HOUSE BILL 1816

State of Washington 67th Legislature 2022 Regular Session

By Representatives Ormsby, Gregerson, Macri, and Bergquist; by request of Office of Financial Management

Prefiled 01/06/22. Read first time 01/10/22. Referred to Committee on Appropriations.

1	Ĩ	AN AC	CT Re	elatir	ng to	fis	cal	matte	ers;	amend	ing :	RCW	43.31	.605,
2	43.42	1.450,	, 43	.101.4	435,	43.22	16.13	68,	43.21	6.270,	702	A.200	.140,	and
3	76.04	4.516;	amer	nding	2021	c 33	4 ss	101,	102,	103,	104,	105,	106,	107,
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19 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

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21

PART I

GENERAL GOVERNMENT

1 Sec. 101. 2021 c 334 s 101 (uncodified) is amended to read as 2 follows: 3 FOR THE HOUSE OF REPRESENTATIVES 4 5 \$46,599,000 6 7 \$48,500,000 8 9 \$95,099,000 10 Sec. 102. 2021 c 334 s 102 (uncodified) is amended to read as 11 follows: 12 FOR THE SENATE 13 General Fund—State Appropriation (FY 2022).....\$32,755,000 14 General Fund—State Appropriation (FY 2023)..... ((\$35,699,000)) 15 \$35,866,000 16

18 The appropriations in this section are subject to the following 19 conditions and limitations: \$260,000 of the general fund-state appropriation for fiscal year 2022 and \$270,000 of the general fund-20 21 state appropriation for fiscal year 2023 are provided solely for the 22 payment of membership dues to the council of state governments, the 23 national conference of state legislatures, the pacific northwest 24 economic region, the pacific fisheries legislative task force, and 25 the western legislative forestry task force.

17

26 Sec. 103. 2021 c 334 s 103 (uncodified) is amended to read as 27 follows: 28 FOR THE JOINT LEGISLATIVE AUDIT AND REVIEW COMMITTEE 29 General Fund—State Appropriation (FY 2022).... \$303,000 30 General Fund—State Appropriation (FY 2023).....\$248,000 Performance Audits of Government Account-State 31 32 33 \$9,405,000 34 35 \$9,956,000 36 The appropriation in this section is subject to the following 37 conditions and limitations:

\$68,621,000

1 (1) \$273,000 of the general fund—state appropriation for fiscal 2 year 2022 and \$244,000 of the general fund—state appropriation for 3 fiscal year 2023 are provided solely for implementation of Engrossed 4 Substitute Senate Bill No. 5405 (racial equity analyses). ((If the 5 bill is not enacted by June 30, 2021, the amounts provided in this 6 subsection shall lapse.))

7 (2) Notwithstanding the provisions of this section, the joint 8 legislative audit and review committee may adjust the due dates for 9 projects included on the committee's 2021-2023 work plan as necessary 10 to efficiently manage workload.

(3) \$20,000 of the general fund—state appropriation for fiscal year 2022 and \$2,000 of the general fund—state appropriation for fiscal year 2023 are provided solely to implement House Bill No. 1296 (behavioral health service organizations). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(4) \$10,000 of the general fund—state appropriation for fiscal year 2022 and \$2,000 of the general fund—state appropriation for fiscal year 2023 are provided solely to implement Second Substitute House Bill No. 1033 (employment training program). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

Sec. 104. 2021 c 334 s 104 (uncodified) is amended to read as follows:
FOR THE LEGISLATIVE EVALUATION AND ACCOUNTABILITY PROGRAM COMMITTEE

