteen months of
2 employment of such personnel unless otherwise extended or waived by the
3 commission and shall be requisite to the continuation of such
4 employment. Personnel initially employed on or after January 1, 1990,
5 shall commence basic training during the first six months of employment
6 unless the basic training requirement is otherwise waived or extended
7 by the commission. Successful completion of basic training is
8 requisite to the continuation of employment of such personnel initially
9 employed on or after January 1, 1990.

10 (2) Except as otherwise provided in this chapter, the commission
11 shall provide the aforementioned training together with necessary
12 facilities, supplies, materials, and the board and room of noncommuting
13 attendees for seven days per week, except during the ((2011-2013))
14 2013-2015 fiscal biennium when the employing, county, city((+,+)) or
15 state law enforcement agency shall reimburse the commission for twenty-
16 five percent of the cost of training its personnel. Additionally, to
17 the extent funds are provided for this purpose, the commission shall
18 reimburse to participating law enforcement agencies with ten or less
19 full-time commissioned patrol officers the cost of temporary
20 replacement of each officer who is enrolled in basic law enforcement
21 training: PROVIDED, That such reimbursement shall include only the
22 actual cost of temporary replacement not to exceed the total amount of
23 salary and benefits received by the replaced officer during his or her
24 training period.

25 **Sec. 969.** RCW 43.155.050 and 2012 2nd sp.s. c 2 s 6004 are each
26 amended to read as follows:

27 The public works assistance account is hereby established in the
28 state treasury. Money may be placed in the public works assistance
29 account from the proceeds of bonds when authorized by the legislature
30 or from any other lawful source. Money in the public works assistance
31 account shall be used to make loans and to give financial guarantees to
32 local governments for public works projects. Moneys in the account may
33 also be appropriated to provide for state match requirements under
34 federal law for projects and activities conducted and financed by the
35 board under the drinking water assistance account. Not more than
36 fifteen percent of the biennial capital budget appropriation to the
37 public works board from this account may be expended or obligated for

1 preconstruction loans, emergency loans, or loans for capital facility
2 planning under this chapter; of this amount, not more than ten percent
3 of the biennial capital budget appropriation may be expended for
4 emergency loans and not more than one percent of the biennial capital
5 budget appropriation may be expended for capital facility planning
6 loans. During the 2011-2013 and 2013-2015 fiscal (~~(biennium)~~) biennia,
7 the legislature may transfer from the public works assistance account
8 to the general fund, the water pollution control revolving account, and
9 the drinking water assistance account such amounts as reflect the
10 excess fund balance of the account. During the 2011-2013 fiscal
11 biennium, the legislature may appropriate moneys from the account for
12 economic development, innovation, and export grants, including
13 brownfields; main street improvement grants; and the loan program
14 consolidation board. During the 2013-2015 fiscal biennium, the
15 legislature may transfer from the public works assistance account to
16 the general fund such amounts as reflect the excess fund balance of the
17 account.

18 **Sec. 970.** RCW 43.185.050 and 2011 1st sp.s. c 50 s 953 are each
19 amended to read as follows:

20 (1) The department shall use moneys from the housing trust fund and
21 other legislative appropriations to finance in whole or in part any
22 loans or grant projects that will provide housing for persons and
23 families with special housing needs and with incomes at or below fifty
24 percent of the median family income for the county or standard
25 metropolitan statistical area where the project is located. At least
26 thirty percent of these moneys used in any given funding cycle shall be
27 for the benefit of projects located in rural areas of the state as
28 defined by the department. If the department determines that it has
29 not received an adequate number of suitable applications for rural
30 projects during any given funding cycle, the department may allocate
31 unused moneys for projects in nonrural areas of the state.

32 (2) Activities eligible for assistance from the housing trust fund
33 and other legislative appropriations include, but are not limited to:

34 (a) New construction, rehabilitation, or acquisition of low and
35 very low-income housing units;

36 (b) Rent subsidies;

1 (c) Matching funds for social services directly related to
2 providing housing for special-need tenants in assisted projects;

3 (d) Technical assistance, design and finance services and
4 consultation, and administrative costs for eligible nonprofit community
5 or neighborhood-based organizations;

6 (e) Administrative costs for housing assistance groups or
7 organizations when such grant or loan will substantially increase the
8 recipient's access to housing funds other than those available under
9 this chapter;

10 (f) Shelters and related services for the homeless, including
11 emergency shelters and overnight youth shelters;

12 (g) Mortgage subsidies, including temporary rental and mortgage
13 payment subsidies to prevent homelessness;

14 (h) Mortgage insurance guarantee or payments for eligible projects;

15 (i) Down payment or closing cost assistance for eligible first-time
16 home buyers;

17 (j) Acquisition of housing units for the purpose of preservation as
18 low-income or very low-income housing;

19 (k) Projects making housing more accessible to families with
20 members who have disabilities; and

21 (l) During the 2005-2007 fiscal biennium, a manufactured/mobile
22 home landlord-tenant ombudsman conflict resolution and park
23 registration program.

24 (3) During the ~~((2005-2007 fiscal biennium, revenues generated~~
25 ~~under RCW 36.22.178 may be used for the development of affordable~~
26 ~~housing projects and other activities funded in section 108, chapter~~
27 ~~371, Laws of 2006))~~ 2013-2015 fiscal biennium, the legislature may
28 transfer from the housing trust fund to the state general fund such
29 amounts as reflect the excess fund balance of the fund.

30 (4) Legislative appropriations from capital bond proceeds may be
31 used only for the costs of projects authorized under subsection (2)(a),
32 (i), and (j) of this section, and not for the administrative costs of
33 the department.

34 (5) Moneys from repayment of loans from appropriations from capital
35 bond proceeds may be used for all activities necessary for the proper
36 functioning of the housing assistance program except for activities
37 authorized under subsection (2)(b) and (c) of this section.

1 (6) Administrative costs of the department shall not exceed five
2 percent of the annual funds available for the housing assistance
3 program, except during the 2011-2013 fiscal biennium when
4 administrative costs associated with housing trust fund application,
5 distribution, and project development activities may not exceed three
6 percent of the annual funds available for the housing assistance
7 program; administrative costs associated with compliance and monitoring
8 activities of the department may not exceed one quarter of one percent
9 annually of the contracted amount of state investment in the housing
10 assistance program; and reappropriations may not be included in the
11 calculation of the annual funds available for determining the
12 administrative costs.

13 **Sec. 971.** RCW 43.185.050 and 2013 c 145 s 2 are each amended to
14 read as follows:

15 (1) The department must use moneys from the housing trust fund and
16 other legislative appropriations to finance in whole or in part any
17 loans or grant projects that will provide housing for persons and
18 families with special housing needs and with incomes at or below fifty
19 percent of the median family income for the county or standard
20 metropolitan statistical area where the project is located. At least
21 thirty percent of these moneys used in any given funding cycle shall be
22 for the benefit of projects located in rural areas of the state as
23 defined by the department. If the department determines that it has
24 not received an adequate number of suitable applications for rural
25 projects during any given funding cycle, the department may allocate
26 unused moneys for projects in nonrural areas of the state.

27 (2) Activities eligible for assistance from the housing trust fund
28 and other legislative appropriations include, but are not limited to:

29 (a) New construction, rehabilitation, or acquisition of low and
30 very low-income housing units;

31 (b) Rent subsidies;

32 (c) Matching funds for social services directly related to
33 providing housing for special-need tenants in assisted projects;

34 (d) Technical assistance, design and finance services and
35 consultation, and administrative costs for eligible nonprofit community
36 or neighborhood-based organizations;

1 (e) Administrative costs for housing assistance groups or
2 organizations when such grant or loan will substantially increase the
3 recipient's access to housing funds other than those available under
4 this chapter;

5 (f) Shelters and related services for the homeless, including
6 emergency shelters and overnight youth shelters;

7 (g) Mortgage subsidies, including temporary rental and mortgage
8 payment subsidies to prevent homelessness;

9 (h) Mortgage insurance guarantee or payments for eligible projects;

10 (i) Down payment or closing cost assistance for eligible first-time
11 home buyers;

12 (j) Acquisition of housing units for the purpose of preservation as
13 low-income or very low-income housing; and

14 (k) Projects making housing more accessible to families with
15 members who have disabilities.

16 (3) Legislative appropriations from capital bond proceeds may be
17 used only for the costs of projects authorized under subsection (2)(a),
18 (i), and (j) of this section, and not for the administrative costs of
19 the department.

20 (4) Moneys from repayment of loans from appropriations from capital
21 bond proceeds may be used for all activities necessary for the proper
22 functioning of the housing assistance program except for activities
23 authorized under subsection (2)(b) and (c) of this section.

24 (5) Administrative costs associated with application, distribution,
25 and project development activities of the department may not exceed
26 three percent of the annual funds available for the housing assistance
27 program. Reappropriations must not be included in the calculation of
28 the annual funds available for determining the administrative costs.

29 (6) Administrative costs associated with compliance and monitoring
30 activities of the department may not exceed one-quarter of one percent
31 annually of the contracted amount of state investment in the housing
32 assistance program.

33 (7) During the 2013-2015 fiscal biennium, the legislature may
34 transfer from the housing trust fund to the state general fund such
35 amounts as reflect the excess fund balance of the fund.

36 **Sec. 972.** RCW 43.325.040 and 2009 c 564 s 942 and 2009 c 451 s 5
37 are each reenacted and amended to read as follows:

1 (1) The energy freedom account is created in the state treasury.
2 All receipts from appropriations made to the account and any loan
3 payments of principal and interest derived from loans made under the
4 energy freedom account must be deposited into the account. Moneys in
5 the account may be spent only after appropriation. Expenditures from
6 the account may be used only for financial assistance for further
7 funding for projects consistent with this chapter or otherwise
8 authorized by the legislature.

9 (2) The green energy incentive account is created in the state
10 treasury as a subaccount of the energy freedom account. All receipts
11 from appropriations made to the green energy incentive account shall be
12 deposited into the account, and may be spent only after appropriation.
13 Expenditures from the account may be used only for:

14 (a) Refueling projects awarded under this chapter;

15 (b) Pilot projects for plug-in hybrids, including grants provided
16 for the electrification program set forth in RCW 43.325.110; and

17 (c) Demonstration projects developed with state universities as
18 defined in RCW 28B.10.016 and local governments that result in the
19 design and building of a hydrogen vehicle fueling station.

20 (3)(a) The energy recovery act account is created in the state
21 treasury. State and federal funds may be deposited into the account
22 and any loan payments of principal and interest derived from loans made
23 from the energy recovery act account must be deposited into the
24 account. Moneys in the account may be spent only after appropriation.

25 (b) Expenditures from the account may be used only for loans, loan
26 guarantees, and grants that encourage the establishment of innovative
27 and sustainable industries for renewable energy and energy efficiency
28 technology, including but not limited to:

29 (i) Renewable energy projects or programs that require interim
30 financing to complete project development and implementation;

31 (ii) Companies with innovative, near-commercial or commercial,
32 clean energy technology; and

33 (iii) Energy efficiency technologies that have a viable repayment
34 stream from reduced utility costs.

35 (c) The director shall establish policies and procedures for
36 processing, reviewing, and approving applications for funding under
37 this section. When developing these policies and procedures, the

1 department must consider the clean energy leadership strategy developed
2 under section 2, chapter 318, Laws of 2009.

3 (d) The director shall enter into agreements with approved
4 applicants to fix the term and rates of funding provided from this
5 account.

6 (e) The policies and procedures of this subsection (3) do not apply
7 to assistance awarded for projects under RCW 43.325.020(3).

8 (4) Any state agency receiving funding from the energy freedom
9 account is prohibited from retaining greater than three percent of any
10 funding provided from the energy freedom account for administrative
11 overhead or other deductions not directly associated with conducting
12 the research, projects, or other end products that the funding is
13 designed to produce unless this provision is waived in writing by the
14 director.

15 (5) Any university, institute, or other entity that is not a state
16 agency receiving funding from the energy freedom account is prohibited
17 from retaining greater than fifteen percent of any funding provided
18 from the energy freedom account for administrative overhead or other
19 deductions not directly associated with conducting the research,
20 projects, or other end products that the funding is designed to
21 produce.

22 (6) Subsections (2), (4), and (5) of this section do not apply to
23 assistance awarded for projects under RCW 43.325.020(3).

24 (7) During the (~~2009-2011~~) 2013-2015 fiscal biennium, the
25 legislature may transfer from the energy freedom account to the state
26 general fund such amounts as reflect the excess fund balance of the
27 account.

28 **Sec. 973.** RCW 46.66.080 and 2011 1st sp.s. c 50 s 958 are each
29 amended to read as follows:

30 (1) The Washington auto theft prevention authority account is
31 created in the state treasury, subject to appropriation. All revenues
32 from the traffic infraction surcharge in RCW 46.63.110(7)(b) and all
33 receipts from gifts, grants, bequests, devises, or other funds from
34 public and private sources to support the activities of the auto theft
35 prevention authority must be deposited into the account. Expenditures
36 from the account may be used only for activities relating to motor
37 vehicle theft, including education, prevention, law enforcement,

1 investigation, prosecution, and confinement. During the ((2009-2011
2 and)) 2011-2013 and 2013-2015 fiscal biennia, the legislature may
3 appropriate moneys from the Washington auto theft prevention authority
4 account for criminal justice purposes and community building and may
5 transfer funds to the state general fund such amounts as reflect the
6 excess fund balance of the account.

7 (2) The authority shall allocate moneys appropriated from the
8 account to public agencies for the purpose of establishing,
9 maintaining, and supporting programs that are designed to prevent motor
10 vehicle theft, including:

11 (a) Financial support to prosecution agencies to increase the
12 effectiveness of motor vehicle theft prosecution;

13 (b) Financial support to a unit of local government or a team
14 consisting of units of local governments to increase the effectiveness
15 of motor vehicle theft enforcement;

16 (c) Financial support for the procurement of equipment and
17 technologies for use by law enforcement agencies for the purpose of
18 enforcing motor vehicle theft laws; and

19 (d) Financial support for programs that are designed to educate and
20 assist the public in the prevention of motor vehicle theft.

21 (3) The costs of administration shall not exceed ten percent of the
22 moneys in the account in any one year so that the greatest possible
23 portion of the moneys available to the authority is expended on
24 combating motor vehicle theft.

25 (4) Prior to awarding any moneys from the Washington auto theft
26 prevention authority account for motor vehicle theft enforcement, the
27 auto theft prevention authority must verify that the financial award
28 includes sufficient funding to cover proposed activities, which
29 include, but are not limited to: (a) State, municipal, and county
30 offender and juvenile confinement costs; (b) administration costs; (c)
31 law enforcement costs; (d) prosecutor costs; and (e) court costs, with
32 a priority being given to ensuring that sufficient funding is available
33 to cover state, municipal, and county offender and juvenile confinement
34 costs.

35 (5) Moneys expended from the Washington auto theft prevention
36 authority account under subsection (2) of this section shall be used to
37 supplement, not supplant, other moneys that are available for motor
38 vehicle theft prevention.

1 (6) Grants provided under subsection (2) of this section constitute
2 reimbursement for purposes of RCW 43.135.060(1).

3 **Sec. 974.** RCW 46.68.340 and 2008 c 282 s 3 are each amended to
4 read as follows:

5 The ignition interlock device revolving account is created in the
6 state treasury. All receipts from the fee assessed under RCW
7 46.20.385(6) must be deposited into the account. Moneys in the account
8 may be spent only after appropriation. Expenditures from the account
9 may be used only for administering and operating the ignition interlock
10 device revolving account program and during the 2013-2015 fiscal
11 biennium, the legislature may appropriate moneys from the ignition
12 interlock device revolving account for substance abuse programs for
13 offenders.

14 **Sec. 975.** RCW 70.42.090 and 1989 c 386 s 10 are each amended to
15 read as follows:

16 (1) The department shall establish a schedule of fees for license
17 applications, renewals, amendments, and waivers. In fixing said fees,
18 the department shall set the fees at a sufficient level to defray the
19 cost of administering the licensure program. All such fees shall be
20 fixed by rule adopted in accordance with the provisions of the
21 administrative procedure act, chapter 34.05 RCW. In determining the
22 fee schedule, the department shall consider the following: (a)
23 Complexity of the license required; (b) number and type of tests
24 performed at the test site; (c) degree of supervision required from the
25 department staff; (d) whether the license is granted under RCW
26 70.42.040; and (e) general administrative costs of the test site
27 licensing program established under this chapter. For each category of
28 license, fees charged shall be related to program costs.

29 (2) The medical test site licensure account is created in the state
30 treasury. The state treasurer shall transfer into the medical test
31 site licensure account all revenue received from medical test site
32 license fees. Funds for this account may only be appropriated for the
33 support of the activities defined under this chapter. For the 2013-
34 2015 fiscal biennium, moneys in the account may be spent for laboratory
35 services in the department of health.

1 (3) The department may establish separate fees for repeat
2 inspections and repeat audits it performs under RCW 70.42.170.

3 **Sec. 976.** RCW 70.93.180 and 2011 1st sp.s. c 50 s 963 are each
4 amended to read as follows:

5 (1) There is hereby created an account within the state treasury to
6 be known as the "waste reduction, recycling, and litter control
7 account". Moneys in the account may be spent only after appropriation.
8 Expenditures from the waste reduction, recycling, and litter control
9 account shall be used as follows:

10 (a) Fifty percent to the department of ecology, for use by the
11 departments of ecology, natural resources, revenue, transportation, and
12 corrections, and the parks and recreation commission, for use in litter
13 collection programs, to be distributed under RCW 70.93.220. The amount
14 to the department of ecology shall also be used for a central
15 coordination function for litter control efforts statewide, for the
16 biennial litter survey under RCW 70.93.200(8), and for statewide public
17 awareness programs under RCW 70.93.200(7). The amount to the
18 department shall also be used to defray the costs of administering the
19 funding, coordination, and oversight of local government programs for
20 waste reduction, litter control, and recycling, so that local
21 governments can apply one hundred percent of their funding to achieving
22 program goals. The amount to the department of revenue shall be used
23 to enforce compliance with the litter tax imposed in chapter 82.19 RCW;

24 (b) Twenty percent to the department for local government funding
25 programs for waste reduction, litter control, and recycling activities
26 by cities and counties under RCW 70.93.250, to be administered by the
27 department of ecology; and

28 (c) Thirty percent to the department of ecology for waste reduction
29 and recycling efforts.

30 (2) All taxes imposed in RCW 82.19.010 and fines and bail
31 forfeitures collected or received pursuant to this chapter shall be
32 deposited in the waste reduction, recycling, and litter control account
33 and used for the programs under subsection (1) of this section.

34 (3) Not less than five percent and no more than ten percent of the
35 amount appropriated into the waste reduction, recycling, and litter
36 control account every biennium shall be reserved for capital needs,
37 including the purchase of vehicles for transporting crews and for

1 collecting litter and solid waste. Capital funds shall be distributed
2 among state agencies and local governments according to the same
3 criteria provided in RCW 70.93.220 for the remainder of the funds, so
4 that the most effective waste reduction, litter control, and recycling
5 programs receive the most funding. The intent of this subsection is to
6 provide funds for the purchase of equipment that will enable the
7 department to account for the greatest return on investment in terms of
8 reaching a zero litter goal.

9 (4) During the 2009-2011 fiscal biennium, the legislature may
10 transfer from the waste reduction, recycling, and litter control
11 account to the state general fund such amounts as reflect the excess
12 fund balance of the account. Additionally, during the 2009-2011 fiscal
13 biennium, subsection (1)(a), (b), and (c) of this section is suspended.

14 (5) During the 2011-2013 fiscal biennium, the legislature may
15 transfer from the waste reduction, recycling, and litter control
16 account to the state general fund such amounts as reflect the excess
17 fund balance of the account. Additionally, during the 2011-2013 fiscal
18 biennium, subsection (1)(a), (b), and (c) of this section is suspended.

19 (6) During the 2013-2015 fiscal biennium, subsection (1)(a), (b),
20 and (c) of this section is suspended.

21 **Sec. 977.** RCW 70.105D.070 and 2012 2nd sp.s. c 7 s 920 and 2012
22 2nd sp.s. c 2 s 6005 are each reenacted and amended to read as follows:

23 (1) The state toxics control account and the local toxics control
24 account are hereby created in the state treasury.

25 (2) The following moneys shall be deposited into the state toxics
26 control account: (a) Those revenues which are raised by the tax
27 imposed under RCW 82.21.030 and which are attributable to that portion
28 of the rate equal to thirty-three one-hundredths of one percent; (b)
29 the costs of remedial actions recovered under this chapter or chapter
30 70.105A RCW; (c) penalties collected or recovered under this chapter;
31 and (d) any other money appropriated or transferred to the account by
32 the legislature. Moneys in the account may be used only to carry out
33 the purposes of this chapter, including but not limited to the
34 following activities:

35 (i) The state's responsibility for hazardous waste planning,
36 management, regulation, enforcement, technical assistance, and public
37 education required under chapter 70.105 RCW;

- 1 (ii) The state's responsibility for solid waste planning,
2 management, regulation, enforcement, technical assistance, and public
3 education required under chapter 70.95 RCW;
- 4 (iii) The hazardous waste cleanup program required under this
5 chapter;
- 6 (iv) State matching funds required under the federal cleanup law;
- 7 (v) Financial assistance for local programs in accordance with
8 chapters 70.95, 70.95C, 70.95I, and 70.105 RCW;
- 9 (vi) State government programs for the safe reduction, recycling,
10 or disposal of hazardous wastes from households, small businesses, and
11 agriculture;
- 12 (vii) Hazardous materials emergency response training;
- 13 (viii) Water and environmental health protection and monitoring
14 programs;
- 15 (ix) Programs authorized under chapter 70.146 RCW;
- 16 (x) A public participation program, including regional citizen
17 advisory committees;
- 18 (xi) Public funding to assist potentially liable persons to pay for
19 the costs of remedial action in compliance with cleanup standards under
20 RCW 70.105D.030(2)(e) but only when the amount and terms of such
21 funding are established under a settlement agreement under RCW
22 70.105D.040(4) and when the director has found that the funding will
23 achieve both (A) a substantially more expeditious or enhanced cleanup
24 than would otherwise occur, and (B) the prevention or mitigation of
25 unfair economic hardship;
- 26 (xii) Development and demonstration of alternative management
27 technologies designed to carry out the hazardous waste management
28 priorities of RCW 70.105.150;
- 29 (xiii) During the 2009-2011 (~~and~~), 2011-2013, and 2013-2015
30 fiscal biennia, shoreline update technical assistance;
- 31 (xiv) During the 2009-2011 fiscal biennium, multijurisdictional
32 permitting teams;
- 33 (xv) During the 2011-2013 fiscal biennium, actions for reducing
34 public exposure to toxic air pollution, and actions taken through the
35 family forest fish passage program to correct barriers to fish passage
36 on privately owned small forest lands; (~~and~~)
- 37 (xvi) During the 2011-2013 fiscal biennium, the department of

1 ecology's water quality, shorelands and environmental assessment,
2 hazardous waste, waste to resources, nuclear waste, and air quality
3 programs;

4 (xvii) During the 2013-2015 fiscal biennium, the department of
5 ecology's water quality, shorelands, environmental assessment,
6 administration, and air quality programs;

7 (xviii) During the 2013-2015 fiscal biennium, actions at the state
8 conservation commission to improve water quality for shellfish;

9 (xix) During the 2013-2015 fiscal biennium, solid and hazardous
10 waste compliance at the department of corrections;

11 (xx) During the 2013-2015 fiscal biennium, activities at the
12 department of fish and wildlife concerning water quality monitoring,
13 hatchery water quality regulatory compliance, and technical assistance
14 to local governments on growth management and shoreline management;

15 (xxi) During the 2013-2015 fiscal biennium, forest practices
16 regulation at the department of natural resources; and

17 (xxii) During the 2013-2015 fiscal biennium, actions at the
18 department of ecology and the University of Washington for reducing
19 ocean acidification.

20 (3) The following moneys shall be deposited into the local toxics
21 control account: Those revenues which are raised by the tax imposed
22 under RCW 82.21.030 and which are attributable to that portion of the
23 rate equal to thirty-seven one-hundredths of one percent.

24 (a) Moneys deposited in the local toxics control account shall be
25 used by the department for grants or loans to local governments for the
26 following purposes in descending order of priority:

- 27 (i) Remedial actions;
- 28 (ii) Hazardous waste plans and programs under chapter 70.105 RCW;
- 29 (iii) Solid waste plans and programs under chapters 70.95, 70.95C,
30 70.95I, and 70.105 RCW;
- 31 (iv) Funds for a program to assist in the assessment and cleanup of
32 sites of methamphetamine production, but not to be used for the initial
33 containment of such sites, consistent with the responsibilities and
34 intent of RCW 69.50.511; and

35 (v) Cleanup and disposal of hazardous substances from abandoned or
36 derelict vessels, defined for the purposes of this section as vessels
37 that have little or no value and either have no identified owner or

1 have an identified owner lacking financial resources to clean up and
2 dispose of the vessel, that pose a threat to human health or the
3 environment.

4 (b) Funds for plans and programs shall be allocated consistent with
5 the priorities and matching requirements established in chapters
6 70.105, 70.95C, 70.95I, and 70.95 RCW, except that any applicant that
7 is a Puget Sound partner, as defined in RCW 90.71.010, along with any
8 project that is referenced in the action agenda developed by the Puget
9 Sound partnership under RCW 90.71.310, shall, except as conditioned by
10 RCW 70.105D.120, receive priority for any available funding for any
11 grant or funding programs or sources that use a competitive bidding
12 process. During the 2007-2009 fiscal biennium, moneys in the account
13 may also be used for grants to local governments to retrofit public
14 sector diesel equipment and for storm water planning and implementation
15 activities.

16 (c) 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 (d) To facilitate and expedite cleanups using funds from the local
35 toxics control account, during the 2009-2011 fiscal biennium the
36 director may establish grant-funded accounts to hold and disperse local
37 toxics control account funds and funds from local governments to be
38 used for remedial actions.

1 (4) Except for unanticipated receipts under RCW 43.79.260 through
2 43.79.282, moneys in the state and local toxics control accounts may be
3 spent only after appropriation by statute.

4 (5) Except during the 2011-2013 fiscal biennium, one percent of the
5 moneys deposited into the state and local toxics control accounts shall
6 be allocated only for public participation grants to persons who may be
7 adversely affected by a release or threatened release of a hazardous
8 substance and to not-for-profit public interest organizations. The
9 primary purpose of these grants is to facilitate the participation by
10 persons and organizations in the investigation and remedying of
11 releases or threatened releases of hazardous substances and to
12 implement the state's solid and hazardous waste management priorities.
13 No grant may exceed sixty thousand dollars. Grants may be renewed
14 annually. Moneys appropriated for public participation from either
15 account which are not expended at the close of any biennium shall
16 revert to the state toxics control account.

17 (6) No moneys deposited into either the state or local toxics
18 control account may be used for solid waste incinerator feasibility
19 studies, construction, maintenance, or operation, or, after January 1,
20 2010, for projects designed to address the restoration of Puget Sound,
21 funded in a competitive grant process, that are in conflict with the
22 action agenda developed by the Puget Sound partnership under RCW
23 90.71.310.

24 (7) The department shall adopt rules for grant or loan issuance and
25 performance.

26 (8) During the 2011-2013 and 2013-2015 fiscal (~~(biennium))~~ biennia,
27 the legislature may transfer from the local toxics control account to
28 the state toxics control account such amounts as reflect excess fund
29 balance in the account.

30 (9) During the 2011-2013 fiscal biennium, the local toxics control
31 account may also be used for local government shoreline update grants
32 and actions for reducing public exposure to toxic air pollution;
33 funding to local governments for flood levee improvements; and grants
34 to local governments for brownfield redevelopment.

35 (10) During the 2013-2015 fiscal biennium, the local toxics control
36 account may also be used for local government storm water planning and
37 implementation activities.

1 (11) During the 2013-2015 fiscal biennium, the local toxics control
2 account may also be used for local government shoreline update grants.

3 **Sec. 978.** RCW 70.119.150 and 1993 c 306 s 3 are each amended to
4 read as follows:

5 The waterworks operator certification account is created in the
6 general fund of the state treasury. All fees paid pursuant to RCW
7 70.119.100, 70.119.120(3), and any other receipts realized in the
8 administration of this chapter shall be deposited in the waterworks
9 operator certification account. Moneys in the account shall be spent
10 only after appropriation. Moneys from the account shall be used by the
11 department of health to carry out the purposes of the waterworks
12 operator certification program. For the 2013-2015 fiscal biennium,
13 moneys in the account may be spent on the department of health's water
14 protection and drinking water programs.

15 **Sec. 979.** RCW 70.148.020 and 2012 1st sp.s. c 3 s 1 are each
16 amended to read as follows:

17 (1) The pollution liability insurance program trust account is
18 established in the custody of the state treasurer. All funds
19 appropriated for this chapter and all premiums collected for
20 reinsurance shall be deposited in the account. Expenditures from the
21 account shall be used exclusively for the purposes of this chapter
22 including payment of costs of administering the pollution liability
23 insurance and underground storage tank community assistance programs.
24 Expenditures for payment of administrative and operating costs of the
25 agency are subject to the allotment procedures under chapter 43.88 RCW
26 and may be made only after appropriation by statute. No appropriation
27 is required for other expenditures from the account.

28 (2) Each calendar quarter, the director shall report to the
29 insurance commissioner the loss and surplus reserves required for the
30 calendar quarter. The director shall notify the department of revenue
31 of this amount by the fifteenth day of each calendar quarter.

32 (3) Each calendar quarter the director shall determine the amount
33 of reserves necessary to fund commitments made to provide financial
34 assistance under RCW 70.148.130 to the extent that the financial
35 assistance reserves do not jeopardize the operations and liabilities of
36 the pollution liability insurance program. The director shall notify

1 the department of revenue of this amount by the fifteenth day of each
2 calendar quarter. The director may immediately establish an initial
3 financial assistance reserve of five million dollars from available
4 revenues. The director may not expend more than fifteen million
5 dollars for the financial assistance program.

6 ~~((4))~~ (4) During the 2013-2015 fiscal biennium, the legislature
7 may transfer from the pollution liability insurance program trust
8 account to the state general fund such amounts as reflect the excess
9 fund balance of the account.

10 (5) This section expires July 1, 2020.

11 **Sec. 980.** RCW 74.09.215 and 2012 c 241 s 103 are each amended to
12 read as follows:

13 The medicaid fraud penalty account is created in the state
14 treasury. All receipts from civil penalties collected under RCW
15 74.09.210, all receipts received under judgments or settlements that
16 originated under a filing under the federal false claims act, and all
17 receipts received under judgments or settlements that originated under
18 the state medicaid fraud false claims act, chapter 74.66 RCW must be
19 deposited into the account. Moneys in the account may be spent only
20 after appropriation and must be used only for medicaid services, fraud
21 detection and prevention activities, recovery of improper payments, and
22 for other medicaid fraud enforcement activities. For the 2013-2015
23 fiscal biennium, moneys in the account may be spent on inpatient and
24 outpatient rebasing and conversion to the tenth version of the
25 international classification of diseases.

26 **Sec. 981.** RCW 74.09.215 and 2013 c 36 s 3 are each amended to read
27 as follows:

28 The medicaid fraud penalty account is created in the state
29 treasury. All receipts from civil penalties collected under RCW
30 74.09.210, all receipts received under judgments or settlements that
31 originated under a filing under the federal false claims act, and all
32 receipts received under judgments or settlements that originated under
33 the state medicaid fraud false claims act, chapter 74.66 RCW, must be
34 deposited into the account. Moneys in the account may be spent only
35 after appropriation and must be used only for medicaid services, fraud
36 detection and prevention activities, recovery of improper payments, for

1 other medicaid fraud enforcement activities, and the prescription
2 monitoring program established in chapter 70.225 RCW. For the 2013-
3 2015 fiscal biennium, moneys in the account may be spent on inpatient
4 and outpatient rebasing and conversion to the tenth version of the
5 international classification of diseases.

6 **Sec. 982.** RCW 77.12.201 and 2012 2nd sp.s. c 7 s 923 are each
7 amended to read as follows:

8 The legislative authority of a county may elect, by giving written
9 notice to the director and the treasurer prior to January 1st of any
10 year, to obtain for the following year an amount in lieu of real
11 property taxes on game lands as provided in RCW 77.12.203. Upon the
12 election, the county shall keep a record of all fines, forfeitures,
13 reimbursements, and costs assessed and collected, in whole or in part,
14 under this title for violations of law or rules adopted pursuant to
15 this title, with the exception of the 2011-2013 and 2013-2015 fiscal
16 (~~biennium~~) biennia, and shall monthly remit an amount equal to the
17 amount collected to the state treasurer for deposit in the state
18 general fund. The election shall continue until the department is
19 notified differently prior to January 1st of any year.

20 **Sec. 983.** RCW 77.12.203 and 2012 2nd sp.s. c 7 s 924 are each
21 amended to read as follows:

22 (1) Except as provided in subsection (5) of this section and
23 notwithstanding RCW 84.36.010 or other statutes to the contrary, the
24 director shall pay by April 30th of each year on game lands in each
25 county, if requested by an election under RCW 77.12.201, an amount in
26 lieu of real property taxes equal to that amount paid on similar
27 parcels of open space land taxable under chapter 84.34 RCW or the
28 greater of seventy cents per acre per year or the amount paid in 1984
29 plus an additional amount for control of noxious weeds equal to that
30 which would be paid if such lands were privately owned. This amount
31 shall not be assessed or paid on department buildings, structures,
32 facilities, game farms, fish hatcheries, tidelands, or public fishing
33 areas of less than one hundred acres.

34 (2) "Game lands," as used in this section and RCW 77.12.201, means
35 those tracts one hundred acres or larger owned in fee by the department
36 and used for wildlife habitat and public recreational purposes. All

1 lands purchased for wildlife habitat, public access or recreation
2 purposes with federal funds in the Snake River drainage basin shall be
3 considered game lands regardless of acreage.

4 (3) This section shall not apply to lands transferred after April
5 23, 1990, to the department from other state agencies.

6 (4) The county shall distribute the amount received under this
7 section in lieu of real property taxes to all property taxing districts
8 except the state in appropriate tax code areas the same way it would
9 distribute local property taxes from private property. The county
10 shall distribute the amount received under this section for weed
11 control to the appropriate weed district.

12 (5) For the 2011-2013 and 2013-2015 fiscal (~~biennium~~) biennia,
13 the director shall pay by April 30th of each year on game lands in each
14 county, if requested by an election under RCW 77.12.201, an amount in
15 lieu of real property taxes and shall be distributed as follows:

16	County	
17		
18	Adams.....	1,909
19	Asotin.....	36,123
20	Chelan.....	24,757
21	Columbia.....	7,795
22	Ferry.....	6,781
23	Garfield.....	4,840
24	Grant.....	37,443
25	Grays Harbor.....	7,264
26	Kittitas.....	143,974
27	Klickitat.....	21,906
28	Lincoln.....	13,535
29	Okanogan.....	151,402
30	Pend Oreille.....	3,309
31	Yakima.....	126,225

32 These amounts shall not be assessed or paid on department buildings,
33 structures, facilities, game farms, fish hatcheries, tidelands, or
34 public fishing areas of less than one hundred acres.

1 **Sec. 984.** RCW 79.64.040 and 2012 2nd sp.s. c 7 s 927 are each
2 amended to read as follows:

3 (1) The board shall determine the amount deemed necessary in order
4 to achieve the purposes of this chapter and shall provide by rule for
5 the deduction of this amount from the moneys received from all leases,
6 sales, contracts, licenses, permits, easements, and rights-of-way
7 issued by the department and affecting state lands, community forest
8 trust lands, and aquatic lands, provided that no deduction shall be
9 made from the proceeds from agricultural college lands.

10 (2) Moneys received as deposits from successful bidders, advance
11 payments, and security under RCW 79.15.100, 79.15.080, and 79.11.150
12 prior to December 1, 1981, which have not been subjected to deduction
13 under this section are not subject to deduction under this section.

14 (3) Except as otherwise provided in subsections (4) and (6) of this
15 section, the deductions authorized under this section shall not exceed
16 twenty-five percent of the moneys received by the department in
17 connection with any one transaction pertaining to state lands and
18 aquatic lands other than second-class tide and shore lands and the beds
19 of navigable waters, and fifty percent of the moneys received by the
20 department pertaining to second-class tide and shore lands and the beds
21 of navigable waters.

22 (4) Deductions authorized under this section for transactions
23 pertaining to community forest trust lands must be established at a
24 level sufficient to defray over time the management costs for
25 activities prescribed in a parcel's management plan adopted pursuant to
26 RCW 79.155.080, and, if deemed appropriate by the board consistent with
27 RCW 79.155.090, to reimburse the state and any local entities' eligible
28 financial contributions for acquisition of the parcel.

29 (5) In the event that the department sells logs using the contract
30 harvesting process described in RCW 79.15.500 through 79.15.530, the
31 moneys received subject to this section are the net proceeds from the
32 contract harvesting sale.

33 (6) During the 2011-2013 and 2013-2015 fiscal (~~(biennium))~~ biennia,
34 the twenty-five percent limitation on deductions set in subsection (3)
35 of this section may be increased up to thirty percent by the board.

36 **Sec. 985.** RCW 79.105.150 and 2012 2nd sp.s. c 7 s 929 and 2012 2nd
37 sp.s. c 2 s 6008 are each reenacted and amended to read as follows:

1 (1) After deduction for management costs as provided in RCW
2 79.64.040 and payments to towns under RCW 79.115.150(2), all moneys
3 received by the state from the sale or lease of state-owned aquatic
4 lands and from the sale of valuable material from state-owned aquatic
5 lands shall be deposited in the aquatic lands enhancement account which
6 is hereby created in the state treasury. After appropriation, these
7 funds shall be used solely for aquatic lands enhancement projects; for
8 the purchase, improvement, or protection of aquatic lands for public
9 purposes; for providing and improving access to the lands; and for
10 volunteer cooperative fish and game projects. During the 2011-2013
11 fiscal biennium, the aquatic lands enhancement account may also be used
12 for scientific research as part of the adaptive management process and
13 for developing a planning report for McNeil Island. During the 2011-
14 2013 fiscal biennium, the legislature may transfer from the aquatic
15 lands enhancement account to the state general fund such amounts as
16 reflect excess fund balance of the account. During the 2011-2013 and
17 2013-2015 fiscal (~~(biennium))~~ biennia, the aquatic lands enhancement
18 account may be used to support the shellfish program, the ballast water
19 program, (~~(parks,)~~) hatcheries, and the Puget Sound toxic sampling
20 program at the department of fish and wildlife, the knotweed program at
21 the department of agriculture, state park programs at the state parks
22 and recreation commission, the forest practices program at the
23 department of natural resources, and the Puget SoundCorps program.
24 During the 2011-2013 fiscal biennium and the 2013-2015 fiscal biennium,
25 the legislature may transfer from the aquatic lands enhancement account
26 to the marine resources stewardship trust account funds for the
27 purposes of RCW 43.372.070.

28 (2) In providing grants for aquatic lands enhancement projects, the
29 recreation and conservation funding board shall:

30 (a) Require grant recipients to incorporate the environmental
31 benefits of the project into their grant applications;

32 (b) Utilize the statement of environmental benefits, consideration,
33 except as provided in RCW 79.105.610, of whether the applicant is a
34 Puget Sound partner, as defined in RCW 90.71.010, whether a project is
35 referenced in the action agenda developed by the Puget Sound
36 partnership under RCW 90.71.310, and except as otherwise provided in
37 RCW 79.105.630, and effective one calendar year following the
38 development and statewide availability of model evergreen community

1 management plans and ordinances under RCW 35.105.050, whether the
2 applicant is an entity that has been recognized, and what gradation of
3 recognition was received, in the evergreen community recognition
4 program created in RCW 35.105.030 in its prioritization and selection
5 process; and

6 (c) Develop appropriate outcome-focused performance measures to be
7 used both for management and performance assessment of the grants.

8 (3) To the extent possible, the department should coordinate its
9 performance measure system with other natural resource-related agencies
10 as defined in RCW 43.41.270.

11 (4) The department shall consult with affected interest groups in
12 implementing this section.

13 (5) After January 1, 2010, any project designed to address the
14 restoration of Puget Sound may be funded under this chapter only if the
15 project is not in conflict with the action agenda developed by the
16 Puget Sound partnership under RCW 90.71.310.

17 **Sec. 986.** RCW 82.08.160 and 2012 2nd sp.s. c 5 s 3 are each
18 amended to read as follows:

19 (1) On or before the twenty-fifth day of each month, all taxes
20 collected under RCW 82.08.150 during the preceding month must be
21 remitted to the state department of revenue, to be deposited with the
22 state treasurer. Except as provided in subsections (2) ~~((and))~~, (3),
23 and (4) of this section, upon receipt of such moneys the state
24 treasurer must credit sixty-five percent of the sums collected and
25 remitted under RCW 82.08.150 (1) and (2) and one hundred percent of the
26 sums collected and remitted under RCW 82.08.150 (3) and (4) to the
27 state general fund and thirty-five percent of the sums collected and
28 remitted under RCW 82.08.150 (1) and (2) to a fund which is hereby
29 created to be known as the "liquor excise tax fund."

30 (2) During the 2012 fiscal year, 66.19 percent of the sums
31 collected and remitted under RCW 82.08.150 (1) and (2) must be
32 deposited in the state general fund and the remainder collected and
33 remitted under RCW 82.08.150 (1) and (2) must be deposited in the
34 liquor excise tax fund.

35 (3) During fiscal year 2013, all funds collected under RCW
36 82.08.150 (1), (2), (3), and (4) must be deposited into the state
37 general fund.

1 (4) During the 2013-2015 fiscal biennium, eighty two and one-half
2 percent of the sums collected and remitted under RCW 82.08.150 (1) and
3 (2) must be deposited in the state general fund and the remainder
4 collected and remitted under RCW 82.08.150 (1) and (2) must be
5 deposited in the liquor excise tax fund.