 26
 Performance Audits of Government Account—State

 27
 Appropriation.
 ((\$4,664,000))

 28
 \$4,673,000

 29
 TOTAL APPROPRIATION.
 ((\$4,664,000))

 30
 \$4,673,000

31 Sec. 105. 2021 c 334 s 105 (uncodified) is amended to read as 32 follows:

33 FOR THE JOINT LEGISLATIVE SYSTEMS COMMITTEE

 34
 General Fund—State Appropriation (FY 2022)..... ((\$14,173,000))

 35
 \$14,465,000

 36
 General Fund—State Appropriation (FY 2023).... ((\$14,235,000))

 37
 \$15,849,000

1 TOTAL APPROPRIATION. $((\frac{28,408,000}{2}))$ 2 \$30,314,000 3 The appropriations in this section are subject to the following 4 conditions and limitations: Within the amounts provided in this 5 section, the joint legislative systems committee shall provide information technology support, including but not limited to internet 6 service, for the district offices of members of the house of 7 8 representatives and the senate. 9 Sec. 106. 2021 c 334 s 106 (uncodified) is amended to read as 10 follows: 11 FOR THE OFFICE OF THE STATE ACTUARY 12 General Fund—State Appropriation (FY 2022)....\$367,000 13 14 \$383,000 15 State Health Care Authority Administrative Account-16 17 Department of Retirement Systems Expense Account-18 19 \$6,105,000 School Employees' Insurance Administrative Account-20 21 2.2 23 \$7,354,000 24 Sec. 107. 2021 c 334 s 107 (uncodified) is amended to read as 25 follows: FOR THE STATUTE LAW COMMITTEE 26 27 General Fund—State Appropriation (FY 2022).....\$5,366,000 General Fund—State Appropriation (FY 2023). ((\$5,766,000)) 28 29 \$5,785,000 30 TOTAL APPROPRIATION. $((\frac{11,132,000}))$ 31 \$11,151,000 32 Sec. 108. 2021 c 334 s 108 (uncodified) is amended to read as 33 follows: 34 FOR THE OFFICE OF LEGISLATIVE SUPPORT SERVICES 35 General Fund—State Appropriation (FY 2022).....\$4,566,000 36 General Fund—State Appropriation (FY 2023). ((\$5,029,000))

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1 \$5,050,000 2 3 \$9,616,000 Sec. 109. 2021 c 334 s 111 (uncodified) is amended to read as 4 5 follows: FOR THE SUPREME COURT 6 7 General Fund—State Appropriation (FY 2022)..... ((\$9,781,000)) 8 \$9,746,000 9 General Fund—State Appropriation (FY 2023).... ((\$9,848,000)) \$11,119,000 10 11 ((\$19,629,000)) 12 \$20,865,000 13 Sec. 110. 2021 c 334 s 112 (uncodified) is amended to read as 14 follows: 15 FOR THE LAW LIBRARY 16 General Fund—State Appropriation (FY 2022). ((\$1,811,000)) 17 \$1,794,000 18 General Fund—State Appropriation (FY 2023). ((\$1,821,000)) 19 \$1,950,000 20 21 \$3,744,000 22 Sec. 111. 2021 c 334 s 113 (uncodified) is amended to read as 23 follows: FOR THE COMMISSION ON JUDICIAL CONDUCT 24 25 General Fund—State Appropriation (FY 2022)..... ((\$1,650,000)) 26 \$1,640,000 General Fund—State Appropriation (FY 2023)..... ((\$1,649,000)) 27 28 \$1,695,000 29 30 \$3,335,000 31 Sec. 112. 2021 c 334 s 114 (uncodified) is amended to read as 32 follows: 33 FOR THE COURT OF APPEALS 34 General Fund—State Appropriation (FY 2022). ((\$21,818,000)) 35 \$21,714,000

1 2	General Fund—State Appropriation (FY 2023) ((\$22,146,000)) \$22,844,000
3	TOTAL APPROPRIATION
4	\$44,558,000
5	Sec. 113. 2021 c 334 s 115 (uncodified) is amended to read as
6	follows:
7	FOR THE ADMINISTRATOR FOR THE COURTS
8	General Fund—State Appropriation (FY 2022) ((\$157,168,000))
9	<u>\$169,727,000</u>
10	General Fund—State Appropriation (FY 2023) ((\$81,033,000))
11	<u>\$112,119,000</u>
12	General Fund—Federal Appropriation ((\$2,209,000))
13	<u>\$3,994,000</u>
14	General Fund—Private/Local Appropriation \$681,000
15	Judicial Stabilization Trust Account—State
16	Appropriation
17	Judicial Information Systems Account—State
18	Appropriation
19	<u>\$61,471,000</u>
20	TOTAL APPROPRIATION
21	<u>\$354,684,000</u>
\sim	The energy is this section are subject to the following

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

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

29 (2)(a) \$7,000,000 of the general fund-state appropriation for 2022 and \$7,000,000 of the general fund-state 30 fiscal vear 31 appropriation for fiscal year 2023 are provided solely for distribution to county juvenile court administrators for the costs 32 33 associated with processing and case management of truancy, children 34 in need of services, and at-risk youth referrals. The administrator 35 courts, in conjunction with for the the juvenile court 36 administrators, shall develop an equitable funding distribution 37 formula. The formula must neither reward counties with higher than 38 average per-petition/referral processing costs nor shall it penalize

1 counties with lower than average per-petition/referral processing 2 costs.

3 (b) Each fiscal year during the 2021-2023 fiscal biennium, each county shall report the number of petitions processed and the total 4 actual costs of processing truancy, children in need of services, and 5 6 at-risk youth petitions. Counties shall submit the reports to the 7 administrator for the courts no later than 45 days after the end of year. The administrator for the courts 8 the fiscal shall electronically transmit this information to the chairs and ranking 9 minority members of the house of representatives and senate fiscal 10 11 committees no later than 60 days after a fiscal year ends. These 12 reports are informational in nature and are not for the purpose of distributing funds. 13

14 (3) \$150,000 of the general fund—state appropriation for fiscal year 2022 and \$150,000 of the general fund-state appropriation for 15 fiscal year 2023 are provided solely for providing all courts with an 16 electronic demographic survey for jurors who begin a jury term. The 17 18 survey must collect data on each juror's race, ethnicity, age, sex, 19 employment status, educational attainment, and income, as well as any other data approved by order of the chief justice of the Washington 20 state supreme court. This electronic data gathering must be conducted 21 22 and reported in a manner that preserves juror anonymity. The 23 administrative office of the courts shall provide this demographic 24 data in a report to the governor and the appropriate committees of 25 the legislature, and publish a copy of the report on a publicly available internet address by June 30, 2023. 26

27 (4) (a) \$150,000 of the general fund-state appropriation for fiscal year 2022 and \$150,000 of the general fund-state appropriation 28 29 for fiscal year 2023 are provided solely for the center for court 30 research at the administrative office of the courts to review the number and types of young individuals placed on electronic home 31 32 monitoring over a 10 year time period. The center for court research 33 shall work in collaboration with the Washington state partnership council on juvenile justice and the juvenile block grant proviso 34 35 committee (which includes a representative from the juvenile 36 rehabilitation administration, the office of the administrator of the courts, the office of financial management, and the juvenile courts) 37 38 to identify the number of individuals under the age of 26 that have 39 been placed on electronic home monitoring by the department of

1 children, youth, and families and the number of individuals placed on 2 electronic home monitoring by or through juvenile courts from the 3 year 2010 through 2020. At a minimum, the study must identify:

4 (i) How electronic home monitoring is defined and used by each 5 entity;

6 (ii) The various types of electronic home monitoring services and 7 the equipment used by each entity;

8 (iii) Whether the type of electronic home monitoring equipment 9 used is different depending upon the age or type of the offender;

10 (iv) Whether the state or local entity provides the supervision 11 and monitoring of individuals placed on electronic home monitoring or 12 whether the supervision and monitoring are contracted services;

(v) By age, demographics, ethnicity, and race, the number of individuals that participated on electronic home monitoring each year;

16 (vi) By age, the offense committed that resulted in the 17 individual being placed on electronic home monitoring, and the 18 average duration of time individuals spent on electronic home 19 monitoring; and

20 (vii) Whether electronic home monitoring was used as an 21 alternative to or in lieu of incarceration or whether electronic home 22 monitoring was used in addition to incarceration.

(b) The center for court research must complete a preliminary report by June 30, 2022, and submit a final report to the appropriate committees of the legislature by June 30, 2023.

26 (5) ((\$44,500,000 of the general fund state appropriation for 27 fiscal year 2022 is provided solely to assist counties with costs of resentencing and vacating the sentences of defendants whose 28 convictions or sentences are affected by the State v. Blake decision. 29 Subject to the availability of amounts provided in this section, the 30 office must provide grants to counties that demonstrate extraordinary 31 judicial, prosecution, or defense expenses for those purposes. The 32 office must establish an application process for county clerks to 33 seek funding and an equitable prioritization process for distributing 34 35 the funding.

36 (6) \$23,500,000 of the general fund-state appropriation for 37 fiscal year 2022 is provided solely to establish a legal financial 38 obligation aid pool to assist counties that are obligated to refund 39 legal financial obligations previously paid by defendants whose 40 convictions or sentences were affected by the *State v. Blake* ruling. 1 County clerks may apply to the administrative office of the courts 2 for a grant from the pool to assist with extraordinary costs of these 3 refunds. State aid payments made to a county from the pool must first 4 be attributed to any legal financial obligations refunded by the 5 county on behalf of the state. The office must establish an 6 application process for county clerks to seek funding and an 7 equitable prioritization process for distributing the funding.