6 **Sec. 987.** RCW 82.14.310 and 2011 1st sp.s. c 50 s 970 are each
7 amended to read as follows:

8 (1) The county criminal justice assistance account is created in
9 the state treasury. Beginning in fiscal year 2000, the state treasurer
10 must transfer into the county criminal justice assistance account from
11 the general fund the sum of twenty-three million two hundred thousand
12 dollars divided into four equal deposits occurring on July 1, October
13 1, January 1, and April 1. For each fiscal year thereafter, the state
14 treasurer must increase the total transfer by the fiscal growth factor,
15 as defined in RCW 43.135.025, forecast for that fiscal year by the
16 office of financial management in November of the preceding year.

17 (2) The moneys deposited in the county criminal justice assistance
18 account for distribution under this section, less any moneys
19 appropriated for purposes under subsection (4) of this section, must be
20 distributed at such times as distributions are made under RCW 82.44.150
21 and on the relative basis of each county's funding factor as determined
22 under this subsection.

23 (a) A county's funding factor is the sum of:

24 (i) The population of the county, divided by one thousand, and
25 multiplied by two-tenths;

26 (ii) The crime rate of the county, multiplied by three-tenths; and

27 (iii) The annual number of criminal cases filed in the county
28 superior court, for each one thousand in population, multiplied by
29 five-tenths.

30 (b) Under this section and RCW 82.14.320 and 82.14.330:

31 (i) The population of the county or city is as last determined by
32 the office of financial management;

33 (ii) The crime rate of the county or city is the annual occurrence
34 of specified criminal offenses, as calculated in the most recent annual
35 report on crime in Washington state as published by the Washington
36 association of sheriffs and police chiefs, for each one thousand in
37 population;

1 (iii) The annual number of criminal cases filed in the county
2 superior court must be determined by the most recent annual report of
3 the courts of Washington, as published by the administrative office of
4 the courts;

5 (iv) Distributions and eligibility for distributions in the 1989-
6 1991 biennium must be based on 1988 figures for both the crime rate as
7 described under (ii) of this subsection and the annual number of
8 criminal cases that are filed as described under (iii) of this
9 subsection. Future distributions must be based on the most recent
10 figures for both the crime rate as described under (ii) of this
11 subsection and the annual number of criminal cases that are filed as
12 described under (iii) of this subsection.

13 (3) Moneys distributed under this section must be expended
14 exclusively for criminal justice purposes and may not be used to
15 replace or supplant existing funding. Criminal justice purposes are
16 defined as activities that substantially assist the criminal justice
17 system, which may include circumstances where ancillary benefit to the
18 civil or juvenile justice system occurs, and which includes (a)
19 domestic violence services such as those provided by domestic violence
20 programs, community advocates, and legal advocates, as defined in RCW
21 70.123.020, and (b) during the 2001-2003 fiscal biennium, juvenile
22 dispositional hearings relating to petitions for at-risk youth,
23 truancy, and children in need of services. Existing funding for
24 purposes of this subsection is defined as calendar year 1989 actual
25 operating expenditures for criminal justice purposes. Calendar year
26 1989 actual operating expenditures for criminal justice purposes
27 exclude the following: Expenditures for extraordinary events not
28 likely to reoccur, changes in contract provisions for criminal justice
29 services, beyond the control of the local jurisdiction receiving the
30 services, and major nonrecurring capital expenditures.

31 (4) Not more than five percent of the funds deposited to the county
32 criminal justice assistance account may be available for appropriations
33 for enhancements to the state patrol crime laboratory system and the
34 continuing costs related to these enhancements. Funds appropriated
35 from this account for such enhancements may not supplant existing funds
36 from the state general fund.

37 (5) During the 2011-2013 fiscal biennium, the amount that would

1 otherwise be transferred into the county criminal justice assistance
2 account from the general fund under subsection (1) of this section must
3 be reduced by 3.4 percent.

4 (6) During the 2013-2015 fiscal biennium, for the purposes of
5 substance abuse and other programs for offenders, the legislature may
6 appropriate from the county criminal justice assistance account such
7 amounts as are in excess of the amounts necessary to fully meet the
8 state's obligations to the counties and to the Washington state patrol.
9 Excess amounts in this account are not the result of subsection (5) of
10 this section.

11 **Sec. 988.** RCW 86.26.007 and 2012 2nd sp.s. c 7 s 932 are each
12 amended to read as follows:

13 The flood control assistance account is hereby established in the
14 state treasury. At the beginning of the 2005-2007 fiscal biennium, the
15 state treasurer shall transfer three million dollars from the general
16 fund to the flood control assistance account. Each biennium thereafter
17 the state treasurer shall transfer four million dollars from the
18 general fund to the flood control assistance account, except that
19 during the 2011-2013 fiscal biennium, the state treasurer shall
20 transfer one million dollars from the general fund to the flood control
21 assistance account. Moneys in the flood control assistance account may
22 be spent only after appropriation for purposes specified under this
23 chapter. During the 2013-2015 fiscal biennium, the legislature may
24 transfer from the flood control assistance account to the state general
25 fund such amounts as reflect the excess fund balance of the account.

(End of part)

1 formula. The formula shall neither reward counties with higher than
2 average per-petition processing costs nor shall it penalize counties
3 with lower than average per-petition processing costs.

4 (b) Each fiscal year during the 2011-2013 fiscal biennium, each
5 county shall report the number of petitions processed and the total
6 actual costs of processing truancy, children in need of services, and
7 at-risk youth petitions. Counties shall submit the reports to the
8 administrator for the courts no later than 45 days after the end of the
9 fiscal year. The administrator for the courts shall electronically
10 transmit this information to the chairs and ranking minority members of
11 the house of representatives and senate ways and means committees no
12 later than 60 days after a fiscal year ends. These reports are deemed
13 informational in nature and are not for the purpose of distributing
14 funds.

15 (3) The distributions made under this subsection and distributions
16 from the county criminal justice assistance account made pursuant to
17 section 801 of this act constitute appropriate reimbursement for costs
18 for any new programs or increased level of service for purposes of RCW
19 43.135.060.

20 (4) \$265,000 of the general fund--state appropriation for fiscal
21 year 2012 is provided solely for the office of public guardianship to
22 provide guardianship services for low-income incapacitated persons.

23 (5) \$1,178,000 of the judicial information systems account--state
24 appropriation is provided solely for replacing computer equipment at
25 state courts and state judicial agencies.

26 (6) No later than September 30, 2011, the judicial information
27 systems committee shall provide a report to the legislature on the
28 recommendations of the case management feasibility study, including
29 plans for a replacement of the superior court management information
30 system (SCOMIS) and plans for completing the data exchange core system
31 component consistent with a complete data exchange standard. No later
32 than December 31, 2011, the judicial information systems committee
33 shall provide a report to the legislature on the status of the data
34 exchange, the procurement process for a SCOMIS replacement, and a case
35 management system that is designed to meet the requirements approved by
36 the superior courts and county clerks of all thirty-nine counties. The
37 legislature shall solicit input on both reports from judicial,
38 legislative, and executive stakeholders.

1 (7) In order to gather better data on juveniles in the criminal
2 justice system, the administrative office of the courts shall modify
3 the judgment and sentence form for juvenile and adult sentences to
4 include one or more check boxes indicating whether (a) the adult
5 superior court had original jurisdiction for a defendant who was
6 younger than eighteen years of age at the time the case was filed; (b)
7 the case was originally filed in juvenile court but transferred to
8 adult superior court jurisdiction; or (c) the case was originally filed
9 in adult superior court or transferred to adult superior court but then
10 returned to the juvenile court.

11 (8) \$540,000 of the judicial stabilization trust account--state
12 appropriation is provided solely for the office of public guardianship
13 to continue guardianship services for those low-income incapacitated
14 persons who were receiving services on June 30, 2012.

15 (9) The Washington association of juvenile court administrators and
16 the juvenile rehabilitation administration, in consultation with the
17 community juvenile accountability act advisory committee and the
18 Washington state institute for public policy, shall analyze and review
19 data elements available from the administrative office of the courts
20 for possible integration into the evidence-based program quality
21 assurance plans and processes. The administrative office of the
22 courts, the Washington association of juvenile court administrators,
23 and the juvenile rehabilitation administration shall provide
24 information necessary to complete the review and analysis. The
25 Washington association of juvenile court administrators and the
26 juvenile rehabilitation administration shall report the findings of
27 their review and analysis, as well as any recommendations, to the
28 legislature by December 1, 2012.

29 (10) \$380,000 of the general fund--state appropriation for fiscal
30 year 2013 is provided solely for an interagency reimbursement to the
31 office of the attorney general for costs incurred in providing legal
32 representation to the superior court judges of Grays Harbor county in
33 Grays Harbor County v. State.

34 **Sec. 1105.** 2012 2nd sp.s. c 7 s 118 (uncodified) is amended to
35 read as follows:

36 **FOR THE OFFICE OF THE GOVERNOR**
37 General Fund--State Appropriation (FY 2012) \$5,102,000

1 General Fund--State Appropriation (FY 2013) ((~~\$5,247,000~~))
2 \$5,286,000
3 Economic Development Strategic Reserve Account--State
4 Appropriation \$1,500,000
5 TOTAL APPROPRIATION ((~~\$11,849,000~~))
6 \$11,888,000

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

9 (1) \$1,500,000 of the economic development strategic reserve
10 account appropriation is provided solely for efforts to assist with
11 currently active industrial recruitment efforts that will bring new
12 jobs to the state or will retain headquarter locations of major
13 companies currently housed in the state.

14 (2) \$540,000 of the general fund--state appropriation for fiscal
15 year 2012 and \$526,000 of the general fund--state appropriation for
16 fiscal year 2013 are provided solely for the office of the education
17 ombudsman.

18 (3) \$39,000 of the general fund--state appropriation for fiscal
19 year 2013 is provided solely for implementation of Senate Bill No. 5802
20 (greenhouse gas emission targets). If the bill is not enacted by June
21 30, 2013, the amount provided in this subsection shall lapse.

22 **Sec. 1106.** 2012 2nd sp.s. c 7 s 121 (uncodified) is amended to
23 read as follows:

24 **FOR THE SECRETARY OF STATE**

25 General Fund--State Appropriation (FY 2012) \$16,047,000
26 General Fund--State Appropriation (FY 2013) ((~~\$8,612,000~~))
27 \$9,972,000
28 General Fund--Federal Appropriation \$7,326,000
29 Public Records Efficiency, Preservation, and Access
30 Account--State Appropriation ((~~\$7,074,000~~))
31 \$7,185,000
32 Charitable Organization Education Account--State
33 Appropriation \$362,000
34 Local Government Archives Account--State
35 Appropriation \$8,516,000
36 Election Account--Federal Appropriation \$17,284,000
37 Washington State Heritage Center Account--State

1	Appropriation	\$5,028,000
2	TOTAL APPROPRIATION	((\$70,249,000))
3		<u>\$71,720,000</u>

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

6 (1) \$3,898,000 of the general fund--state appropriation for fiscal
7 year 2012 is provided solely to reimburse counties for the state's
8 share of primary and general election costs and the costs of conducting
9 mandatory recounts on state measures. Counties shall be reimbursed
10 only for those odd-year election costs that the secretary of state
11 validates as eligible for reimbursement.

12 (2)(a) \$1,847,000 of the general fund--state appropriation for
13 fiscal year 2012 and \$1,926,000 of the general fund--state
14 appropriation for fiscal year 2013 are provided solely for contracting
15 with a nonprofit organization to produce gavel-to-gavel television
16 coverage of state government deliberations and other events of
17 statewide significance during the 2011-2013 biennium. The funding
18 level for each year of the contract shall be based on the amount
19 provided in this subsection. The nonprofit organization shall be
20 required to raise contributions or commitments to make contributions,
21 in cash or in kind, in an amount equal to forty percent of the state
22 contribution. The office of the secretary of state may make full or
23 partial payment once all criteria in this subsection have been
24 satisfactorily documented.

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

30 (c) The nonprofit organization shall prepare an annual independent
31 audit, an annual financial statement, and an annual report, including
32 benchmarks that measure the success of the nonprofit organization in
33 meeting the intent of the program.

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

36 (i) Attempting to influence the passage or defeat of any
37 legislation by the legislature of the state of Washington, by any
38 county, city, town, or other political subdivision of the state of

1 Washington, or by the congress, or the adoption or rejection of any
2 rule, standard, rate, or other legislative enactment of any state
3 agency;

4 (ii) Making contributions reportable under chapter 42.17 RCW; or
5 (iii) Providing any: (A) Gift; (B) honoraria; or (C) travel,
6 lodging, meals, or entertainment to a public officer or employee.

7 (3) Any reductions to funding for the Washington talking book and
8 Braille library may not exceed in proportion any reductions taken to
9 the funding for the library as a whole.

10 **Sec. 1107.** 2012 2nd sp.s. c 7 s 127 (uncodified) is amended to
11 read as follows:

12 **FOR THE ATTORNEY GENERAL**

13	General Fund--State Appropriation (FY 2012)	\$4,758,000
14	General Fund--State Appropriation (FY 2013)	((\$7,690,000))
15		<u>\$7,890,000</u>
16	General Fund--Federal Appropriation	\$10,015,000
17	New Motor Vehicle Arbitration Account--State	
18	Appropriation	\$968,000
19	Legal Services Revolving Account--State	
20	Appropriation	((\$197,375,000))
21		<u>\$197,412,000</u>
22	Tobacco Prevention and Control Account--State	
23	Appropriation	\$270,000
24	Medicaid Fraud Penalty Account--State Appropriation	\$1,129,000
25	TOTAL APPROPRIATION	((\$222,205,000))
26		<u>\$222,442,000</u>

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

29 (1) The attorney general shall report each fiscal year on actual
30 legal services expenditures and actual attorney staffing levels for
31 each agency receiving legal services. The report shall be submitted to
32 the office of financial management and the fiscal committees of the
33 senate and house of representatives no later than ninety days after the
34 end of each fiscal year. As part of its by agency report to the
35 legislative fiscal committees and the office of financial management,
36 the office of the attorney general shall include information detailing

1 the agency's expenditures for its agency-wide overhead and a breakdown
2 by division of division administration expenses.

3 (2) Prior to entering into any negotiated settlement of a claim
4 against the state that exceeds five million dollars, the attorney
5 general shall notify the director of financial management and the
6 chairs of the senate committee on ways and means and the house of
7 representatives committee on ways and means.

8 (3) The attorney general shall annually report to the fiscal
9 committees of the legislature all new *cy pres* awards and settlements
10 and all new accounts, disclosing their intended uses, balances, the
11 nature of the claim or account, proposals, and intended timeframes for
12 the expenditure of each amount. The report shall be distributed
13 electronically and posted on the attorney general's web site. The
14 report shall not be printed on paper or distributed physically.

15 (4) The attorney general shall enter into an interagency agreement
16 with the department of social and health services for expenditure of
17 the state's proceeds from the *cy pres* settlement in *State of Washington*
18 *v. AstraZeneca* (Seroquel) for the purposes set forth in sections 204
19 and 213 of this act.

20 (5) \$62,000 of the legal services revolving fund--state
21 appropriation is provided solely to implement House Bill No. 1770
22 (state purchasing). If the bill is not enacted by June 30, 2011, the
23 amount provided in this subsection shall lapse.

24 (6) \$5,924,000 of the legal services revolving account--state
25 appropriation is provided solely to implement House Bill No. 2123
26 (workers' compensation). If the bill is not enacted by June 30, 2011,
27 the amount provided in this subsection shall lapse.

28 (7) The office of the attorney general is authorized to expend
29 \$2,100,000 from the *Zyprexa* and other *cy pres* awards towards consumer
30 protection costs in accordance with uses authorized in the court
31 orders.

32 (8) \$96,000 of the legal services revolving fund--state
33 appropriation is provided solely to implement Senate Bill No. 5076
34 (financial institutions). If the bill is not enacted by June 30, 2011,
35 the amount provided in this subsection shall lapse.

36 (9) \$99,000 of the legal services revolving fund--state
37 appropriation is provided solely to implement Engrossed Second

1 Substitute Senate Bill No. 5769 (coal-fired generation). If the bill
2 is not enacted by June 30, 2011, the amount provided in this subsection
3 shall lapse.

4 (10) \$416,000 of the legal services revolving fund--state
5 appropriation is provided solely to implement Substitute Senate Bill
6 No. 5801 (industrial insurance system). If the bill is not enacted by
7 June 30, 2011, the amount provided in this subsection shall lapse.

8 (11) \$31,000 of the legal services revolving fund--state
9 appropriation is provided solely to implement Engrossed Substitute
10 Senate Bill No. 5021 (election campaign disclosure). If the bill is
11 not enacted by June 30, 2011, the amount provided in this subsection
12 shall lapse.

13 (12) The executive ethics board shall: (a) Develop a statewide
14 plan, with performance measures, to provide overall direction and
15 accountability in all executive branch agencies and statewide elected
16 offices; (b) coordinate and work with the commission on judicial
17 conduct and the legislative ethics board; (c) assess and evaluate each
18 agency's ethical culture through employee and stakeholder surveys,
19 review Washington state quality award feedback reports, and publish an
20 annual report on the results to the public; and (d) solicit outside
21 evaluations, studies, and recommendations for improvements from
22 academics, nonprofit organizations, the public disclosure commission,
23 or other entities with expertise in ethics, integrity, and the public
24 sector.

25 (13) \$11,000 of the legal services revolving fund--state
26 appropriation is provided solely to implement House Bill No. 2301
27 (boxing, martial arts, wrestling). If the bill is not enacted by June
28 30, 2012, the amount provided in this subsection shall lapse.

29 (14) \$56,000 of the legal services revolving fund--state
30 appropriation is provided solely to implement House Bill No. 2319
31 (affordable care act). If the bill is not enacted by June 30, 2012,
32 the amount provided in this subsection shall lapse.

33 (15) \$5,743,000 of the general fund--state appropriation for fiscal
34 year 2013 is provided solely for the legal costs associated with the
35 evaluation, filing, prosecution, response to petitions for release, and
36 appeal of sexually violent predator civil commitment cases, as provided
37 in chapter 71.09 RCW. Within the amount provided in this subsection,

1 the attorney general may enter into an interagency agreement with a
2 county prosecutor to perform prosecution services pursuant to chapter
3 71.09 RCW.

4 (16) \$94,000 of the legal services revolving fund--state
5 appropriation is provided solely to implement Senate Bill No. 6103
6 (reflexology and massage therapy). If the bill is not enacted by June
7 30, 2012, the amount provided in this subsection shall lapse.

8 (17) \$57,000 of the legal services revolving fund--state
9 appropriation is provided solely for implementation of Engrossed
10 Substitute Senate Bill No. 6237 (medical assistants). If the bill is
11 not enacted by June 30, 2012, the amount provided in this subsection
12 shall lapse.

13 (18) If Engrossed Substitute Senate Bill No. 5978 (medicaid fraud)
14 is not enacted by June 30, 2012, the amounts appropriated in this
15 section from the medicaid fraud penalty account--state appropriation
16 shall lapse and an additional \$730,000 shall be appropriated from the
17 general fund--state for fiscal year 2013 for fraud detection and
18 prevention activities, recovery of improper payments, and for other
19 medicaid fraud enforcement activities.

20 (19) \$56,000 of the legal services revolving fund--state
21 appropriation is provided solely to implement House Bill No. 2592
22 (extended foster care). If the bill is not enacted by June 30, 2012,
23 the amount provided in this subsection shall lapse.

24 (20) \$65,000 of the legal services revolving fund--state
25 appropriation is provided solely for implementation of Second Engrossed
26 Substitute Senate Bill No. 6406 (state natural resources). If the bill
27 is not enacted by June 30, 2012, the amount provided in this subsection
28 shall lapse.

29 **Sec. 1108.** 2012 2nd sp.s. c 7 s 129 (uncodified) is amended to
30 read as follows:

31 **FOR THE DEPARTMENT OF COMMERCE**

32	General Fund--State Appropriation (FY 2012)	\$51,799,000
33	General Fund--State Appropriation (FY 2013)	(\$72,839,000)
34		<u>\$53,539,000</u>
35	General Fund--Federal Appropriation	\$340,184,000
36	General Fund--Private/Local Appropriation	\$5,036,000
37	Public Works Assistance Account--State	

1	Appropriation	\$2,733,000
2	Drinking Water Assistance Administrative	
3	Account--State Appropriation	\$437,000
4	Lead Paint Account--State Appropriation	((\$65,000))
5		<u>\$100,000</u>
6	Building Code Council Account--State Appropriation	\$13,000
7	Home Security Fund Account--State Appropriation	\$21,007,000
8	Affordable Housing for All Account--State	
9	Appropriation	\$11,899,000
10	County Research Services Account--State	
11	Appropriation	\$540,000
12	Financial Fraud and Identity Theft Crimes Investigation	
13	and Prosecution Account--State Appropriation	((\$1,166,000))
14		<u>\$969,000</u>
15	Low-Income Weatherization Assistance Account--State	
16	Appropriation	((\$2,427,000))
17		<u>\$1,186,000</u>
18	City and Town Research Services Account--State	
19	Appropriation	\$2,577,000
20	Community and Economic Development Fee Account--State	
21	Appropriation	\$6,781,000
22	Washington Housing Trust Account--State	
23	Appropriation	\$17,444,000
24	Prostitution Prevention and Intervention Account--	
25	State Appropriation	\$86,000
26	Public Facility Construction Loan Revolving	
27	Account--State Appropriation	\$748,000
28	Washington Community Technology Opportunity Account--	
29	State Appropriation	\$713,000
30	Liquor Revolving Account--State Appropriation	((\$2,802,000))
31		<u>\$3,032,000</u>
32	TOTAL APPROPRIATION	((\$541,296,000))
33		<u>\$520,823,000</u>

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

36 (1) Repayments of outstanding mortgage and rental assistance
37 program loans administered by the department under RCW 43.63A.640 shall

1 be remitted to the department, including any current revolving account
2 balances. The department shall collect payments on outstanding loans,
3 and deposit them into the state general fund. Repayments of funds owed
4 under the program shall be remitted to the department according to the
5 terms included in the original loan agreements.

6 (2) \$500,000 of the general fund--state appropriation for fiscal
7 year 2012 and \$500,000 of the general fund--state appropriation for
8 fiscal year 2013 are provided solely for a grant to resolution
9 Washington to building statewide capacity for alternative dispute
10 resolution centers and dispute resolution programs that guarantee that
11 citizens have access to low-cost resolution as an alternative to
12 litigation.

13 (3) \$306,000 of the general fund--state appropriation for fiscal
14 year 2012 and \$306,000 of the general fund--state appropriation for
15 fiscal year 2013 are provided solely for a grant to the retired senior
16 volunteer program.

17 (4) The department shall administer its growth management act
18 technical assistance so that smaller cities receive proportionately
19 more assistance than larger cities or counties.

20 (5) \$1,800,000 of the home security fund--state appropriation is
21 provided for transitional housing assistance or partial payments for
22 rental assistance under the independent youth housing program.

23 (6) \$5,000,000 of the home security fund--state appropriation is
24 for the operation, repair, and staffing of shelters in the homeless
25 family shelter program.

26 (7) \$198,000 of the general fund--state appropriation for fiscal
27 year 2012 and \$198,000 of the general fund--state appropriation for
28 fiscal year 2013 are provided solely for the Washington new Americans
29 program.

30 (8) \$2,949,000 of the general fund--state appropriation for fiscal
31 year 2012 and \$2,949,000 of the general fund--state appropriation for
32 fiscal year 2013 are provided solely for associate development
33 organizations.

34 (9) \$127,000 of the general fund--federal appropriation is provided
35 solely for implementation of Substitute House Bill No. 1886
36 (Ruckelshaus center process). If the bill is not enacted by June 30,
37 2011, the amount provided in this subsection shall lapse.

1 (10) Up to \$200,000 of the general fund--private/local
2 appropriation is for a grant to the Washington tourism alliance for the
3 maintenance of the Washington state tourism web site
4 www.experiencewa.com and its related sub-sites. The department may
5 transfer ownership of the web site and other tourism promotion assets
6 and assign obligations to the Washington tourism alliance for purposes
7 of tourism promotion throughout the state. The alliance may use the
8 assets only in a manner consistent with the purposes for which they
9 were created. Any revenue generated from these assets must be used by
10 the alliance for the sole purposes of statewide Washington tourism
11 promotion. The legislature finds that the Washington tourism alliance,
12 a not-for-profit, 501.c.6 organization established, funded, and
13 governed by Washington tourism industry stakeholders to sustain
14 destination tourism marketing across Washington, is an appropriate body
15 to receive funding and assets from and assume obligations of the
16 department for the purposes described in this section.

17 (11) Within the appropriations in this section, specific funding is
18 provided to implement Substitute Senate Bill No. 5741 (economic
19 development commission).

20 (12) \$2,000,000 of the community and economic development fee
21 account appropriation is provided solely for the department of commerce
22 for services to homeless families through the Washington families fund.

23 (13) \$234,000 of the general fund--state appropriation for fiscal
24 year 2012 and \$233,000 of the general fund--state appropriation for
25 fiscal year 2013 are provided solely for the Washington asset building
26 coalitions.

27 (14) \$1,859,000 of the general fund--state appropriation for fiscal
28 year 2012 and \$1,859,000 of the general fund--state appropriation for
29 fiscal year 2013 are provided solely for innovative research teams,
30 also known as entrepreneurial STARS, at higher education research
31 institutions, and for entrepreneurs-in-residence programs at higher
32 education research institutions and entrepreneurial assistance
33 organizations. Of these amounts no more than \$50,000 in fiscal year
34 2012 and no more than \$50,000 in fiscal year 2013 may be provided for
35 the operation of entrepreneurs-in-residence programs at entrepreneurial
36 assistance organizations external to higher education research
37 institutions.

1 (15) Up to \$700,000 of the general fund--private/local
2 appropriation is for pass-through grants to cities in central Puget
3 Sound to plan for transfer of development rights receiving areas under
4 the central Puget Sound regional transfer of development rights
5 program.

6 (16) \$16,000 of the general fund--state appropriation for fiscal
7 year 2012 is provided solely to implement section 503 of Substitute
8 House Bill No. 1277 (licensed settings for vulnerable adults). The
9 long-term care ombudsman shall convene an adult family home quality
10 assurance panel to review problems concerning the quality of care for
11 residents in adult family homes. If Substitute House Bill No. 1277
12 (licensed settings for vulnerable adults) is not enacted by June 30,
13 2011, the amount provided in this subsection shall lapse.

14 (17) \$19,605,000 of the general fund--state appropriation for
15 fiscal year 2012 and \$39,527,000 of the general fund--state
16 appropriation for fiscal year 2013 are provided solely for
17 establishment of the essential needs and housing support program
18 created in Engrossed Substitute House Bill No. 2082 (essential needs
19 and assistance program). The department of commerce shall contract for
20 these services with counties or community-based organizations involved
21 in providing essential needs and housing supports to low-income persons
22 who meet eligibility pursuant to Engrossed Substitute House Bill No.
23 2082. The department shall limit the funding used for administration
24 of the program to no more than five percent. Counties and community
25 providers shall limit the funding used for administration of the
26 program to no more than seven percent.

27 (a) Of the amounts provided in this subsection, \$4,000,000 is
28 provided solely for essential needs to clients who meet the eligibility
29 established in Engrossed Substitute House Bill No. 2082. Counties and
30 community-based organizations shall distribute basic essential products
31 in a manner that prevents abuse. To the greatest extent possible, the
32 counties or community-based organizations shall leverage local or
33 private funds, and volunteer support to acquire and distribute the
34 basic essential products.

35 (b) Of the amounts provided in this subsection, \$55,000,000 is
36 provided solely for housing support services to individuals who are
37 homeless or who may become homeless, and are eligible for services

1 under this program pursuant to Engrossed Substitute House Bill No.
2 2082.

3 (18) \$4,380,000 of the home security fund--state appropriation is
4 provided solely for the department to provide homeless housing services
5 in accordance with Engrossed Substitute House Bill No. 2048 (housing
6 assistance surcharges). If Engrossed Substitute House Bill No. 2048
7 (housing assistance surcharges) is not enacted by June 30, 2012, the
8 amounts provided in this subsection shall lapse.

9 (19) \$85,000 of the general fund--state appropriation for fiscal
10 year 2013 is provided solely for the developmental disabilities council
11 to contract for a family-to-family mentor program to provide
12 information and support to families and guardians of persons who are
13 transitioning out of residential habilitation centers. To the maximum
14 extent allowable under federal law, these funds shall be matched under
15 medicaid through the department of social and health services and
16 federal funds shall be transferred to the department for the purposes
17 stated in this subsection.

18 (20) \$2,802,000 of the liquor revolving account--state
19 appropriation is provided solely for the department to contract with
20 the municipal research and services center of Washington.

21 (21) \$1,000,000 of the general fund--state appropriation for fiscal
22 year 2013 is provided solely for deposit in the shelter to housing
23 project account, hereby created in the custody of the state treasurer
24 as a nonappropriated account. The department may expend funds from the
25 account solely for a two-year pilot project to enable young adults to
26 move from temporary emergency shelter housing to transitional and
27 permanent housing throughout King county. The pilot project will be
28 administered under contract with the YMCA of greater Seattle in
29 collaboration with the rising out of the shadows young adult shelter.
30 Funding may be used for case management, housing subsidy,
31 transportation, shelter services, training and evaluation. The pilot
32 project and the shelter to housing project account expire December 31,
33 2014.

34 (22) \$12,000 of the general fund--state appropriation for fiscal
35 year 2013 is provided solely to implement Engrossed Second Substitute
36 Senate Bill No. 5292 (irrigation and port districts). If the bill is
37 not enacted by June 30, 2012, the amount provided in this subsection
38 shall lapse.

1 (23) \$100,000 of the general fund--private/local appropriation is
 2 provided solely for the department to provide analysis and an advisory
 3 opinion on whether a proposed electric generation project or
 4 conservation resource qualifies to meet mandatory conservation targets
 5 in accordance with Substitute Senate Bill No. 6414 (review
 6 process/utilities). The department is authorized to require an
 7 applicant to pay an application fee to cover the cost of reviewing the
 8 project and preparing an advisory opinion. If Substitute Senate Bill
 9 No. 6414 (review process/utilities) is not enacted by June 30, 2012,
 10 the amount provided in this subsection shall lapse.

11 **Sec. 1109.** 2012 2nd sp.s. c 7 s 131 (uncodified) is amended to
 12 read as follows:

13 **FOR THE OFFICE OF FINANCIAL MANAGEMENT**

14	General Fund--State Appropriation (FY 2012)	\$18,369,000
15	General Fund--State Appropriation (FY 2013)	(\$18,584,000)
16		<u>\$18,728,000</u>
17	General Fund--Federal Appropriation	(\$31,530,000)
18		<u>\$35,530,000</u>
19	General Fund--Private/Local Appropriation	\$1,370,000
20	Performance Audits of Government Account--State	
21	Appropriation	\$198,000
22	Economic Development Strategic Reserve Account--State	
23	Appropriation	\$280,000
24	Department of Personnel Services--State	
25	Appropriation	\$8,551,000
26	Data Processing Revolving Account--State	
27	Appropriation	\$5,910,000
28	Higher Education Personnel Services Account--State	
29	Appropriation	\$1,537,000
30	Aquatic Lands Enhancement Account--State Appropriation	\$100,000
31	TOTAL APPROPRIATION	(\$86,429,000)
32		<u>\$90,573,000</u>

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

35 (1) \$1,210,000 of the general fund--state appropriation for fiscal
 36 year 2012 and \$1,210,000 of the general fund--state appropriation for

1 fiscal year 2013 are provided solely for implementation of House Bill
2 No. 1178 (regulatory assistance office). If the bill is not enacted by
3 June 30, 2011, the amounts provided in this subsection shall lapse.

4 (2) \$150,000 of the general fund--state appropriation for fiscal
5 year 2012 is provided solely for the office of financial management to
6 contract with an independent consultant to evaluate and recommend the
7 most cost-effective provision of services required to support the
8 department of social and health services special commitment center on
9 McNeil Island. The evaluation shall include island operation services
10 that include, but are not limited to: (a) Marine transport of
11 passengers and goods; (b) wastewater treatment; (c) fire protection and
12 suppression; (d) electrical supply; (e) water supply; and (f) road
13 maintenance.

14 The office of financial management shall solicit the input of
15 Pierce county, the department of corrections, and the department of
16 social and health services in developing the request for proposal,
17 evaluating applications, and directing the evaluation. The consultant
18 shall report to the governor and legislature by November 15, 2011.

19 (3) \$100,000 of the aquatic lands enhancement account--state
20 appropriation is provided solely for the office of financial management
21 to prepare a report to be used to initiate a comprehensive, long-range
22 planning process for the future of McNeil Island during the 2013-2015
23 fiscal biennium.

24 (a) The report on the initiation of the process must document:

25 (i) Ownership issues, including consultation with the federal
26 government about its current legal requirements associated with the
27 island;

28 (ii) Federal and state decision-making processes to change use or
29 ownership;

30 (iii) Tribal treaty interests;

31 (iv) Fish and wildlife species and their habitats;

32 (v) Land use and public safety needs;

33 (vi) Recreational opportunities for the general public;

34 (vii) Historic and archaeological resources; and

35 (viii) Revenue from and necessary to support potential future uses
36 of the island.

37 (b) The report shall develop and recommend a comprehensive, long-

1 range planning process for the future of the island and associated
2 aquatic resources, addressing the items in (a) of this subsection.

3 (c) The office of financial management may use its own staff and
4 other public agency and tribal staff or contract for services, and may
5 create a work group of knowledgeable agencies, organizations, and
6 individuals to assist in preparing the report.

7 (d) The office of financial management shall engage in broad
8 consultation with interested parties, including, but not limited to:

9 (i) Federal agencies with relevant responsibilities;

10 (ii) Tribal governments;

11 (iii) State agencies;

12 (iv) Local governments and communities in the area, including the
13 Anderson Island community, Steilacoom, and Pierce county; and

14 (v) Interested private organizations and individuals.

15 (e) The report must be submitted to the governor and appropriate
16 committees of the legislature by October 1, 2012.

17 (4) The appropriations in this section include funding for
18 activities transferred from the sentencing guidelines commission to the
19 office of financial management pursuant to Engrossed Substitute Senate
20 Bill No. 5891 (criminal justice cost savings). Prior to the effective
21 date of Engrossed Substitute Senate Bill No. 5891, the appropriations
22 in this section may be expended for the continued operations and
23 expenses of the sentencing guidelines commission pursuant to the
24 expenditure authority schedule produced by the office of financial
25 management in accordance with chapter 43.88 RCW.

26 ((+6)) (5) \$115,000 of the general fund--state appropriation for
27 fiscal year 2013 is provided solely for implementation of Engrossed
28 Substitute House Bill No. 2483 (higher education coordination). If the
29 bill is not enacted by June 30, 2012, the amount provided in this
30 subsection shall lapse.

31 ((+7)) (6)(a) The office of financial management shall determine
32 if cost savings can be achieved by the state through contracting for
33 interpreter services more effectively. The office of financial
34 management must work with all state agencies that use interpreter
35 services to determine:

36 (i) How agencies currently procure interpreter services;

37 (ii) To what degree brokers or foreign language agencies are used
38 in the acquisition of interpreter services; and

1 (iii) The cost of interpreter services as currently provided.
2 (b) The office of financial management, in consultation with the
3 department of enterprise services, must also examine approaches to
4 procuring interpreter services, including using the department of
5 enterprise services' master contract, limiting overhead costs
6 associated with interpreter contracts, and direct scheduling of
7 interpreters. The report must include recommendations for the state to
8 procure services in a more consistent and cost-effective manner.

9 (c) The office of financial management, in consultation with the
10 department of labor and industries, must determine the impact that any
11 alternative approach to procuring interpreter services will have on
12 medical providers.

13 (d) The report must include:
14 (i) Analysis of the current process for procuring interpreter
15 services;
16 (ii) Recommendations regarding options to make obtaining
17 interpreter services more consistent and cost-effective; and
18 (iii) Estimates for potential cost savings.

19 (e) The office of financial management must report to the fiscal
20 committees of the legislature by December 1, 2012.

21 ~~((+8))~~ (7) \$25,000 of the general fund--state appropriation for
22 fiscal year 2012 and \$225,000 of the general fund--state appropriation
23 for fiscal year 2013 are provided solely for implementation of House
24 Bill No. 2824 (education funding). If the bill is not enacted by June
25 30, 2012, the amount provided in this subsection shall lapse.

26 (8) \$50,000 of the general fund--state appropriation for fiscal
27 year 2013 is provided solely for implementation of Senate Bill No. 5802
28 (greenhouse gas emission targets). If the bill is not enacted by June
29 30, 2013, the amount provided in this subsection shall lapse.

30 **Sec. 1110.** 2012 2nd sp.s. c 7 s 132 (uncodified) is amended to
31 read as follows:

32 **FOR THE OFFICE OF ADMINISTRATIVE HEARINGS**
33 Administrative Hearings Revolving Account--State
34 Appropriation ((\$35,713,000))
35 \$36,413,000

36 The appropriation in this section is subject to the following
37 conditions and limitations: \$769,000 of the administrative hearings

1 revolving account--state appropriation is provided solely to implement
2 Engrossed Substitute Senate Bill No. 5921 (social services programs).
3 If the bill is not enacted by June 30, 2011, the amount provided in
4 this subsection shall lapse.

5 **Sec. 1111.** 2012 2nd sp.s. c 7 s 136 (uncodified) is amended to
6 read as follows:

7 **FOR THE DEPARTMENT OF RETIREMENT SYSTEMS--OPERATIONS**

8 Department of Retirement Systems Expense

9 Account--State Appropriation (~~(\$46,511,000)~~)
10 \$46,591,000

11 The appropriation in this section is subject to the following
12 conditions and limitations:

13 (1) \$146,000 of the department of retirement systems--state
14 appropriation is provided solely for the administrative costs
15 associated with implementation of House Bill No. 2070 (state and local
16 government employees). If the bill is not enacted by June 30, 2011,
17 the amount provided in this subsection shall lapse.

18 (2) \$65,000 of the department of retirement systems--state
19 appropriation is provided solely for the administrative costs
20 associated with implementation of House Bill No. 1625 (plan 3 default
21 investment option). If the bill is not enacted by June 30, 2011, the
22 amount provided in this subsection shall lapse.

23 (3) \$133,000 of the department of retirement systems--state
24 appropriation is provided solely for the administrative costs
25 associated with implementation of Engrossed House Bill No. 1981 as
26 amended (post-retirement employment). If the bill is not enacted by
27 June 30, 2011, the amount provided in this subsection shall lapse.

28 (4) \$15,000 of the department of retirement systems expense
29 account--state appropriation is provided solely for the administrative
30 costs associated with implementation of Substitute House Bill No. 2021
31 (plan 1 annual increase amounts). If the bill is not enacted by June
32 30, 2011, the amount provided in this section shall lapse.

33 (5) \$32,000 of the department of retirement systems--state
34 appropriation is provided solely for the administrative costs
35 associated with implementation of Engrossed Senate Bill No. 5159 (state
36 patrol retirement system service credit). If the bill is not enacted
37 by June 30, 2012, the amount provided in this subsection shall lapse.

1 (b) Remuneration or benefits received under this subsection shall
2 not be included for the purpose of computing a retirement allowance
3 under any public retirement system in this state;

4 (c) The following job classifications are eligible:

- 5 (i) Liquor store clerk;
- 6 (ii) Retail assistant store manager 1;
- 7 (iii) Retail assistant store manager 2;
- 8 (iv) Retail store manager 3;
- 9 (v) Retail store manager 4;
- 10 (vi) Retail district manager;
- 11 (vii) Retail operations manager;
- 12 (viii) Director of retail services;
- 13 (ix) Director of distribution center;
- 14 (x) Director of purchasing;
- 15 (xi) Director of business enterprise;
- 16 (xii) Warehouse operator 1;
- 17 (xiii) Warehouse operator 2;
- 18 (xiv) Warehouse operator 3; and
- 19 (xv) Warehouse operator 4; and

20 (d) Should the legislature revoke any remuneration or benefits
21 granted under this section, an affected employee shall not be entitled
22 thereafter to receive such benefits as a matter of contractual right.

23 (4) Within the amounts appropriated in this section from the liquor
24 revolving account--state for fiscal year 2013, up to \$946,000 may be
25 used by the liquor control board to implement Initiative Measure No.
26 502.

27 **Sec. 1114.** 2012 2nd sp.s. c 7 s 144 (uncodified) is amended to
28 read as follows:

29 **FOR THE MILITARY DEPARTMENT**

30	General Fund--State Appropriation (FY 2012)	\$7,116,000
31	General Fund--State Appropriation (FY 2013)	(\$6,872,000)
32		<u>\$6,938,000</u>
33	General Fund--Federal Appropriation	(\$159,075,000)
34		<u>\$159,114,000</u>
35	Enhanced 911 Account--State Appropriation	\$48,620,000
36	Disaster Response Account--State Appropriation	(\$23,119,000)
37		<u>\$23,904,000</u>

1	Disaster Response Account--Federal Appropriation	\$91,368,000
2	Military Department Rent and Lease Account--State	
3	Appropriation	\$615,000
4	Worker and Community Right-to-Know Account--State	
5	Appropriation	\$2,163,000
6	TOTAL APPROPRIATION	(\$338,948,000)
7		<u>\$339,838,000</u>

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

10 (1) \$18,018,000 of the disaster response account--state
11 appropriation and \$66,266,000 of the disaster response account--federal
12 appropriation may be spent only on disasters declared by the governor
13 and with the approval of the office of financial management. The
14 military department shall submit a report to the office of financial
15 management and the legislative fiscal committees on October 1st and
16 February 1st of each year detailing information on the disaster
17 response account, including: (a) The amount and type of deposits into
18 the account; (b) the current available fund balance as of the reporting
19 date; and (c) the projected fund balance at the end of the 2011-2013
20 biennium based on current revenue and expenditure patterns.