8 (7)) \$44,500,000 of the judicial stabilization trust account 9 state appropriation is provided solely to assist counties with costs of resentencing and vacating the sentences of defendants whose 10 11 convictions or sentences are affected by the State v. Blake decision 12 and to assist with the costs of processing refunds of legal financial 13 obligations as specified in subsection (6) of this section. Administrative overhead costs are limited to 10 percent of direct 14 salaries and benefits charged for these purposes. Subject to the 15 availability of amounts provided in this section, the office must 16 17 provide funding to counties that demonstrate extraordinary judicial, prosecution, or defense expenses for those purposes. The office must 18 19 establish a process for county clerks to seek funding and an equitable prioritization process for distributing the funding. 20

(6) \$23,500,000 of the judicial stabilization trust account-state 21 appropriation is provided solely to establish a legal financial 22 23 obligation aid pool to assist counties that are obligated to refund legal financial obligations previously paid by defendants whose 24 25 convictions or sentences were affected by the State v. Blake ruling. State aid payments made to a county from the pool must first be 26 27 attributed to any legal financial obligations refunded by the county 28 on behalf of the state. The office must establish a process for county clerks to seek funding and an equitable prioritization process 29 30 for distributing the funding.

31 (7) \$1,782,000 of the general fund—state appropriation for fiscal 32 year 2022 and \$749,000 of the general fund—state appropriation for 33 fiscal year 2023 are provided solely for the implementation of 34 Engrossed Second Substitute House Bill No. 1320 (civil protection 35 orders). ((If the bill is not enacted by June 30, 2021, the amounts 36 provided in this subsection shall lapse.))

(8) \$68,000 of the general fund—state appropriation for fiscal
 year 2022 and \$60,000 of the general fund—state appropriation for
 fiscal year 2023 are provided solely for the implementation of Second

Substitute House Bill No. 1219 (youth counsel-dependency). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(9) \$110,000 of the general fund—state appropriation for fiscal
year 2022 and \$165,000 of the general fund—state appropriation for
fiscal year 2023 are provided solely for the implementation of House
Bill No. 1167 (Thurston county superior court judge). ((If the bill
is not enacted by June 30, 2021, the amount provided in this
9 subsection shall lapse.))

10 (10) \$1,094,000 of the general fund—state appropriation for 11 fiscal year 2022 and \$1,094,000 of the general fund—state 12 appropriation for fiscal year 2023 are provided solely for the 13 statewide fiscal impact on Thurston county courts. It is the intent 14 of the legislature that this policy will be continued in subsequent 15 fiscal biennia.

(11) \$4,505,000 of the general fund—state appropriation for 16 fiscal year 2022 and \$4,505,000 of the general 17 fund-state appropriation for fiscal year 2023 are provided solely for 18 19 implementation of Engrossed Second Substitute Senate Bill No. 5160 (landlord-tenant relations), including the management of an eviction 20 21 resolution pilot program. By June 30, 2022, the department shall 22 provide to the legislature a detailed report of eviction resolution 23 program expenditures and outcomes including but not limited to the number of dispute resolution centers participating in the program, 24 the number of individuals served by dispute resolution centers in the 25 program, the average cost of resolution proceedings, and the number 26 of qualified individuals who applied but were unable to be served by 27 28 dispute resolution centers due to lack of funding or other reasons. 29 ((If the bill is not enacted by June 30, 2021, the amounts provided 30 in this subsection shall lapse.))

(12) \$325,000 of the general fund—state appropriation for fiscal year 2022 and \$304,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Second Substitute Senate Bill No. 5331 (early childhood court program). ((Iff the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(13) \$44,000 of the general fund—state appropriation for fiscal
 year 2022 is provided solely for implementation of Engrossed
 Substitute Senate Bill No. 5226 (license suspensions/traffic). ((If

1 the bill is not enacted by June 30, 2021, the amount provided in this 2 subsection shall lapse.))

3 (14) \$8,000,000 of the general fund-state appropriation for fiscal year 2022 is provided solely for distribution to local courts 4 5 for cost associated with the court-appointed attorney and visitor requirements set forth in the uniform guardianship act in chapter 6 7 11.130 RCW. If the amount provided in this subsection is insufficient to fully fund the local court costs, distributions must be reduced on 8 a proportional basis to ensure that expenditures remain within the 9 available funds provided in this subsection. No later than December 10 31, 2021, the administrative office of the courts will provide a 11 12 report on distributions to local courts including, but not limited 13 to, the amount provided to each court, the number of guardianship 14 cases funded at each court, costs segregated by attorney appointments court visitor appointments, the amount of any pro 15 and rata 16 reductions, and a recommendation on how to forecast distributions for 17 potential future funding by the legislature.

18 (15) \$375,000 of the general fund—state appropriation for fiscal 19 year 2022 and \$285,000 of the general fund-state appropriation for fiscal year 2023 are provided solely for costs to relocate staff from 20 21 the temple of justice to another workspace if the omnibus capital 22 appropriation act provides funding for improvements to the heating, ventilation, lighting, and plumbing improvements to the temple of 23 24 justice. Staff from the administrative office of the courts shall 25 work with the department of enterprise services and the office of 26 financial management to acquire temporary space in a state owned facility that meets the needs of the supreme court. If a state 27 28 facility cannot be found, the court may acquire temporary workspace 29 as it chooses.

30 (16) \$1,785,000 of the general fund—federal appropriation (CRF) 31 is provided solely for COVID-19 response expenditures in fiscal year 32 2022. This funding expires December 31, 2021.

33 Sec. 114. 2021 c 334 s 116 (uncodified) is amended to read as 34 follows:

- 35 FOR THE OFFICE OF PUBLIC DEFENSE
- 36 General Fund—State Appropriation (FY 2022).... ((\$53,975,000)) 37 <u>\$54,491,000</u> 38 General Fund—State Appropriation (FY 2023).... ((\$54,202,000))

1	<u>\$58,185,000</u>
2	General Fund—Federal Appropriation \$362,000
3	General Fund—Private/Local Appropriation \$30,000
4	Judicial Stabilization Trust Account—State
5	Appropriation
6	<u>\$3,934,000</u>
7	TOTAL APPROPRIATION
8	<u>\$117,002,000</u>

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

(1) \$250,000 of the general fund-state appropriation for fiscal 11 year 2022 and \$250,000 of the general fund-state appropriation for 12 fiscal year 2023 are provided solely for the office of public defense 13 14 to contract with a free legal clinic that has a medical-legal 15 partnership and that currently provides parent representation to atrisk clients in dependency cases in Snohomish, Skagit, and King 16 counties. Within amounts appropriated, the clinic must provide legal 17 representation to parents who are pregnant or recently postpartum who 18 are at risk of child abuse or neglect reports or investigations. 19

(2) \$900,000 of the general fund-state appropriation for fiscal 20 21 year 2022 and \$900,000 of the general fund-state appropriation for 22 fiscal year 2023 are provided solely for the purpose of improving the quality of trial court public defense services. The office of public 23 24 defense must allocate these amounts so that \$450,000 per fiscal year 25 distributed to counties, and \$450,000 per fiscal year is is distributed to cities, for grants under chapter 10.101 RCW. 26

(3) \$5,000 of the general fund—state appropriation for fiscal year 2022 and \$14,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of Second Substitute House Bill No. 1219 (youth counsel-dependency). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

33 (4) \$443,000 of the general fund-state appropriation for fiscal year 2022 and \$683,000 of the general fund-state appropriation for 34 fiscal year 2023 are provided solely for the implementation 35 of 36 Engrossed Substitute House Bill No. 1140 (juvenile access to attorneys). ((If the bill is not enacted by June 30, 2021, the 37 38 amounts provided in this subsection shall lapse.))

(5) \$5,500,000 of the general fund—state appropriation for fiscal year 2022 and \$5,500,000 of the general fund—state appropriation for fiscal year 2023 are provided solely to assist counties with public defense costs related to vacating the sentences of defendants whose convictions or sentences are affected by the *State v. Blake* decision. Of the amounts provided in this subsection:

7 (a) \$400,000 of the general fund—state appropriation for fiscal 8 year 2022 and \$400,000 of the general fund—state appropriation for 9 fiscal year 2023 are provided solely for the office of public defense 10 to provide statewide attorney training, technical assistance, data 11 analysis and reporting, and quality oversight and for administering 12 financial assistance for public defense costs related to *State v*. 13 *Blake* impacts; and

14 (b) \$5,100,000 of the general fund—state appropriation for fiscal year 2022 and \$5,100,000 of the general fund-state appropriation for 15 fiscal year 2023 are provided solely for grants allocated for public 16 defense assistance. The allocation of grant funding shall 17 be 18 determined based upon a formula as established by the office of public defense, and must be provided: (i) To assist counties 19 providing counsel for clients seeking to vacate a sentence or to be 20 21 resentenced under the State v. Blake decision; and (ii) to assist 22 counties that may designate the office of public defense to contract 23 directly with attorneys to represent and assist clients seeking to vacate a sentence or to be resentenced under the State v. Blake 24 25 decision.