21 (2) \$75,000,000 of the general fund--federal appropriation is
22 provided solely for homeland security, subject to the following
23 conditions:

24 (a) Any communications equipment purchased by local jurisdictions
25 or state agencies shall be consistent with standards set by the
26 Washington state interoperability executive committee; and

27 (b) The department shall submit an annual report to the office of
28 financial management and the legislative fiscal committees detailing
29 the governor's domestic security advisory group recommendations;
30 homeland security revenues and expenditures, including estimates of
31 total federal funding for the state; and incremental changes from the
32 previous estimate.

33 **Sec. 1115.** 2012 2nd sp.s. c 7 s 149 (uncodified) is amended to
34 read as follows:

35 **FOR THE DEPARTMENT OF ENTERPRISE SERVICES**

36	General Fund--State Appropriation (FY 2012)	\$3,401,000
37	General Fund--State Appropriation (FY 2013)	\$3,309,000

1 (4) The building code council account appropriation is provided
2 solely for the operation of the state building code council as required
3 by statute and modified by the standards established by executive order
4 10-06. The council shall not consider any proposed code amendment or
5 take any other action not authorized by statute or in compliance with
6 the standards established in executive order 10-06. No member of the
7 council may receive compensation, per diem, or reimbursement for
8 activities other than physical attendance at those meetings of the
9 state building code council or the council's designated committees, at
10 which the opportunity for public comment is provided generally and on
11 all agenda items upon which the council proposes to take action.

12 (5) Specific funding is provided for the purposes of section 3 of
13 House Bill No. 1770 (state purchasing).

14 (6) The amounts appropriated in this section are for implementation
15 of Senate Bill No. 5931 (streamlining central service functions).

16 (7) The department of enterprise services shall purchase flags
17 needed for ceremonial occasions on the capitol campus in order to fully
18 represent the countries that have an international consulate in
19 Washington state.

20 (8) Before any agency may purchase a passenger motor vehicle as
21 defined in RCW 43.19.560, the agency must have written approval from
22 the director of the department of enterprise services.

23 (9) The department shall adjust billings for self-insurance
24 premiums to transportation agencies to reflect rate reductions assumed
25 in this act.

(End of part)

1 integrated care project (MICP), the health care authority and the
2 department may combine and transfer such medicaid funds appropriated
3 under sections 204, 206, 208, and 213 of this act as may be necessary
4 to finance a unified health care plan for the WMIP and the MICP program
5 enrollment. The WMIP pilot projects shall not exceed a daily
6 enrollment of 6,000 persons, nor expand beyond one county during the
7 2011-2013 fiscal biennium. The amount of funding assigned from each
8 program may not exceed the average per capita cost assumed in this act
9 for individuals covered by that program, actuarially adjusted for the
10 health condition of persons enrolled, times the number of clients
11 enrolled. In implementing the WMIP and the MICP, the health care
12 authority and the department may: (i) Withhold from calculations of
13 "available resources" as set forth in RCW 71.24.025 a sum equal to the
14 capitated rate for enrolled individuals; and (ii) employ capitation
15 financing and risk-sharing arrangements in collaboration with health
16 care service contractors licensed by the office of the insurance
17 commissioner and qualified to participate in both the medicaid and
18 medicare programs. The health care authority and the department shall
19 conduct an evaluation of the WMIP by October 15, 2012, and of the MICP
20 measuring changes in participant health outcomes, changes in patterns
21 of service utilization, participant satisfaction, participant access to
22 services, and the state fiscal impact.

23 (b) (~~Effective January 1, 2013,~~) If Washington has been selected
24 to participate in (~~phase two~~) a financial capitation model of the
25 federal demonstration project for persons dually-eligible for both
26 medicare and medicaid, the department and the authority may initiate
27 the MICP. Participation in the project shall be limited to persons who
28 are eligible for both medicare and medicaid and to counties in which
29 the county legislative authority has agreed to the terms and conditions
30 under which it will operate. The purpose of the project shall be to
31 demonstrate and evaluate ways to improve care while reducing state
32 expenditures for persons enrolled both in medicare and medicaid. To
33 that end, prior to initiating the project, the department and the
34 authority shall assure that state expenditures shall be no greater on
35 either a per person or total basis than the state would otherwise
36 incur. Individuals who are solely eligible for medicaid may also
37 participate if their participation is agreed to by the health care
38 authority, the department, and the county legislative authority.

1 (4) The legislature finds that medicaid payment rates, as
2 calculated by the department pursuant to the appropriations in this
3 act, bear a reasonable relationship to the costs incurred by
4 efficiently and economically operated facilities for providing quality
5 services and will be sufficient to enlist enough providers so that care
6 and services are available to the extent that such care and services
7 are available to the general population in the geographic area. The
8 legislature finds that cost reports, payment data from the federal
9 government, historical utilization, economic data, and clinical input
10 constitute reliable data upon which to determine the payment rates.

11 (5) The department shall to the maximum extent practicable use the
12 same system for delivery of spoken-language interpreter services for
13 social services appointments as the one established for medical
14 appointments in section 213 of this act. When contracting directly
15 with an individual to deliver spoken language interpreter services, the
16 department shall only contract with language access providers who are
17 working at a location in the state and who are state-certified or
18 state-authorized, except that when such a provider is not available,
19 the department may use a language access provider who meets other
20 certifications or standards deemed to meet state standards, including
21 interpreters in other states.

22 (6)(a) The appropriations to the department of social and health
23 services in this act shall be expended for the programs and in the
24 amounts specified in this act. However, after May 1, (~~(2012))~~ 2013,
25 unless specifically prohibited by this act, the department may transfer
26 general fund--state appropriations for fiscal year (~~(2012))~~ 2013 among
27 programs after approval by the director of financial management.
28 However, the department shall not transfer state moneys that are
29 provided solely for a specified purpose except as expressly provided in
30 (b) of this subsection.

31 (b) To the extent that transfers under (a) of this subsection are
32 insufficient to fund actual expenditures in excess of fiscal year
33 (~~(2012))~~ 2013 caseload forecasts and utilization assumptions in the
34 long-term care, foster care, adoptions support, medicaid personal care,
35 and child support programs, the department may transfer state moneys
36 that are provided solely for a specified purpose. The department shall
37 not transfer funds, and the director of financial management shall not
38 approve the transfer, unless the transfer is consistent with the

1 objective of conserving, to the maximum extent possible, the
2 expenditure of state funds. The director of financial management shall
3 notify the appropriate fiscal committees of the senate and house of
4 representatives in writing seven days prior to approving any allotment
5 modifications or transfers under this subsection. The written
6 notification shall include a narrative explanation and justification of
7 the changes, along with expenditures and allotments by budget unit and
8 appropriation, both before and after any allotment modifications or
9 transfers.

10 **Sec. 1202.** 2012 2nd sp.s. c 7 s 202 (uncodified) is amended to
11 read as follows:

12 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--CHILDREN AND FAMILY**
13 **SERVICES PROGRAM**

14	General Fund--State Appropriation (FY 2012)	\$287,014,000
15	General Fund--State Appropriation (FY 2013)	(\$285,018,000)
16		<u>\$277,018,000</u>
17	General Fund--Federal Appropriation	(\$479,315,000)
18		<u>\$476,655,000</u>
19	General Fund--Private/Local Appropriation	(\$1,354,000)
20		<u>\$1,804,000</u>
21	Home Security Fund--State Appropriation	\$10,741,000
22	Domestic Violence Prevention Account--State	
23	Appropriation	\$1,240,000
24	Education Legacy Trust Account--State Appropriation	\$725,000
25	TOTAL APPROPRIATION	(\$1,065,407,000)
26		<u>\$1,055,197,000</u>

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

29 (1) Within amounts provided for the foster care and adoption
30 support programs, the department shall control reimbursement decisions
31 for foster care and adoption support cases such that the aggregate
32 average cost per case for foster care and for adoption support does not
33 exceed the amounts assumed in the projected caseload expenditures.

34 (2) \$668,000 of the general fund--state appropriation for fiscal
35 year 2012 and \$668,000 of the general fund--state appropriation for
36 fiscal year 2013 are provided solely to contract for the operation of
37 one pediatric interim care center. The center shall provide

1 residential care for up to thirteen children through two years of age.
2 Seventy-five percent of the children served by the center must be in
3 need of special care as a result of substance abuse by their mothers.
4 The center shall also provide on-site training to biological, adoptive,
5 or foster parents. The center shall provide at least three months of
6 consultation and support to the parents accepting placement of children
7 from the center. The center may recruit new and current foster and
8 adoptive parents for infants served by the center. The department
9 shall not require case management as a condition of the contract. The
10 department shall collaborate with the pediatric interim care center to
11 determine if and how the center could be appropriately incorporated
12 into the performance-based contract model and report its findings to
13 the legislature by December 1, 2012.

14 (3)(a) \$80,887,000 of the general fund--state appropriation for
15 fiscal year 2012, (~~(\$81,067,000)~~) \$53,786,000 of the general fund--
16 state appropriation for fiscal year 2013, and (~~(\$74,800,000)~~)
17 \$71,598,000 of the general fund--federal appropriation are provided
18 solely for services for children and families. The amounts provided in
19 this section shall be allotted on a monthly basis and expenditures
20 shall not exceed allotments based on a three month rolling average
21 without approval of the office of financial management following
22 notification to the legislative fiscal committees.

23 (b) The department shall use these services to safely reduce the
24 number of children in out-of-home care, safely reduce the time spent in
25 out-of-home care prior to achieving permanency, and safely reduce the
26 number of children returning to out-of-home care following permanency.
27 The department shall provide an initial report to the legislature and
28 the governor by January 15, 2012, regarding the start-up costs
29 associated with performance-based contracts under RCW 74.13.360 .

30 (c) Of the amounts provided in (a) of this subsection, \$579,000 of
31 the general fund--state appropriation for fiscal year 2013 and \$109,000
32 of the general fund--federal appropriation are provided solely for a
33 receiving care center east of the Cascade mountains.

34 (4) \$176,000 of the general fund--state appropriation for fiscal
35 year 2012, \$177,000 of the general fund--state appropriation for fiscal
36 year 2013, \$656,000 of the general fund--private/local appropriation,
37 \$253,000 of the general fund--federal appropriation, and \$725,000 of
38 the education legacy trust account--state appropriation are provided

1 solely for children's administration to contract with an educational
2 advocacy provider with expertise in foster care educational outreach.
3 The amounts in this subsection are provided solely for contracted
4 education coordinators to assist foster children in succeeding in K-12
5 and higher education systems and to assure a focus on education during
6 the transition to performance based contracts. Funding shall be
7 prioritized to regions with high numbers of foster care youth and/or
8 regions where backlogs of youth that have formerly requested
9 educational outreach services exist. The department shall utilize
10 private matching funds to maintain educational advocacy services.

11 (5) \$670,000 of the general fund--state appropriation for fiscal
12 year 2012 and \$670,000 of the general fund--state appropriation for
13 fiscal year 2013 are provided solely for services provided through
14 children's advocacy centers.

15 (6) To ensure expenditures remain within available funds
16 appropriated in this section as required by RCW 74.13A.005 and
17 74.13A.020, the secretary shall not set the amount of any adoption
18 assistance payment or payments, made pursuant to RCW 26.33.320 and
19 74.13A.005 through 74.13A.080, to more than ninety percent of the
20 foster care maintenance payment for that child had he or she remained
21 in a foster family home during the same period. This subsection does
22 not apply to adoption assistance agreements in existence on the
23 effective date of this section.

24 (7) \$10,741,000 of the home security fund--state appropriation is
25 provided solely for the department to contract for services pursuant to
26 RCW 13.32A.030 and 74.15.220. The department shall contract and
27 collaborate with service providers in a manner that maintains the
28 availability and geographic representation of secure and semi-secure
29 crisis residential centers and HOPE centers. To achieve efficiencies
30 and increase utilization, the department shall allow the co-location of
31 these centers, except that a youth may not be placed in a secure
32 facility or the secure portion of a co-located facility except as
33 specifically authorized by chapter 13.32A RCW. The reductions to
34 appropriations in this subsection related to semi-secure crisis
35 residential centers reflect a reduction to the number of beds for semi-
36 secure crisis residential centers and not a reduction in rates. Any
37 secure crisis residential center or semi-secure crisis residential
38 center bed reduction shall not be based solely upon bed utilization.

1 The department is to exercise its discretion in reducing the number of
2 beds but to do so in a manner that maintains availability and
3 geographic representation of semi-secure and secure crisis residential
4 centers.

5 (8) \$47,000 of the general fund--state appropriation for fiscal
6 year 2012, \$14,000 of the general fund--state appropriation for fiscal
7 year 2013, and \$40,000 of the general fund--federal appropriation are
8 provided solely to implement Substitute House Bill No. 1697 (dependency
9 system). If the bill is not enacted by June 30, 2011, the amounts
10 provided in this subsection shall lapse.

11 (9) \$564,000 of the general fund--federal appropriation is provided
12 solely to implement Second Substitute House Bill No. 1128 (extended
13 foster care). If the bill is not enacted by June 30, 2011, the amount
14 provided in this subsection shall lapse.

15 (10) \$799,000 of the general fund--state appropriation for fiscal
16 year 2013 and \$799,000 of the general fund--federal appropriation are
17 provided solely for the implementation of Engrossed Second Substitute
18 House Bill No. 2264 (child welfare/contracting). If the bill is not
19 enacted by June 30, 2012, the amounts provided in this subsection shall
20 lapse.

21 (11) \$178,000 of the general fund--federal appropriation is
22 provided solely for the implementation of Engrossed Second Substitute
23 House Bill No. 2592 (extended foster care). If the bill is not enacted
24 by June 30, 2012, the amount provided in this subsection shall lapse.

25 (12) \$616,000 of the general fund--state appropriation for fiscal
26 year 2013 and \$616,000 of the general fund--federal appropriation are
27 provided solely for the implementation of Engrossed Substitute Senate
28 Bill No. 6555 (child protective services). If the bill is not enacted
29 by June 30, 2012, the amounts provided in this subsection shall lapse.

30 (13) \$57,000 of the general fund--state appropriation for fiscal
31 year 2013 and \$53,000 of the general fund--federal appropriation are
32 provided solely for staffing costs associated with implementation of
33 Engrossed Second Substitute House Bill No. 2536 (children
34 services/delivery). The amounts provided in this subsection must be
35 used for coordinated evidence-based practice implementation amongst the
36 department's programs providing mental health, child welfare, and
37 juvenile justice services to children.

1 fiscal year 2013 are provided solely to implement community juvenile
2 accountability grants pursuant to chapter 338, Laws of 1997 (juvenile
3 code revisions). Funds provided in this subsection may be used solely
4 for community juvenile accountability grants, administration of the
5 grants, and evaluations of programs funded by the grants.

6 (4) \$1,130,000 of the general fund--state appropriation for fiscal
7 year 2012 and \$1,130,000 of the general fund--state appropriation for
8 fiscal year 2013 are provided solely to implement alcohol and substance
9 abuse treatment programs for locally committed offenders. The juvenile
10 rehabilitation administration shall award these moneys on a competitive
11 basis to counties that submitted a plan for the provision of services
12 approved by the division of alcohol and substance abuse. The juvenile
13 rehabilitation administration shall develop criteria for evaluation of
14 plans submitted and a timeline for awarding funding and shall assist
15 counties in creating and submitting plans for evaluation.

16 (5) \$3,123,000 of the general fund--state appropriation for fiscal
17 year 2012 and \$3,123,000 of the general fund--state appropriation for
18 fiscal year 2013 are provided solely for grants to county juvenile
19 courts for the following programs identified by the Washington state
20 institute for public policy (institute) in its October 2006 report:
21 "Evidence-Based Public Policy Options to Reduce Future Prison
22 Construction, Criminal Justice Costs and Crime Rates": Functional
23 family therapy, multi-systemic therapy, aggression replacement training
24 and interagency coordination programs, or other programs with a
25 positive benefit-cost finding in the institute's report. County
26 juvenile courts shall apply to the juvenile rehabilitation
27 administration for funding for program-specific participation and the
28 administration shall provide grants to the courts consistent with the
29 per-participant treatment costs identified by the institute.

30 (6) \$1,537,000 of the general fund--state appropriation for fiscal
31 year 2012 and \$1,537,000 of the general fund--state appropriation for
32 fiscal year 2013 are provided solely for expansion of the following
33 treatments and therapies in juvenile rehabilitation administration
34 programs identified by the Washington state institute for public policy
35 in its October 2006 report: "Evidence-Based Public Policy Options to
36 Reduce Future Prison Construction, Criminal Justice Costs and Crime
37 Rates": Multidimensional treatment foster care, family integrated
38 transitions, and aggression replacement training, or other programs

1 with a positive benefit-cost finding in the institute's report. The
2 administration may concentrate delivery of these treatments and
3 therapies at a limited number of programs to deliver the treatments in
4 a cost-effective manner.

5 (7)(a) The juvenile rehabilitation administration shall administer
6 a block grant, rather than categorical funding, of consolidated
7 juvenile service funds, community juvenile accountability act grants,
8 the chemical dependency disposition alternative funds, the mental
9 health disposition alternative, and the sentencing disposition
10 alternative for the purpose of serving youth adjudicated in the
11 juvenile justice system. In making the block grant, the juvenile
12 rehabilitation administration shall follow the following formula and
13 will prioritize evidence-based programs and disposition alternatives
14 and take into account juvenile courts program-eligible youth in
15 conjunction with the number of youth served in each approved evidence-
16 based program or disposition alternative: (i) Thirty-seven and one-
17 half percent for the at-risk population of youth ten to seventeen years
18 old; (ii) fifteen percent for moderate and high-risk youth; (iii)
19 twenty-five percent for evidence-based program participation; (iv)
20 seventeen and one-half percent for minority populations; (v) three
21 percent for the chemical dependency disposition alternative; and (vi)
22 two percent for the mental health and sentencing dispositional
23 alternatives. Funding for the special sex offender disposition
24 alternative (SSODA) shall not be included in the block grant, but
25 allocated on the average daily population in juvenile courts. Funding
26 for the evidence-based expansion grants shall be excluded from the
27 block grant formula. Funds may be used for promising practices when
28 approved by the juvenile rehabilitation administration and juvenile
29 courts, through the community juvenile accountability act committee,
30 based on the criteria established in consultation with Washington state
31 institute for public policy and the juvenile courts.

32 (b) The juvenile rehabilitation administration shall phase the
33 implementation of the formula provided in subsection (1) of this
34 section by including a stop-loss formula of five percent in fiscal year
35 2012 and five percent in fiscal year 2013.

36 (c) The juvenile rehabilitation administration and the juvenile
37 courts shall establish a block grant funding formula oversight
38 committee with equal representation from the juvenile rehabilitation

1 administration and the juvenile courts. The purpose of this committee
2 is to assess the ongoing implementation of the block grant funding
3 formula, utilizing data-driven decision making and the most current
4 available information. The committee will be cochaired by the juvenile
5 rehabilitation administration and the juvenile courts, who will also
6 have the ability to change members of the committee as needed to
7 achieve its purpose. Initial members will include one juvenile court
8 representative from the finance committee, the community juvenile
9 accountability act committee, the risk assessment quality assurance
10 committee, the executive board of the Washington association of
11 juvenile court administrators, the Washington state center for court
12 research, and a representative of the superior court judges
13 association; two representatives from the juvenile rehabilitation
14 administration headquarters program oversight staff, two
15 representatives of the juvenile rehabilitation administration regional
16 office staff, one representative of the juvenile rehabilitation
17 administration fiscal staff and a juvenile rehabilitation
18 administration division director. The committee may make changes to
19 the formula categories other than the evidence-based program and
20 disposition alternative categories if it is determined the changes will
21 increase statewide service delivery or effectiveness of evidence-based
22 program or disposition alternative resulting in increased cost benefit
23 savings to the state. Long-term cost benefit must be considered.
24 Percentage changes may occur in the evidence-based program or
25 disposition alternative categories of the formula should it be
26 determined the changes will increase evidence-based program or
27 disposition alternative delivery and increase the cost benefit to the
28 state. These outcomes will also be considered in determining when
29 evidence-based expansion or special sex offender disposition
30 alternative funds should be included in the block grant or left
31 separate.

32 (d) The juvenile courts and administrative office of the courts
33 shall be responsible for collecting and distributing information and
34 providing access to the data systems to the juvenile rehabilitation
35 administration and the Washington state institute for public policy
36 related to program and outcome data. The juvenile rehabilitation
37 administration and the juvenile courts will work collaboratively to

1 develop program outcomes that reinforce the greatest cost benefit to
2 the state in the implementation of evidence-based practices and
3 disposition alternatives.

4 (8) The juvenile courts and administrative office of the courts
5 shall collect and distribute information related to program outcome and
6 provide access to these data systems to the juvenile rehabilitation
7 administration and Washington state institute for public policy.
8 Consistent with chapter 13.50 RCW, all confidentiality agreements
9 necessary to implement this information-sharing shall be approved
10 within 30 days of the effective date of this section. The agreements
11 between administrative office of the courts, the juvenile courts, and
12 the juvenile rehabilitation administration shall be executed to ensure
13 that the juvenile rehabilitation administration receives the data that
14 the juvenile rehabilitation administration identifies as needed to
15 comply with this subsection. This includes, but is not limited to,
16 information by program at the statewide aggregate level, individual
17 court level, and individual client level for the purpose of the
18 juvenile rehabilitation administration providing quality assurance and
19 oversight for the locally committed youth block grant and associated
20 funds and at times as specified by the juvenile rehabilitation
21 administration as necessary to carry out these functions. The data
22 shall be provided in a manner that reflects the collaborative work the
23 juvenile rehabilitation administration and juvenile courts have
24 developed regarding program outcomes that reinforce the greatest cost
25 benefit to the state in the implementation of evidence-based practices
26 and disposition alternatives.

27 (9) The Washington association of juvenile court administrators and
28 the juvenile rehabilitation administration, in consultation with the
29 community juvenile accountability act advisory committee and the
30 Washington state institute for public policy, shall analyze and review
31 data elements available from the administrative office of the courts
32 for possible integration into the evidence-based program quality
33 assurance plans and processes. The administrative office of the
34 courts, the Washington association of juvenile court administrators,
35 and the juvenile rehabilitation administration shall provide
36 information necessary to complete the review and analysis. The
37 Washington association of juvenile court administrators and the

1 juvenile rehabilitation administration shall report the findings of
2 their review and analysis, as well as any recommendations, to the
3 legislature by December 1, 2012.

4 **Sec. 1204.** 2012 2nd sp.s. c 7 s 204 (uncodified) is amended to
5 read as follows:

6 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--MENTAL HEALTH**
7 **PROGRAM**

8 (1) COMMUNITY SERVICES/REGIONAL SUPPORT NETWORKS

9 General Fund--State Appropriation (FY 2012)	\$317,734,000
10 General Fund--State Appropriation (FY 2013)	(\$324,319,000)
11	<u>\$321,609,000</u>
12 General Fund--Federal Appropriation	(\$449,593,000)
13	<u>\$446,619,000</u>
14 General Fund--Private/Local Appropriation	\$17,864,000
15 Hospital Safety Net Assessment Fund--State	
16 Appropriation	\$5,251,000
17 TOTAL APPROPRIATION	(\$1,114,761,000)
18	<u>\$1,109,077,000</u>

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

21 (a) \$109,342,000 of the general fund--state appropriation for
22 fiscal year 2012 and \$109,341,000 of the general fund--state
23 appropriation for fiscal year 2013 are provided solely for persons and
24 services not covered by the medicaid program. This is a reduction of
25 \$4,348,000 each fiscal year from the nonmedicaid funding that was
26 allocated for expenditure by regional support networks during fiscal
27 year 2011 prior to supplemental budget reductions. This \$4,348,000
28 reduction shall be distributed among regional support networks
29 proportional to each network's share of the total state population. To
30 the extent possible, levels of regional support network spending shall
31 be maintained in the following priority order: (i) Crisis and
32 commitment services; (ii) community inpatient services; and (iii)
33 residential care services, including personal care and emergency
34 housing assistance.

35 (b) \$6,590,000 of the general fund--state appropriation for fiscal
36 year 2012, \$6,590,000 of the general fund--state appropriation for
37 fiscal year 2013, and \$7,620,000 of the general fund--federal

1 appropriation are provided solely for the department and regional
2 support networks to continue to contract for implementation of high-
3 intensity programs for assertive community treatment (PACT) teams. In
4 determining the proportion of medicaid and nonmedicaid funding provided
5 to regional support networks with PACT teams, the department shall
6 consider the differences between regional support networks in the
7 percentages of services and other costs associated with the teams that
8 are not reimbursable under medicaid. The department may allow regional
9 support networks which have nonmedicaid reimbursable costs that are
10 higher than the nonmedicaid allocation they receive under this section
11 to supplement these funds with local dollars or funds received under
12 section 204(1)(a) of this act. The department and regional support
13 networks shall maintain consistency with all essential elements of the
14 PACT evidence-based practice model in programs funded under this
15 section.

16 (c) \$5,850,000 of the general fund--state appropriation for fiscal
17 year 2012, \$5,850,000 of the general fund--state appropriation for
18 fiscal year 2013, and \$1,300,000 of the general fund--federal
19 appropriation are provided solely for the western Washington regional
20 support networks to provide either community- or hospital campus-based
21 services for persons who require the level of care previously provided
22 by the program for adaptive living skills (PALS) at western state
23 hospital.

24 (d) The number of nonforensic beds allocated for use by regional
25 support networks at eastern state hospital shall be 192 per day. The
26 number of nonforensic beds allocated for use by regional support
27 networks at western state hospital shall be 557 per day.

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

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

37 (h) \$750,000 of the general fund--state appropriation for fiscal
38 year 2012 and \$750,000 of the general fund--state appropriation for

1 fiscal year 2013 are provided solely to continue performance-based
2 incentive contracts to provide appropriate community support services
3 for individuals with severe mental illness who were discharged from the
4 state hospitals as part of the expanding community services initiative.
5 These funds will be used to enhance community residential and support
6 services provided by regional support networks through other state and
7 federal funding.

8 (i) \$1,125,000 of the general fund--state appropriation for fiscal
9 year 2012 and \$1,125,000 of the general fund--state appropriation for
10 fiscal year 2013 are provided solely for the Spokane regional support
11 network to implement services to reduce utilization and the census at
12 eastern state hospital. Such services shall include:

13 (i) High intensity treatment team for persons who are high
14 utilizers of psychiatric inpatient services, including those with co-
15 occurring disorders and other special needs;

16 (ii) Crisis outreach and diversion services to stabilize in the
17 community individuals in crisis who are at risk of requiring inpatient
18 care or jail services;

19 (iii) Mental health services provided in nursing facilities to
20 individuals with dementia, and consultation to facility staff treating
21 those individuals; and

22 (iv) Services at the sixteen-bed evaluation and treatment facility.

23 At least annually, the Spokane regional support network shall
24 assess the effectiveness of these services in reducing utilization at
25 eastern state hospital, identify services that are not optimally
26 effective, and modify those services to improve their effectiveness.

27 (j) \$1,529,000 of the general fund--state appropriation for fiscal
28 year 2012 and \$1,529,000 of the general fund--state appropriation for
29 fiscal year 2013 are provided solely to reimburse Pierce and Spokane
30 counties for the cost of conducting 180-day commitment hearings at the
31 state psychiatric hospitals.

32 (k) Regional support networks may use local funds to earn
33 additional federal medicaid match, provided the locally matched rate
34 does not exceed the upper-bound of their federally allowable rate
35 range, and provided that the enhanced funding is used only to provide
36 medicaid state plan or waiver services to medicaid clients.
37 Additionally, regional support networks may use a portion of the state
38 funds allocated in accordance with (a) of this subsection to earn

1 additional medicaid match, but only to the extent that the application
2 of such funds to medicaid services does not diminish the level of
3 crisis and commitment, community inpatient, residential care, and
4 outpatient services presently available to persons not eligible for
5 medicaid.

6 (l) Given the recent approval of federal medicaid matching funds
7 for the disability lifeline and the alcohol and drug abuse treatment
8 support act programs, the department shall charge regional support
9 networks for only the state share rather than the total cost of
10 community psychiatric hospitalization for persons enrolled in those
11 programs.

12 (m) \$750,000 of the general fund--state appropriation for fiscal
13 year 2012, \$750,000 of the general fund--state appropriation for fiscal
14 year 2013, and \$1,500,000 of the general fund--federal appropriation
15 are provided solely to adjust regional support network capitation rates
16 to account for the per diem rates actually paid for psychiatric care
17 provided at hospitals participating in the certified public expenditure
18 program operated pursuant to section 213 of this act.

19 (n) The appropriations in this section reflect efficiencies to be
20 achieved through voluntary consolidation of regional support networks
21 in accordance with Substitute House Bill No. 2139 (regional support
22 networks). Voluntary consolidation of regional support networks is
23 expected to result in administrative efficiencies and maximize dollars
24 available for direct services to individuals with mental illnesses
25 without corresponding increases in state appropriations.

26 (2) INSTITUTIONAL SERVICES

27	General Fund--State Appropriation (FY 2012)	\$115,017,000
28	General Fund--State Appropriation (FY 2013)	(\$112,603,000)
29		<u>\$118,883,000</u>
30	General Fund--Federal Appropriation	(\$153,618,000)
31		<u>\$152,917,000</u>
32	General Fund--Private/Local Appropriation	(\$67,325,000)
33		<u>\$64,555,000</u>
34	TOTAL APPROPRIATION	(\$448,563,000)
35		<u>\$451,372,000</u>

36 The appropriations in this subsection are subject to the following
37 conditions and limitations:

1 (a) The state psychiatric hospitals may use funds appropriated in
2 this subsection to purchase goods and supplies through hospital group
3 purchasing organizations when it is cost-effective to do so.

4 (b) \$231,000 of the general fund--state appropriation for fiscal
5 year 2012 and \$231,000 of the general fund--state appropriation for
6 fiscal year 2013 are provided solely for a community partnership
7 between western state hospital and the city of Lakewood to support
8 community policing efforts in the Lakewood community surrounding
9 western state hospital. The amounts provided in this subsection (2)(b)
10 are for the salaries, benefits, supplies, and equipment for one full-
11 time investigator, one full-time police officer, and one full-time
12 community service officer at the city of Lakewood.

13 (c) \$45,000 of the general fund--state appropriation for fiscal
14 year 2012 and \$45,000 of the general fund--state appropriation for
15 fiscal year 2013 are provided solely for payment to the city of
16 Lakewood for police services provided by the city at western state
17 hospital and adjacent areas.

18 (d) \$20,000,000 of the general fund--state appropriation for fiscal
19 year 2012 and \$20,000,000 of the general fund--state appropriation for
20 fiscal year 2013 are provided solely to maintain staffed capacity to
21 serve an average daily census in forensic wards at western state
22 hospital of 270 patients per day.

23 (e) The appropriations in this section reflect efficiencies to be
24 achieved through enactment of Substitute Senate Bill No. 6492
25 (competency to stand trial). These efficiencies are expected to enable
26 the hospitals to substantially increase the timeliness with which
27 evaluations of defendant competency to stand trial are completed, and
28 treatment to restore competency is initiated, without corresponding
29 increases in state appropriations.

30 (f) \$56,000 of the general fund--state appropriation for fiscal
31 year 2013 and \$52,000 of the general fund--federal appropriation are
32 provided solely for staffing costs associated with implementation of
33 Engrossed Second Substitute House Bill No. 2536 (children
34 services/delivery). The amounts provided in this subsection must be
35 used for coordinated evidence-based practice implementation amongst the
36 department's programs providing mental health, child welfare, and
37 juvenile justice services to children.

38 (3) SPECIAL PROJECTS

1	General Fund--State Appropriation (FY 2012)	\$1,148,000
2	General Fund--State Appropriation (FY 2013)	\$1,276,000
3	General Fund--Federal Appropriation	(\$4,198,000)
4		<u>\$5,198,000</u>
5	General Fund--Private/Local Appropriation	\$700,000
6	TOTAL APPROPRIATION	(\$7,322,000)
7		<u>\$8,322,000</u>

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

10 (a) \$1,161,000 of the general fund--state appropriation for fiscal
11 year 2012 and \$1,161,000 of the general fund--state appropriation for
12 fiscal year 2013 are provided solely for children's evidence-based
13 mental health services. Funding is sufficient to continue serving
14 children at the same levels as fiscal year 2009.

15 (b) \$700,000 of the general fund--private/local appropriation is
16 provided solely for the University of Washington's evidence-based
17 practice institute which supports the identification, evaluation, and
18 implementation of evidence-based or promising practices for serving
19 children and youth with mental health disorders. The department shall
20 enter into an interagency agreement with the office of the attorney
21 general for expenditure of \$700,000 of the state's proceeds of the *cy*
22 *pres* settlement in *State of Washington v. AstraZeneca (Seroquel)* for
23 this purpose.

24 (c) \$135,000 of the general fund--state appropriation for fiscal
25 year 2013 and \$89,000 of the general fund--federal appropriation are
26 provided solely for the department to contract with the University of
27 Washington's evidence-based practice institute and the Washington state
28 institute for public policy to consult with the department and the
29 health care authority on the implementation of Engrossed Second
30 Substitute House Bill No. 2536 (children services/delivery). The
31 department's programs responsible for administration of mental health,
32 child welfare, and juvenile justice programs will coordinate with the
33 health care authority on the development of contract terms which
34 facilitate efforts to meet requirements of the bill. If Engrossed
35 Second Substitute House Bill No. 2536 (children services/delivery) is
36 not enacted by June 30, 2012, the amounts provided in this subsection
37 shall lapse.

38 (4) PROGRAM SUPPORT

1	General Fund--State Appropriation (FY 2012)	\$4,482,000
2	General Fund--State Appropriation (FY 2013)	(\$4,247,000)
3		<u>\$4,161,000</u>
4	General Fund--Federal Appropriation	(\$7,210,000)
5		<u>\$7,128,000</u>
6	General Fund--Private/Local Appropriation	\$446,000
7	TOTAL APPROPRIATION	(\$16,385,000)
8		<u>\$16,217,000</u>

9 (a) The appropriations in this subsection are subject to the
10 following conditions and limitations: In accordance with RCW
11 43.20B.110, 43.135.055, and 71.24.035, the department is authorized to
12 increase license and certification fees in fiscal years 2012 and 2013
13 to support the costs of the regulatory program. The fee schedule
14 increases must be developed so that the maximum amount of additional
15 fees paid by providers statewide in the 2011-2013 fiscal biennium is
16 \$446,000. The department's fee schedule shall have differential rates
17 for providers with proof of accreditation from organizations that the
18 department has determined to have substantially equivalent standards to
19 those of the department, including but not limited to the joint
20 commission on accreditation of health care organizations, the
21 commission on accreditation of rehabilitation facilities, and the
22 council on accreditation. To reflect the reduced costs associated with
23 regulation of accredited programs, the department's fees for
24 organizations with such proof of accreditation must reflect the lower
25 costs of licensing for these programs than for other organizations
26 which are not accredited.

27 (b) \$19,000 of the general fund--state appropriation for fiscal
28 year 2012, \$17,000 of the general fund--state appropriation for fiscal
29 year 2013, and \$34,000 of the general fund--federal appropriation are
30 provided solely to support a partnership among the department of social
31 and health services, the department of health, and agencies that
32 deliver medical care and behavioral health services in Cowlitz county.
33 The partnership shall identify and recommend strategies for resolving
34 regulatory, licensing, data management, reporting, and funding barriers
35 to more effective integration of primary medical and behavioral health
36 care services in the county.

1 are provided solely for state contributions for individual provider
2 health care benefits. Pursuant to the collective bargaining agreement
3 negotiated with the exclusive bargaining representative of individual
4 providers established under RCW 74.39A.270, the state shall contribute
5 to the multiemployer health benefits trust fund \$2.21 per paid hour
6 worked by individual providers.

7 (e) \$1,329,000 of the general fund--state appropriation for fiscal
8 year 2012, \$1,622,000 of the general fund--state appropriation for
9 fiscal year 2013, and \$2,947,000 of the general fund--federal
10 appropriation are provided solely for the state's contribution to the
11 training partnership, as provided in RCW 74.39A.360, for instructional
12 costs associated with the training of individual providers.
13 Contributions are funded at \$0.22 per benefit-eligible paid hour worked
14 by all home care workers. Expenditures for the purposes specified in
15 this subsection shall not exceed the amounts provided in this
16 subsection. However, if the governor and the service employees
17 international union healthcare 775nw can reach agreement on repurposing
18 funding that is currently provided in the individual provider
19 collective bargaining agreement for new individual provider wages paid
20 during training or other training related items, then expenditures for
21 training trust contributions for individual providers may include the
22 amounts provided in this subsection and the agreed upon repurposed
23 funding. Funding in this section for purposes other than the
24 individual provider collective bargaining agreement cannot be used for
25 the purposes of this subsection (1)(e). It is the intent of the
26 legislature that the funding provided in this subsection, including any
27 repurposed funding, is sufficient to cover the costs of individual
28 provider training and therefore tuition or other entrance fees are not
29 necessary.

30 (f) \$104,669,000 of the general fund--state appropriation for
31 fiscal year 2013 and \$104,669,000 of the general fund--federal
32 appropriation are provided solely for the department to provide
33 personal care services to waiver and nonwaiver in-home clients. The
34 department shall provide the legislature with a report by December 5,
35 2012, on the feasibility of converting the medicaid personal care
36 program for in-home adults to a medicaid program as found in section
37 1915(i) of the federal social security act that utilizes the option for

1 self-direction of individualized budgets. The department shall operate
2 the personal care program within the amounts specifically provided.

3 (g)(i) Within the amounts appropriated in this subsection, the
4 department shall revise the current working age adult policy to allow
5 clients to choose between employment and community access activities.
6 Clients age 21 and older who are receiving services through a home- and
7 community-based medicaid waiver shall be offered the choice to
8 transition to a community access program after nine months of
9 enrollment in an employment program, and the option to transition from
10 a community access program to an employment program at any time. The
11 department shall inform clients and their legal representatives of all
12 available options for employment and day services. Information
13 provided to the client and the client's legal representative shall
14 include the types of activities each service option provides, and the
15 amount, scope, and duration of service for which the client would be
16 eligible under each service option. An individual client may be
17 authorized for only one service option, either employment services or
18 community access services. Clients may not participate in more than
19 one of these services at any given time.

20 (ii) The department shall work with counties and stakeholders to
21 strengthen and expand the existing community access program. The
22 program must emphasize support for the client so they are able to
23 participate in activities that integrate them into their community and
24 support independent living and skills.

25 (iii) The appropriation in this subsection includes funding to
26 provide employment or community access services to 168 medicaid
27 eligible young adults with developmental disabilities living with their
28 families who need employment opportunities and assistance after high
29 school graduation.

30 (h) \$75,000 of the general fund--state appropriation for fiscal
31 year 2012 and \$75,000 of the general fund--state appropriation for
32 fiscal year 2013 are provided solely for the restoration of direct
33 support to local organizations that utilize parent-to-parent networks
34 and communication to promote access and quality of care for individuals
35 with developmental disabilities and their families.

36 (i) In accordance with Engrossed Substitute House Bill No. 1277
37 (licensed settings for vulnerable adults), adult family home license

1 fees are increased in fiscal years 2012 and 2013 to support the costs
2 of conducting licensure, inspection, and regulatory programs.

3 (i) The current annual renewal license fee for adult family homes
4 shall be increased to \$100 per bed beginning in fiscal year 2012 and
5 \$175 per bed beginning in fiscal year 2013. Adult family homes shall
6 receive a corresponding vendor rate increase per medicaid patient day
7 of \$0.22 in fiscal year 2012 and \$0.43 in fiscal year 2013, or the
8 amount necessary to fully fund the license fee increase for publicly
9 funded beds, pursuant to the most recent bed estimates maintained by
10 the department.

11 (ii) Beginning in fiscal year 2012, a processing fee of \$2,750
12 shall be charged to each adult family home when the home is initially
13 licensed. This fee is nonrefundable.

14 (j) Clients with developmental disabilities have demonstrated a
15 need and a desire for a day services program as verified by over 900
16 clients currently accessing day programs through a long-term care
17 service model. In addition, every individual, to include those with a
18 developmental disability, should have the opportunity for meaningful
19 employment which allows them to contribute to their communities and to
20 become as self-sufficient as possible. Providing choice empowers
21 recipients of publicly funded services and their families by expanding
22 their degree of control over the services and supports they need.

23 The department shall work with legislators and stakeholders to
24 develop a new approach to employment and day services. The objective
25 of this plan is to ensure that adults with developmental disabilities
26 have optimum choices, and that employment and day offerings are
27 comprehensive enough to meet the needs of all clients currently served
28 on a home and community based waiver. The proposal shall be submitted
29 to the 2012 legislature for consideration and shall be constructed such
30 that a client ultimately receives employment, community access, or the
31 community day option but not more than one service at a time. The
32 proposal shall include options for program efficiencies within the
33 current employment and day structure and shall provide details on the
34 plan to implement a consistent, statewide outcome-based vendor contract
35 for employment and day services as specified in (c) of this subsection.

36 (2) INSTITUTIONAL SERVICES

37 General Fund--State Appropriation (FY 2012) \$75,436,000
38 General Fund--State Appropriation (FY 2013) (~~(\$80,356,000)~~)

1		<u>\$78,154,000</u>
2	General Fund--Federal Appropriation	((\$153,570,000))
3		<u>\$152,963,000</u>
4	General Fund--Private/Local Appropriation	\$22,043,000
5	TOTAL APPROPRIATION	((\$331,405,000))
6		<u>\$328,596,000</u>

7 The appropriations in this subsection are subject to the following
8 conditions and limitations:

9 (a) Individuals receiving services as supplemental security income
10 (SSI) state supplemental payments shall not become eligible for medical
11 assistance under RCW 74.09.510 due solely to the receipt of SSI state
12 supplemental payments.

13 (b) \$721,000 of the general fund--state appropriation for fiscal
14 year 2012 and \$721,000 of the general fund--state appropriation for
15 fiscal year 2013 are for the department to fulfill its contracts with
16 the school districts under chapter 28A.190 RCW to provide
17 transportation, building space, and other support services as are
18 reasonably necessary to support the educational programs of students
19 living in residential habilitation centers.

20 (3) PROGRAM SUPPORT

21	General Fund--State Appropriation (FY 2012)	\$1,382,000
22	General Fund--State Appropriation (FY 2013)	((\$1,366,000))
23		<u>\$1,759,000</u>
24	General Fund--Federal Appropriation	((\$1,319,000))
25		<u>\$1,519,000</u>
26	TOTAL APPROPRIATION	((\$4,067,000))
27		<u>\$4,660,000</u>

28 (4) SPECIAL PROJECTS

29	General Fund--State Appropriation (FY 2012)	\$4,634,000
30	General Fund--State Appropriation (FY 2013)	((\$4,553,000))
31		<u>\$6,313,000</u>
32	General Fund--Federal Appropriation	((\$9,588,000))
33		<u>\$9,786,000</u>
34	General Fund--Private/Local Appropriation	((\$998,000))
35		<u>\$791,000</u>
36	TOTAL APPROPRIATION	((\$19,773,000))
37		<u>\$21,524,000</u>

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

3 Amounts appropriated in this subsection are for the purposes of
4 transitioning clients with developmental disabilities into community
5 settings. The department is authorized as needed to use these funds to
6 either pay for clients residing within a residential habilitation
7 center or for placements in the community. Pursuant to Second
8 Substitute Senate Bill No. 5459 (services for people with developmental
9 disabilities), funding in this subsection must be prioritized for the
10 purpose of facilitating the consolidation and closure of Frances Haddon
11 Morgan Center. The department shall use a person-centered approach in
12 developing the discharge plan to assess each resident's needs and
13 identify services the resident requires to successfully transition to
14 the community or another residential habilitation center. The
15 department is authorized to use any savings from this effort for the
16 purpose of developing community resources to address the needs of
17 clients with developmental disabilities who are in crisis or in need of
18 respite. The department shall track the costs and savings of closing
19 Frances Haddon Morgan Center and any investments into community
20 placements and resources. The department shall provide a fiscal
21 progress report to the legislature by December 5, 2011.

22 **Sec. 1206.** 2012 2nd sp.s. c 7 s 206 (uncodified) is amended to
23 read as follows:

24 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--AGING AND ADULT**
25 **SERVICES PROGRAM**

26	General Fund--State Appropriation (FY 2012)	\$791,493,000
27	General Fund--State Appropriation (FY 2013)	(\$809,338,000)
28		<u>\$802,039,000</u>
29	General Fund--Federal Appropriation	(\$1,690,993,000)
30		<u>\$1,686,091,000</u>
31	General Fund--Private/Local Appropriation	\$27,517,000
32	Traumatic Brain Injury Account--State Appropriation	\$3,388,000
33	Nursing Facility Quality Assurance Account--State	
34	Appropriation	\$88,000,000
35	TOTAL APPROPRIATION	(\$3,410,729,000)
36		<u>\$3,398,528,000</u>

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

3 (1) For purposes of implementing chapter 74.46 RCW, the weighted
4 average nursing facility payment rate shall not exceed \$170.37 for
5 fiscal year 2012 and shall not exceed \$171.43 for fiscal year 2013,
6 including the rate add-ons described in (a) and (b) of this subsection.
7 However, if the waiver requested from the federal centers for medicare
8 and medicaid services in relation to the safety net assessment created
9 by Engrossed Substitute Senate Bill No. 5581 (nursing home payments) is
10 for any reason not approved and implemented, the weighted average
11 nursing facility payment rate shall not exceed \$159.87 for fiscal year
12 2012 and shall not exceed \$160.93 for fiscal year 2013. There will be
13 no adjustments for economic trends and conditions in fiscal years 2012
14 and 2013. The economic trends and conditions factor or factors defined
15 in the biennial appropriations act shall not be compounded with the
16 economic trends and conditions factor or factors defined in any other
17 biennial appropriations acts before applying it to the component rate
18 allocations established in accordance with chapter 74.46 RCW. When no
19 economic trends and conditions factor for either fiscal year is defined
20 in a biennial appropriations act, no economic trends and conditions
21 factor or factors defined in any earlier biennial appropriations act
22 shall be applied solely or compounded to the component rate allocations
23 established in accordance with chapter 74.46 RCW.

24 (a) Within the funds provided, the department shall continue to
25 provide an add-on per medicaid resident day per facility not to exceed
26 \$1.57. The add-on shall be used to increase wages, benefits, and/or
27 staffing levels for certified nurse aides; or to increase wages and/or
28 benefits for dietary aides, housekeepers, laundry aides, or any other
29 category of worker whose statewide average dollars-per-hour wage was
30 less than \$15 in calendar year 2008, according to cost report data.
31 The add-on may also be used to address resulting wage compression for
32 related job classes immediately affected by wage increases to low-wage
33 workers. The department shall continue reporting requirements and a
34 settlement process to ensure that the funds are spent according to this
35 subsection.

36 (b) The department shall do a comparative analysis of the facility-
37 based payment rates calculated on July 1, 2012, using the payment
38 methodology defined in chapter 74.46 RCW and as funded in the omnibus

1 appropriations act, excluding the comparative add-on, acuity add-on,
2 and safety net reimbursement, to the facility-based payment rates in
3 effect June 30, 2010. If the facility-based payment rate calculated on
4 July 1, 2012, is smaller than the facility-based payment rate on June
5 30, 2010, then the difference shall be provided to the individual
6 nursing facilities as an add-on payment per medicaid resident day.

7 (c) During the comparative analysis performed in subsection (b) of
8 this section, if it is found that the direct care rate for any facility
9 calculated using the payment methodology defined in chapter 74.46 RCW
10 and as funded in the omnibus appropriations act, excluding the
11 comparative add-on, acuity add-on, and safety net reimbursement, is
12 greater than the direct care rate in effect on June 30, 2010, then the
13 facility shall receive a ten percent direct care rate add-on to
14 compensate that facility for taking on more acute clients than they
15 have in the past.

16 (d) The department shall provide a medicaid rate add-on to
17 reimburse the medicaid share of the skilled nursing facility safety net
18 assessment as a medicaid allowable cost. The nursing facility safety
19 net rate add-on may not be included in the calculation of the annual
20 statewide weighted average nursing facility payment rate.

21 (e) If the waiver requested from the federal centers for medicare
22 and medicaid services in relation to the safety net assessment created
23 by Engrossed Substitute Senate Bill No. 5581 (nursing home payments) is
24 for any reason not approved and implemented, (b), (c), and (d) of this
25 subsection do not apply.

26 (2) After examining actual nursing facility cost information, the
27 legislature finds that the medicaid nursing facility rates calculated
28 pursuant to Engrossed Substitute Senate Bill No. 5581 (nursing home
29 payments) provide sufficient reimbursement to efficiently and
30 economically operating nursing facilities and bear a reasonable
31 relationship to costs.

32 (3) In accordance with chapter 74.46 RCW, the department shall
33 issue no additional certificates of capital authorization for fiscal
34 year 2012 and no new certificates of capital authorization for fiscal
35 year 2013 and shall grant no rate add-ons to payment rates for capital
36 improvements not requiring a certificate of need and a certificate of
37 capital authorization for fiscal years 2012 and 2013.

1 (4) The long-term care program may develop and pay enhanced rates
2 for exceptional care to nursing homes for persons with traumatic brain
3 injuries who are transitioning from hospital care. The cost per
4 patient day for caring for these clients in a nursing home setting may
5 be equal to or less than the cost of caring for these clients in a
6 hospital setting.

7 (5) Amounts appropriated in this section reflect a reduction to
8 funds appropriated for in-home care. The department shall reduce the
9 number of in-home hours authorized. The reduction shall be scaled
10 based on the acuity level of care recipients. The largest hour
11 reductions shall be to lower acuity patients and the smallest hour
12 reductions shall be to higher acuity patients.

13 (6) \$1,883,000 of the general fund--state appropriation for fiscal
14 year 2012, \$1,883,000 of the general fund--state appropriation for
15 fiscal year 2013, and \$3,766,000 of the general fund--federal
16 appropriation are provided solely for state contributions for
17 individual provider health care benefits. Pursuant to the collective
18 bargaining agreement negotiated with the exclusive bargaining
19 representative of individual providers established under RCW
20 74.39A.270, the state shall contribute to the multiemployer health
21 benefits trust fund \$2.21 per paid hour worked by individual providers.

22 (7) \$2,449,000 of the general fund--state appropriation for fiscal
23 year 2012, \$3,012,000 of the general fund--state appropriation for
24 fiscal year 2013, and \$5,463,000 of the general fund--federal
25 appropriation are provided solely for the state's contribution to the
26 training partnership, as provided in RCW 74.39A.360, for instructional
27 costs associated with the training of individual providers.
28 Contributions are funded at \$0.22 per benefit-eligible paid hour worked
29 by all home care workers. Expenditures for the purposes specified in
30 this subsection shall not exceed the amounts provided in this
31 subsection. However, if the governor and the service employees
32 international union healthcare 775nw can reach agreement on repurposing
33 funding that is currently provided in the individual provider
34 collective bargaining agreement for new individual provider wages paid
35 during training or other training related items, then expenditures for
36 training trust contributions for individual providers may include the
37 amounts provided in this subsection and the agreed upon repurposed
38 funding. Funding in this section for purposes other than the

1 individual provider collective bargaining agreement cannot be used for
2 the purposes of this subsection (7). It is the intent of the
3 legislature that the funding provided in this subsection, including any
4 repurposed funding, is sufficient to cover the costs of individual
5 provider training and therefore tuition or other entrance fees are not
6 necessary.

7 (8) \$338,550,000 of the general fund--state appropriation for
8 fiscal year 2013 and \$338,550,000 of the general fund--federal
9 appropriation are provided solely for the department to provide
10 personal care services to waiver and nonwaiver in-home clients. The
11 department shall provide the legislature with a report by December 5,
12 2012, on the feasibility of converting the medicaid personal care
13 program for in-home adults to a medicaid program as found in section
14 1915(i) of the federal social security act that utilizes the option for
15 self-direction of individualized budgets. The department shall operate
16 the personal care program within the amounts specifically provided.

17 (9) Individuals receiving services as supplemental security income
18 (SSI) state supplemental payments shall not become eligible for medical
19 assistance under RCW 74.09.510 due solely to the receipt of SSI state
20 supplemental payments.

21 (10) The department shall eliminate the adult day health program
22 under the state plan 1915(i) option and shall reestablish it under the
23 long-term care home and community-based waiver.

24 (11) \$4,588,000 of the general fund--state appropriation for fiscal
25 year 2012, \$4,559,000 of the general fund--state appropriation for
26 fiscal year 2013, and \$9,237,000 of the general fund--federal
27 appropriation are provided solely for the continued operation of
28 community residential and support services for persons who are older
29 adults or who have co-occurring medical and behavioral disorders and
30 who have been discharged or diverted from a state psychiatric hospital.
31 These funds shall be used to serve individuals whose treatment needs
32 constitute substantial barriers to community placement, who no longer
33 require active psychiatric treatment at an inpatient hospital level of
34 care, and who no longer meet the criteria for inpatient involuntary
35 commitment.

36 (12) \$1,840,000 of the general fund--state appropriation for fiscal
37 year 2012 and \$1,877,000 of the general fund--state appropriation for
38 fiscal year 2013 are provided solely for operation of the volunteer

1 services program. Funding shall be prioritized towards serving
2 populations traditionally served by long-term care services to include
3 senior citizens and persons with disabilities.

4 (13) In accordance with Engrossed Substitute House Bill No. 1277
5 (licensed settings for vulnerable adults), nursing facility fees are
6 increased in fiscal year 2012 and adult family home fees are increased
7 in fiscal year 2012 and fiscal year 2013 to support the costs of
8 conducting licensure, inspection, and regulatory programs.

9 (a) The current annual renewal license fee for nursing facilities
10 shall be increased to \$359 per bed beginning in fiscal year 2012 and
11 assumes \$517,000 of the general fund--private/local appropriation.
12 Nursing facilities shall receive a vendor rate increase of \$0.08 per
13 medicaid patient day to cover the license fee increase for publicly
14 funded beds.

15 (b) The current annual renewal license fee for adult family homes
16 shall be increased to \$100 per bed beginning in fiscal year 2012 and
17 assumes \$1,449,000 of the general fund--private/local appropriation;
18 and \$175 per bed beginning in fiscal year 2013 and assumes \$2,463,000
19 of the general fund--private/local appropriation. Adult family homes
20 shall receive a corresponding vendor rate increase per medicaid patient
21 day of \$0.22 in fiscal year 2012 and \$0.43 in fiscal year 2013, or the
22 amount necessary to fully fund the license fee increase for publicly
23 funded beds, pursuant to the most recent bed estimates maintained by
24 the department.

25 (c) Beginning in fiscal year 2012, a processing fee of \$2,750 shall
26 be charged to each adult family home when the home is initially
27 licensed. This fee is nonrefundable.

28 (d) \$72,000 of the general fund--state appropriation for fiscal
29 year 2012, \$708,000 of the general fund--private/local appropriation
30 and \$708,000 of the general fund--federal appropriation are provided
31 solely to implement sections 501 through 503 of Engrossed Substitute
32 House Bill No. 1277 (licensed settings for vulnerable adults). The
33 department shall use additional investigative resources to address
34 complaints about provider practices as well as alleged abuse, neglect,
35 abandonment, and exploitation of residents in adult family homes. The
36 department shall develop a statewide internal quality review and
37 accountability program to improve the accountability of staff and the

1 consistent application of investigative activities, and shall convene
2 a quality assurance panel to review problems in the quality of care in
3 adult family homes.

4 (14) \$3,316,000 of the traumatic brain injury account--state
5 appropriation is provided solely to continue services for persons with
6 traumatic brain injury (TBI) as defined in chapter 143, Laws of 2011
7 (traumatic brain injury strategic partnership).

8 (15) The department is authorized to place long-term care clients
9 residing in nursing homes and paid for with state only funds into less
10 restrictive community care settings while continuing to meet the
11 client's care needs.

12 (16) The department shall participate in the work group established
13 by the department of corrections in section 220(2) of this act to
14 review release options for elderly and infirm offenders.

15 **Sec. 1207.** 2012 2nd sp.s. c 7 s 207 (uncodified) is amended to
16 read as follows:

17 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--ECONOMIC SERVICES**
18 **PROGRAM**

19	General Fund--State Appropriation (FY 2012)	\$415,553,000
20	General Fund--State Appropriation (FY 2013)	((\$438,483,000))
21		<u>\$385,021,000</u>
22	General Fund--Federal Appropriation	((\$1,174,416,000))
23		<u>\$1,181,373,000</u>
24	General Fund--Private/Local Appropriation	\$30,592,000
25	TOTAL APPROPRIATION	((\$2,059,044,000))
26		<u>\$2,012,539,000</u>

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

29 (1) \$195,410,000 of the general fund--state appropriation for
30 fiscal year 2012, ~~((\$235,808,000))~~ \$179,397,000 of the general
31 fund--state appropriation for fiscal year 2013, and ~~((\$725,586,000))~~
32 \$712,784,000 of the general fund--federal appropriation are provided
33 solely for all components of the WorkFirst program. Under section 2 of
34 Engrossed Substitute Senate Bill No. 5921 (social services programs),
35 the amounts in this subsection assume that any participant in the
36 temporary assistance for needy families where their participation is
37 suspended and does not volunteer to participate in WorkFirst services

1 or unsubsidized employment does not receive child care subsidies or
2 WorkFirst subsidies as a condition of the suspension. Within the
3 amounts provided for the WorkFirst program, the department may provide
4 assistance using state-only funds for families eligible for temporary
5 assistance for needy families.

6 (a) Within the amounts provided for WorkFirst in this subsection,
7 the department shall continue to implement WorkFirst program
8 improvements that are designed to achieve progress against outcome
9 measures specified in Engrossed House Bill No. 2262 (WorkFirst and
10 child care) and RCW 74.08A.410.

11 (b) The department may establish a career services work transition
12 program.

13 (c) Within amounts appropriated in this section, the legislature
14 expressly mandates that the department exercise its authority, granted
15 in 1997 under RCW 74.08A.290, to contract for work activities services
16 pursuant to that statutory authority and RCW 41.06.142(3).

17 (d) The department shall create a temporary assistance for needy
18 families budget structure that allows for more transparent tracking of
19 budget units and subunits of expenditures where these units and
20 subunits are mutually exclusive from other department budget units.
21 The budget structure shall include budget units for the following:
22 Grants, child care, WorkFirst activities, and administration of the
23 program.

24 (2) \$23,679,000 of the general fund--state appropriation for fiscal
25 year 2012, in addition to supplemental security income recoveries, is
26 provided solely for financial assistance and other services to
27 recipients in the program established in section 4, chapter 8, Laws of
28 2010 1st sp. sess., until the program terminates on October 31, 2011.

29 (3)(a) \$12,457,000 of the general fund--state appropriation for
30 fiscal year 2012 and \$21,959,000 of the general fund--state
31 appropriation for fiscal year 2013, in addition to supplemental
32 security income recoveries, are provided solely for the programs
33 created in Engrossed Substitute House Bill No. 2082 (essential needs
34 and assistance program) beginning November 1, 2011.

35 (b) The department shall review clients receiving services through
36 the aged, blind, or disabled assistance program, to determine whether
37 they would benefit from assistance in becoming naturalized citizens,

1 and thus be eligible to receive federal supplemental security income
2 benefits. Those cases shall be given high priority for naturalization
3 funding through the department.

4 (c) The department shall continue the interagency agreement with
5 the department of veterans' affairs to establish a process for referral
6 of veterans who may be eligible for veterans' services. This agreement
7 must include out-stationing department of veterans' affairs staff in
8 selected community service office locations in King and Pierce counties
9 to facilitate applications for veterans' services.

10 (4) \$1,657,000 of the general fund--state appropriation for fiscal
11 year 2012 and \$1,657,000 of the general fund--state appropriation for
12 fiscal year 2013 are provided solely for naturalization services.

13 (5) \$2,366,000 of the general fund--state appropriation for fiscal
14 year 2012 is provided solely for refugee employment services, of which
15 \$1,774,000 is provided solely for the department to pass through to
16 statewide refugee assistance organizations for limited English
17 proficiency pathway services; and \$2,366,000 of the general fund--state
18 appropriation for fiscal year 2013 is provided solely for refugee
19 employment services, of which \$1,774,000 is provided solely for the
20 department to pass through to statewide refugee assistance
21 organizations for limited English proficiency pathway services.

22 (6) On December 1, 2011, and annually thereafter, the department
23 must report to the legislature on all sources of funding available for
24 both refugee and immigrant services and naturalization services during
25 the current fiscal year and the amounts expended to date by service
26 type and funding source. The report must also include the number of
27 clients served and outcome data for the clients.

28 (7) To ensure expenditures remain within available funds
29 appropriated in this section, the legislature establishes the benefit
30 under the state food assistance program, pursuant to RCW 74.08A.120, to
31 be fifty percent of the federal supplemental nutrition assistance
32 program benefit amount.

33 **Sec. 1208.** 2012 2nd sp.s. c 7 s 208 (uncodified) is amended to
34 read as follows:

35 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--ALCOHOL AND**
36 **SUBSTANCE ABUSE PROGRAM**

37 General Fund--State Appropriation (FY 2012) \$73,742,000

1 (4) \$3,500,000 of the general fund--federal appropriation (from the
2 substance abuse prevention and treatment federal block grant) is
3 provided solely for the continued funding of existing county drug and
4 alcohol use prevention programs.

5 (5) Within amounts appropriated in this section, the department is
6 required to increase federal match available for intensive inpatient
7 services. During fiscal year 2013, the department shall shift
8 contracts for a minimum of 32 intensive inpatient beds currently
9 provided in settings that are considered institutions for mental
10 diseases to two or more facilities with no more than 16 beds that are
11 able to claim federal match for services provided to medicaid clients
12 or individuals covered under the department's section 1115 medicaid
13 waiver. The department is authorized to conduct a request for proposal
14 process to fulfill this requirement. By December 1, 2012, the
15 department shall provide a plan to the office of financial management
16 and to the relevant fiscal and policy committees of the legislature for
17 transitioning all remaining intensive inpatient beds currently provided
18 in settings that are considered institutions for mental diseases into
19 facilities with no more than 16 beds by June 2017. The plan shall
20 identify the maximum number of additional beds that can be transitioned
21 into facilities with no more than 16 beds during the 2013-2015 fiscal
22 biennium and the remaining number that will be transitioned during the
23 2015-2017 fiscal biennium, a timeline and process for accomplishing
24 this, and a projection of the related general fund--state savings for
25 each biennium.

26 (6) The amounts appropriated in this section include reductions of
27 \$303,000 in the general fund--state appropriation for fiscal year 2012
28 and \$1,815,000 in the general fund--state appropriation for fiscal year
29 2013. The department must apply this reduction across all levels of
30 chemical dependency residential treatment services excluding services
31 contracted through the counties, services provided to pregnant and
32 parenting women, services provided to juveniles, and services provided
33 to parents in dependency proceedings.

34 **Sec. 1209.** 2012 2nd sp.s. c 7 s 209 (uncodified) is amended to
35 read as follows:

36 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--VOCATIONAL**

1 subsection. The council shall give priority to applicants who have
2 demonstrated the greatest problems with criminal street gangs.
3 Applicants composed of, at a minimum, one or more local governmental
4 entities and one or more nonprofit, nongovernmental organizations that
5 have a documented history of creating and administering effective
6 criminal street gang prevention and intervention programs may apply for
7 funding under this subsection.

8 ~~((+8))~~ (7) \$113,000 of the general fund--state appropriation for
9 fiscal year 2013 and \$105,000 of the general fund--federal
10 appropriation are provided solely for staffing costs associated with
11 implementation of Engrossed Second Substitute House Bill No. 2536
12 (children services/delivery). The amounts provided in this subsection
13 must be used for coordinated evidence-based practice implementation
14 amongst the department's programs providing mental health, child
15 welfare, and juvenile justice services to children. If Engrossed
16 Second Substitute House Bill No. 2536 (children services/delivery) is
17 not enacted by June 30, 2012, the amounts provided in this subsection
18 shall lapse.

19 **Sec. 1212.** 2012 2nd sp.s. c 7 s 212 (uncodified) is amended to
20 read as follows:

21 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--PAYMENTS TO OTHER**
22 **AGENCIES PROGRAM**

23	General Fund--State Appropriation (FY 2012)	\$62,140,000
24	General Fund--State Appropriation (FY 2013)	((\$46,303,000))
25		<u>\$49,584,000</u>
26	General Fund--Federal Appropriation	((\$53,049,000))
27		<u>\$53,409,000</u>
28	TOTAL APPROPRIATION	((\$161,492,000))
29		<u>\$165,133,000</u>

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

32 \$469,000 of the general fund--state appropriation for fiscal year
33 2011 and \$270,000 of the general fund--state appropriation for fiscal
34 year 2012 are provided solely for implementation of Engrossed
35 Substitute Senate Bill No. 5921 (social services programs). If the
36 bill is not enacted by June 30, 2011, the amounts provided in this
37 subsection shall lapse.

1 ~~appropriate fiscal committees of the senate and house of~~
2 ~~representatives in writing seven days prior to approving any allotment~~
3 ~~modifications or transfers under this subsection. The written~~
4 ~~notification shall include a narrative explanation and justification of~~
5 ~~the changes, along with expenditures and allotments by budget unit and~~
6 ~~appropriation, both before and after any allotment modifications or~~
7 ~~transfers.~~

8 (2)) Within amounts appropriated in this section and sections 205
9 and 206 of this act, the health care authority shall continue to
10 provide an enhanced basic health plan subsidy for foster parents
11 licensed under chapter 74.15 RCW and workers in state-funded home care
12 programs. Under this enhanced subsidy option, foster parents eligible
13 to participate in the basic health plan as subsidized enrollees and
14 home care workers with family incomes below 200 percent of the federal
15 poverty level shall be allowed to enroll in the basic health plan at
16 the minimum premium amount charged to enrollees with incomes below
17 sixty-five percent of the federal poverty level.

18 ((3)) (2) The health care authority shall require organizations
19 and individuals that are paid to deliver basic health plan services and
20 that choose to sponsor enrollment in the subsidized basic health plan
21 to pay 133 percent of the premium amount which would otherwise be due
22 from the sponsored enrollees.

23 ((4)) (3)(a) \$1,200,000 of the general fund--state appropriation
24 for fiscal year 2012 is provided solely to plan the implementation of
25 a system of consolidated public school employee health benefits
26 purchasing.

27 It is the intent of the legislature to improve the administration,
28 transparency, and equity in delivering a K-12 employees' health
29 benefits system. In addition, the legislature intends that any cost
30 savings that result from changes to K-12 health benefits be dedicated
31 to public schools.

32 To further this legislative intent, the state health care authority
33 shall develop a plan to implement a consolidated health benefits'
34 system for K-12 employees for the 2013-14 school year. The health care
35 authority shall deliver a report to the legislature by December 15,
36 2011, that sets forth the implementation plan to the ways and means
37 committees of the house of representatives and the senate.

1 (b) The report prepared by the health care authority shall compare
2 and contrast the costs and benefits, both long and short term, of:

- 3 (i) The current K-12 health benefits system;
- 4 (ii) A new K-12 employee benefits pool; and
- 5 (iii) Enrolling K-12 employees into the health benefits pool for
6 state employees.

7 (c) In addition to the implementation plan, the report shall
8 include the following information:

9 (i) The costs and benefits of the current K-12 health benefits
10 system;

11 (ii) The costs and benefits of providing a new statewide K-12
12 employees' health benefits pool to school districts and school
13 employees;

14 (iii) The costs and benefits of enrolling K-12 employees into the
15 existing health benefits pool for state employees;

16 (iv) Recommendations of ways to limit administrative duplication
17 and costs, improve transparency to employees, the legislature, and the
18 public and assure equity among beneficiaries of publicly provided
19 employee health benefits;

20 (v) Recommendations for standardizing benefit packages and
21 purchasing efforts in a manner that seeks to maximize funding and
22 equity for all school employees;

23 (vi) Recommendations regarding the use of incentives, including how
24 changes to state health benefit allocations could provide employees
25 with benefits that would encourage participation;

26 (vii) Recommendations regarding the implementation of a new K-12
27 employee benefit plan, with separate options for voluntary
28 participation and mandatory statewide participation;

29 (viii) Recommendations regarding methods to reduce inequities
30 between individual and family coverage;

31 (ix) Consolidation of the purchasing and budget accountability for
32 school employee benefits to maximize administrative efficiency and
33 leverage existing skills and resources; and

34 (x) Other details the health care authority deems necessary,
35 including but not limited to recommendations on the following:

36 (A) Approaches for implementing the transition to a statewide pool,
37 including administrative and statutory changes necessary to ensure a

1 successful transition, and whether the pool should be separate from, or
2 combined with, the public employees' benefits pool;

3 (B) The structure of a permanent governing group to provide ongoing
4 oversight to the consolidated pool, in a manner similar to the public
5 employees benefits board functions for employee health benefits,
6 including statutory duties and authorities of the board; and

7 (C) Options for including potential changes to: Eligibility
8 standardization, the public employees benefits risk pools, the movement
9 of school employee retirees into the new K-12 pool or pools, and the
10 movement of educational service district employees into the new K-12
11 pool or pools.

12 (d) In determining its costs and benefits of a new statewide K-12
13 employees' health benefits pool for school districts and school
14 employees, the health care authority shall assume the following:

15 (i) School district enrollees must constitute an entire bargaining
16 unit, or an entire group of nonrepresented employees;

17 (ii) Staffing and administration for benefits purchasing shall be
18 provided by the health care authority; and

19 (iii) The new K-12 pool would operate on a schedule that
20 coordinates with the financing and enrollment schedule used for school
21 districts.

22 (e) The office of the superintendent of public instruction and the
23 office of the insurance commissioner shall provide information and
24 technical assistance to the health care authority as requested by the
25 health care authority. The health care authority shall not implement
26 the new school employee benefits pool until authorized to do so by the
27 legislature.

28 ((+5)) (4) The administrator shall take at least the following
29 actions to assure that persons participating in the basic health plan
30 are eligible for the level of assistance they receive: (a) Require
31 submission of (i) income tax returns, and recent pay history, from all
32 applicants, or (ii) other verifiable evidence of earned and unearned
33 income from those persons not required to file income tax returns; (b)
34 check employment security payroll records at least once every twelve
35 months on all enrollees; (c) require enrollees whose income as
36 indicated by payroll records exceeds that upon which their subsidy is
37 based to document their current income as a condition of continued
38 eligibility; (d) require enrollees for whom employment security payroll

1 records cannot be obtained to document their current income at least
2 once every six months; (e) not reduce gross family income for self-
3 employed persons by noncash-flow expenses such as, but not limited to,
4 depreciation, amortization, and home office deductions, as defined by
5 the United States internal revenue service; and (f) pursue repayment
6 and civil penalties from persons who have received excessive subsidies,
7 as provided in RCW 70.47.060(9).

8 ~~((+6))~~ (5) Enrollment in the subsidized basic health plan shall be
9 limited to only include persons who qualify as subsidized enrollees as
10 defined in RCW 70.47.020 and who (a) qualify for services under 1115
11 medicaid demonstration project number 11-W-00254/10; or (b) are foster
12 parents licensed under chapter 74.15 RCW.

13 ~~((+7))~~ (6) \$23,700,000 of the general fund--federal appropriation
14 is provided solely for planning and implementation of a health benefit
15 exchange under the federal patient protection and affordable care act.
16 Within the amounts provided in this subsection, funds used by the
17 authority for information technology projects are conditioned on the
18 authority satisfying the requirements of Engrossed Second Substitute
19 Senate Bill No. 5931 (central service agencies).

20 ~~((+8))~~ (7) Based on quarterly expenditure reports and caseload
21 forecasts, if the health care authority estimates that expenditures for
22 the medical assistance program will exceed the appropriations, the
23 health care authority shall take steps including but not limited to
24 reduction of rates or elimination of optional services to reduce
25 expenditures so that total program costs do not exceed the annual
26 appropriation authority.

27 ~~((+9))~~ (8) In determining financial eligibility for medicaid-
28 funded services, the health care authority is authorized to disregard
29 recoveries by Holocaust survivors of insurance proceeds or other
30 assets, as defined in RCW 48.104.030.

31 ~~((+10))~~ (9) The legislature affirms that it is in the state's
32 interest for Harborview medical center to remain an economically viable
33 component of the state's health care system.

34 ~~((+11))~~ (10) When a person is ineligible for medicaid solely by
35 reason of residence in an institution for mental diseases, the health
36 care authority shall provide the person with the same benefits as he or
37 she would receive if eligible for medicaid, using state-only funds to
38 the extent necessary.

1 ~~((+12))~~ (11) \$4,261,000 of the general fund--state appropriation
2 for fiscal year 2012, \$4,261,000 of the general fund--state
3 appropriation for fiscal year 2013, and \$8,522,000 of the general
4 fund--federal appropriation are provided solely for low-income
5 disproportionate share hospital payments under RCW 74.09.730(1)(a).

6 ~~((+13))~~ (12) \$6,000,000 of the general fund--federal appropriation
7 is provided solely for supplemental payments to nursing homes operated
8 by public hospital districts. The public hospital district shall be
9 responsible for providing the required nonfederal match for the
10 supplemental payment, and the payments shall not exceed the maximum
11 allowable under federal rules. It is the legislature's intent that the
12 payments shall be supplemental to and shall not in any way offset or
13 reduce the payments calculated and provided in accordance with part E
14 of chapter 74.46 RCW. It is the legislature's further intent that
15 costs otherwise allowable for rate-setting and settlement against
16 payments under chapter 74.46 RCW shall not be disallowed solely because
17 such costs have been paid by revenues retained by the nursing home from
18 these supplemental payments. The supplemental payments are subject to
19 retrospective interim and final cost settlements based on the nursing
20 homes' as-filed and final medicare cost reports. The timing of the
21 interim and final cost settlements shall be at the health care
22 authority's discretion. During either the interim cost settlement or
23 the final cost settlement, the health care authority shall recoup from
24 the public hospital districts the supplemental payments that exceed the
25 medicaid cost limit and/or the medicare upper payment limit. The
26 health care authority shall apply federal rules for identifying the
27 eligible incurred medicaid costs and the medicare upper payment limit.

28 ~~((+14))~~ (13) The health care authority shall continue the
29 inpatient hospital certified public expenditures program for the 2011-
30 2013 fiscal biennium. The program shall apply to all public hospitals,
31 including those owned or operated by the state, except those classified
32 as critical access hospitals or state psychiatric institutions. The
33 health care authority shall submit reports to the governor and
34 legislature by November 1, 2011, and by November 1, 2012, that evaluate
35 whether savings continue to exceed costs for this program. If the
36 certified public expenditures (CPE) program in its current form is no
37 longer cost-effective to maintain, the health care authority shall
38 submit a report to the governor and legislature detailing

1 cost-effective alternative uses of local, state, and federal resources
2 as a replacement for this program. During fiscal year 2012 and fiscal
3 year 2013, hospitals in the program shall be paid and shall retain one
4 hundred percent of the federal portion of the allowable hospital cost
5 for each medicaid inpatient fee-for-service claim payable by medical
6 assistance and one hundred percent of the federal portion of the
7 maximum disproportionate share hospital payment allowable under federal
8 regulations. Inpatient medicaid payments shall be established using an
9 allowable methodology that approximates the cost of claims submitted by
10 the hospitals. Payments made to each hospital in the program in each
11 fiscal year of the biennium shall be compared to a baseline amount.
12 The baseline amount will be determined by the total of (a) the
13 inpatient claim payment amounts that would have been paid during the
14 fiscal year had the hospital not been in the CPE program based on the
15 reimbursement rates developed, implemented, and consistent with
16 policies approved in the 2011-13 biennial operating appropriations act
17 and in effect on July 1, 2011, (b) one half of the indigent assistance
18 disproportionate share hospital payment amounts paid to and retained by
19 each hospital during fiscal year 2005, and (c) all of the other
20 disproportionate share hospital payment amounts paid to and retained by
21 each hospital during fiscal year 2005 to the extent the same
22 disproportionate share hospital programs exist in the 2011-13 biennium.
23 If payments during the fiscal year exceed the hospital's baseline
24 amount, no additional payments will be made to the hospital except the
25 federal portion of allowable disproportionate share hospital payments
26 for which the hospital can certify allowable match. If payments during
27 the fiscal year are less than the baseline amount, the hospital will be
28 paid a state grant equal to the difference between payments during the
29 fiscal year and the applicable baseline amount. Payment of the state
30 grant shall be made in the applicable fiscal year and distributed in
31 monthly payments. The grants will be recalculated and redistributed as
32 the baseline is updated during the fiscal year. The grant payments are
33 subject to an interim settlement within eleven months after the end of
34 the fiscal year. A final settlement shall be performed. To the extent
35 that either settlement determines that a hospital has received funds in
36 excess of what it would have received as described in this subsection,
37 the hospital must repay the excess amounts to the state when requested.
38 \$8,102,000 of the general fund--state appropriation for fiscal year

1 2012, of which \$6,570,000 is appropriated in section 204(1) of this
2 act, and (~~(\$3,162,000)~~) \$10,722,069 of the general fund--state
3 appropriation for fiscal year 2013, of which \$6,570,000 is appropriated
4 in section 204(1) of this act, are provided solely for state grants for
5 the participating hospitals. CPE hospitals will receive the inpatient
6 and outpatient reimbursement rate restorations in RCW 74.60.080 and
7 rate increases in RCW 74.60.090 funded through the hospital safety net
8 assessment fund rather than through the baseline mechanism specified in
9 this subsection.

10 (~~(+15)~~) (14) The health care authority shall seek public-private
11 partnerships and federal funds that are or may become available to
12 provide on-going support for outreach and education efforts under the
13 federal children's health insurance program reauthorization act of
14 2009.

15 (~~(+16)~~) (15) The health care authority shall target funding for
16 maternity support services towards pregnant women with factors that
17 lead to higher rates of poor birth outcomes, including hypertension, a
18 preterm or low birth weight birth in the most recent previous birth, a
19 cognitive deficit or developmental disability, substance abuse, severe
20 mental illness, unhealthy weight or failure to gain weight, tobacco
21 use, or African American or Native American race. The health care
22 authority shall prioritize evidence-based practices for delivery of
23 maternity support services. To the extent practicable, the health care
24 authority shall develop a mechanism to increase federal funding for
25 maternity support services by leveraging local public funding for those
26 services.

27 (~~(+17)~~) (16) For children with family incomes above 200 percent of
28 the federal poverty level in the state-funded children's health program
29 for children who are not eligible for coverage under the federally
30 funded children's health insurance program, premiums shall be set every
31 two years in an amount equal to the average state-only share of the per
32 capita cost of coverage in the state-funded children's health program
33 for children in families with incomes at or less than two hundred
34 percent of the federal poverty level.

35 (~~(+18)~~) (17) Within the amounts appropriated in this section, the
36 health care authority shall provide disproportionate share hospital
37 payments to hospitals that provide services to children in the

1 children's health program who are not eligible for services under Title
2 XIX or XXI of the federal social security act due to their citizenship
3 status.

4 ~~((+19))~~ (18) \$859,000 of the general fund--state appropriation for
5 fiscal year 2012, \$979,000 of the general fund--state appropriation for
6 fiscal year 2013, and \$1,841,000 of the general fund--federal
7 appropriation are provided solely to increase prior authorization
8 activities for advanced imaging procedures.

9 ~~((+20))~~ (19) \$196,000 of the general fund--state appropriation for
10 fiscal year 2012, \$246,000 of the general fund--state appropriation for
11 fiscal year 2013, and \$442,000 of the general fund--federal
12 appropriation are provided solely to increase prior authorization
13 activities for surgical procedures, which may include orthopedic
14 procedures, spinal procedures and interventions, and nerve procedures.

15 ~~((+21))~~ (20) \$300,000 of the general fund--private/local
16 appropriation and \$300,000 of the general fund--federal appropriation
17 are provided solely for a prescriptive practices improvement
18 collaborative focusing upon atypical antipsychotics and other
19 medications commonly used in the treatment of severe and persistent
20 mental illnesses among adults. The project shall promote collaboration
21 among community mental health centers, other major prescribers of
22 atypical antipsychotic medications to adults enrolled in state medical
23 assistance programs, and psychiatrists, pharmacists, and other
24 specialists at the University of Washington department of psychiatry
25 and/or other research universities. The collaboration shall include
26 patient-specific prescriber consultations by psychiatrists and
27 pharmacists specializing in treatment of severe and persistent mental
28 illnesses among adults; production of profiles to assist prescribers
29 and clinics in tracking their prescriptive practices and their
30 patients' medication use and adherence relative to evidence-based
31 practices guidelines, other prescribers, and patients at other clinics;
32 and in-service seminars at which participants can share and increase
33 their knowledge of evidence-based and other effective prescriptive
34 practices. The health care authority shall enter into an interagency
35 agreement with the office of the attorney general for expenditure of
36 \$300,000 of the state's proceeds of the *cy pres* settlement in *State of*
37 *Washington v. AstraZeneca* (Seroquel) for this purpose.

1 ~~((+22+))~~ (21) \$570,000 of the general fund--private/local
2 appropriation is provided solely for continued operation of the
3 partnership access line for child mental health consultations. The
4 health care authority shall enter into an interagency agreement with
5 the office of the attorney general for expenditure of \$570,000 of the
6 state's proceeds of the *cy pres* settlement in *State of Washington v.*
7 *AstraZeneca (Seroquel)* for this purpose.

8 ~~((+23+))~~ (22) \$80,000 of the general fund--state appropriation for
9 fiscal year 2012, \$80,000 of the general fund--state appropriation for
10 fiscal year 2013, and \$160,000 of the general fund--federal
11 appropriation are provided solely to fund the Tacoma-Pierce county
12 health department for access and outreach activities to reduce infant
13 mortality.

14 ~~((+24+))~~ (23) \$75,000 of the general fund--state appropriation for
15 fiscal year 2012, \$75,000 of the general fund--state appropriation for
16 fiscal year 2013, and \$150,000 of the general fund--federal
17 appropriation are provided solely to assist with development and
18 implementation of evidence-based strategies regarding the appropriate,
19 safe, and effective role of C-section surgeries and early induced labor
20 in births and neonatal care. The strategies shall be identified and
21 implemented in consultation with clinical research specialists,
22 physicians, hospitals, advanced registered nurse practitioners, and
23 organizations concerned with maternal and child health.

24 ~~((+25+))~~ (24) Within the amounts appropriated in this section, the
25 health care authority shall continue to provide school-based medical
26 services by means of an intergovernmental transfer arrangement. Under
27 the arrangement, the state shall provide forty percent and school
28 districts sixty percent of the nonfederal matching funds required for
29 receipt of federal medicaid funding for the service.

30 ~~((+26+))~~ (25) \$263,000 of the general fund--state appropriation for
31 fiscal year 2012, \$88,000 of the general fund--state appropriation for
32 fiscal year 2013, and \$351,000 of the general fund--federal
33 appropriation are provided solely for development and submission to the
34 federal government by October 1, 2011, of a demonstration project
35 proposal as provided in Substitute Senate Bill No. 5596 (medicaid
36 demonstration waiver).

37 ~~((+27+))~~ (26) Within the amounts appropriated in this section, the
38 health care authority shall provide spoken-language interpreter

1 services. The authority shall develop and implement a new model for
2 delivery of such services no later than July 1, 2012. The model shall
3 include:

4 (a) Development by the authority in consultation with subject-area
5 experts of guidelines to assist medical practitioners identify the
6 circumstances under which it is appropriate to use telephonic or video-
7 remote interpreting;

8 (b) The requirement that the state contract with delivery
9 organizations, including foreign language agencies, who employ or
10 subcontract only with language access providers or interpreters working
11 in the state who are certified or authorized by the state. When a
12 state-certified or state-authorized in-state language access provider
13 or interpreter is not available, the delivery organization, including
14 foreign language agencies, may use a provider with other certifications
15 or qualifications deemed to meet state standards, including
16 interpreters in other states; and

17 (c) Provision of a secure, web-based tool that medical
18 practitioners will use to schedule appointments for interpreter
19 services and to identify the most appropriate, cost-effective method of
20 service delivery in accordance with the state guidelines.

21 Nothing in this subsection affects the ability of health care
22 providers to provide interpretive services through employed staff or
23 through telephone and video remote technologies when not reimbursed
24 directly by the department. The amounts in this subsection do not
25 include federal administrative funds provided to match nonstate
26 expenditures by local health jurisdictions and governmental hospitals.

27 ~~((+28))~~ (27) In its procurement of contractors for delivery of
28 medical managed care services for nondisabled, nonelderly persons, the
29 medical assistance program shall (a) place substantial emphasis upon
30 price competition in the selection of successful bidders; and (b) not
31 require delivery of any services that would increase the actuarial cost
32 of service beyond the levels included in current healthy options
33 contracts.

34 ~~((+29))~~ (28) \$1,430,000 of the general fund--state appropriation
35 for fiscal year 2012, \$1,430,000 of the general fund--state
36 appropriation for fiscal year 2013, and \$2,860,000 of the general
37 fund--federal appropriation are provided solely to pay
38 federally-designated rural health clinics their standard encounter rate

1 for prenatal and well-child visits, whether delivered under a managed
2 care contract or fee-for-service. In reconciling managed care
3 enhancement payments for calendar years 2009 and 2010, the department
4 shall treat well-child and prenatal care visits as encounters subject
5 to the clinic's encounter rate.

6 ~~((+30+))~~ (29) \$280,000 of the general fund--state appropriation for
7 fiscal year 2012 and \$282,000 of the general fund--federal
8 appropriation are provided solely to increase utilization management of
9 drugs and drug classes for which there is evidence of over-utilization,
10 off-label use, excessive dosing, duplicative therapy, or opportunities
11 to shift utilization to less expensive, equally effective formulations.

12 ~~((+31+))~~ (30) \$70,000 of the general fund--state appropriation for
13 fiscal year 2012, \$70,000 of the general fund--state appropriation for
14 fiscal year 2013, and \$140,000 of the general fund--federal
15 appropriation are provided solely to continue operation by a nonprofit
16 organization of a toll-free hotline that assists families to learn
17 about and enroll in the apple health for kids program.

18 ~~((+32+))~~ (31) \$400,000 of the general fund--state appropriation for
19 fiscal year 2012 and \$400,000 of the general fund--state appropriation
20 for fiscal year 2013 is provided solely for the local outreach, case
21 management, and coordination with dental providers needed to execute
22 the access to baby and child dentistry program, which provides dental
23 care to Medicaid eligible children up to age six.

24 ~~((+33+))~~ (32) Within the amounts appropriated in this section, the
25 health care authority shall continue to provide dental services to
26 pregnant women. Services shall include preventive, routine, and
27 emergent dental care.

28 ~~((+34+))~~ (33) \$395,000 of the general fund--state appropriation for
29 fiscal year 2012, \$395,000 of the general fund--state appropriation for
30 fiscal year 2013, and \$790,000 of the general fund--federal
31 appropriation are provided solely for continued operation of the
32 dental education in care of persons with disabilities (DECOD) program
33 at the University of Washington.

34 ~~((+35+))~~ (34) \$159,000 of the general fund--state appropriation for
35 fiscal year 2012, \$302,000 of the general fund--private/local
36 appropriation, and \$146,072,000 of the general fund--federal
37 appropriation are provided solely for the provider incentive program
38 and other initiatives related to the health information technology

1 Medicaid plan. The general fund--private/local appropriation in this
2 subsection shall be funded with proceeds from settlements in the case
3 of *State of Washington vs. GlaxoSmithKline*. The authority and the
4 office of the attorney general shall enter an interagency agreement
5 regarding use of these funds.

6 ~~((+36+))~~ (35) \$2,926,000 of the general fund--local appropriation
7 and \$2,928,000 of the general fund--federal appropriation are provided
8 solely to support medical airlift services.

9 ~~((+37+))~~ (36) The authority shall collect data on enrollment and
10 utilization to study whether the expansion of family planning coverage
11 under Substitute Senate Bill No. 5912 is reducing state medical
12 expenditures by reducing unwanted pregnancies. The authority shall
13 report its findings to the legislature by December 1, 2012.

14 ~~((+38+))~~ (37) \$480,000 of the general fund--state appropriation for
15 fiscal year 2012, \$480,000 of the general fund--state appropriation for
16 fiscal year 2013, and \$824,000 of the general fund--federal
17 appropriation are provided solely for customer services staff. The
18 authority will attempt to improve the phone answer rate to 40 percent
19 and reduce the response times to written questions to ten days for
20 clients and 25 days for providers. The authority will report to the
21 legislature on its progress toward achieving these goals by January 1,
22 2012. If the authority has not achieved these goals by July 1, 2012,
23 then the authority shall reduce expenditures on management staff in
24 order to increase expenditures on customer service staff until the
25 goals are achieved.

26 ~~((+39+))~~ (38) The department shall purchase a brand name drug when
27 it determines that the cost of the brand name drug after rebates is
28 less than the cost of generic alternatives and that purchase of the
29 brand rather than generic version can save at least \$250,000. The
30 department may purchase generic alternatives when changes in market
31 prices make the price of the brand name drug after rebates more
32 expensive than the generic alternatives.

33 ~~((+41+))~~ (39) \$150,000 of the general fund--state appropriation for
34 fiscal year 2012 and \$1,964,000 of the general fund--state
35 appropriation for fiscal year 2013 are provided solely to implement
36 Engrossed Second Substitute House Bill No. 2319 (affordable care act).
37 If the bill is not enacted by June 30, 2012, the amounts provided in
38 this subsection shall lapse.

1 (e) Implementation of narcotic guidelines that incorporate the
2 Washington chapter of the American college of emergency physician
3 guidelines;

4 (f) Physician enrollment in the state's prescription monitoring
5 program, as long as the program is funded; and

6 (g) Designation of a hospital emergency department physician
7 responsible for reviewing the state's medicaid utilization management
8 feedback reports, which will include defined performance measures. The
9 emergency department physician and hospital will have a process to take
10 appropriate action in response to the information in the feedback
11 reports if performance measures are not met. The authority must
12 develop feedback reports that include timely emergency room utilization
13 data such as visit rates, medically unnecessary visit rates (by
14 hospital and by client), emergency department imaging utilization
15 rates, and other measures as needed. The authority may utilize the
16 Robert Bree collaborative for assistance related to this best practice.

17 The requirements for best practices for a critical access hospital
18 should not include adoption of a system to exchange patient information
19 if doing so would pose a financial burden, and should not include
20 requirements related to the authority's patient review and coordination
21 program if the volume of those patients seen at the critical access
22 hospital are small.

23 Hospitals participating in this medicaid best practices program
24 shall submit to the authority a declaration from executive level
25 leadership indicating hospital adoption of and compliance with the best
26 practices enumerated above. In the declaration, hospitals will affirm
27 that they have in place written policies, procedures, or guidelines to
28 implement these best practices and are willing to share them upon
29 request. The declaration must also give consent for the authority to
30 disclose feedback reports and performance measures on its web site.
31 The authority shall submit a list of declaring hospitals to the
32 relevant policy and fiscal committees of the legislature by July 15,
33 2012.

34 If the authority does not receive by July 1, 2012, declarations
35 from hospitals representing at least seventy-five percent of emergency
36 room visits by medicaid clients in fiscal year 2010, the authority may
37 implement a policy of nonpayment of medically unnecessary emergency
38 room visits, with appropriate client and clinical safeguards such as

1 exemptions and expedited prior authorization. The authority shall by
2 January 15, 2013, perform a preliminary fiscal analysis of trends in
3 implementing the best practices in this subsection, focusing on outlier
4 hospitals with high rates of unnecessary visits by medicaid clients,
5 high emergency room visit rates for patient review and coordination
6 clients, low rates of completion of treatment plans for patient review
7 and coordination clients assigned to the hospital, and high rates of
8 prescribed long-acting opiates. In cooperation with the leadership of
9 the hospital, medical, and emergency physician associations, additional
10 efforts shall be focused on assisting those outlier hospitals and
11 providers to achieve more substantial savings. The authority by
12 January 15, 2013, will report to the legislature about whether assumed
13 savings based on preliminary trend and forecasted data are on target
14 and if additional best practices or other actions need to be
15 implemented.

16 If necessary, pursuant to RCW 34.05.350(1)(c), the authority may
17 employ emergency rulemaking to achieve the reductions assumed in the
18 appropriations under this section.

19 Nothing in this subsection shall in any way impact the authority's
20 ability to adopt and implement policies pertaining to the patient
21 review and coordination program.

22 ~~((+46+))~~ (42) The department shall seek a medicaid state plan
23 amendment to create a graduate medical education supplemental payment
24 for services delivered to managed care recipients by University of
25 Washington medicine and other public professional providers. This
26 program shall be effective as soon as administratively possible and
27 shall operate concurrently with the existing professional services
28 supplemental payment program. Providers that participate in the
29 graduate medical education supplemental payment program are not
30 eligible to participate in the professional services supplemental
31 payment program. The department shall apply federal rules for
32 identifying the difference between current physician encounter and fee-
33 for-service medicaid payments to participating providers and the
34 applicable federal upper payment limit. Participating providers shall
35 be solely responsible for providing the local funds required to obtain
36 federal matching funds. Any incremental costs incurred by the
37 department in the development, implementation, and maintenance of this
38 program shall be the responsibility of the participating providers.

1 Participating providers shall retain the full amount of supplemental
2 payments provided under this program, net of any costs related to the
3 program that are disallowed due to audits or litigation against the
4 state.

5 ~~((+47))~~ (43) The authority shall exclude antiretroviral drugs used
6 to treat HIV/AIDS, anticancer medication that is used to kill or slow
7 the growth of cancerous cells, antihemophilic drugs, insulin and other
8 drugs to lower blood glucose, and immunosuppressive drugs from any
9 formulary limitations implemented to operate within the appropriations
10 provided in this section.

11 ~~((+48))~~ (44) If Engrossed Substitute Senate Bill No. 5978
12 (medicaid fraud) is not enacted by June 30, 2012, the amounts
13 appropriated in this section from the medicaid fraud penalty account--
14 state appropriation shall lapse and an additional \$3,608,000 shall be
15 appropriated from the general fund--state for fiscal year 2013 for
16 medicaid services, fraud detection and prevention activities, recovery
17 of improper payments, and for other medicaid fraud enforcement
18 activities.

19 ~~((+50))~~ (45) Within the amounts appropriated in this section, the
20 health care authority and the department of social and health services
21 shall implement the state option to provide health homes for enrollees
22 with chronic conditions under section 2703 of the federal affordable
23 care act. The total state match for enrollees who are dually-eligible
24 for both medicare and medicaid and not enrolled in managed care shall
25 be no more than the net savings to the state from the enhanced match
26 rate for its medicaid-only managed care enrollees under section 2703.

27 ~~((+51))~~ (46) The health care authority shall not initiate any
28 services that require expenditure of state general fund moneys unless
29 expressly authorized in this act or other law. The health care
30 authority may seek, receive, and spend, under RCW 43.79.260 through
31 43.79.282, federal moneys not anticipated in this act as long as the
32 federal funding does not require expenditure of state moneys for the
33 program in excess of amounts anticipated in this act. If the health
34 care authority receives unanticipated unrestricted federal moneys,
35 those moneys shall be spent for services authorized in this act or in
36 any other legislation providing appropriation authority, and an equal
37 amount of appropriated state general fund moneys shall lapse. Upon the
38 lapsing of any moneys under this subsection, the office of financial

1 management shall notify the legislative fiscal committees. As used in
2 this subsection, "unrestricted federal moneys" includes block grants
3 and other funds that federal law does not require to be spent on
4 specifically defined projects or matched on a formula basis by state
5 funds.

6 ~~((+52+))~~ (47) \$66,000 of the general fund--state appropriation for
7 fiscal year 2013 and \$66,000 of the general fund--federal appropriation
8 are provided solely to implement Engrossed Second Substitute House Bill
9 No. 2536 (children services/delivery). The department of social and
10 health services' programs responsible for administration of mental
11 health, child welfare, and juvenile justice programs will coordinate
12 with the health care authority on the development of contract terms
13 which facilitate efforts to meet requirements of the bill. If the bill
14 is not enacted by June 30, 2012, the amounts provided in this
15 subsection shall lapse.

16 ~~((+53+))~~ (48) The health care authority shall participate in the
17 work group established by the department of corrections in section
18 220(2) of this act to review release options for elderly and infirm
19 offenders.

20 (49) The authority shall withdraw the medicaid state plan amendment
21 to implement a wrap-around drug formulary.

22 **Sec. 1214.** 2012 2nd sp.s. c 7 s 216 (uncodified) is amended to
23 read as follows:

24 **FOR THE CRIMINAL JUSTICE TRAINING COMMISSION**

25	General Fund--State Appropriation (FY 2012)	\$14,589,000
26	General Fund--State Appropriation (FY 2013)	(((\$14,147,000))
27		<u>\$14,504,000</u>
28	General Fund--Federal Appropriation	\$456,000
29	General Fund--Private/Local Appropriation	(((\$4,048,000))
30		<u>\$3,940,000</u>
31	Death Investigations Account--State Appropriation	\$148,000
32	Municipal Criminal Justice Assistance Account--	
33	State Appropriation	\$460,000
34	Washington Auto Theft Prevention Authority Account--	
35	State Appropriation	\$8,597,000
36	TOTAL APPROPRIATION	(((\$42,445,000))
37		<u>\$42,694,000</u>

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

3 (1) \$5,000,000 of the general fund--state appropriation for fiscal
4 year 2012 and \$5,000,000 of the general fund--state appropriation for
5 fiscal year 2013, are provided to the Washington association of
6 sheriffs and police chiefs solely to verify the address and residency
7 of registered sex offenders and kidnapping offenders under RCW
8 9A.44.130.

9 (2) \$321,000 of the general fund--local appropriation is provided
10 solely to purchase ammunition for the basic law enforcement academy.
11 Jurisdictions shall reimburse to the criminal justice training
12 commission the costs of ammunition, based on the average cost of
13 ammunition per cadet, for cadets that they enroll in the basic law
14 enforcement academy.

15 (3) The criminal justice training commission may not run a basic
16 law enforcement academy class of fewer than 30 students.

17 (4) \$100,000 of the general fund--state appropriation for fiscal
18 year 2012 and \$100,000 of the general fund--state appropriation for
19 fiscal year 2013 are provided solely for a school safety program. The
20 commission, in collaboration with the school safety center advisory
21 committee, shall provide the school safety training for all school
22 administrators and school safety personnel hired after the effective
23 date of this section.

24 (5) \$96,000 of the general fund--state appropriation for fiscal
25 year 2012 and \$96,000 of the general fund--state appropriation for
26 fiscal year 2013 are provided solely for the school safety center
27 within the commission. The safety center shall act as an information
28 dissemination and resource center when an incident occurs in a school
29 district in Washington or in another state, coordinate activities
30 relating to school safety, and review and approve manuals and curricula
31 used for school safety models and training. Through an interagency
32 agreement, the commission shall provide funding for the office of the
33 superintendent of public instruction to continue to develop and
34 maintain a school safety information web site. The school safety
35 center advisory committee shall develop and revise the training
36 program, using the best practices in school safety, for all school
37 safety personnel. The commission shall provide research-related

1 programs in school safety and security issues beneficial to both law
2 enforcement and schools.

3 (6) \$1,000,000 of the general fund--state appropriation for fiscal
4 year 2012 and \$1,000,000 of the general fund--state appropriation for
5 fiscal year 2013 are provided solely for grants to counties enforcing
6 illegal drug laws and which have been underserved by federally funded
7 state narcotics task forces. The Washington association of sheriffs
8 and police chiefs, the Washington association of prosecuting attorneys,
9 and the Washington association of county officials shall jointly
10 develop funding allocations for the offices of the county sheriff,
11 county prosecutor, and county clerk in qualifying counties. The
12 commission shall not impose an administrative cost on this program.

13 **Sec. 1215.** 2012 2nd sp.s. c 7 s 218 (uncodified) is amended to
14 read as follows:

15 **FOR THE DEPARTMENT OF VETERANS AFFAIRS**

16 (1) HEADQUARTERS

17	General Fund--State Appropriation (FY 2012)	\$1,829,000
18	General Fund--State Appropriation (FY 2013)	\$1,801,000
19	Charitable, Educational, Penal, and Reformatory	
20	Institutions Account--State Appropriation	\$10,000
21	TOTAL APPROPRIATION	\$3,640,000

22 (2) FIELD SERVICES

23	General Fund--State Appropriation (FY 2012)	\$5,002,000
24	General Fund--State Appropriation (FY 2013)	\$4,964,000
25	General Fund--Federal Appropriation	\$3,348,000
26	General Fund--Private/Local Appropriation	(\$4,722,000)
27		<u>\$5,172,000</u>
28	Veterans Innovations Program Account--State	
29	Appropriation	\$810,000
30	Veteran Estate Management Account--Private/Local	
31	Appropriation	\$1,079,000
32	TOTAL APPROPRIATION	(\$19,925,000)
33		<u>\$20,375,000</u>

34 The appropriations in this subsection are subject to the following
35 conditions and limitations: \$821,000 of the veterans innovations
36 program account--state appropriation is provided solely for the
37 department to continue support for returning combat veterans through

1 the veterans innovation program, including emergency financial
2 assistance through the defenders' fund and long-term financial
3 assistance through the competitive grant program.

4 (3) INSTITUTIONAL SERVICES

5	General Fund--State Appropriation (FY 2012)	\$1,743,000
6	General Fund--Federal Appropriation	(\$61,437,000)
7		<u>\$60,019,000</u>
8	General Fund--Private/Local Appropriation	(\$29,506,000)
9		<u>\$30,569,000</u>
10	TOTAL APPROPRIATION	(\$92,686,000)
11		<u>\$92,331,000</u>

12 **Sec. 1216.** 2012 2nd sp.s. c 7 s 219 (uncodified) is amended to
13 read as follows:

14 **FOR THE DEPARTMENT OF HEALTH**

15	General Fund--State Appropriation (FY 2012)	\$79,404,000
16	General Fund--State Appropriation (FY 2013)	(\$78,114,000)
17		<u>\$77,589,000</u>
18	General Fund--Federal Appropriation	(\$553,078,000)
19		<u>\$573,078,000</u>
20	General Fund--Private/Local Appropriation	(\$148,055,000)
21		<u>\$144,055,000</u>
22	Hospital Data Collection Account--State Appropriation	\$214,000
23	Health Professions Account--State Appropriation	\$99,085,000
24	Aquatic Lands Enhancement Account--State Appropriation	\$604,000
25	Emergency Medical Services and Trauma Care Systems	
26	Trust Account--State Appropriation	(\$12,300,000)
27		<u>\$10,523,000</u>
28	Safe Drinking Water Account--State Appropriation	\$4,464,000
29	Drinking Water Assistance Account--Federal	
30	Appropriation	\$21,965,000
31	Waterworks Operator Certification--State	
32	Appropriation	\$1,528,000
33	Drinking Water Assistance Administrative Account--	
34	State Appropriation	\$326,000
35	Site Closure Account--State Appropriation	\$79,000
36	Biotoxin Account--State Appropriation	(\$1,167,000)
37		<u>\$1,231,000</u>

1 that federal law does not require to be spent on specifically defined
2 projects or matched on a formula basis by state funds.

3 (2) In accordance with RCW 43.70.250 and 43.135.055, the department
4 is authorized to establish and raise fees in fiscal year 2012 as
5 necessary to meet the actual costs of conducting business and the
6 appropriation levels in this section. This authorization applies to
7 fees required for: The review of health care facility construction;
8 review of health facility requests for certificate of need; the
9 regulation and inspection of farm worker housing, hospital licensing,
10 in-home health service agencies, and producers of radioactive waste;
11 the regulation and inspection of shellfish sanitary control, surgical
12 facility licensing, and; fees associated with the following
13 professions: Dietitians and nutritionists, occupational therapists,
14 pharmacy, veterinarian, orthotics and prosthetics, surgical
15 technicians, nursing home administrators, health care assistants,
16 hearing and speech, psychology, hypnotherapy, chiropractic, social
17 workers, physicians, and physician assistants.

18 (3) Pursuant to RCW 18.130.250, the department is authorized to
19 establish a lower cost fee category for retired licensed practical
20 nurses and registered nurses.

21 (4) In accordance with RCW 43.135.055, the department is authorized
22 to adopt fees set forth in and previously authorized in chapter 92,
23 Laws of 2010.

24 (5) \$1,969,000 of the health professions account--state
25 appropriation is provided solely to implement online licensing for
26 health care providers. The department must submit a detailed
27 investment plan for this project to the office of financial management.
28 The office of financial management must review and approve this plan
29 before funding may be expended. The department of health must
30 successfully implement online application and renewal for at least one
31 profession as a pilot project before pursuing additional professions.
32 The department must report to the office of financial management on the
33 outcome of the pilot project.

34 (6) \$16,000 of the health professions account--state appropriation
35 is provided solely for the implementation of House Bill No. 1181 (board
36 of naturopathy). If the bill is not enacted by June 30, 2011, the
37 amount provided in this subsection shall lapse.

1 (7) \$21,000 of the health professions account--state appropriation
2 is provided solely for the implementation of Substitute House Bill No.
3 1304 (health care assistants). If the bill is not enacted by June 30,
4 2011, the amount provided in this subsection shall lapse.

5 (8) \$54,000 of the health professions account--state appropriation
6 is provided solely for the implementation of House Bill No. 1353
7 (pharmacy technicians). If the bill is not enacted by June 30, 2011,
8 the amount provided in this subsection shall lapse.

9 (9) \$142,000 of the health professions account--state appropriation
10 is provided solely for the implementation of Engrossed Substitute
11 Senate Bill No. 5020 (social workers). If the bill is not enacted by
12 June 30, 2011, the amount provided in this subsection shall lapse.

13 (10) \$336,000 of the health professions account--state
14 appropriation is provided solely for the implementation of Senate Bill
15 No. 5480 (physicians and physician assistants). If the bill is not
16 enacted by June 30, 2011, the amount provided in this subsection shall
17 lapse.

18 (11) \$46,000 of the health professions account--state appropriation
19 is provided solely for the implementation of Substitute Senate Bill No.
20 5071 (online access for midwives and marriage and family therapists).
21 If the bill is not enacted by June 30, 2011, the amount provided in
22 this subsection shall lapse.

23 (12) \$137,000 of the health professions account--state
24 appropriation is provided solely for implementation of Substitute House
25 Bill No. 1133 (massage practitioner license). If the bill is not
26 enacted by June 30, 2011, the amount provided in this subsection shall
27 lapse.

28 (13) \$85,000 of the general fund--state appropriation for fiscal
29 year 2012 is provided solely for the developmental disabilities council
30 to contract for a family-to-family mentor program to provide
31 information and support to families and guardians of persons who are
32 transitioning out of residential habilitation centers. To the maximum
33 extent allowable under federal law, these funds shall be matched under
34 medicaid through the department of social and health services and
35 federal funds shall be transferred to the department for the purposes
36 stated in this subsection. If Second Substitute Senate Bill No. 5459
37 (people with developmental disabilities) is not enacted by June 30,
38 2011, the amounts provided in this subsection shall lapse.

1 (14) \$57,000 of the general fund--state appropriation for fiscal
2 year 2012 and \$58,000 of the general fund--state appropriation for
3 fiscal year 2013 are provided solely for the midwifery licensure and
4 regulatory program to offset a reduction in revenue from fees. There
5 shall be no change to the current annual fees for new or renewed
6 licenses for the midwifery program, except from online access to HEAL-
7 WA. The department shall convene the midwifery advisory committee on
8 a quarterly basis to address issues related to licensed midwifery.

9 (15) \$118,000 of the general fund--state appropriation for fiscal
10 year 2012 and \$118,000 of the general fund--state appropriation for
11 fiscal year 2013 are provided solely for prevention of youth suicides.

12 (16) \$87,000 of the general fund--state appropriation for fiscal
13 year 2012 and \$87,000 of the general fund--state appropriation for
14 fiscal year 2013 are provided solely for the senior falls prevention
15 program.

16 (17) \$19,000 of the health professions account--state appropriation
17 is provided solely for implementation of Senate Bill No. 6290 (military
18 spouses and partners). If the bill is not enacted by June 30, 2012,
19 the amount provided in this subsection shall lapse.

20 (18) \$102,000 of the health professions account--state
21 appropriation is provided solely for implementation of Engrossed
22 Substitute Senate Bill No. 6237 (career pathway/medical assistants).
23 If the bill is not enacted by June 30, 2012, the amount provided in
24 this subsection shall lapse.

25 (19) \$21,000 of the health professions account--state appropriation
26 is provided solely for implementation of Substitute Senate Bill No.
27 6328 (mental health professionals). If the bill is not enacted by June
28 30, 2012, the amount provided in this subsection shall lapse.

29 (20) \$61,000 of the health professions account--state appropriation
30 is provided solely for implementation of Engrossed Substitute Senate
31 Bill No. 6103 (reflexologists). If the bill is not enacted by June 30,
32 2012, the amount provided in this subsection shall lapse.

33 (21) \$28,000 of the health professions account--state appropriation
34 is provided solely for implementation of Engrossed Second Substitute
35 Senate Bill No. 5620 (dental anesthesia assistants). If the bill is
36 not enacted by June 30, 2012, the amount provided in this subsection
37 shall lapse.

1 (22) Appropriations for fiscal year 2013 include funding for
2 consolidation of the department of ecology's low-level radioactive
3 waste site use permit program in the department of health.

4 (23) During the remainder of the 2011-2013 fiscal biennium, each
5 person subject to RCW 43.70.110(3)(c) is required to pay only one
6 surcharge of up to twenty-five dollars annually for the purposes of RCW
7 43.70.112, regardless of how many professional licenses the person
8 holds.

9 (24) \$15,000 of the health professions account--state appropriation
10 is provided solely to implement Substitute House Bill No. 2056
11 (assisted living facilities). If the bill is not enacted by June 30,
12 2012, the amount provided in this subsection shall lapse.

13 (25) \$11,000 of the health professions account--state appropriation
14 is provided solely to implement Engrossed House Bill No. 2186 (licensed
15 midwives). If the bill is not enacted by June 30, 2012, the amount
16 provided in this subsection shall lapse.

17 (26) \$11,000 of the general fund--state appropriation for fiscal
18 year 2013 is provided solely to implement Engrossed Substitute House
19 Bill No. 2229 (hospital employees). If the bill is not enacted by June
20 30, 2012, the amount provided in this subsection shall lapse.

21 (27) \$48,000 of the health professions account--state appropriation
22 is provided solely to implement Engrossed Substitute House Bill No.
23 2314 (long-term care workers). If the bill is not enacted by June 30,
24 2012, the amount provided in this subsection shall lapse.

25 (28) \$280,000 of the health professions account--state
26 appropriation is provided solely to implement Engrossed Substitute
27 House Bill No. 2366 (suicide assessment and training). If the bill is
28 not enacted by June 30, 2012, the amounts provided in this subsection
29 shall lapse.

30 (29) \$11,000 of the general fund--state appropriation for fiscal
31 year 2013 is provided solely to implement Engrossed Substitute House
32 Bill No. 2582 (health care services billing). If the bill is not
33 enacted by June 30, 2012, the amount provided in this subsection shall
34 lapse.

35 (30) \$22,000 of the general fund--state appropriation for fiscal
36 year 2013 is provided solely to implement Substitute Senate Bill No.
37 6105 (prescription monitoring program). If the bill is not enacted by
38 June 30, 2012, the amount provided in this subsection shall lapse.

1 (31) \$30,000 of the health professions account--state appropriation
2 is provided solely for implementation of Engrossed Substitute House
3 Bill No. 2473 (medication assistant endorsement). If the bill is not
4 enacted by June 30, 2012, the amount provided in this subsection shall
5 lapse.

6 (32) General fund--state appropriations for fiscal year 2013
7 includes funding to subsidize operating license and inspection fees in
8 the temporary worker housing program. In implementing this subsidy,
9 the department shall evaluate program regulations including but not
10 limited to the use of occupancy levels to determine the fee structure
11 and the frequency of inspections.

12 **Sec. 1217.** 2012 2nd sp.s. c 7 s 220 (uncodified) is amended to
13 read as follows:

14 **FOR THE DEPARTMENT OF CORRECTIONS**

15 The appropriations to the department of corrections in this act
16 shall be expended for the programs and in the amounts specified in this
17 section. However, after May 1, ((2012)) 2013, after approval by the
18 director of financial management and unless specifically prohibited by
19 this act, the department may transfer general fund--state
20 appropriations for fiscal year ((2012)) 2013 between programs. The
21 department shall not transfer funds, and the director of financial
22 management shall not approve the transfer, unless the transfer is
23 consistent with the objective of conserving, to the maximum extent
24 possible, the expenditure of state funds. The director of financial
25 management shall notify the appropriate fiscal committees of the senate
26 and house of representatives in writing seven days prior to approving
27 any deviations from appropriation levels. The written notification
28 shall include a narrative explanation and justification of the changes,
29 along with expenditures and allotments by budget unit and
30 appropriation, both before and after any allotment modifications or
31 transfers.

32 (1) ADMINISTRATION AND SUPPORT SERVICES

33 General Fund--State Appropriation (FY 2012)	\$52,025,000
34 General Fund--State Appropriation (FY 2013)	((\$52,981,000))
	<u>\$52,706,000</u>
36 TOTAL APPROPRIATION	((\$105,006,000))
	<u>\$104,731,000</u>

37

1 The appropriations in this subsection are subject to the following
 2 conditions and limitations: \$35,000 of the general fund--state
 3 appropriation for fiscal year 2012 and \$35,000 of the general fund--
 4 state appropriation for fiscal year 2013 are provided solely for the
 5 support of a statewide council on mentally ill offenders that includes
 6 as its members representatives of community-based mental health
 7 treatment programs, current or former judicial officers, and directors
 8 and commanders of city and county jails and state prison facilities.
 9 The council will investigate and promote cost-effective approaches to
 10 meeting the long-term needs of adults and juveniles with mental
 11 disorders who have a history of offending or who are at-risk of
 12 offending, including their mental health, physiological, housing,
 13 employment, and job training needs.

14 (2) CORRECTIONAL OPERATIONS

15	General Fund--State Appropriation (FY 2012)	\$598,237,000
16	General Fund--State Appropriation (FY 2013)	(\$575,457,000)
17		<u>\$582,159,000</u>
18	General Fund--Federal Appropriation	\$3,324,000
19	Washington Auto Theft Prevention Authority Account--	
20	State Appropriation	(\$14,079,000)
21		<u>\$13,177,000</u>
22	Enhanced 911 Account--State Appropriation	\$2,000,000
23	TOTAL APPROPRIATION	(\$1,193,097,000)
24		<u>\$1,198,897,000</u>

25 The appropriations in this subsection are subject to the following
 26 conditions and limitations:

27 (a) During the 2011-13 biennium, when contracts are established or
 28 renewed for offender pay phone and other telephone services provided to
 29 inmates, the department shall select the contractor or contractors
 30 primarily based on the following factors: (i) The lowest rate charged
 31 to both the inmate and the person paying for the telephone call; and
 32 (ii) the lowest commission rates paid to the department, while
 33 providing reasonable compensation to cover the costs of the department
 34 to provide the telephone services to inmates and provide sufficient
 35 revenues for the activities funded from the institutional welfare
 36 betterment account.

1 (b) The Harborview medical center and the University of Washington
2 medical center shall provide inpatient and outpatient hospital services
3 to offenders confined in department of corrections facilities at a rate
4 no greater than the average rate that the department has negotiated
5 with other community hospitals in Washington state.

6 (c) \$102,000 of the general fund--state appropriation for fiscal
7 year 2012 and \$102,000 of the general fund--state appropriation for
8 fiscal year 2013 are provided solely to implement House Bill No. 1290
9 (health care employee overtime). If the bill is not enacted by June
10 30, 2011, the amounts provided in this subsection shall lapse.

11 (d) \$32,000 of the general fund--state appropriation for fiscal
12 year 2012 and \$33,000 of the general fund--state appropriation for
13 fiscal year 2013 are provided solely to implement Substitute House Bill
14 No. 1718 (offenders with developmental disabilities). If the bill is
15 not enacted by June 30, 2011, the amounts provided in this subsection
16 shall lapse.

17 (e) The department of corrections shall contract with local and
18 tribal governments for the provision of jail capacity to house
19 offenders. A contract shall not have a cost of incarceration in excess
20 of \$85 per day per offender. A contract shall not have a year-to-year
21 increase in excess of three percent per year. The contracts may
22 include rates for the medical care of offenders which exceed the daily
23 cost of incarceration and the limitation on year-to-year increase,
24 provided that medical payments conform to the department's offender
25 health plan, pharmacy formulary, and all off-site medical expenses are
26 preapproved by department utilization management staff.

27 (f) \$311,000 of the general fund--state appropriation for fiscal
28 year 2013 is provided solely for implementation of House Bill No. 2346
29 (correctional officer uniforms). If the bill is not enacted by June
30 30, 2012, the amount provided in this subsection shall lapse.

31 (g) \$41,000 of the general fund--state appropriation for fiscal
32 year 2012 and (~~(\$165,000)~~) \$501,000 of the general fund--state
33 appropriation for fiscal year 2013 are provided solely for the
34 department to maintain the facility, property, and assets at the
35 institution formerly known as the maple lane school in Rochester. The
36 department may not house incarcerated offenders at the maple lane site
37 until specifically directed by the legislature. By November 1, 2012,

1 the department shall report to the appropriate fiscal committees of the
2 house of representatives and the senate with a plan for the future use
3 of the facility.

4 (h) By December 1, 2012, the department shall provide to the
5 legislative fiscal committees a report that evaluates health care
6 expenditures in Washington state correctional institutions and makes
7 recommendations for controlling health care costs. The report shall
8 evaluate the source of health care costs, including offender health
9 issues, use of pharmaceuticals, offsite and specialist medical care,
10 chronic disease costs, and mental health issues. The department may
11 include information from other states on cost control in offender
12 health care, trends in offender health care that indicate potential
13 cost increases, and management of high-cost diagnoses.

14 (i) The department shall convene a work group to develop health
15 care cost containment strategies at local jail facilities. The work
16 group shall identify cost containment strategies in place at the
17 department and at local jail facilities, identify the costs and
18 benefits of implementing strategies in jail health-care facilities, and
19 make recommendations on implementing beneficial strategies. The work
20 group shall submit a report on its findings and recommendations to the
21 fiscal committees of the legislature by October 1, 2013. The work
22 group shall include jail administrators, representatives from health
23 care facilities at the local jail level and the state prisons level,
24 and other representatives as deemed necessary.

25 (j) The department of corrections, with participation of the health
26 care authority and the department of social and health services, aging
27 and adult services administration, shall establish a work group to
28 analyze and review release options for elderly and infirm offenders and
29 submit recommendations to the appropriate policy and fiscal committees
30 of the legislature with release options for these populations no later
31 than December 1, 2012. In making its recommendations, the work group
32 shall identify:

33 (i) The most expensive medical conditions for which the department
34 has had to treat its offenders and the offenders receiving the most
35 costly ongoing medical treatments;

36 (ii) For identified populations, the age, level of disability, cost
37 of care while incarcerated, safety issues related to release, ease of
38 placement, and time served in relation to the offender's sentence;

- 1 (iii) Potential cost savings to the state that may be generated by
- 2 the early release of elderly and infirm offenders;
- 3 (iv) Housing options to expedite the release of aging and infirm
- 4 offenders while maintaining the safety of housing providers, other
- 5 housing residents, and the general public; and
- 6 (v) Optimal procedures for reviewing offenders on a case-by-case
- 7 basis to ensure that the interests of justice and public safety are
- 8 considered in any early release decision.

9 (3) COMMUNITY SUPERVISION

10	General Fund--State Appropriation (FY 2012)	\$127,121,000
11	General Fund--State Appropriation (FY 2013)	(\$128,494,000)
12		<u>\$126,033,000</u>
13	Federal Narcotics Forfeiture Account--Federal	
14	Appropriation	\$372,000
15	Controlled Substances Account--State	
16	Appropriation	\$32,000
17	TOTAL APPROPRIATION	(\$256,019,000)
18		<u>\$253,558,000</u>

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

- 21 (a) \$875,000 of the general fund--state appropriation for fiscal
- 22 year 2012 is provided solely to implement Engrossed Substitute House
- 23 Bill No. 5891 (criminal justice cost savings). If the bill is not
- 24 enacted by June 30, 2011, the amount provided in this subsection shall
- 25 lapse.
- 26 (b) \$6,362,000 of the general fund--state appropriation for fiscal
- 27 year 2013 is provided solely to implement an evidence-based risk-needs-
- 28 responsivity model for community supervision of offenders.

29 (4) CORRECTIONAL INDUSTRIES

30	General Fund--State Appropriation (FY 2012)	\$2,513,000
31	General Fund--State Appropriation (FY 2013)	\$2,431,000
32	TOTAL APPROPRIATION	\$4,944,000

33 The appropriations in this subsection are subject to the following
 34 conditions and limitations: \$66,000 of the general fund--state
 35 appropriation for fiscal year 2012 is provided solely for transfer to
 36 the jail industries board. The board shall use the amounts provided
 37 only for administrative expenses, equipment purchases, and technical

1 assistance associated with advising cities and counties in developing,
2 promoting, and implementing consistent, safe, and efficient offender
3 work programs.

4 (5) INTERAGENCY PAYMENTS

5	General Fund--State Appropriation (FY 2012)	\$35,821,000
6	General Fund--State Appropriation (FY 2013)	(\$27,264,000)
7		<u>\$27,539,000</u>
8	TOTAL APPROPRIATION	(\$63,085,000)
9		<u>\$63,360,000</u>

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

12 (a) The state prison institutions may use funds appropriated in
13 this subsection to rent uniforms from correctional industries in
14 accordance with existing legislative mandates.

15 (b) The state prison medical facilities may use funds appropriated
16 in this subsection to purchase goods and supplies through hospital or
17 other group purchasing organizations when it is cost effective to do
18 so.

19 (c) The department shall reduce payments to the department of
20 information services or its successor by \$213,000 in fiscal year 2012
21 and by \$1,150,000 in fiscal year 2013. The reduction in payment shall
22 be related to the elimination of the offender base tracking system,
23 including moving remaining portions of the offender base tracking
24 system into the offender management network information system.

25 **Sec. 1218.** 2012 2nd sp.s. c 7 s 221 (uncodified) is amended to
26 read as follows:

27 **FOR THE DEPARTMENT OF SERVICES FOR THE BLIND**

28	General Fund--State Appropriation (FY 2012)	\$2,159,000
29	General Fund--State Appropriation (FY 2013)	\$2,131,000
30	General Fund--Federal Appropriation	(\$19,239,000)
31		<u>\$19,739,000</u>
32	General Fund--Private/Local Appropriation	(\$30,000)
33		<u>\$105,000</u>
34	TOTAL APPROPRIATION	(\$23,559,000)
35		<u>\$24,134,000</u>

(End of part)

PART XIII
NATURAL RESOURCES

Sec. 1301. 2012 2nd sp.s. c 7 s 302 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ECOLOGY

General Fund--State Appropriation (FY 2012)	\$37,143,000
General Fund--State Appropriation (FY 2013)	\$33,481,000
General Fund--Federal Appropriation	\$100,000,000
General Fund--Private/Local Appropriation	\$16,714,000
Special Grass Seed Burning Research Account--State	
Appropriation	\$3,000
Reclamation Revolving Account--State Appropriation	\$4,123,000
Flood Control Assistance Account--State	
Appropriation	\$1,929,000
State Emergency Water Projects Revolving Account--State	
Appropriation	\$270,000
Waste Reduction/Recycling/Litter Control--State	
Appropriation	\$9,712,000
State Drought Preparedness Account--State	
Appropriation	\$204,000
State and Local Improvements Revolving Account	
(Water Supply Facilities)--State Appropriation	\$422,000
Aquatic Algae Control Account--State	
Appropriation	\$509,000
Water Rights Tracking System Account--State Appropriation	\$46,000
Site Closure Account--State Appropriation	\$620,000
Wood Stove Education and Enforcement Account--State	
Appropriation	\$595,000
Worker and Community Right-to-Know Account--State	
Appropriation	\$1,655,000
Water Rights Processing Account--State Appropriation	\$135,000
State Toxics Control Account--State Appropriation	(\$130,865,000)
	<u>\$130,865,000</u>
State Toxics Control Account--Private/Local	
Appropriation	\$964,000

1	Local Toxics Control Account--State Appropriation	\$26,157,000
2	Water Quality Permit Account--State Appropriation	\$38,814,000
3	Underground Storage Tank Account--State	
4	Appropriation	\$3,212,000
5	Biosolids Permit Account--State Appropriation	\$1,791,000
6	Hazardous Waste Assistance Account--State	
7	Appropriation	\$5,793,000
8	Air Pollution Control Account--State Appropriation	\$2,541,000
9	Oil Spill Prevention Account--State Appropriation	\$5,489,000
10	Air Operating Permit Account--State Appropriation	\$2,711,000
11	Freshwater Aquatic Weeds Account--State	
12	Appropriation	\$1,698,000
13	Oil Spill Response Account--State Appropriation	\$7,076,000
14	Metals Mining Account--State Appropriation	\$14,000
15	Water Pollution Control Revolving Account--State	
16	Appropriation	\$608,000
17	Water Pollution Control Revolving Account--Federal	
18	Appropriation	\$2,501,000
19	TOTAL APPROPRIATION	\$437,795,000

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

22 (1) \$170,000 of the oil spill prevention account--state
23 appropriation is provided solely for a contract with the University of
24 Washington's sea grant program to continue an educational program
25 targeted to small spills from commercial fishing vessels, ferries,
26 cruise ships, ports, and marinas.

27 (2) Pursuant to RCW 43.135.055, the department is authorized to
28 increase the following fees as necessary to meet the actual costs of
29 conducting business and the appropriation levels in this section:
30 Wastewater discharge permit, not more than 4.34 percent in fiscal year
31 2012 and 4.62 percent in fiscal year 2013; biosolids permit fee, not
32 more than 10 percent during the biennium; and air contaminate source
33 registration fee, not more than 36 percent during the biennium;
34 agricultural burning acreage and pile burning fees, not more than 25
35 percent and 100 percent respectively, in fiscal year 2013; and dam
36 safety and inspection fees, not more than 35 percent in fiscal year
37 2012 and 4.62 percent in fiscal year 2013. Any fee increase

1 implemented to offset general fund--state reductions in the 2011-2013
2 fiscal biennium may be made effective on or before July 1, 2012.

3 (3) If Substitute House Bill No. 1294 (Puget Sound corps) is not
4 enacted by June 30, 2011, \$322,000 of the general fund--state
5 appropriation for fiscal year 2012 and \$322,000 of the general fund--
6 state appropriation for fiscal year 2013 shall be transferred to the
7 department of natural resources.

8 (4) \$463,000 of the state toxics control account--state
9 appropriation is provided solely for implementation of Engrossed Second
10 Substitute House Bill No. 1186 (state's oil spill program). If the
11 bill is not enacted by June 30, 2011, the amount provided in this
12 subsection shall lapse.

13 (5) Pursuant to RCW 70.93.180(5), the appropriations in this
14 section from the waste reduction, recycling, and litter control account
15 shall only be expended on activities listed under RCW 70.93.180(1) (a)
16 and (b), and the department shall not expend appropriations on RCW
17 70.93.180(1)(c). The department may not spend waste reduction,
18 recycling, and litter control account funds to support the following
19 activities: The beyond waste plan, work on national solid waste
20 recycling issues, work on construction and demolition recycling and
21 green building alternatives, education programs including the green
22 schools initiative, and management of the 1-800-recycle hotline and
23 database on school awards. Waste reduction, recycling, and litter
24 account control funds must be prioritized to support litter pickup
25 using correctional crews, regulatory programs, and technical assistance
26 to local governments.

27 (6) The department shall make every possible effort through its
28 existing statutory authorities to obtain federal funding for public
29 participation grants regarding the Hanford nuclear reservation and
30 associated properties and facilities. Such federal funding shall not
31 limit the total state funding authorized under this section for public
32 participation grants made pursuant to RCW 70.105D.070(5), but the
33 amount of any individual grant from such federal funding shall be
34 offset against any grant award amount to an individual grantee from
35 state funds under RCW 70.105D.070(5).

36 (7) The department shall review its water rights application review
37 procedures to simplify the procedures, eliminate unnecessary steps, and
38 decrease the time required to issue decisions. The department shall

1 implement changes to improve water rights processing for which it has
2 current administrative authority. The department shall report on
3 reforms implemented and efficiencies achieved as demonstrated through
4 enhanced permit processing to the appropriate committees of the
5 legislature on December 1, 2011, and October 1, 2012.

6 (a) The department shall consult with key stakeholders on statutory
7 barriers to efficient water rights processing and effective water
8 management, including identification of obsolete, confusing, or
9 conflicting statutory provisions. The department shall report
10 stakeholder recommendations to appropriate committees of the
11 legislature by December 1, 2011, and October 1, 2012.

12 (b) \$500,000 of the general fund--state appropriation for fiscal
13 year 2013 is provided solely for processing water right permit
14 applications only if the department of ecology issues at least five
15 hundred water right decisions in fiscal year 2012, and if the
16 department of ecology does not issue at least five hundred water right
17 decisions in fiscal year 2012 the amount provided in this subsection
18 shall lapse and remain unexpended. The department of ecology shall
19 submit a report to the office of financial management and the state
20 treasurer by June 30, 2012, that documents whether five hundred water
21 right decisions were issued in fiscal year 2012. For the purposes of
22 this subsection, applications that are voluntarily withdrawn by an
23 applicant do not count towards the five hundred water right decision
24 requirement. For the purposes of water budget-neutral requests under
25 chapter 173-539A WAC, multiple domestic connections authorized within
26 a single water budget-neutral decision are considered one decision for
27 the purposes of this subsection.

28 (c) The department shall maintain an ongoing accounting of water
29 right applications received and acted on and shall post that
30 information to the department's internet site.

31 (8) \$1,075,000 of the general fund--state appropriation for fiscal
32 year 2012 and \$1,075,000 of the general fund--state appropriation for
33 fiscal year 2013 are provided solely for processing the backlog of
34 pending water rights permit applications in the water resources
35 program.

36 (9) In accordance with RCW 43.135.055, the department is approved
37 to adopt fees set forth in and previously authorized by RCW 70.94.151,
38 gasoline vapor registration fee.

1 (10) Pursuant to House Bill No. 2304 (low-level waste), the
2 appropriations in this section for the low-level radioactive waste site
3 use permit program are for fiscal year 2012. Appropriations for fiscal
4 year 2013 are contained in section 219 of this act.

5 (11) Pursuant to RCW 90.16.090(2), the appropriations in this
6 section from the reclamation account--state appropriation shall be
7 expended for the activities listed in RCW 90.16.090(1), and the
8 expenditures need not be proportional to fee revenue sources.

9 (12) \$77,000 of the general fund--state appropriation for fiscal
10 year 2013 is provided solely for the implementation of Engrossed Second
11 Substitute Senate Bill No. 5343 (anaerobic digesters). If the bill is
12 not enacted by June 30, 2012, the amount provided in this subsection
13 shall lapse.

14 (~~(14)~~) (13) \$1,000,000 of the state toxics control account--state
15 appropriation is for the department to provide technical training
16 regarding the benefits of low-impact development including, but not
17 limited to, when the use of low-impact development is appropriate and
18 feasible, and the design, installation, maintenance, and best practices
19 of low-impact development. The department will consult with Washington
20 State University extension low-impact development technical center and
21 others in the development of the low-impact technical training. As
22 appropriate, the department may contract with the Washington State
23 University extension low-impact development technical center, private
24 sector vendors, associations, and others to deliver the technical
25 training. The technical training must be provided free of cost to
26 phase II permittees and the private development community including
27 builders, engineers, and other industry professionals. The training
28 must be sequenced geographically and provided in time for local
29 jurisdictions to comply with RCW 90.48.260 and 36.70A.130(5).

30 (~~(15)~~) (14) \$188,000 of the general fund--state appropriation for
31 fiscal year 2013 is provided solely for the implementation of Second
32 Engrossed Substitute Senate Bill No. 6406 (state natural resources).
33 If the bill is not enacted by June 30, 2012, the amount provided in
34 this subsection shall lapse.

35 **Sec. 1302.** 2012 2nd sp.s. c 7 s 303 (uncodified) is amended to
36 read as follows:

1 (4) Prior to closing any state park, the commission must notify all
2 affected local governments and relevant nonprofit organizations of the
3 intended closure and provide an opportunity for the notified local
4 governments and nonprofit organizations to elect to acquire, or enter
5 into, a maintenance and operating contract with the commission that
6 would allow the park to remain open.

7 (5) The state parks and recreation commission, in cooperation with
8 the Fort Worden lifelong learning center public development authority
9 authorized under RCW 35.21.730 shall provide a report to the governor
10 and appropriate committees of the legislature no later than October 15,
11 2012, to create a lifelong learning center at Fort Worden state park.
12 This plan shall support and be based upon the Fort Worden state park
13 long-range plan adopted by the state parks and recreation commission in
14 September 2008. The report shall include a business and governance
15 plan and supporting materials that provide options and recommendations
16 on the long-term governance of Fort Worden state park, including
17 building maintenance and restoration. While the commission may
18 transfer full or partial operations to the public development authority
19 the state shall retain title to the property. The state parks and
20 recreation commission and the public development authority will agree
21 on the scope and content of the report including the business and
22 governance plan. In preparing this report the state parks and
23 recreation commission and the public development authority shall
24 provide ample opportunity for the public and stakeholders to
25 participate in the development of the business and governance plan.
26 The state parks and recreation commission shall review the report and
27 if it is consistent with the 2008 Fort Worden state park long-range
28 plan shall take action on a long-term governance and business plan no
29 later than December 31, 2012.

30 (6) Within the appropriations contained in this section, the
31 commission shall review the removal of trees from Brooks memorial state
32 park that have been killed or damaged by fire in order to determine the
33 recovery value from the sale of any timber that is surplus to the needs
34 of the park. The commission shall remove such trees, if the commission
35 determines that the recovery value from the sale of any timber is at
36 least cost neutral and the removal is in a manner consistent with RCW
37 79A.05.035.

1 TOTAL APPROPRIATION ((~~\$357,900,000~~))
2 \$355,286,000

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

5 (1) \$294,000 of the aquatic lands enhancement account--state
6 appropriation is provided solely for the implementation of hatchery
7 reform recommendations defined by the hatchery scientific review group.

8 (2) \$355,000 of the general fund--state appropriation for fiscal
9 year 2012 and \$355,000 of the general fund--state appropriation for
10 fiscal year 2013 are provided solely for the department to continue a
11 pilot project with the Confederated Tribes of the Colville Reservation
12 to develop expanded recreational fishing opportunities on Lake Rufus
13 Woods and its northern shoreline and to conduct joint enforcement of
14 lake fisheries on Lake Rufus Woods and adjoining waters, pursuant to
15 state and tribal intergovernmental agreements developed under the
16 Columbia River water supply program. For the purposes of the pilot
17 project:

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

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

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

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

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

34 (3) Prior to submitting its 2013-2015 biennial operating and
35 capital budget request related to state fish hatcheries to the office
36 of financial management, the department shall contract with the
37 hatchery scientific review group (HSRG) to review this request. This
38 review shall: (a) Determine if the proposed requests are consistent

1 with HSRG recommendations; (b) prioritize the components of the
2 requests based on their contributions to protecting wild salmonid
3 stocks and meeting the recommendations of the HSRG; and (c) evaluate
4 whether the proposed requests are being made in the most cost effective
5 manner. The department shall provide a copy of the HSRG review to the
6 office of financial management with their agency budget proposal.

7 (4) \$400,000 of the general fund--state appropriation for fiscal
8 year 2012 and \$400,000 of the general fund--state appropriation for
9 fiscal year 2013 are provided solely for a state match to support the
10 Puget Sound nearshore partnership between the department and the U.S.
11 army corps of engineers.

12 (5) \$50,000 of the general fund--state appropriation for fiscal
13 year 2012 and \$50,000 of the general fund--state appropriation for
14 fiscal year 2013 are provided solely for removal of derelict gear in
15 Washington waters.

16 (6) \$100,000 of the eastern Washington pheasant enhancement
17 account--state appropriation is provided solely for the department to
18 support efforts to enhance permanent and temporary pheasant habitat on
19 public and private lands in Grant, Franklin, and Adams counties. The
20 department may support efforts by entities including conservation
21 districts, nonprofit organizations, and landowners, and must require
22 such entities to provide significant nonstate matching resources, which
23 may be in the form of funds, material, or labor.

24 (7) Within the amounts appropriated in this section, the department
25 shall identify additional opportunities for partnerships in order to
26 keep fish hatcheries operational. Such partnerships shall aim to
27 maintain fish production and salmon recovery with less reliance on
28 state operating funds.

29 (8) By September 1, 2011, the department shall update its
30 interagency agreement dated September 30, 2010, with the department of
31 natural resources concerning land management services on the department
32 of fish and wildlife's wildlife conservation and recreation lands. The
33 update shall include rates and terms for services.

34 (9) Prior to opening game management unit 490 to public hunting,
35 the department shall complete an environmental impact statement that
36 includes an assessment of how public hunting activities will impact the
37 ongoing protection of the public water supply.

1 (10) \$18,514,000 of the state wildlife account--state appropriation
2 is provided solely for the implementation of Second Substitute Senate
3 Bill No. 5385 (state wildlife account). If the bill is not enacted by
4 June 30, 2011, the amount provided in this subsection shall lapse.

5 (11) (~~(\$9,418,000)~~) \$3,764,000 of the state wildlife account--state
6 appropriation is provided solely for the implementation of Second
7 Substitute Senate Bill No. 5622 (state land recreation access). If the
8 bill is not enacted by June 30, 2011, the amount provided in this
9 subsection shall lapse.

10 (12) \$50,000 of the state wildlife account--state appropriation is
11 provided solely for mitigation, claims, and assessment costs for injury
12 or loss of livestock caused by wolves, black bears, and cougars.

13 (13) \$552,000 of the aquatic lands enhancement account--state
14 appropriation is provided solely for increased law enforcement capacity
15 to reduce the occurrence of geoduck poaching and illegal harvest
16 activities. With these additional funds, the department shall deploy
17 two new fish and wildlife officers and one detective within Puget Sound
18 to address on-the-water and marketplace geoduck harvest compliance.

19 (14) \$337,000 of the hydraulic project approval--state
20 appropriation is provided solely for the implementation of Second
21 Engrossed Substitute Senate Bill No. 6406 (state natural resources).
22 If the bill is not enacted by June 30, 2012, the amount provided in
23 this subsection shall lapse.

24 **Sec. 1304.** 2012 2nd sp.s. c 7 s 308 (uncodified) is amended to
25 read as follows:

26 **FOR THE DEPARTMENT OF NATURAL RESOURCES**

27	General Fund--State Appropriation (FY 2012)	\$30,907,000
28	General Fund--State Appropriation (FY 2013)	((\$35,791,000))
29		<u>\$67,782,000</u>
30	General Fund--Federal Appropriation	\$27,873,000
31	General Fund--Private/Local Appropriation	\$2,372,000
32	Forest Development Account--State Appropriation	((\$46,254,000))
33		<u>\$44,116,000</u>
34	ORV and Nonhighway Vehicle Account--State	
35	Appropriation	\$4,373,000
36	Surveys and Maps Account--State Appropriation	\$2,118,000
37	Aquatic Lands Enhancement Account--State	

1	Appropriation	\$69,000
2	Resources Management Cost Account--State	
3	Appropriation	\$90,131,000
4	Surface Mining Reclamation Account--State	
5	Appropriation	\$3,467,000
6	Disaster Response Account--State Appropriation	\$5,000,000
7	Forest and Fish Support Account--State Appropriation	\$9,784,000
8	Aquatic Land Dredged Material Disposal Site	
9	Account--State Appropriation	\$838,000
10	Natural Resources Conservation Areas Stewardship	
11	Account--State Appropriation	\$34,000
12	State Toxics Control Account--State Appropriation	\$80,000
13	Air Pollution Control Account--State Appropriation	\$540,000
14	NOVA Program Account--State Appropriation	\$635,000
15	Derelict Vessel Removal Account--State Appropriation	\$1,761,000
16	Agricultural College Trust Management Account--State	
17	Appropriation	\$1,848,000
18	Forest Practices Application Account--State Appropriation	\$780,000
19	Marine Resources Stewardship Trust Account--State	
20	Appropriation	\$2,100,000
21	TOTAL APPROPRIATION	(\$262,782,000)
22		<u>\$296,608,000</u>

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

25 (1) \$710,000 of the general fund--state appropriation for fiscal
26 year 2012 and \$915,000 of the general fund--state appropriation for
27 fiscal year 2013 are provided solely for deposit into the agricultural
28 college trust management account and are provided solely to manage
29 approximately 70,700 acres of Washington State University's
30 agricultural college trust lands.

31 (2) \$8,030,000 of the general fund--state appropriation for fiscal
32 year 2012, ~~(\$10,037,000)~~ \$43,737,000 of the general fund--state
33 appropriation for fiscal year 2013, and \$5,000,000 of the disaster
34 response account--state appropriation are provided solely for emergency
35 fire suppression. None of the general fund and disaster response
36 account amounts provided in this subsection may be used to fund agency
37 indirect and administrative expenses. Agency indirect and
38 administrative costs shall be allocated among the agency's remaining

1 accounts and appropriations. The department of natural resources shall
2 submit a quarterly report to the office of financial management and the
3 legislative fiscal committees detailing information on current and
4 planned expenditures from the disaster response account. This work
5 shall be done in coordination with the military department.

6 (3) \$4,500,000 of the forest and fish support account--state
7 appropriation is provided solely for outcome-based, performance
8 contracts with tribes to participate in the implementation of the
9 forest practices program. Contracts awarded in fiscal year 2013 may
10 only contain indirect costs set at or below the rate in the contracting
11 tribe's indirect cost agreement with the federal government. If
12 federal funding for this purpose is reinstated, the amount provided in
13 this subsection shall lapse.

14 (4) \$518,000 of the forest and fish support account--state
15 appropriation is provided solely for outcome-based performance
16 contracts with nongovernmental organizations to participate in the
17 implementation of the forest practices program. Contracts awarded in
18 fiscal year 2013 may only contain indirect cost set at or below a rate
19 of eighteen percent.

20 (5) During the 2011-2013 fiscal biennium, \$717,000 of the forest
21 and fish support account--state appropriation is provided solely to
22 fund interagency agreements with the department of ecology and the
23 department of fish and wildlife as part of the adaptive management
24 process.

25 (6) \$1,000,000 of the general fund--federal appropriation and
26 \$1,000,000 of the forest and fish support account--state appropriation
27 are provided solely for continuing scientific studies already underway
28 as part of the adaptive management process. Funds may not be used to
29 initiate new studies unless the department secures new federal funding
30 for the adaptive management process.

31 (7) The department is authorized to increase the silviculture
32 burning permit fee in the 2011-2013 biennium by up to eighty dollars
33 plus fifty cents per ton for each ton of material burned in excess of
34 one hundred tons.

35 (8) \$440,000 of the state general fund--state appropriation for
36 fiscal year 2012 and \$440,000 of the state general fund--state
37 appropriation for fiscal year 2013 are provided solely for forest work

1 crews that support correctional camps and are contingent upon
2 continuing operations of Naselle youth camp.

3 (9) By September 1, 2011, the department shall update its
4 interagency agreement dated September 30, 2010, with the department of
5 fish and wildlife concerning land management services on the department
6 of fish and wildlife's wildlife conservation and recreation lands. The
7 update shall include rates and terms for services.

8 (10) In partnership with the department of ecology, the departments
9 shall deliver a report to the governor, the appropriate committees of
10 the legislature, and the forest practices board by September 1, 2012,
11 documenting forest practices adaptive management program reforms
12 implemented, or recommended, that streamline existing processes to
13 increase program efficiencies and effectiveness. The departments shall
14 collaborate with interested adaptive management program participants in
15 the development of the report.

16 (11)(a) \$2,100,000 of the marine resources stewardship account--
17 state appropriation is provided solely for the implementation of
18 chapter 252, Laws of 2012 (marine management planning) and 43.372 RCW.
19 The department will work with the marine interagency team, tribes, and
20 the Washington state marine resource committee to develop a spending
21 plan consistent with the priorities in chapter 252, Laws of 2012, for
22 conducting ecosystem assessments and mapping activities related to
23 marine resources use and potential economic development, developing
24 marine management plans for the state's coastal waters, and otherwise
25 aiding in the implementation of marine planning in the state. As
26 appropriate, the team shall develop a competitive process for projects
27 to be funded by the department in fiscal year 2013.

28 (b) The department, in consultation with the marine interagency
29 team, shall submit to the office of financial management and the
30 appropriate legislative committees by September 1, 2012, a prioritized
31 list of projects and activities for funding consideration through the
32 marine resources stewardship account in the 2013-2015 fiscal biennium.

33 ~~((+13))~~ (12) \$780,000 of the forest practices application
34 account--state appropriation, \$18,000 of the forest development
35 account--state appropriation, \$23,000 of the resources management cost
36 account--state appropriation, and \$2,000 of the surface mining
37 reclamation account--state appropriation are provided solely for the

1 implementation of Second Engrossed Substitute Senate Bill No. 6406
2 (state natural resources). If the bill is not enacted by June 30,
3 2012, the amounts provided in this subsection shall lapse.

4 **Sec. 1305.** 2012 2nd sp.s. c 7 s 311 (uncodified) is amended to
5 read as follows:

6 **FOR THE PUGET SOUND PARTNERSHIP**

7	General Fund--State Appropriation (FY 2012)	\$2,273,000
8	General Fund--State Appropriation (FY 2013)	\$2,253,000
9	General Fund--Federal Appropriation	\$12,428,000
10	General Fund--Private/Local Appropriation	\$25,000
11	Aquatic Lands Enhancement Account--State	
12	Appropriation	\$493,000
13	State Toxics Control Account--State Appropriation	\$658,000
14	TOTAL APPROPRIATION	\$18,130,000

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

17 (1) (~~(\$665,000)~~) \$658,000 of the state toxics control account--
18 state appropriation is provided solely for activities that contribute
19 to Puget Sound protection and recovery, including provision of
20 independent advice and assessment of the state's oil spill prevention,
21 preparedness, and response programs, including review of existing
22 activities and recommendations for any necessary improvements. The
23 partnership may carry out this function through an existing committee,
24 such as the ecosystem coordination board or the leadership council, or
25 may appoint a special advisory council. Because this is a unique
26 statewide program, the partnership may invite participation from
27 outside the Puget Sound region.

28 (2) Within the amounts appropriated in this section, the Puget
29 Sound partnership shall facilitate an ongoing monitoring consortium to
30 integrate monitoring efforts for storm water, water quality, watershed
31 health, and other indicators to enhance monitoring efforts in Puget
32 Sound.

(End of part)

PART XIV
TRANSPORTATION

Sec. 1401. 2012 2nd sp.s. c 7 s 402 (uncodified) is amended to read as follows:

FOR THE STATE PATROL

General Fund--State Appropriation (FY 2012)	\$35,395,000
General Fund--State Appropriation (FY 2013)	(\$32,323,000)
	<u>\$42,175,000</u>
General Fund--Federal Appropriation	\$16,081,000
General Fund--Private/Local Appropriation	\$3,021,000
Death Investigations Account--State Appropriation	\$5,537,000
County Criminal Justice Assistance Account--State Appropriation	\$3,207,000
Municipal Criminal Justice Assistance Account--State Appropriation	\$1,286,000
Fire Service Trust Account--State Appropriation	\$131,000
Disaster Response Account--State Appropriation	\$8,002,000
Fire Service Training Account--State Appropriation	\$9,386,000
Aquatic Invasive Species Enforcement Account--State Appropriation	\$54,000
State Toxics Control Account--State Appropriation	\$505,000
Fingerprint Identification Account--State Appropriation	\$10,067,000
Vehicle License Fraud Account--State Appropriation	\$437,000
TOTAL APPROPRIATION	(\$125,432,000)
	<u>\$135,284,000</u>

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

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

1 (2) \$8,000,000 of the disaster response account--state
2 appropriation is provided solely for Washington state fire service
3 resource mobilization costs incurred in response to an emergency or
4 disaster authorized under RCW 43.43.960 and 43.43.964. The state
5 patrol shall submit a report quarterly to the office of financial
6 management and the legislative fiscal committees detailing information
7 on current and planned expenditures from this account. This work shall
8 be done in coordination with the military department.

9 (3) \$400,000 of the fire service training account--state
10 appropriation is provided solely for the firefighter apprenticeship
11 training program.

12 (4) In accordance with RCW 43.43.742 the state patrol is authorized
13 to increase the following fees in fiscal year (~~2012~~) 2013 as
14 necessary to meet the actual costs of conducting business and the
15 appropriation levels in this section: Notary service fee.

16 (5) \$59,000 of the fingerprint identification account--state
17 appropriation is provided solely for implementation of Engrossed Second
18 Substitute House Bill No. 1776 (child care center licensing). If the
19 bill is not enacted by June 30, 2011, the amount provided in this
20 subsection shall lapse.

21 (6) \$6,000 of the fingerprint identification account--state
22 appropriation is provided solely for implementation of Engrossed
23 Substitute House Bill No. 1494 (vulnerable adult referrals). If the
24 bill is not enacted by June 30, 2011, the amount provided in this
25 subsection shall lapse.

26 (7) \$1,000 of the fingerprint identification account--state
27 appropriation is provided solely for implementation of Engrossed Senate
28 Bill No. 6296 (background checks). If the bill is not enacted by June
29 30, 2012, the amount provided in this subsection shall lapse.

30 (8) \$9,896,000 of the general fund--state appropriation for fiscal
31 year 2013 is provided solely for fire mobilization costs.

(End of part)

PART XV
EDUCATION

Sec. 1501. 2012 2nd sp.s. c 7 s 501 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

General Fund--State Appropriation (FY 2012)	\$25,322,000
General Fund--State Appropriation (FY 2013)	(\$27,133,000)
	<u>\$27,543,000</u>
General Fund--Federal Appropriation	(\$77,011,000)
	<u>\$82,011,000</u>
General Fund--Private/Local Appropriation	\$4,000,000
TOTAL APPROPRIATION	(\$133,466,000)
	<u>\$138,876,000</u>

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

(1) A maximum of \$16,056,000 of the general fund--state appropriation for fiscal year 2012 and ~~(\$14,875,000)~~ \$15,276,000 of the general fund--state appropriation for fiscal year 2013 is for state agency operations.

(a) \$9,692,000 of the general fund--state appropriation for fiscal year 2012 and ~~(\$8,169,000)~~ \$8,160,000 of the general fund--state appropriation for fiscal year 2013 are provided solely for the operation and expenses of the office of the superintendent of public instruction.

(i) Within the amounts provided in this subsection (1)(a), 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.

(ii) By January 1, 2012, the office of the superintendent of public instruction shall issue a report to the legislature with a timeline and an estimate of costs for implementation of the common core standards. The report must incorporate feedback from an open public forum for recommendations to enhance the standards, particularly in math.

1 (iii) Within the amounts provided, and in consultation with the
2 public school employees of Washington and the Washington school
3 counselors' association, the office of the superintendent of public
4 instruction shall develop a model policy that further defines the
5 recommended roles and responsibilities of graduation coaches and
6 identifies best practices for how graduation coaches work in
7 coordination with school counselors and in the context of a
8 comprehensive school guidance and counseling program.

9 (iv) The office of the superintendent of public instruction shall,
10 no later than August 1, 2011, establish a standard statewide definition
11 of unexcused absence. The definition shall be reported to the ways and
12 means committees of the senate and house of representatives for
13 legislative review in the 2012 legislative session. Beginning no later
14 than January 1, 2012, districts shall report to the office of the
15 superintendent of public instruction, daily student unexcused absence
16 data by school.

17 (b) \$1,964,000 of the general fund--state appropriation for fiscal
18 year 2012 and \$1,017,000 of the general fund--state appropriation for
19 fiscal year 2013 are provided solely for activities associated with the
20 implementation of new school finance systems required by chapter 236,
21 Laws of 2010 (K-12 education funding) and chapter 548, Laws of 2009
22 (state's education system), including technical staff, systems
23 reprogramming, and workgroup deliberations, including the quality
24 education council and the data governance working group.

25 (c) \$851,000 of the general fund--state appropriation for fiscal
26 year 2012 and (~~(\$851,000)~~) \$1,022,000 of the general fund--state
27 appropriation for fiscal year 2013 are provided solely for the
28 operation and expenses of the state board of education, including basic
29 education assistance activities. Of these amounts, \$171,000 of the
30 general fund--state appropriation for fiscal year 2013 is provided for
31 implementation of Initiative Measure No. 1240 (charter schools).

32 (d) \$1,744,000 of the general fund--state appropriation for fiscal
33 year 2012 and \$1,387,000 of the general fund--state appropriation for
34 fiscal year 2013 are provided solely to the professional educator
35 standards board for the following:

36 (i) \$1,050,000 in fiscal year 2012 and \$1,050,000 in fiscal year
37 2013 are for the operation and expenses of the Washington professional
38 educator standards board; and

1 (ii) \$694,000 of the general fund--state appropriation for fiscal
2 year 2012 and \$312,000 of the general fund--state appropriation for
3 fiscal year 2013 are for conditional scholarship loans and mentor
4 stipends provided through the alternative routes to certification
5 program administered by the professional educator standards board,
6 including the pipeline for paraeducators program and the retooling to
7 teach conditional loan programs. Funding within this subsection
8 (1)(d)(ii) is also provided for the recruiting Washington teachers
9 program. Funding reductions in this subsection (1)(d)(ii) in the 2011-
10 2013 fiscal biennium are intended to be one-time; and

11 (iii) \$25,000 of the general fund--state appropriation for fiscal
12 year 2013 is provided solely for the professional educator standards
13 board to develop educator interpreter standards and identify
14 interpreter assessments that are available to school districts.
15 Interpreter assessments should meet the following criteria: (A)
16 Include both written assessment and performance assessment; (B) be
17 offered by a national organization of professional sign language
18 interpreters and transliterators; and (C) be designed to assess
19 performance in more than one sign system or sign language. The board
20 shall establish a performance standard, defining what constitutes a
21 minimum assessment result, for each educational interpreter assessment
22 identified. The board shall publicize the standards and assessments
23 for school district use.

24 (e) \$133,000 of the general fund--state appropriation for fiscal
25 year 2012 and \$133,000 of the general fund--state appropriation for
26 fiscal year 2013 are provided solely for the implementation of chapter
27 240, Laws of 2010, including staffing the office of equity and civil
28 rights.

29 (f) \$50,000 of the general fund--state appropriation for fiscal
30 year 2012 and \$50,000 of the general fund--state appropriation for
31 fiscal year 2013 are provided solely for the ongoing work of the
32 education opportunity gap oversight and accountability committee.

33 (g) \$45,000 of the general fund--state appropriation for fiscal
34 year 2012 and \$45,000 of the general fund--state appropriation for
35 fiscal year 2013 are provided solely for the implementation of chapter
36 380, Laws of 2009 (enacting the interstate compact on educational
37 opportunity for military children).

1 (h) \$159,000 of the general fund--state appropriation for fiscal
2 year 2012 and \$93,000 of the general fund--state appropriation for
3 fiscal year 2013 are provided solely for the implementation of chapter
4 185, Laws of 2011 (bullying prevention), which requires the office of
5 the superintendent of public instruction to convene an ongoing
6 workgroup on school bullying and harassment prevention. Within the
7 amounts provided, \$140,000 is for youth suicide prevention activities.

8 (i) \$1,227,000 of the general fund--state appropriation for fiscal
9 year 2012 and \$1,227,000 of the general fund--state appropriation for
10 fiscal year 2013 are provided solely for implementing a comprehensive
11 data system to include financial, student, and educator data, including
12 development and maintenance of the comprehensive education data and
13 research system (CEDARS).

14 (j) \$25,000 of the general fund--state appropriation for fiscal
15 year 2012 and \$25,000 of the general fund--state appropriation for
16 fiscal year 2013 are provided solely for project citizen, a program
17 sponsored by the national conference of state legislatures and the
18 center for civic education to promote participation in government by
19 middle school students.

20 (k) \$166,000 of the general fund--state appropriation for fiscal
21 year 2012 is provided solely for the implementation of chapter 192,
22 Laws of 2011 (school district insolvency). Funding is provided to
23 develop a clear legal framework and process for dissolution of a school
24 district.

25 (l) \$1,500,000 of the general fund--state appropriation for fiscal
26 year 2013 is provided solely for implementation of House Bill No. 2799
27 (collaborative schools). If such legislation is not enacted by June
28 30, 2012, the amount provided in this subsection shall lapse.

29 (m) \$128,000 of the general fund--state appropriation for fiscal
30 year 2013 is provided solely pursuant to Substitute House Bill No. 2254
31 (foster care outcomes). The office of the superintendent of public
32 instruction shall report on the implementation of the state's plan of
33 cross-system collaboration to promote educational stability and improve
34 education outcomes of foster youth. The first report is due December
35 1, 2012, and annually thereafter through 2015. If the bill is not
36 enacted by June 30, 2012, the amount provided in this subsection shall
37 lapse.

1 (n) \$250,000 of the general fund--state appropriation for fiscal
2 year 2013 is provided solely for implementation of House Bill No. 2337
3 (open K-12 education resources). If the bill is not enacted by June
4 30, 2012, the amount provided in this subsection shall lapse.

5 (o) \$239,000 of the general fund--state appropriation for fiscal
6 year 2013 is provided solely for implementation of Initiative Measure
7 No. 1240 (charter schools).

8 (2) \$9,267,000 of the general fund--state appropriation for fiscal
9 year 2012 and \$12,267,000 of the general fund--state appropriation for
10 fiscal year 2013 are for statewide programs.

11 (a) HEALTH AND SAFETY

12 (i) \$2,541,000 of the general fund--state appropriation for fiscal
13 year 2012 and \$2,541,000 of the general fund--state appropriation for
14 fiscal year 2013 are provided solely for a corps of nurses located at
15 educational service districts, as determined by the superintendent of
16 public instruction, to be dispatched to the most needy schools to
17 provide direct care to students, health education, and training for
18 school staff.

19 (ii) \$50,000 of the general fund--state appropriation for fiscal
20 year 2012 and \$50,000 of the general fund--state appropriation for
21 fiscal year 2013 are provided solely for a nonviolence and leadership
22 training program provided by the institute for community leadership.

23 (b) TECHNOLOGY

24 \$1,221,000 of the general fund--state appropriation for fiscal year
25 2012 and \$1,221,000 of the general fund--state appropriation for fiscal
26 year 2013 are provided solely for K-20 telecommunications network
27 technical support in the K-12 sector to prevent system failures and
28 avoid interruptions in school utilization of the data processing and
29 video-conferencing capabilities of the network. These funds may be
30 used to purchase engineering and advanced technical support for the
31 network.

32 (c) GRANTS AND ALLOCATIONS

33 (i) \$675,000 of the general fund--state appropriation for fiscal
34 year 2012 and \$675,000 of the general fund--state appropriation for
35 fiscal year 2013 are provided solely for the Washington state achievers
36 scholarship program. The funds shall be used to support community

1 involvement officers that recruit, train, and match community volunteer
2 mentors with students selected as achievers scholars.

3 (ii) \$1,000,000 of the general fund--state appropriation for fiscal
4 year 2012 and \$1,000,000 of the general fund--state appropriation for
5 fiscal year 2013 are provided solely for contracting with a college
6 scholarship organization with expertise in conducting outreach to
7 students concerning eligibility for the Washington college bound
8 scholarship consistent with chapter 405, Laws of 2007.

9 (iii) \$2,808,000 of the general fund--state appropriation for
10 fiscal year 2012 and \$2,808,000 of the general fund--state
11 appropriation for fiscal year 2013 are provided solely for the
12 dissemination of the navigation 101 curriculum to all districts. The
13 funding shall support electronic student planning tools and software
14 for analyzing the impact of navigation 101 on student performance, as
15 well as grants to a maximum of one hundred school districts each year,
16 based on progress and need for the implementation of the navigation 101
17 program. The implementation grants shall be awarded to a cross-section
18 of school districts reflecting a balance of geographic and demographic
19 characteristics. Within the amounts provided, the office of the
20 superintendent of public instruction will create a navigation 101
21 accountability model to analyze the impact of the program.

22 (iv) \$337,000 of the general fund--state appropriation for fiscal
23 year 2012 and \$337,000 of the general fund--state appropriation for
24 fiscal year 2013 are provided solely for implementation of the building
25 bridges statewide program for comprehensive dropout prevention,
26 intervention, and reengagement strategies.

27 (v) \$135,000 of the general fund--state appropriation for fiscal
28 year 2012 and \$135,000 of the general fund--state appropriation for
29 fiscal year 2013 are provided solely for dropout prevention programs at
30 the office of the superintendent of public instruction, including the
31 jobs for America's graduates (JAG) program.

32 (vi) \$500,000 of the general fund--state appropriation for fiscal
33 year 2012 and \$1,400,000 of the general fund--state appropriation for
34 fiscal year 2013 are provided solely for the implementation of chapter
35 340, Laws of 2011 (assessment of students in state-funded full-day
36 kindergarten classrooms), including the development and implementation
37 of the Washington kindergarten inventory of developing skills (WaKIDS).
38 Of the amounts in this subsection, \$1,000,000 of the fiscal year 2013

1 appropriation is for the implementation of House Bill No. 2586
2 (kindergarten inventory). If the bill is not enacted by June 30, 2012,
3 this amount shall lapse.

4 (vii) \$2,000,000 of the general fund--state appropriation for
5 fiscal year 2013 is provided solely for an urban school turnaround
6 initiative as follows:

7 (A) The office of the superintendent of public instruction shall
8 select two schools in the largest urban school district in the state.
9 The selected schools shall be among the state's lowest-performing
10 schools; be located within the same community and form a continuum of
11 education for the students in that community; have significant
12 educational achievement gaps; and include a mix of elementary, middle,
13 or high schools.

14 (B) The office shall allocate the funds under this subsection (vii)
15 to the school district to be used exclusively in the selected schools.
16 The district may not charge an overhead or indirect fee for the
17 allocated funds or supplant other state, federal, or local funds in the
18 selected schools. The school district shall use the funds for
19 intensive supplemental instruction, services, and materials in the
20 selected schools in the 2012-13 school year, including but not limited
21 to professional development for school staff; updated curriculum,
22 materials, and technology; extended learning opportunities for
23 students; reduced class size; summer enrichment activities;
24 school-based health clinics; and other research-based initiatives to
25 dramatically turn around the performance and close the achievement gap
26 in the schools. Priorities for the expenditure of the funds shall be
27 determined by the leadership and staff of each school.

28 (C) The office shall monitor the activities in the selected schools
29 and the expenditure of funds to ensure the intent of this subsection
30 (vii) is met, and submit a report to the legislature by December 1,
31 2013, including outcomes resulting from the urban school turnaround
32 initiative. The report submitted to the legislature must include a
33 comparison of student learning achievement in the selected schools with
34 schools of comparable demographics that have not participated in the
35 grant program.

36 (D) Funding provided in this subsection (vii) is intended to be
37 one-time.

1 (viii) \$100,000 of the general fund--state appropriation for fiscal
2 year 2013 is provided solely to subsidize advanced placement exam fees
3 and international baccalaureate class fees and exam fees for low-income
4 students. To be eligible for the subsidy, a student must be either
5 enrolled or eligible to participate in the federal free or reduced
6 price lunch program, and the student must have maximized the allowable
7 federal contribution. The office of the superintendent of public
8 instruction shall set the subsidy in an amount so that the advanced
9 placement exam fee does not exceed \$15.00 and the combined class and
10 exam fee for the international baccalaureate does not exceed \$14.50.

11 **Sec. 1502.** 2012 2nd sp.s. c 7 s 502 (uncodified) is amended to
12 read as follows:

13 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR GENERAL**
14 **APPORTIONMENT**

15	General Fund--State Appropriation (FY 2012)	\$5,241,233,000
16	General Fund--State Appropriation (FY 2013)	((\$5,170,854,000))
17		<u>\$5,139,496,000</u>
18	General Fund--Federal Appropriation	\$22,327,000
19	TOTAL APPROPRIATION	((\$10,434,414,000))
20		<u>\$10,403,056,000</u>

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

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

26 (b) For the 2011-12 and 2012-13 school years, the superintendent
27 shall allocate general apportionment funding to school districts as
28 provided in the funding formulas and salary schedules in sections 502
29 and 503 of this act, excluding (c) of this subsection.

30 (c) From July 1, 2011 to August 31, 2011, the superintendent shall
31 allocate general apportionment funding to school districts programs as
32 provided in sections 502 and 504, chapter 564, Laws of 2009, as amended
33 through sections 1402 and 1403 of this act.

34 (d) The appropriations in this section include federal funds
35 provided through section 101 of P.L. No. 111-226 (education jobs fund),
36 which shall be used to support general apportionment program funding.
37 In distributing general apportionment allocations under this section

1 for the 2011-12 school year, the superintendent shall include the
2 additional amount of \$3,327,000 allocated by the United States
3 department of education on September 16, 2011, provided through 101 of
4 P.L. No. 111-226 (education jobs fund) as part of each district's
5 general apportionment allocation.

6 (e) The enrollment of any district shall be the annual average
7 number of full-time equivalent students and part-time students as
8 provided in RCW 28A.150.350, enrolled on the fourth day of school in
9 September and on the first school day of each month October through
10 June, including students who are in attendance pursuant to RCW
11 28A.335.160 and 28A.225.250 who do not reside within the servicing
12 school district. Any school district concluding its basic education
13 program in May must report the enrollment of the last school day held
14 in May in lieu of a June enrollment.

15 (2) CERTIFICATED INSTRUCTIONAL STAFF ALLOCATIONS

16 Allocations for certificated instructional staff salaries for the
17 2011-12 and 2012-13 school years are determined using formula-generated
18 staff units calculated pursuant to this subsection.

19 (a) Certificated instructional staff units, as defined in RCW
20 28A.150.410, shall be allocated to reflect the minimum class size
21 allocations, requirements, and school prototypes assumptions as
22 provided in RCW 28A.150.260. The superintendent shall make allocations
23 to school districts based on the district's annual average full-time
24 equivalent student enrollment in each grade.

25 (b) Additional certificated instructional staff units provided in
26 this subsection (2) that exceed the minimum requirements in RCW
27 28A.150.260 are enhancements outside the program of basic education,
28 except as otherwise provided in this section.

29 (c)(i) The superintendent shall base allocations for each level of
30 prototypical school on the following regular education average class
31 size of full-time equivalent students per teacher, except as provided
32 in (c)(ii) of this subsection:

33	General education class size:	
34	Grade	RCW 28A.150.260
35	Grades K-3	..... 25.23
36	Grade 4	..... 27.00

1	Grades 5-6	.....	27.00
2	Grades 7-8	.....	28.53
3	Grades 9-12	.....	28.74

4 The superintendent shall base allocations for career and technical
5 education (CTE) and skill center programs average class size as
6 provided in RCW 28A.150.260.

7 (ii) For each level of prototypical school at which more than fifty
8 percent of the students were eligible for free and reduced-price meals
9 in the prior school year, the superintendent shall allocate funding
10 based on the following average class size of full-time equivalent
11 students per teacher:

12	General education class size in high poverty		
13	school:		
14	Grades K-3	.....	24.10
15	Grade 4	.....	27.00
16	Grades 5-6	.....	27.00
17	Grades 7-8	.....	28.53
18	Grades 9-12	.....	28.74

19 (iii) Pursuant to RCW 28A.150.260(4)(a), the assumed teacher
20 planning period, expressed as a percentage of a teacher work day, is
21 13.42 percent in grades K-6, and 16.67 percent in grades 7-12; and

22 (iv) Laboratory science, advanced placement, and international
23 baccalaureate courses are funded at the same class size assumptions as
24 general education schools in the same grade; and

25 (d)(i) Funding for teacher librarians, school nurses, social
26 workers, school psychologists, and guidance counselors is allocated
27 based on the school prototypes as provided in RCW 28A.150.260 and is
28 considered certificated instructional staff, except as provided in
29 (d)(ii) of this subsection.

30 (ii) Students in approved career and technical education and skill
31 center programs generate certificated instructional staff units to
32 provide for the services of teacher librarians, school nurses, social

1 workers, school psychologists, and guidance counselors at the following
2 combined rate per 1000 students:

- 3 Career and Technical Education
- 4 students 2.02 per 1000 student FTE's
- 5 Skill Center students 2.36 per 1000 student FTE's

6 (3) ADMINISTRATIVE STAFF ALLOCATIONS

7 (a) Allocations for school building-level certificated
8 administrative staff salaries for the 2011-12 and 2012-13 school years
9 for general education students are determined using the formula-
10 generated staff units provided in RCW 28A.150.260, and adjusted based
11 on a district's annual average full-time equivalent student enrollment
12 in each grade.

13 (b) Students in approved career and technical education and skill
14 center programs generate certificated school building-level
15 administrator staff units at per student rates that exceed the general
16 education rate in (a) of this subsection by the following percentages:

- 17 Career and Technical Education students 2.5 percent
- 18 Skill Center students 19.75 percent

19 (4) CLASSIFIED STAFF ALLOCATIONS

20 Allocations for classified staff units providing school building-
21 level and district-wide support services for the 2011-12 and 2012-13
22 school years are determined using the formula-generated staff units
23 provided in RCW 28A.150.260, and adjusted based on each district's
24 annual average full-time equivalent student enrollment in each grade.

25 (5) CENTRAL OFFICE ALLOCATIONS

26 In addition to classified and administrative staff units allocated
27 in subsections (3) and (4) of this section, classified and
28 administrative staff units are provided for the 2011-12 and 2012-13
29 school year for the central office administrative costs of operating a
30 school district, at the following rates:

31 (a) The total central office staff units provided in this
32 subsection (5) are calculated by first multiplying the total number of
33 eligible certificated instructional, certificated administrative, and
34 classified staff units providing school-based or district-wide support
35 services, as identified in RCW 28A.150.260(6)(b), by 5.3 percent.

36 (b) Of the central office staff units calculated in (a) of this
37 subsection, 74.53 percent are allocated as classified staff units, as
38

1 generated in subsection (4) of this section, and 25.47 percent shall be
2 allocated as administrative staff units, as generated in subsection (3)
3 of this section.

4 (c) Staff units generated as enhancements outside the program of
5 basic education to the minimum requirements of RCW 28A.150.260, and
6 staff units generated by skill center and career-technical students,
7 are excluded from the total central office staff units calculation in
8 (a) of this subsection.

9 (d) For students in approved career-technical and skill center
10 programs, central office classified units are allocated at the same
11 staff unit per student rate as those generated for general education
12 students of the same grade in this subsection (5), and central office
13 administrative staff units are allocated at staff unit per student
14 rates that exceed the general education rate established for students
15 in the same grade in this subsection (5) by 3.69 percent for career and
16 technical education students, and 21.92 percent for skill center
17 students.

18 (6) FRINGE BENEFIT ALLOCATIONS

19 Fringe benefit allocations shall be calculated at a rate of 16.33
20 percent in the 2011-12 school year and 16.34 percent in the 2012-13
21 school year for certificated salary allocations provided under
22 subsections (2), (3), and (5) of this section, and a rate of 18.73
23 percent in the 2011-12 school year and 18.73 percent in the 2012-13
24 school year for classified salary allocations provided under
25 subsections (4) and (5) of this section.

26 (7) INSURANCE BENEFIT ALLOCATIONS

27 Insurance benefit allocations shall be calculated at the
28 maintenance rate specified in section 504 of this act, based on the
29 number of benefit units determined as follows:
30

31 (a) The number of certificated staff units determined in
32 subsections (2), (3), and (5) of this section; and

33 (b) The number of classified staff units determined in subsections
34 (4) and (5) of this section multiplied by 1.152. This factor is
35 intended to adjust allocations so that, for the purposes of
36 distributing insurance benefits, full-time equivalent classified
37 employees may be calculated on the basis of 1440 hours of work per
38 year, with no individual employee counted as more than one full-time
39 equivalent.

1 (8) MATERIALS, SUPPLIES, AND OPERATING COSTS (MSOC) ALLOCATIONS

2 Funding is allocated per annual average full-time equivalent
3 student for the materials, supplies, and operating costs (MSOC)
4 incurred by school districts, consistent with the requirements of RCW
5 28A.150.260.

6 (a) MSOC funding for general education students are allocated at
7 the following per student rates:

8 MSOC RATES/STUDENT FTE

9

10 MSOC Component	2011-12	2012-13
	SCHOOL YEAR	SCHOOL YEAR
13 Technology	\$57.42	\$58.28
14 Utilities and Insurance	\$156.03	\$158.37
15 Curriculum and Textbooks	\$61.65	\$62.58
16 Other Supplies and Library Materials	\$130.89	\$132.85
17 Instructional Professional Development for Certificated 18 and Classified Staff	\$9.53	\$9.68
19 Facilities Maintenance	\$77.30	\$78.46
20 Security and Central Office	\$53.55	\$54.35
21 TOTAL BASIC EDUCATION MSOC/STUDENT FTE	\$546.37	\$554.57

22 (b) Students in approved skill center programs generate per student
23 FTE MSOC allocations which equal the rate for general education
24 students calculated in (a) of this subsection, multiplied by a factor
25 of 2.171.

26 (c) Students in approved exploratory and preparatory career and
27 technical education programs generate a per student MSOC allocation
28 that is equal to the rate for general education students calculated in
29 (a) of this subsection, multiplied by a factor of 2.442.

30 (d) Students in laboratory science courses generate per student FTE
31 MSOC allocations which equal the per student FTE rate for general
32 education students established in (a) of this subsection.

33 (9) SUBSTITUTE TEACHER ALLOCATIONS

1 For the 2011-12 and 2012-13 school years, funding for substitute
2 costs for classroom teachers is based on four (4) funded substitute
3 days per classroom teacher unit generated under subsection (2) of this
4 section, at a daily substitute rate of \$151.86.

5 (10) ALTERNATIVE LEARNING EXPERIENCE PROGRAM FUNDING

6 (a) Amounts provided in this section are adjusted to reflect
7 provisions of House Bill No. 2065 (allocation of funding for funding
8 for students enrolled in alternative learning experiences).

9 (b) The superintendent of public instruction shall require all
10 districts receiving general apportionment funding for alternative
11 learning experience (ALE) programs as defined in WAC 392-121-182 to
12 provide separate financial accounting of expenditures for the ALE
13 programs offered in district or with a provider, including but not
14 limited to private companies and multidistrict cooperatives, as well as
15 accurate, monthly headcount and FTE enrollment claimed for basic
16 education, including separate counts of resident and nonresident
17 students.

18 (11) VOLUNTARY FULL DAY KINDERGARTEN PROGRAMS

19 Funding in this section is sufficient to fund voluntary full day
20 kindergarten programs in qualifying high poverty schools, pursuant to
21 RCW 28A.150.220 and 28A.150.315. Each kindergarten student who enrolls
22 for the voluntary full-day program in a qualifying school shall count
23 as one-half of one full-time equivalent student for purpose of making
24 allocations under this section. Funding in this section provides full-
25 day kindergarten programs for 21 percent of kindergarten enrollment in
26 the 2011-12 school year, and 22 percent in the 2012-13 school year.
27 Funding priority shall be given to schools with the highest poverty
28 levels, as measured by prior year free and reduced price lunch
29 eligibility rates in each school. Funding in this section is
30 sufficient to fund voluntary full day kindergarten programs for July
31 and August of the 2010-11 school year.

32 (12) ADDITIONAL FUNDING FOR SMALL SCHOOL DISTRICTS AND REMOTE AND
33 NECESSARY PLANTS

34 For small school districts and remote and necessary school plants
35 within any district which have been judged to be remote and necessary
36 by the superintendent of public instruction, additional staff units are
37 provided to ensure a minimum level of staffing support. Additional

1 administrative and certificated instructional staff units provided to
2 districts in this subsection shall be reduced by the general education
3 staff units, excluding career and technical education and skills center
4 enhancement units, otherwise provided in subsections (2) through (5) of
5 this section on a per district basis.

6 (a) For districts enrolling not more than twenty-five average
7 annual full-time equivalent students in grades K-8, and for small
8 school plants within any school district which have been judged to be
9 remote and necessary by the superintendent of public instruction and
10 enroll not more than twenty-five average annual full-time equivalent
11 students in grades K-8:

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

17 (ii) For those enrolling students in grades 7 or 8, 1.68
18 certificated instructional staff units and 0.32 certificated
19 administrative staff units for enrollment of not more than five
20 students, plus one-tenth of a certificated instructional staff unit for
21 each additional student enrolled;

22 (b) For specified enrollments in districts enrolling more than
23 twenty-five but not more than one hundred average annual full-time
24 equivalent students in grades K-8, and for small school plants within
25 any school district which enroll more than twenty-five average annual
26 full-time equivalent students in grades K-8 and have been judged to be
27 remote and necessary by the superintendent of public instruction:

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

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

34 (c) For districts operating no more than two high schools with
35 enrollments of less than three hundred average annual full-time
36 equivalent students, for enrollment in grades 9-12 in each such school,
37 other than alternative schools, except as noted in this subsection:

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

6 (ii) For all other small high schools under this subsection, nine
7 certificated instructional staff units and one-half of a certificated
8 administrative staff unit for the first sixty average annual full-time
9 equivalent students, and additional staff units based on a ratio of
10 0.8732 certificated instructional staff units and 0.1268 certificated
11 administrative staff units per each additional forty-three and one-half
12 average annual full-time equivalent students;

13 (iii) Districts receiving staff units under this subsection shall
14 add students enrolled in a district alternative high school and any
15 grades nine through twelve alternative learning experience programs
16 with the small high school enrollment for calculations under this
17 subsection;

18 (d) For each nonhigh school district having an enrollment of more
19 than seventy annual average full-time equivalent students and less than
20 one hundred eighty students, operating a grades K-8 program or a grades
21 1-8 program, an additional one-half of a certificated instructional
22 staff unit;

23 (e) For each nonhigh school district having an enrollment of more
24 than fifty annual average full-time equivalent students and less than
25 one hundred eighty students, operating a grades K-6 program or a grades
26 1-6 program, an additional one-half of a certificated instructional
27 staff unit;

28 (f)(i) For enrollments generating certificated staff unit
29 allocations under (a) through (e) of this subsection, one classified
30 staff unit for each 2.94 certificated staff units allocated under such
31 subsections;

32 (ii) For each nonhigh school district with an enrollment of more
33 than fifty annual average full-time equivalent students and less than
34 one hundred eighty students, an additional one-half of a classified
35 staff unit; and

36 (g) School districts receiving additional staff units to support
37 small student enrollments and remote and necessary plants under
38 subsection (12) of this section shall generate additional MSOC

1 allocations consistent with the nonemployee related costs (NERC)
2 allocation formula in place for the 2010-11 school year as provided
3 section 502, chapter 37, Laws of 2010 1st sp. sess. (2010 supplemental
4 budget), adjusted annually for inflation.

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

14 (14) The superintendent may distribute funding for the following
15 programs outside the basic education formula during fiscal years 2012
16 and 2013 as follows:

17 (a) \$589,000 of the general fund--state appropriation for fiscal
18 year 2012 and \$598,000 of the general fund--state appropriation for
19 fiscal year 2013 are provided solely for fire protection for school
20 districts located in a fire protection district as now or hereafter
21 established pursuant to chapter 52.04 RCW.

22 (b) \$436,000 of the general fund--state appropriation for fiscal
23 year 2012 and \$436,000 of the general fund--state appropriation for
24 fiscal year 2013 are provided solely for programs providing skills
25 training for secondary students who are enrolled in extended day
26 school-to-work programs, as approved by the superintendent of public
27 instruction. The funds shall be allocated at a rate not to exceed \$500
28 per full-time equivalent student enrolled in those programs.

29 (c) Funding in this section is sufficient to fund adjustments to
30 school districts' allocations resulting from the implementation of the
31 prototypical school funding formula, pursuant to chapter 236, Laws of
32 2010 (K-12 education funding). The funding in this section is intended
33 to hold school districts harmless in total for funding changes
34 resulting from conversion to the prototypical school formula in the
35 general apportionment program, the learning assistance program, the
36 transitional bilingual program, and the highly capable program, after
37 adjustment for changes in enrollment and other caseload adjustments.

1 (15) \$208,000 of the general fund--state appropriation for fiscal
2 year 2012 and \$211,000 of the general fund--state appropriation for
3 fiscal year 2013 are provided solely for school district emergencies as
4 certified by the superintendent of public instruction. At the close of
5 the fiscal year the superintendent of public instruction shall report
6 to the office of financial management and the appropriate fiscal
7 committees of the legislature on the allocations provided to districts
8 and the nature of the emergency.

9 (16) Funding in this section is sufficient to fund a maximum of
10 1.6 FTE enrollment for skills center students pursuant to chapter 463,
11 Laws of 2007.

12 (17) Beginning in the 2011-12 school year, students participating
13 in running start programs may be funded up to a combined maximum
14 enrollment of 1.2 FTE including school district and institution of
15 higher education enrollment. In calculating the combined 1.2 FTE, the
16 office of the superintendent of public instruction may average the
17 participating student's September through June enrollment to account
18 for differences in the start and end dates for courses provided by the
19 high school and higher education institution. Additionally, the office
20 of the superintendent of public instruction, in consultation with the
21 state board for community and technical colleges, the higher education
22 coordinating board, and the education data center, shall annually track
23 and report to the fiscal committees of the legislature on the combined
24 FTE experience of students participating in the running start program,
25 including course load analyses at both the high school and community
26 and technical college system.

27 (18) If two or more school districts consolidate and each district
28 was receiving additional basic education formula staff units pursuant
29 to subsection (12) of this section, the following apply:

30 (a) For three school years following consolidation, the number of
31 basic education formula staff units shall not be less than the number
32 of basic education formula staff units received by the districts in the
33 school year prior to the consolidation; and

34 (b) For the fourth through eighth school years following
35 consolidation, the difference between the basic education formula staff
36 units received by the districts for the school year prior to
37 consolidation and the basic education formula staff units after

1 consolidation pursuant to subsection (12) of this section shall be
2 reduced in increments of twenty percent per year.

3 (19)(a) Indirect cost charges by a school district to approved
4 career and technical education middle and secondary programs shall not
5 exceed 15 percent of the combined basic education and career and
6 technical education program enhancement allocations of state funds.
7 Middle and secondary career and technical education programs are
8 considered separate programs for funding and financial reporting
9 purposes under this section.

10 (b) Career and technical education program full-time equivalent
11 enrollment shall be reported on the same monthly basis as the
12 enrollment for students eligible for basic support, and payments shall
13 be adjusted for reported career and technical education program
14 enrollments on the same monthly basis as those adjustments for
15 enrollment for students eligible for basic support.

16 **Sec. 1503.** 2012 2nd sp.s. c 7 s 503 (uncodified) is amended to
17 read as follows:

18 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--BASIC EDUCATION EMPLOYEE**
19 **COMPENSATION**

20 (1) The following calculations determine the salaries used in the
21 state allocations for certificated instructional, certificated
22 administrative, and classified staff units as provided in RCW
23 28A.150.280 and under section 503 of this act:

24 (a) Salary allocations for certificated instructional staff units
25 are determined for each district by multiplying the district's
26 certificated instructional total base salary shown on LEAP Document 2
27 by the district's average staff mix factor for certificated
28 instructional staff in that school year, computed using LEAP document
29 1; and

30 (b) Salary allocations for certificated administrative staff units
31 and classified staff units for each district are determined based on
32 the district's certificated administrative and classified salary
33 allocation amounts shown on LEAP Document 2.

34 (2) For the purposes of this section:

35 (a) "LEAP Document 1" means the staff mix factors for certificated
36 instructional staff according to education and years of experience, as

1 developed by the legislative evaluation and accountability program
 2 committee on May 23, 2011, at 16:10 hours; and

3 (b) "LEAP Document 2" means the school year salary allocations for
 4 certificated administrative staff and classified staff and derived and
 5 total base salaries for certificated instructional staff as developed
 6 by the legislative evaluation and accountability program committee on
 7 May 23, 2011, at 16:10 hours.

8 (3) Incremental fringe benefit factors are applied to salary
 9 adjustments at a rate of 15.69 percent for school year 2011-12 and
 10 15.70 percent for school year 2012-13 for certificated instructional
 11 and certificated administrative staff and 15.23 percent for school year
 12 2011-12 and 15.23 percent for the 2012-13 school year for classified
 13 staff.

14 (4)(a) Pursuant to RCW 28A.150.410, the following state-wide salary
 15 allocation schedules for certificated instructional staff are
 16 established for basic education salary allocations:

17 Table Of Total Base Salaries For Certificated Instructional Staff For School Year 2011-12

18 ***Education Experience***

19	20									21
	Years									MA+90
	of									OR
	Service	BA	BA+15	BA+30	BA+45	BA+90	BA+135	MA	MA+45	Ph.D.
22	0	33,401	34,303	35,238	36,175	39,180	41,116	40,045	43,051	44,989
23	1	33,851	34,765	35,712	36,690	39,727	41,652	40,490	43,527	45,452
24	2	34,279	35,202	36,159	37,212	40,241	42,186	40,938	43,966	45,912
25	3	34,720	35,653	36,620	37,706	40,729	42,722	41,363	44,384	46,377
26	4	35,153	36,127	37,099	38,224	41,264	43,271	41,808	44,849	46,857
27	5	35,600	36,578	37,561	38,748	41,777	43,824	42,261	45,291	47,339
28	6	36,060	37,017	38,032	39,279	42,293	44,352	42,725	45,740	47,797
29	7	36,868	37,839	38,868	40,182	43,241	45,356	43,594	46,652	48,768
30	8	38,050	39,074	40,127	41,550	44,651	46,844	44,961	48,063	50,254
31	9		40,353	41,459	42,933	46,106	48,373	46,343	49,518	51,785
32	10			42,806	44,387	47,602	49,945	47,798	51,014	53,356
33	11				45,883	49,169	51,558	49,295	52,581	54,969
34	12				47,332	50,777	53,238	50,850	54,188	56,650
35	13					52,425	54,959	52,460	55,836	58,370

1	14	54,081	56,745	54,117	57,600	60,157
2	15	55,488	58,221	55,523	59,098	61,721
3	16 or more	56,597	59,385	56,634	60,279	62,955

Table Of Total Base Salaries For Certificated Instructional Staff For School Year 2012-13

Education Experience

8	Years										MA+90
9	of										OR
10	Service	BA	BA+15	BA+30	BA+45	BA+90	BA+135	MA	MA+45	Ph.D.	
11	0	33,401	34,303	35,238	36,175	39,180	41,116	40,045	43,051	44,989	
12	1	33,851	34,765	35,712	36,690	39,727	41,652	40,490	43,527	45,452	
13	2	34,279	35,202	36,159	37,212	40,241	42,186	40,938	43,966	45,912	
14	3	34,720	35,653	36,620	37,706	40,729	42,722	41,363	44,384	46,377	
15	4	35,153	36,127	37,099	38,224	41,264	43,271	41,808	44,849	46,857	
16	5	35,600	36,578	37,561	38,748	41,777	43,824	42,261	45,291	47,339	
17	6	36,060	37,017	38,032	39,279	42,293	44,352	42,725	45,740	47,797	
18	7	36,868	37,839	38,868	40,182	43,241	45,356	43,594	46,652	48,768	
19	8	38,050	39,074	40,127	41,550	44,651	46,844	44,961	48,063	50,254	
20	9		40,353	41,459	42,933	46,106	48,373	46,343	49,518	51,785	
21	10			42,806	44,387	47,602	49,945	47,798	51,014	53,356	
22	11				45,883	49,169	51,558	49,295	52,581	54,969	
23	12				47,332	50,777	53,238	50,850	54,188	56,650	
24	13					52,425	54,959	52,460	55,836	58,370	
25	14					54,081	56,745	54,117	57,600	60,157	
26	15					55,488	58,221	55,523	59,098	61,721	
27	16 or more					56,597	59,385	56,634	60,279	62,955	

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

(c) For credits earned after the baccalaureate degree but before the masters degree, any credits in excess of forty-five credits may be

1 counted after the masters degree. Thus, as used in this subsection,
2 the column headings "MA+(N)" refer to the total of:

- 3 (i) Credits earned since receiving the masters degree; and
- 4 (ii) Any credits in excess of forty-five credits that were earned
5 after the baccalaureate degree but before the masters degree.

6 (5) For the purposes of this section:

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

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

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

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

12 (e) "Credits" means college quarter hour credits and equivalent
13 in-service credits computed in accordance with RCW 28A.415.020 and
14 28A.415.023.

15 (6) No more than ninety college quarter-hour credits received by
16 any employee after the baccalaureate degree may be used to determine
17 compensation allocations under the state salary allocation schedule and
18 LEAP documents referenced in this part V, or any replacement schedules
19 and documents, unless:

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

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

23 (7) The salary allocation schedules established in this section are
24 for allocation purposes only except as provided in RCW 28A.400.200(2).

25 **Sec. 1504.** 2012 2nd sp.s. c 7 s 504 (uncodified) is amended to
26 read as follows:

27 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR SCHOOL EMPLOYEE**
28 **COMPENSATION ADJUSTMENTS**

29 General Fund--Federal Appropriation \$2,000

30 The appropriation in this section is subject to the following
31 conditions and limitations:

32 (1)(a) Additional salary adjustments as necessary to fund the base
33 salaries for certificated instructional staff as listed for each
34 district in LEAP Document 2, defined in section 504(2)(b) of this act.
35 Allocations for these salary adjustments shall be provided to all
36 districts that are not grandfathered to receive salary allocations
37 above the statewide salary allocation schedule, and to certain

1 grandfathered districts to the extent necessary to ensure that salary
2 allocations for districts that are currently grandfathered do not fall
3 below the statewide salary allocation schedule.

4 (b) Additional salary adjustments to certain districts as necessary
5 to fund the per full-time-equivalent salary allocations for
6 certificated administrative staff as listed for each district in LEAP
7 Document 2, defined in section 504(2)(b) of this act.

8 (c) Additional salary adjustments to certain districts as necessary
9 to fund the per full-time-equivalent salary allocations for classified
10 staff as listed for each district in LEAP Document 2, defined in
11 section 504(2)(b) of this act.

12 (d) The appropriations in this subsection (1) include associated
13 incremental fringe benefit allocations at 15.69 percent for the 2011-12
14 school year and 15.70 percent for the 2012-13 school year for
15 certificated instructional and certificated administrative staff and
16 15.23 percent for the 2011-12 school year and 15.23 percent for the
17 2012-13 school year for classified staff.

18 (e) The appropriations in this section include the increased or
19 decreased portion of salaries and incremental fringe benefits for all
20 relevant state-funded school programs in part V of this act. Changes
21 for general apportionment (basic education) are based on the salary
22 allocation schedules and methodology in sections 503 and 504 of this
23 act. Changes for special education result from changes in each
24 district's basic education allocation per student. Changes for
25 educational service districts and institutional education programs are
26 determined by the superintendent of public instruction using the
27 methodology for general apportionment salaries and benefits in sections
28 503 and 504 of this act.

29 (f) The appropriations in this section include no salary
30 adjustments for substitute teachers.

31 (2) The maintenance rate for insurance benefit allocations is
32 \$768.00 per month for the 2011-12 and 2012-13 school years. The
33 appropriations in this section reflect the incremental change in cost
34 of allocating rates of \$768.00 per month for the 2011-12 school year
35 and \$768.00 per month for the 2012-13 school year.

36 (3) The rates specified in this section are subject to revision
37 each year by the legislature.

1 based on the lowest price quote based on similar bus categories to
2 those used to establish the list pursuant to RCW 28A.160.195.

3 (6) The superintendent of public instruction shall base
4 depreciation payments for school district buses on the pre-sales tax
5 five-year average of lowest bids in the appropriate category of bus.
6 In the final year on the depreciation schedule, the depreciation
7 payment shall be based on the lowest bid in the appropriate bus
8 category for that school year.

9 (7) Funding levels in this section reflect waivers granted by the
10 state board of education for four-day school weeks as allowed under RCW
11 28A.305.141.

12 (8) Starting with the 2012-13 school year, the office of the
13 superintendent of public instruction shall disburse payments for bus
14 depreciation in August.

15 **Sec. 1506.** 2011 2nd sp.s. c 9 s 506 (uncodified) is amended to
16 read as follows:

17 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR SCHOOL FOOD SERVICE**
18 **PROGRAMS**

19	General Fund--State Appropriation (FY 2012)	\$7,111,000
20	General Fund--State Appropriation (FY 2013)	\$7,111,000
21	General Fund--Federal Appropriation	(((\$436,400,000))
22		<u>\$506,000,000</u>
23	TOTAL APPROPRIATION	(((\$450,622,000))
24		<u>\$520,222,000</u>

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

27 (1) \$7,111,000 of the general fund--state appropriation for fiscal
28 year 2012 and \$7,111,000 of the general fund--state appropriation for
29 fiscal year 2013 are provided solely for state matching money for
30 federal child nutrition programs, and may support the meals for kids
31 program through the following allowable uses:

32 (a) Elimination of breakfast copays for eligible public school
33 students and lunch copays for eligible public school students in grades
34 kindergarten through third grade who are eligible for reduced price
35 lunch;

36 (b) Assistance to school districts and authorized public and

1 private nonprofit organizations for supporting summer food service
2 programs, and initiating new summer food service programs in low-income
3 areas;

4 (c) Reimbursements to school districts for school breakfasts served
5 to students eligible for free and reduced price lunch, pursuant to
6 chapter 287, Laws of 2005; and

7 (d) Assistance to school districts in initiating and expanding
8 school breakfast programs.

9 The office of the superintendent of public instruction shall report
10 annually to the fiscal committees of the legislature on annual
11 expenditures in (a), (b), and (c) of this subsection.

12 **Sec. 1507.** 2012 2nd sp.s. c 7 s 506 (uncodified) is amended to
13 read as follows:

14 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR SPECIAL EDUCATION**
15 **PROGRAMS**

16	General Fund--State Appropriation (FY 2012)	\$648,369,000
17	General Fund--State Appropriation (FY 2013)	(\$679,832,000)
18		<u>\$659,919,000</u>
19	General Fund--Federal Appropriation	(\$486,922,000)
20		<u>\$499,922,000</u>
21	Education Legacy Trust Account--State Appropriation	\$756,000
22	TOTAL APPROPRIATION	(\$1,815,879,000)
23		<u>\$1,808,966,000</u>

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

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

35 (2)(a) The superintendent of public instruction shall ensure that:

36 (i) Special education students are basic education students first;

1 (ii) As a class, special education students are entitled to the
2 full basic education allocation; and

3 (iii) Special education students are basic education students for
4 the entire school day.

5 (b) The superintendent of public instruction shall continue to
6 implement the full cost method of excess cost accounting, as designed
7 by the committee and recommended by the superintendent, pursuant to
8 section 501(1)(k), chapter 372, Laws of 2006.

9 (c) Beginning with the 2010-11 school year award cycle, the office
10 of the superintendent of public instruction shall make award
11 determinations for state safety net funding in August of each school
12 year. Determinations on school district eligibility for state safety
13 net awards shall be based on analysis of actual expenditure data from
14 the current school year.

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

18 (4)(a) For the 2011-12 and 2012-13 school years, the superintendent
19 shall allocate funding to school district programs for special
20 education students as provided in RCW 28A.150.390.

21 (b) From July 1, 2011 to August 31, 2011, the superintendent shall
22 allocate funding to school district programs for special education
23 students as provided in section 507, chapter 564, Laws of 2009, as
24 amended through section 1406 of this act.

25 (5) The following applies throughout this section: The definitions
26 for enrollment and enrollment percent are as specified in RCW
27 28A.150.390(3). Each district's general fund--state funded special
28 education enrollment shall be the lesser of the district's actual
29 enrollment percent or 12.7 percent.

30 (6) At the request of any interdistrict cooperative of at least 15
31 districts in which all excess cost services for special education
32 students of the districts are provided by the cooperative, the maximum
33 enrollment percent shall be calculated in accordance with RCW
34 28A.150.390(3) (c) and (d), and shall be calculated in the aggregate
35 rather than individual district units. For purposes of this
36 subsection, the average basic education allocation per full-time
37 equivalent student shall be calculated in the aggregate rather than
38 individual district units.

1 (7) \$8,914,000 of the general fund--state appropriation for fiscal
2 year 2012, (~~(\$34,200,000)~~) \$9,469,000 of the general fund--state
3 appropriation for fiscal year 2013, and (~~(\$29,574,000)~~) \$32,574,000 of
4 the general fund--federal appropriation are provided solely for safety
5 net awards for districts with demonstrated needs for special education
6 funding beyond the amounts provided in subsection (4) of this section.
7 If the federal safety net awards based on the federal eligibility
8 threshold exceed the federal appropriation in this subsection (7) in
9 any fiscal year, the superintendent shall expend all available federal
10 discretionary funds necessary to meet this need. At the conclusion of
11 each school year, the superintendent shall recover safety net funds
12 that were distributed prospectively but for which districts were not
13 subsequently eligible.

14 (a) For the 2011-12 and 2012-13 school years, safety net funds
15 shall be awarded by the state safety net oversight committee as
16 provided in section 109(1) chapter 548, Laws of 2009 (ESHB 2261).

17 (b) From July 1, 2011 to August 31, 2011, the superintendent shall
18 operate the safety net oversight committee and shall award safety net
19 funds as provided in section 507, chapter 564, Laws of 2009, as amended
20 through section 1406 of this act.

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

26 (9) The superintendent shall maintain the percentage of federal
27 flow-through to school districts at 85 percent. In addition to other
28 purposes, school districts may use increased federal funds for high-
29 cost students, for purchasing regional special education services from
30 educational service districts, and for staff development activities
31 particularly relating to inclusion issues.

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

36 (11) \$251,000 of the general fund--state appropriation for fiscal
37 year 2012 and \$251,000 of the general fund--state appropriation for
38 fiscal year 2013 are provided solely for two additional full-time

1 equivalent staff to support the work of the safety net committee and to
2 provide training and support to districts applying for safety net
3 awards.

4 (12) \$50,000 of the general fund--state appropriation for fiscal
5 year 2012, \$50,000 of the general fund--state appropriation for fiscal
6 year 2013, and \$100,000 of the general fund--federal appropriation
7 shall be expended to support a special education ombudsman program
8 within the office of superintendent of public instruction.

9 **Sec. 1508.** 2012 2nd sp.s. c 7 s 507 (uncodified) is amended to
10 read as follows:

11 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR EDUCATIONAL SERVICE**
12 **DISTRICTS**

13	General Fund--State Appropriation (FY 2012)	\$7,894,000
14	General Fund--State Appropriation (FY 2013)	(\$7,912,000)
15		<u>\$7,895,000</u>
16	TOTAL APPROPRIATION	(\$15,806,000)
17		<u>\$15,789,000</u>

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

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

23 (2) Funding within this section is provided for regional
24 professional development related to mathematics and science curriculum
25 and instructional strategies. Funding shall be distributed among the
26 educational service districts in the same proportion as distributions
27 in the 2007-2009 biennium. Each educational service district shall use
28 this funding solely for salary and benefits for a certificated
29 instructional staff with expertise in the appropriate subject matter
30 and in professional development delivery, and for travel, materials,
31 and other expenditures related to providing regional professional
32 development support.

33 (3) The educational service districts, at the request of the state
34 board of education pursuant to RCW 28A.310.010 and 28A.310.340, may
35 receive and screen applications for school accreditation, conduct
36 school accreditation site visits pursuant to state board of education
37 rules, and submit to the state board of education post-site visit

1 recommendations for school accreditation. The educational service
2 districts may assess a cooperative service fee to recover actual plus
3 reasonable indirect costs for the purposes of this subsection.

4 **Sec. 1509.** 2012 2nd sp.s. c 7 s 508 (uncodified) is amended to
5 read as follows:

6 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR LOCAL EFFORT**
7 **ASSISTANCE**

8	General Fund--State Appropriation (FY 2012)	\$300,768,000
9	General Fund--State Appropriation (FY 2013)	(\$298,166,000)
10		<u>\$299,537,000</u>
11	General Fund--Federal Appropriation	\$4,400,000
12	TOTAL APPROPRIATION	(\$603,334,000)
13		<u>\$604,705,000</u>

14 The appropriations in this section are subject to the following
15 conditions and limitations: For purposes of RCW 84.52.0531, the
16 increase per full-time equivalent student is 3 percent from the 2010-11
17 school year to the 2011-12 school year and 5 percent from the 2011-12
18 school year to the 2012-13 school year.

19 **Sec. 1510.** 2012 2nd sp.s. c 7 s 509 (uncodified) is amended to
20 read as follows:

21 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR INSTITUTIONAL**
22 **EDUCATION PROGRAMS**

23	General Fund--State Appropriation (FY 2012)	\$16,694,000
24	General Fund--State Appropriation (FY 2013)	(\$15,867,000)
25		<u>\$14,547,000</u>
26	TOTAL APPROPRIATION	(\$32,561,000)
27		<u>\$31,241,000</u>

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

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

33 (2) State funding provided under this section is based on salaries
34 and other expenditures for a 220-day school year. The superintendent
35 of public instruction shall monitor school district expenditure plans

1 for institutional education programs to ensure that districts plan for
2 a full-time summer program.

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

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

10 (5) \$586,000 of the general fund--state appropriation for fiscal
11 year 2012 and \$549,000 of the general fund--state appropriation for
12 fiscal year 2013 are provided solely to maintain at least one
13 certificated instructional staff and related support services at an
14 institution whenever the K-12 enrollment is not sufficient to support
15 one full-time equivalent certificated instructional staff to furnish
16 the educational program. The following types of institutions are
17 included: Residential programs under the department of social and
18 health services for developmentally disabled juveniles, programs for
19 juveniles under the department of corrections, programs for juveniles
20 under the juvenile rehabilitation administration, and programs for
21 juveniles operated by city and county jails.

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

24 **Sec. 1511.** 2012 2nd sp.s. c 7 s 510 (uncodified) is amended to
25 read as follows:

26 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR PROGRAMS FOR HIGHLY**
27 **CAPABLE STUDENTS**

28	General Fund--State Appropriation (FY 2012)	\$8,745,000
29	General Fund--State Appropriation (FY 2013)	(\$8,788,000)
30		<u>\$9,159,000</u>
31	TOTAL APPROPRIATION	(\$17,533,000)
32		<u>\$17,904,000</u>

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

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

1 (2)(a) For the 2011-12 and 2012-13 school years, the superintendent
2 shall allocate funding to school district programs for highly capable
3 students as provided in RCW 28A.150.260(10)(c). In calculating the
4 allocations, the superintendent shall assume the following: (i)
5 Additional instruction of 2.1590 hours per week per funded highly
6 capable program student; (ii) fifteen highly capable program students
7 per teacher; (iii) 36 instructional weeks per year; (iv) 900
8 instructional hours per teacher; and (v) the district's average staff
9 mix and compensation rates as provided in sections 503 and 504 of this
10 act.

11 (b) From July 1, 2011, to August 31, 2011, the superintendent shall
12 allocate funding to school districts programs for highly capable
13 students as provided in section 511, chapter 564, Laws of 2009, as
14 amended through section 1409 of this act.

15 (3) \$85,000 of the general fund--state appropriation for fiscal
16 year 2012 and \$85,000 of the general fund--state appropriation for
17 fiscal year 2013 are provided solely for the centrum program at Fort
18 Worden state park.

19 **Sec. 1512.** 2012 2nd sp.s. c 7 s 511 (uncodified) is amended to
20 read as follows:

21 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--EDUCATION REFORM**
22 **PROGRAMS**

23	General Fund--State Appropriation (FY 2012)	\$58,078,000
24	General Fund--State Appropriation (FY 2013)	(\$103,655,000)
25		<u>\$103,455,000</u>
26	General Fund--Federal Appropriation	(\$219,147,000)
27		<u>\$221,147,000</u>
28	General Fund--Private/Local Appropriation	\$4,000,000
29	Education Legacy Trust Account--State Appropriation	\$1,596,000
30	TOTAL APPROPRIATION	(\$386,476,000)
31		<u>\$388,276,000</u>

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

34 (1) \$40,822,000 of the general fund--state appropriation for fiscal
35 year 2012, \$41,614,000 of the general fund--state appropriation for
36 fiscal year 2013, \$1,350,000 of the education legacy trust
37 account--state appropriation, and \$15,868,000 of the general fund--

1 federal appropriation are provided solely for development and
2 implementation of the Washington state assessment system, including:
3 (a) Development and implementation of retake assessments for high
4 school students who are not successful in one or more content areas and
5 (b) development and implementation of alternative assessments or
6 appeals procedures to implement the certificate of academic
7 achievement. The superintendent of public instruction shall report
8 quarterly on the progress on development and implementation of
9 alternative assessments or appeals procedures. Within these amounts,
10 the superintendent of public instruction shall contract for the early
11 return of 10th grade student assessment results, on or around June 10th
12 of each year. State funding shall be limited to one collection of
13 evidence payment per student, per content-area assessment.

14 (2) \$356,000 of the general fund--state appropriation for fiscal
15 year 2012 and \$356,000 of the general fund--state appropriation for
16 fiscal year 2013 are provided solely for the Washington state
17 leadership and assistance for science education reform (LASER) regional
18 partnership activities coordinated at the Pacific science center,
19 including instructional material purchases, teacher and principal
20 professional development, and school and community engagement events.

21 (3) \$980,000 of the general fund--state appropriation for fiscal
22 year 2012 and \$980,000 of the general fund--state appropriation for
23 fiscal year 2013 are provided solely for improving technology
24 infrastructure, monitoring and reporting on school district technology
25 development, promoting standards for school district technology,
26 promoting statewide coordination and planning for technology
27 development, and providing regional educational technology support
28 centers, including state support activities, under chapter 28A.650 RCW.

29 (4) \$3,852,000 of the general fund--state appropriation for fiscal
30 year 2012 and \$2,624,000 of the general fund--state appropriation for
31 fiscal year 2013 are provided solely for continued implementation of
32 chapter 235, Laws of 2010 (education reform) including development of
33 new performance-based evaluation systems for certificated educators.

34 (5)(a) \$39,296,000 of the general fund--state appropriation for
35 fiscal year 2013 is provided solely for the following bonuses for
36 teachers who hold valid, unexpired certification from the national
37 board for professional teaching standards and who are teaching in a

1 Washington public school, subject to the following conditions and
2 limitations:

3 (i) For national board certified teachers, a bonus of \$5,090 per
4 teacher in the 2011-12 and 2012-13 school years, adjusted for inflation
5 in each school year in which Initiative 732 cost of living adjustments
6 are provided;

7 (ii) An additional \$5,000 annual bonus shall be paid to national
8 board certified teachers who teach in either: (A) High schools where
9 at least 50 percent of student headcount enrollment is eligible for
10 federal free or reduced price lunch, (B) middle schools where at least
11 60 percent of student headcount enrollment is eligible for federal free
12 or reduced price lunch, or (C) elementary schools where at least 70
13 percent of student headcount enrollment is eligible for federal free or
14 reduced price lunch;

15 (iii) The superintendent of public instruction shall adopt rules to
16 ensure that national board certified teachers meet the qualifications
17 for bonuses under (a)(ii) of this subsection for less than one full
18 school year receive bonuses in a pro-rated manner. Beginning in the
19 2011-12 school year, all bonuses in (a)(i) and (ii) of this subsection
20 will be paid in July of each school year. Bonuses in (a)(i) and (ii)
21 of this subsection shall be reduced by a factor of 40 percent for first
22 year NBPTS certified teachers, to reflect the portion of the
23 instructional school year they are certified; and

24 (iv) During the 2011-12 and 2012-13 school years, and within
25 available funds, certificated instructional staff who have met the
26 eligibility requirements and have applied for certification from the
27 national board for professional teaching standards may receive a
28 conditional loan of two thousand dollars or the amount set by the
29 office of the superintendent of public instruction to contribute toward
30 the current assessment fee, not including the initial up-front
31 candidacy payment. The fee shall be an advance on the first annual
32 bonus under RCW 28A.405.415. The conditional loan is provided in
33 addition to compensation received under a district's salary schedule
34 and shall not be included in calculations of a district's average
35 salary and associated salary limitation under RCW 28A.400.200.
36 Recipients who fail to receive certification after three years are
37 required to repay the conditional loan. The office of the
38 superintendent of public instruction shall adopt rules to define the

1 terms for initial grant of the assessment fee and repayment, including
2 applicable fees. To the extent necessary, the superintendent may use
3 revenues from the repayment of conditional loan scholarships to ensure
4 payment of all national board bonus payments required by this section
5 in each school year.

6 (6) \$477,000 of the general fund--state appropriation for fiscal
7 year 2012 and \$477,000 of the general fund--state appropriation for
8 fiscal year 2013 are provided solely for the leadership internship
9 program for superintendents, principals, and program administrators.

10 (7) \$950,000 of the general fund--state appropriation for fiscal
11 year 2012 and \$950,000 of the general fund--state appropriation for
12 fiscal year 2013 are provided solely for the Washington reading corps.
13 The superintendent shall allocate reading corps members to low-
14 performing schools and school districts that are implementing
15 comprehensive, proven, research-based reading programs. Two or more
16 schools may combine their Washington reading corps programs.

17 (8) \$810,000 of the general fund--state appropriation for fiscal
18 year 2012 and \$810,000 of the general fund--state appropriation for
19 fiscal year 2013 are provided solely for the development of a
20 leadership academy for school principals and administrators. The
21 superintendent of public instruction shall contract with an independent
22 organization to design, field test, and implement a state-of-the-art
23 education leadership academy that will be accessible throughout the
24 state. Initial development of the content of the academy activities
25 shall be supported by private funds. Semiannually the independent
26 organization shall report on amounts committed by foundations and
27 others to support the development and implementation of this program.
28 Leadership academy partners shall include the state level organizations
29 for school administrators and principals, the superintendent of public
30 instruction, the professional educator standards board, and others as
31 the independent organization shall identify.

32 (9) \$3,234,000 of the general fund--state appropriation for fiscal
33 year 2012 and \$3,234,000 of the general fund--state appropriation for
34 fiscal year 2013 are provided solely for grants to school districts to
35 provide a continuum of care for children and families to help children
36 become ready to learn. Grant proposals from school districts shall
37 contain local plans designed collaboratively with community service

1 providers. If a continuum of care program exists in the area in which
2 the school district is located, the local plan shall provide for
3 coordination with existing programs to the greatest extent possible.

4 (10) \$1,500,000 of the general fund--state appropriation for fiscal
5 year 2012 and \$1,500,000 of the general fund--state appropriation for
6 fiscal year 2013 are provided solely for the implementation of chapter
7 288, Laws of 2011 (actual student success program), including
8 allocations to the opportunity internship program, the jobs for
9 America's graduates program, the building bridges program, services
10 provided by a college scholarship organization. Funding shall not be
11 used in the 2011-2013 fiscal biennium to provide awards for schools and
12 school districts.

13 (11) \$859,000 of the general fund--state appropriation for fiscal
14 year 2012, \$808,000 of the general fund--state appropriation for fiscal
15 year 2013, and \$248,000 of the education legacy trust account--state
16 appropriation are for administrative support of education reform
17 programs.

18 (12) \$2,000,000 of the general fund--state appropriation for fiscal
19 year 2012 and \$2,000,000 of the general fund--state appropriation for
20 fiscal year 2013 are provided solely for a statewide information
21 technology (IT) academy program. This public-private partnership will
22 provide educational software, as well as IT certification and software
23 training opportunities for students and staff in public schools.

24 (13) \$977,000 of the general fund--state appropriation for fiscal
25 year 2012 and \$1,077,000 of the general fund--state appropriation for
26 fiscal year 2013 are provided solely for secondary career and technical
27 education grants pursuant to chapter 170, Laws of 2008. If equally
28 matched by private donations, \$300,000 of the 2012 appropriation and
29 \$300,000 of the 2013 appropriation shall be used to support FIRST
30 robotics programs. Of the amounts in this subsection, \$100,000 of the
31 fiscal year 2013 appropriation is provided solely for the purpose of
32 statewide supervision activities for career and technical education
33 student leadership organizations.

34 (14) \$125,000 of the general fund--state appropriation for fiscal
35 year 2012 and \$125,000 of the general fund--state appropriation for
36 fiscal year 2013 are provided solely for (a) staff at the office of the
37 superintendent of public instruction to coordinate and promote efforts
38 to develop integrated math, science, technology, and engineering

1 programs in schools and districts across the state; and (b) grants of
2 \$2,500 to provide twenty middle and high school teachers each year with
3 professional development training for implementing integrated math,
4 science, technology, and engineering programs in their schools.

5 (15) \$135,000 of the general fund--state appropriation for fiscal
6 year 2012 and \$135,000 of the general fund--state appropriation for
7 fiscal year 2013 are provided solely for science, technology,
8 engineering and mathematics lighthouse projects, consistent with
9 chapter 238, Laws of 2010.

10 (16) \$1,000,000 of the general fund--state appropriation for fiscal
11 year 2012 and \$1,000,000 of the general fund--state appropriation for
12 fiscal year 2013 are provided solely for a beginning educator support
13 program. School districts and/or regional consortia may apply for
14 grant funding. The superintendent shall implement this program in 5 to
15 15 school districts and/or regional consortia. The program provided by
16 a district and/or regional consortia shall include: A paid
17 orientation; assignment of a qualified mentor; development of a
18 professional growth plan for each beginning teacher aligned with
19 professional certification; release time for mentors and new teachers
20 to work together; and teacher observation time with accomplished peers.
21 \$250,000 may be used to provide statewide professional development
22 opportunities for mentors and beginning educators.

23 (17) \$5,767,000 of the general fund--state appropriation for fiscal
24 year 2013 is provided solely pursuant to Engrossed Substitute Senate
25 Bill No. 5895 (certificated employee evaluations). If the bill is not
26 enacted by June 30, 2012, the amount provided in this subsection shall
27 lapse.

28 ((+19+)) (18) \$250,000 of the general fund--state appropriation for
29 fiscal year 2013 is provided solely for advanced project lead the way
30 courses at ten high schools. To be eligible for funding, a high school
31 must have offered a foundational project lead the way course during the
32 2011-12 school year. The funding must be used for one-time start-up
33 course costs for an advanced project lead the way course, to be offered
34 to students beginning in the 2012-13 school year. The office of the
35 superintendent of public instruction and the education research and
36 data center at the office of financial management shall track student
37 participation and long-term outcome data.

1 (2)(a) For the 2011-12 and 2012-13 school years, the superintendent
2 shall allocate funding to school districts for transitional bilingual
3 programs as provided in RCW 28A.150.260(10)(b). In calculating the
4 allocations, the superintendent shall assume the following averages:
5 (i) Additional instruction of 4.7780 hours per week per transitional
6 bilingual program student; (ii) fifteen transitional bilingual program
7 students per teacher; (iii) 36 instructional weeks per year; (iv) 900
8 instructional hours per teacher; and (v) the district's average staff
9 mix and compensation rates as provided in sections 503 and 504 of this
10 act.

11 (b) From July 1, 2011, to August 31, 2011, the superintendent shall
12 allocate funding to school districts for transitional bilingual
13 instruction programs as provided in section 514, chapter 564, Laws of
14 2009, as amended through section 1411 of this act.

15 (c) The allocations in this section reflect the implementation of
16 a new funding formula for the transitional bilingual instructional
17 program, effective September 1, 2011, as specified in RCW
18 28A.150.260(10)(b).

19 (3) The superintendent may withhold allocations to school districts
20 in subsection (2) of this section solely for the central provision of
21 assessments as provided in RCW 28A.180.090 (1) and (2) up to the
22 following amounts: 2.79 percent for school year 2011-12 and 2.11
23 percent for school year 2012-13.

24 (4) The general fund--federal appropriation in this section is for
25 migrant education under Title I Part C and English language
26 acquisition, and language enhancement grants under Title III of the
27 elementary and secondary education act.

28 (5) In preparing its 2013-15 biennial budget request, the office of
29 the superintendent of public instruction shall (~~prepare for~~
30 ~~implementation of~~) propose a funding model for the transitional
31 bilingual program, beginning in school year 2013-14, that is scaled to
32 provide more support to students requiring most intensive intervention,
33 (students with beginning levels of English language proficiency) and
34 less support to students requiring less intervention. The (~~funding~~
35 ~~model~~) proposal shall also provide up to two years of bonus funding
36 upon successful exit from the bilingual program to facilitate
37 successful transition to a standard program of education.

1 \$35,000 of the general fund--state appropriation for fiscal year
2 2012 and \$35,000 of the general fund--state appropriation for fiscal
3 year 2013 are provided solely to track current and former transitional
4 bilingual program students.

5 **Sec. 1514.** 2012 2nd sp.s. c 7 s 513 (uncodified) is amended to
6 read as follows:

7 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR THE LEARNING**
8 **ASSISTANCE PROGRAM**

9	General Fund--State Appropriation (FY 2012)	\$102,619,000
10	General Fund--State Appropriation (FY 2013)	(\$128,779,000)
11		<u>\$127,422,000</u>
12	General Fund--Federal Appropriation	(\$492,207,000)
13		<u>\$506,207,000</u>
14	Education Legacy Trust Account--State	
15	Appropriation	\$23,990,000
16	TOTAL APPROPRIATION	(\$747,595,000)
17		<u>\$760,238,000</u>

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

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

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

25 (b)(i) For the 2011-12 and 2012-13 school years, the superintendent
26 shall allocate funding to school districts for learning assistance
27 programs as provided in RCW 28A.150.260(10)(a). In calculating the
28 allocations, the superintendent shall assume the following averages:

29 (A) Additional instruction of 1.51560 hours per week per funded
30 learning assistance program student; (B) fifteen learning assistance
31 program students per teacher; (C) 36 instructional weeks per year; (D)
32 900 instructional hours per teacher; and (E) the district's average
33 staff mix and compensation rates as provided in sections 503 and 504 of
34 this act.

35 (ii) From July 1, 2011, to August 31, 2011, the superintendent
36 shall allocate funding to school districts for learning assistance

1 programs as provided in section 515, chapter 564, Laws of 2009, as
2 amended through section 1412 of this act.

3 (c) A school district's funded students for the learning assistance
4 program shall be the sum of the district's full-time equivalent
5 enrollment in grades K-12 for the prior school year multiplied by the
6 district's percentage of October headcount enrollment in grades K-12
7 eligible for free or reduced price lunch in the prior school year.

8 (2) Allocations made pursuant to subsection (1) of this section
9 shall be adjusted to reflect ineligible applications identified through
10 the annual income verification process required by the national school
11 lunch program, as recommended in the report of the state auditor on the
12 learning assistance program dated February, 2010.

13 (3) The general fund--federal appropriation in this section is
14 provided for Title I Part A allocations of the no child left behind act
15 of 2001.

16 (4) A school district may carry over from one year to the next up
17 to 10 percent of the general fund-state or education legacy trust funds
18 allocated under this program; however, carryover funds shall be
19 expended for the learning assistance program.

20 (5) The office of the superintendent of public instruction shall
21 research and recommend options for an adjustment factor for middle
22 school and high school free and reduced price lunch eligibility
23 reporting rates pursuant to RCW 28A.150.260(12)(a), and submit a report
24 to the fiscal committees of the legislature by June 1, 2012. For the
25 2011-12 and 2012-13 school years, the adjustment factor is 1.0.

26 **Sec. 1515.** 2012 2nd sp.s. c 7 s 514 (uncodified) is amended to
27 read as follows:

28 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**

29 (1) Amounts distributed to districts by the superintendent through
30 part V of this act are for allocations purposes only and do not entitle
31 a particular district, district employee, or student to a specific
32 service, beyond what has been expressly provided in statute. Part V of
33 this act restates the requirements of various sections of Title 28A
34 RCW. If any conflict exists, the provisions of Title 28A RCW control
35 unless this act explicitly states that it is providing an enhancement.

36 Any amounts provided in part V of this act in excess of the amounts

1 required by Title 28A RCW provided in statute, are not within the
2 program of basic education.

3 (2) To the maximum extent practicable, when adopting new or revised
4 rules or policies relating to the administration of allocations in part
5 V of this act that result in fiscal impact, the office of the
6 superintendent of public instruction shall attempt to seek legislative
7 approval through the budget request process.

8 (3) Appropriations made in this act to the office of the
9 superintendent of public instruction shall initially be allotted as
10 required by this act. Subsequent allotment modifications shall not
11 include transfers of moneys between sections of this act except as
12 expressly provided in subsection (4) of this section.

13 (4) The appropriations to the office of the superintendent of
14 public instruction in this act shall be expended for the programs and
15 amounts specified in this act. However, after May 1, ((2012)) 2013,
16 unless specifically prohibited by this act and after approval by the
17 director of financial management, the superintendent of public
18 instruction may transfer state general fund appropriations for fiscal
19 year ((2012)) 2013 among the following programs to meet the
20 apportionment schedule for a specified formula in another of these
21 programs: General apportionment; employee compensation adjustments;
22 pupil transportation; special education programs; institutional
23 education programs; transitional bilingual programs; highly capable;
24 and learning assistance programs.

25 (5) The director of financial management shall notify the
26 appropriate legislative fiscal committees in writing prior to approving
27 any allotment modifications or transfers under this section.

(End of part)

PART XVI
HIGHER EDUCATION

Sec. 1601. 2012 2nd sp.s. c 7 s 602 (uncodified) is amended to read as follows:

FOR THE UNIVERSITY OF WASHINGTON

General Fund--State Appropriation (FY 2012)	\$201,226,000
General Fund--State Appropriation (FY 2013)	\$201,612,000
Education Legacy Trust Account--State Appropriation	\$18,579,000
Economic Development Strategic Reserve Account--	
State Appropriation	\$1,500,000
Biotoxin Account--State Appropriation	(\$450,000)
	<u>\$350,000</u>
Accident Account--State Appropriation	\$6,681,000
Medical Aid Account--State Appropriation	\$6,488,000
TOTAL APPROPRIATION	(\$436,536,000)
	<u>\$436,436,000</u>

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

(1) In implementing the appropriations in this section, the president and regents shall seek to minimize impacts on student services and instructional programs by maximizing reductions in administration and other noninstructional activities.

(2) \$150,000 of the general fund--state appropriation for fiscal year 2012 and \$150,000 of the general fund--state appropriation for fiscal year 2013 are provided solely for the development of integrated medical curriculum for the Washington/Wyoming/Alaska/Montana/Idaho (WWAMI) medical education program in Spokane and eastern Washington. Funding is contingent on appropriations being provided to Washington State University for WWAMI program expansion in Spokane and eastern Washington.

(3) \$52,000 of the general fund--state appropriation for fiscal year 2012 and \$52,000 of the general fund--state appropriation for fiscal year 2013 are provided solely for the center for international trade in forest products in the college of forest resources.

1 (4) \$88,000 of the general fund--state appropriation for fiscal
2 year 2012 is provided solely for implementation of Engrossed Second
3 Substitute Senate Bill No. 5485 (state's natural resources). If the
4 bill is not enacted by June 30, 2011, the amount provided in this
5 subsection shall lapse.

6 (5) \$143,000 of the general fund--state appropriation for fiscal
7 year 2012 and \$144,000 of the general fund--state appropriation for
8 fiscal year 2013 are provided solely for the ongoing management of the
9 Washington park arboretum.

10 (6) \$3,800,000 of the general fund--state appropriation for fiscal
11 year 2013 is provided solely for an expansion in engineering
12 enrollments, including enrollments in the field of computer science.
13 Amounts provided in this subsection may be used only to cover direct
14 costs of instruction associated with this enrollment expansion. By
15 June 30, 2012, the university shall provide a report to the legislature
16 that provides specific detail on how these amounts will be spent. Each
17 September 1st thereafter, the university shall provide an updated
18 report that provides specific detail on how these amounts were spent in
19 the preceding twelve months.

20 (7) Amounts appropriated in this section are sufficient for the
21 university to conduct a comprehensive review of its tuition waiver
22 policies. The resulting report shall include an overview of tuition
23 waiver uses and costs (forgone revenue) and outcomes and any
24 recommendations for changes to tuition waiver policy and shall be
25 provided to the legislature no later than December 1, 2012.

26 (8) \$610,000 of the general fund--state appropriation for fiscal
27 year 2012 is provided solely to expand health sciences capacity at the
28 University of Washington for Washington, Wyoming, Alaska, Montana,
29 Idaho (WWAMI) and \$190,000 of the general fund--state appropriation for
30 fiscal year 2012 is provided solely to expand health sciences capacity
31 at the University of Washington for Regional Initiatives in Dental
32 Education (RIDE) for the WWAMI-RIDE program expansion to achieve full
33 ramp-up of first-year medical students and dental students each year of
34 the four-year programs.

35 (9) The University of Washington shall not use funds appropriated
36 in this section to support intercollegiate athletics programs.

37 (10) Amounts appropriated in this section are sufficient to cover

1 the costs associated with the implementation of Engrossed Substitute
2 Senate Bill No. 6486 (collective bargaining for post-doctoral
3 researchers).

4 **Sec. 1602.** 2012 2nd sp.s. c 7 s 613 (uncodified) is amended to
5 read as follows:

6 **FOR THE STUDENT ACHIEVEMENT COUNCIL--OFFICE OF STUDENT FINANCIAL**
7 **ASSISTANCE**

8	General Fund--State Appropriation (FY 2013)	\$247,034,000
9	General Fund--Federal Appropriation	\$5,812,000
10	Washington Opportunity Pathways Account--State	
11	Appropriation	\$73,500,000
12	<u>Aerospace Training Student Loan Account--State</u>	
13	<u>Appropriation</u>	<u>\$12,000</u>
14	TOTAL APPROPRIATION	(((\$326,346,000))
15		<u>\$326,358,000</u>

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

18 (1) \$237,018,000 of the general fund--state appropriation for
19 fiscal year 2013, and \$73,500,000 of the opportunity pathways account--
20 state appropriation are provided solely for student financial aid
21 payments under the state need grant and the state work study programs
22 including up to a four percent administrative allowance for the state
23 work study program.

24 (2) Within the funds appropriated in this section, eligibility for
25 the state need grant shall include students with family incomes at or
26 below 70 percent of the state median family income (MFI), adjusted for
27 family size, and shall include students enrolled in three to five
28 credit-bearing quarter credits, or the equivalent semester credits.
29 The higher education coordinating board shall report to the legislature
30 by December 1, 2013, regarding the number of students enrolled in three
31 to five credit-bearing quarter credits, or the equivalent semester
32 credits, and their academic progress including degree completion.
33 Awards for all students shall be adjusted by the estimated amount by
34 which Pell grant increases exceed projected increases in the
35 noninstructional costs of attendance. Awards for students with incomes
36 between 51 and 70 percent of the state median shall be prorated at the
37 following percentages of the award amount granted to those with incomes

1 below 51 percent of the MFI: 70 percent for students with family
2 incomes between 51 and 55 percent MFI; 65 percent for students with
3 family incomes between 56 and 60 percent MFI; 60 percent for students
4 with family incomes between 61 and 65 percent MFI; and 50 percent for
5 students with family incomes between 66 and 70 percent MFI.

6 (3) \$1,250,000 of the general fund--state appropriation for fiscal
7 year 2013 is provided solely for implementation of the aerospace
8 training scholarship and student loan program as specified in Engrossed
9 Substitute House Bill No. 1846 (aerospace student loans). If the bill
10 is not enacted by June 30, 2012, the amount provided in this subsection
11 shall lapse.

12 (4) For fiscal year 2013, the board shall defer loan or conditional
13 scholarship repayments to the future teachers conditional scholarship
14 and loan repayment program for up to one year for each participant if
15 the participant has shown evidence of efforts to find a teaching job
16 but has been unable to secure a teaching job per the requirements of
17 the program.

18 (5) \$1,000,000 of the education legacy trust account--state
19 appropriation is provided solely for the gaining early awareness and
20 readiness for undergraduate programs project.

21 (6) \$1,500,000 of the general fund--state appropriation for fiscal
22 year 2013 is provided solely for the leadership 1000 program.

23 (7) \$2,436,000 of the general fund--state appropriation for fiscal
24 year 2013 is provided solely for the passport to college program. The
25 maximum scholarship award shall be \$5,000. The board shall contract
26 with a nonprofit organization to provide support services to increase
27 student completion in their postsecondary program and shall, under this
28 contract, provide a minimum of \$500,000 in fiscal year 2013 for this
29 purpose.

30 (8) In addition to the entities listed in RCW 28B.122.010, the
31 aerospace student loan program may provide loans to students attending
32 an aerospace training program at Renton technical college.

33 (9) The office of student financial assistance and the department
34 of health shall prioritize a portion of any nonfederal balances in the
35 health professional loan repayment and scholarship fund for conditional
36 loan repayment contracts with psychiatrists and with advanced
37 registered nurse practitioners for work at one of the state-operated
38 psychiatric hospitals. The office and department shall designate the

1 state hospitals as health professional shortage areas if necessary for
2 this purpose. The office of student financial assistance shall
3 coordinate with the department of social and health services to
4 effectively incorporate these conditional loan repayments into the
5 department's advanced psychiatric professional recruitment and
6 retention strategies.

7 (10) \$50,000 of the amount provided in this section shall be used
8 to convene the higher education loan program work group. The work
9 group shall develop methods for funding the loan program in the future,
10 as well as recommendations regarding the best loan program structure
11 for providing financial aid to underserved populations. The work group
12 shall seek out technical advice from the housing finance commission.
13 At a minimum, the recommendations regarding the proposed loan program
14 must take into account the following: Whether students could benefit
15 from the creation of a new student loan program; the relationship
16 between the student loan program and the state need grant program and
17 the state need grant qualified student population; mechanisms to
18 achieve interest rates that are below those offered in federally
19 guaranteed and private bank student loans; sources of initial and
20 on-going funding for loans and program operation; and default risks,
21 reserve requirements, and other conditions required for the student
22 loan program. The work group shall provide a report to the legislature
23 no later than December 1, 2012.

24 **Sec. 1603.** 2012 2nd sp.s. c 7 s 615 (uncodified) is amended to
25 read as follows:

26 **FOR THE DEPARTMENT OF EARLY LEARNING**

27	General Fund--State Appropriation (FY 2012)	\$25,497,000
28	General Fund--State Appropriation (FY 2013)	(\$27,190,000)
29		<u>\$27,379,000</u>
30	General Fund--Federal Appropriation	\$280,619,000
31	Opportunity Pathways Account--State Appropriation	\$78,000,000
32	Home Visiting Services Account--Federal Appropriation	\$300,000
33	<u>Children's Trust Account--State Appropriation</u>	<u>\$142,000</u>
34	TOTAL APPROPRIATION	(\$411,606,000)
35		<u>\$411,937,000</u>

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

1 (1) \$16,028,000 of the general fund--state appropriation for fiscal
2 year 2012, \$18,028,000 of the general fund--state appropriation of
3 fiscal year 2013, \$78,000,000 of the opportunity pathways account
4 appropriation, and \$2,256,000 of the general fund--federal
5 appropriation are provided solely for the early childhood education
6 assistance program services. Of these amounts, \$10,284,000 is a
7 portion of the biennial amount of state maintenance of effort dollars
8 required to receive federal child care and development fund grant
9 dollars.

10 (2) In accordance to RCW 43.215.255(2) and 43.135.055, the
11 department is authorized to increase child care center and child care
12 family home licensure fees in fiscal years 2012 and 2013 for costs to
13 the department for the licensure activity, including costs of necessary
14 inspection. These increases are necessary to support expenditures
15 authorized in this section.

16 (3) \$64,000 of the general fund--state appropriation for fiscal
17 year 2012, \$638,000 of the general fund--state appropriation for fiscal
18 year 2013, and \$574,000 of the general fund--federal appropriation are
19 provided solely for child care resource and referral network services.

20 (4) \$200,000 of the general fund--state appropriation for fiscal
21 year 2012 and \$200,000 of the general fund--state appropriation for
22 fiscal year 2013 are provided solely to develop and provide culturally
23 relevant supports for parents, family, and other caregivers.

24 (5) The department is the lead agency for and recipient of the
25 federal child care and development fund grant. Amounts within this
26 grant shall be used to fund child care licensing, quality initiatives,
27 agency administration, and other costs associated with child care
28 subsidies. The department shall transfer a portion of this grant to
29 the department of social and health services to fund the child care
30 subsidies paid by the department of social and health services on
31 behalf of the department of early learning.

32 (6) The appropriations in this section reflect reductions in the
33 appropriations for the department's administrative expenses. It is the
34 intent of the legislature that these reductions shall be achieved, to
35 the greatest extent possible, by reducing those administrative costs
36 that do not affect direct client services or direct service delivery or
37 program.

1 (7) \$934,000 of the general fund--state appropriation for fiscal
2 year 2012, \$934,000 of the general fund--state appropriation for fiscal
3 year 2013, and \$2,400,000 of the general fund--federal appropriation
4 are provided solely for expenditure into the home visiting services
5 account. This funding is intended to meet federal maintenance of
6 effort requirements and to secure private matching funds.

7 (a) All federal funds received by the department for home visiting
8 activities must be deposited into the home visiting services account.

9 (b) The department must consult with stakeholders during the
10 development of the Washington home visiting plan and any future
11 proposals for federal funding.

12 (c) No more than \$300,000 of the home visiting services account--
13 federal appropriation may be expended for program administration for
14 fiscal year 2013 pursuant to RCW 43.215.130. No other funds may be
15 expended for that purpose.

16 (8)(a) \$153,558,000 of the general fund--federal appropriation is
17 provided solely for the working connections child care program under
18 RCW 43.215.135.

19 (b) In addition to groups that were given prioritized access to the
20 working connections child care program effective March 1, 2011, the
21 department shall also give prioritized access into the program to
22 families in which a parent of a child in care is a minor who is not
23 living with a parent or guardian and who is a full-time student in a
24 high school that has a school-sponsored on-site child care center.

25 (9)(a) \$50,000 of the general fund--state appropriation for fiscal
26 year 2012 and \$1,050,000 of the general fund--state appropriation for
27 fiscal year 2013 are provided solely for implementation and
28 administration of an electronic benefit transfer system. The system
29 shall include electronic time keeping, integrated with an eligibility
30 information technology system, and an electronic payment system. The
31 department shall coordinate implementation of this system with the
32 department of social and health services.

33 (b) \$100,000 of the general fund--state appropriation in this
34 subsection is provided solely for the department to contract for an
35 independent consultant to evaluate and recommend the optimum system for
36 the eligibility determination process. The evaluation must include an
37 analysis of lean management processes that, if adopted, could improve
38 the cost effectiveness and delivery of eligibility determination. The

1 department shall coordinate with the department of social and health
2 services for this evaluation. The department must report to the office
3 of financial management and the appropriate fiscal and policy
4 committees of the legislature by December 1, 2012.

5 (10) Within available amounts, the department in consultation with
6 the office of financial management and the department of social and
7 health services shall report quarterly enrollments and active caseload
8 for the working connections child care program to the legislative
9 fiscal committees and the legislative-executive WorkFirst oversight
10 task force. The report shall also identify the number of cases
11 participating in both temporary assistance for needy families and
12 working connections child care.

13 (11) \$1,025,000 of the general fund--state appropriation for fiscal
14 year 2013 and \$6,712,000 of the general fund--federal appropriation are
15 provided solely for the seasonal child care program in fiscal year
16 2013.

17 (12) \$2,522,000 of the general fund--state appropriation for fiscal
18 year 2012, \$2,522,000 of the general fund--state appropriation for
19 fiscal year 2013, and \$4,304,000 of the general fund--federal
20 appropriation are provided solely for the medicaid treatment child care
21 (MTCC) program. The department shall contract for MTCC services to
22 provide therapeutic child care and other specialized treatment services
23 to abused, neglected, at-risk, and/or drug-affected children. Priority
24 for services shall be given to children referred from the department of
25 social and health services children's administration. In addition to
26 referrals made by children's administration, the department shall
27 authorize services for children referred to the MTCC program, as long
28 as the children meet the eligibility requirements as outlined in the
29 Washington state plan for the MTCC program. Of the amounts
30 appropriated in this subsection, \$60,000 per fiscal year may be used by
31 the department for administering the MTCC program, if needed.

32 (13)(a) The department shall establish a birth-to-three
33 subcommittee of the early learning advisory council. The subcommittee
34 will be cochaired by the department and nongovernmental private-public
35 partnership created in RCW 43.215.070. The subcommittee shall include
36 at least one representative from each of the following:

- 37 (i) The early learning advisory council;
- 38 (ii) The office of the superintendent of public instruction;

- 1 (iii) The department of social and health services;
2 (iv) The department of early learning;
3 (v) The nongovernmental private-public partnership created in RCW
4 43.215.070;
5 (vi) The early learning action alliance; and
6 (vii) Additional stakeholders with expertise in birth-to-three
7 policy and programs and quality child care, as designated by the early
8 learning advisory council.

9 (b) The subcommittee may convene advisory subgroups on specific
10 topics as necessary to assure participation and input from a broad
11 array of diverse stakeholders.

12 (c) The subcommittee shall be monitored and overseen by the early
13 learning advisory council created in RCW 43.215.090.

14 (d) The subcommittee shall develop a birth-to-three implementation
15 proposal, which shall include further development of the Washington
16 state birth-to-three plan.

17 (e) The subcommittee must include recommendations on the following
18 in its birth-to-three proposal:

- 19 (i) Eligibility criteria for providers and programs;
20 (ii) The level of funding necessary to implement birth-to-three
21 programs, including an option which makes available funding equivalent
22 to thirty percent of the funding provided for the program of early
23 learning established in RCW 43.215.141;
24 (iii) Options for funding sources for birth-to-three programs;
25 (iv) Governance responsibilities for the department of early
26 learning; and
27 (v) A timeline for implementation that is concurrent with the
28 expansion to the early learning program outlined in RCW 43.215.142.

29 The subcommittee must present its recommendations to the early
30 learning advisory council and the appropriate committees of the
31 legislature by December 1, 2012.

32 (14) \$300,000 of the general fund--federal appropriation is
33 provided solely for a contract with a nonprofit entity experienced in
34 the provision of promoting early literacy for children through
35 pediatric office visits.

36 **Sec. 1604.** 2012 2nd sp.s. c 7 s 616 (uncodified) is amended to
37 read as follows:

PART XVII

SPECIAL APPROPRIATIONS

Sec. 1701. 2012 2nd sp.s. c 7 s 701 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR DEBT SUBJECT TO THE DEBT LIMIT

Table with 2 columns: Description and Amount. Rows include General Fund--State Appropriation (FY 2012), General Fund--State Appropriation (FY 2013), State Building Construction Account--State Appropriation, Columbia River Basin Water Supply Development Account--State Appropriation, Hood Canal Aquatic Rehabilitation Bond Account--State Appropriation, State Taxable Building Construction Account--State Appropriation, Gardner-Evans Higher Education Construction Account--State Appropriation, Debt-Limit Reimbursable Bond Retire Account--State Appropriation, and TOTAL APPROPRIATION.

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 2012 shall

1 be expended into the debt-limit general fund bond retirement account by
2 June 30, 2012.

3 **Sec. 1702.** 2012 2nd sp.s. c 7 s 702 (uncodified) is amended to
4 read as follows:

5 **FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING**
6 **BOND REGISTRATION AND TRANSFER CHARGES: FOR GENERAL OBLIGATION DEBT TO**
7 **BE REIMBURSED AS PRESCRIBED BY STATUTE**

8	General Fund--State Appropriation (FY 2012)	\$27,400,000
9	General Fund--State Appropriation (FY 2013)	\$30,572,000
10	Nondebt-Limit Reimbursable Bond Retirement	
11	Account--State Appropriation	(\$140,128,000)
12		<u>\$137,290,000</u>
13	TOTAL APPROPRIATION	(\$198,100,000)
14		<u>\$195,262,000</u>

15 The appropriations in this section are subject to the following
16 conditions and limitations: The general fund appropriation is for
17 expenditure into the nondebt-limit general fund bond retirement
18 account. The entire general fund--state appropriation for fiscal year
19 2012 shall be expended into the nondebt-limit general fund bond
20 retirement account by June 30, 2012.

21 **Sec. 1703.** 2011 2nd sp.s. c 9 s 703 (uncodified) is amended to
22 read as follows:

23 **FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING**
24 **BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALE EXPENSES**

25	General Fund--State Appropriation (FY 2012)	\$1,357,000
26	General Fund--State Appropriation (FY 2013)	(\$1,357,000)
27		<u>\$616,000</u>
28	State Building Construction Account--State	
29	Appropriation	(\$356,000)
30		<u>\$697,000</u>
31	Columbia River Basin Water Supply Development	
32	Account--State Appropriation	\$21,000
33	Hood Canal Aquatic Rehabilitation Bond Account--State	
34	Appropriation	\$1,000
35	State Taxable Building Construction Account--State	
36	Appropriation	(\$25,000)

1 NEW SECTION. **Sec. 1705.** A new section is added to 2011 1st sp.s.
2 c 50 (uncodified) to read as follows:

3 **FOR THE OFFICE OF FINANCIAL MANAGEMENT--EXTRAORDINARY CRIMINAL JUSTICE**
4 **COSTS**

5 General Fund--State Appropriation (FY 2013) \$728,000

6 The appropriation in this section is subject to the following
7 conditions and limitations: The director of financial management shall
8 distribute \$545,000 to Grant County and \$183,000 to Yakima County for
9 extraordinary criminal justice costs.

(End of part)

PART XVIII

OTHER TRANSFERS AND APPROPRIATIONS

Sec. 1801. 2012 2nd sp.s. c 7 s 801 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER--STATE REVENUES FOR DISTRIBUTION

General Fund Appropriation for fire insurance premium distributions ((~~\$8,289,000~~)) \$7,773,000

General Fund Appropriation for public utility district excise tax distributions ((~~\$44,078,000~~)) \$49,883,000

General Fund Appropriation for prosecuting attorney distributions ((~~\$6,281,000~~)) \$5,805,000

General Fund Appropriation for boating safety and education distributions \$4,000,000

General Fund Appropriation for other tax distributions ((~~\$58,000~~)) \$63,000

General Fund Appropriation for habitat conservation program distributions \$3,000,000

Death Investigations Account Appropriation for distribution to counties for publicly funded autopsies \$2,960,000

Aquatic Lands Enhancement Account Appropriation for harbor improvement revenue distribution \$160,000

Timber Tax Distribution Account Appropriation for distribution to "timber" counties ((~~\$58,229,000~~)) \$61,983,000

County Criminal Justice Assistance Appropriation ((~~\$69,566,000~~)) \$69,532,000

Municipal Criminal Justice Assistance Appropriation ((~~\$26,843,000~~)) \$26,833,000

City-County Assistance Account Appropriation for local

1	government financial assistance distribution . . .	((\$12,159,000))
2		<u>\$14,922,000</u>
3	Liquor Excise Tax Account Appropriation for liquor	
4	excise tax distribution	((\$25,617,000))
5		<u>\$25,889,000</u>
6	Streamlined Sales and Use Tax Mitigation Account	
7	Appropriation for distribution to local taxing	
8	jurisdictions to mitigate the unintended revenue	
9	redistribution effect of the sourcing law	
10	changes	\$49,309,000
11	Columbia River Water Delivery Account Appropriation for	
12	the Confederated Tribes of the Colville	
13	Reservation	((\$7,478,000))
14		<u>\$7,481,000</u>
15	Columbia River Water Delivery Account Appropriation for	
16	the Spokane Tribe of Indians	((\$4,794,000))
17		<u>\$4,795,000</u>
18	Liquor Revolving Account Appropriation for liquor	
19	profits distribution	((\$85,132,000))
20		<u>\$96,456,000</u>
21	TOTAL APPROPRIATION	((\$407,953,000))
22		<u>\$430,844,000</u>

23 The total expenditures from the state treasury under the
24 appropriations in this section shall not exceed the funds available
25 under statutory distributions for the stated purposes.

26 **Sec. 1802.** 2012 2nd sp.s. c 7 s 802 (uncodified) is amended to
27 read as follows:

28 **FOR THE STATE TREASURER--FOR THE COUNTY CRIMINAL JUSTICE ASSISTANCE**
29 **ACCOUNT**

30	Impaired Driver Safety Account Appropriation	((\$2,439,000))
31		<u>\$2,422,000</u>

32 The appropriation in this section is subject to the following
33 conditions and limitations: The amount appropriated in this section
34 shall be distributed quarterly during the 2011-2013 fiscal biennium in
35 accordance with RCW 82.14.310. This funding is provided to counties
36 for the costs of implementing criminal justice legislation including,
37 but not limited to: Chapter 206, Laws of 1998 (drunk driving

1 College Faculty Awards Trust Fund: For transfer
2 to the state general fund for fiscal year 2012, an amount
3 not to exceed the actual cash balance of the fund \$1,996,000
4 Data Processing Revolving Account: For transfer
5 to the state general fund, \$5,960,000 for fiscal
6 year 2012 \$5,960,000
7 Drinking Water Assistance Account: For transfer to
8 the drinking water assistance repayment account \$38,000,000
9 Economic Development Strategic Reserve Account: For
10 transfer to the state general fund, \$2,100,000
11 for fiscal year 2012 and \$2,100,000 for fiscal
12 year 2013 \$4,200,000
13 General Fund: For transfer to the streamlined sales
14 and use tax account, \$24,520,000
15 for fiscal year 2012 and (~~(\$24,789,000)~~) \$24,480,000
16 for fiscal year 2013 (~~(\$49,309,000)~~)
17 \$49,000,000
18 Public Works Assistance Account: For transfer to the
19 water pollution control revolving account,
20 \$7,750,000 for fiscal year 2012 and \$7,750,000 for
21 fiscal year 2013 \$15,500,000
22 The Charitable, Educational, Penal, and Reformatory
23 Institutions Account: For transfer to the state
24 general fund, \$4,500,000 for fiscal year 2012 and
25 \$4,500,000 for fiscal year 2013 \$9,000,000
26 Thurston County Capital Facilities Account: For
27 transfer to the state general fund, \$4,000,000
28 for fiscal year 2012 and \$4,000,000 for fiscal
29 year 2013 \$8,000,000
30 Public Works Assistance Account: For transfer to the
31 drinking water assistance account, \$10,000,000 for
32 fiscal year 2012 and \$5,000,000 for fiscal year
33 2013 \$15,000,000
34 Liquor Control Board Construction and Maintenance
35 Account: For transfer to the state general fund,
36 \$500,000 for fiscal year 2012 \$500,000
37 Education Savings Account: For transfer to the state
38 general fund, (~~(\$54,431,000 for fiscal~~

1 Tobacco Settlement Account: For transfer to the life
2 sciences discovery fund, in an amount not to exceed
3 the actual remaining amount of the annual strategic
4 contribution payment to the tobacco settlement account
5 for fiscal year 2013 \$6,000,000

6 The transfer to the life sciences discovery fund is subject to the
7 following conditions: All new grants awarded during the 2011-2013
8 fiscal biennium shall support and accelerate the commercialization of
9 an identifiable product.

10 Financial Services Regulation Fund: For transfer to
11 the state general fund, \$4,000,000 for fiscal
12 year 2012 \$4,000,000

13 State Nursery Revolving Account: For transfer to the
14 state general fund, \$250,000 for fiscal year 2012 and
15 \$250,000 for fiscal year 2013 \$500,000

16 Washington State Heritage Center Account: For transfer
17 to the state general fund, \$2,000,000 for fiscal
18 year 2013 \$2,000,000

19 Local Toxics Control Account: For transfer to the state
20 toxics control account, \$15,000,000 for fiscal
21 year 2012 and \$16,000,000 for fiscal year 2013 \$31,000,000

22 Coastal Protection Account: For transfer to the state
23 general fund, \$500,000 for fiscal year 2012 and
24 \$500,000 for fiscal year 2013 \$1,000,000

25 (~~Multimodal Transportation Account—State: For transfer~~
26 ~~to the Public Transportation Grant Program Account~~
27 ~~for the purposes of distributions of \$3,000,000 on~~
28 ~~each of the last working days of December, March,~~
29 ~~and June in fiscal year 2013 \$9,000,000))~~

30 Aquatic Lands Enhancement Account: For transfer to
31 the marine resources stewardship trust account,
32 \$2,100,000 for fiscal year 2013 \$2,100,000

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ESSB 5034 - S AMD
 By Senators Hill, Braun

ADOPTED 06/08/2013

1 On page 1, line 1 of the title, after "matters;" strike the
 2 remainder of the title and insert "amending RCW 2.68.020, 13.40.466,
 3 18.04.105, 18.43.150, 18.85.061, 19.28.351, 28B.15.069, 28B.67.030,
 4 28B.95.160, 28B.105.110, 28C.04.535, 28C.10.082, 38.52.540, 41.26.802,
 5 43.08.190, 43.09.475, 43.24.150, 43.24.150, 43.71.030, 43.79.445,
 6 43.79.480, 43.101.200, 43.155.050, 43.185.050, 43.185.020, 46.66.080,
 7 46.68.340, 70.42.090, 70.93.180, 70.119.150, 70.148.020, 74.09.215,
 8 74.09.215, 77.12.201, 77.12.203, 79.64.040, 82.08.160, 82.14.310, and
 9 86.26.007; reenacting and amending RCW 41.60.050, 41.80.010, 41.80.020,
 10 43.325.040, 70.105D.070, and 79.105.150; amending 2012 2nd sp.s. c 7 ss
 11 111, 112, 114, 115, 118, 121, 127, 129, 131, 132, 136, 139, 142, 144,
 12 149, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213,
 13 216, 218, 219, 220, 221, 302, 303, 307, 308, 311, 402, 501, 502, 503,

1 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 602, 613, 615,
2 616, 617, 701, 702, 707, 801, 802, 803, and 804 (uncodified); amending
3 2011 2nd sp.s. c 9 ss 506, and 703 (uncodified); amending 2011 1st
4 sp.s. c 50 s 804 (uncodified); amending 2011 1st sp.s. c 41 s 3
5 (uncodified); adding a new section to 2011 1st sp.s. c 50 (uncodified);
6 creating new sections; repealing 2011 c 41 s 3 (uncodified); making
7 appropriations; providing an effective date; providing an expiration
8 date; and declaring an emergency."

--- END ---