26 Sec. 115. 2021 c 334 s 117 (uncodified) is amended to read as 27 follows:

28 FOR THE OFFICE OF CIVIL LEGAL AID

29	General Fund—State Appropriation (FY 2022) ((\$41,280,000))
30	<u>\$41,711,000</u>
31	General Fund—State Appropriation (FY 2023) ((\$42,685,000))
32	<u>\$43,878,000</u>
33	General Fund—Federal Appropriation \$379,000
34	Judicial Stabilization Trust Account—State
35	Appropriation
36	TOTAL APPROPRIATION
37	\$87,432,000

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

3 (1) An amount not to exceed \$40,000 of the general fund—state 4 appropriation for fiscal year 2022 and an amount not to exceed 5 \$40,000 of the general fund—state appropriation for fiscal year 2023 6 may be used to provide telephonic legal advice and assistance to 7 otherwise eligible persons who are sixty years of age or older on 8 matters authorized by RCW 2.53.030(2) (a) through (k) regardless of 9 household income or asset level.

10 (2) The office of civil legal aid shall enter into an interagency 11 agreement with the department of children, youth, and families to 12 facilitate the use of federal title IV-E reimbursement for child 13 representation services.

(3) \$568,000 of the general fund—state appropriation for fiscal
 year 2022 is appropriated solely to continue and expand civil legal
 representation for tenants in eviction cases.

17 (4) Up to \$165,000 of the general fund—state appropriation for 18 fiscal year 2022 may be used to wind down the children's 19 representation study authorized in section 28, chapter 20, Laws of 20 2017 3rd sp. sess.

(5) \$5,440,000 of the general fund—state appropriation for fiscal year 2022 and \$5,000,000 of the general fund—state appropriation for fiscal year 2023 are provided solely to continue civil legal assistance to individuals and families directly and indirectly affected by the COVID-19 pandemic and its related health, social, economic, legal, and related consequences.

(6) \$159,000 of the general fund—state appropriation for fiscal year 2022 and \$1,511,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of Second Substitute House Bill No. 1219 (youth counsel/dependency). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(7) ((\$10,772,000)) <u>\$11,122,000</u> of the 33 general fund—state 34 appropriation for fiscal year 2022 and ((\$11,478,000)) \$12,328,000 of the general fund-state appropriation for fiscal year 2023 are 35 36 provided solely for implementation of Engrossed Second Substitute 37 Senate Bill No. 5160 (landlord-tenant relations), including representation of indigent tenants in unlawful detainer cases. By 38 39 June 30, 2022, the department shall provide to the legislature a

detailed report of program expenditures and outcomes including but not limited to the number of individuals served, the average cost of a representation case, and the number of qualified individuals who qualified for but were unable to receive representation for funding or other reasons. ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

7 (8) \$600,000 of the general fund—state appropriation for fiscal 8 year 2022 and \$600,000 of the general fund—state appropriation for 9 fiscal year 2023 are provided solely to provide online automated 10 plain language forms, outreach, education, technical assistance, and 11 some legal assistance to help resolve civil matters surrounding legal 12 financial obligations and vacating the sentences of defendants whose 13 convictions or sentences are affected by the *State v. Blake* decision.

14 (9) \$78,000 of the general fund—state appropriation for fiscal 15 year 2022 and \$313,000 of the general fund—state appropriation for 16 fiscal year 2023 are provided solely for the office of civil legal 17 aid to cover the cost of contract adjustments necessary to conform 18 attorney contracting practices with applicable caseload standards 19 established by the supreme court commission on children in foster 20 care.

21 Sec. 116. 2021 c 334 s 118 (uncodified) is amended to read as 22 follows:

23 FOR THE OFFICE OF THE GOVERNOR

24 25 \$11,816,000 26 27 \$15,410,000 28 Economic Development Strategic Reserve Account-State 29 30 31 \$32,226,000

32 The appropriations in this section are subject to the following 33 conditions and limitations:

(1) ((\$703,000)) \$917,000 of the general fund—state appropriation for fiscal year 2022 and ((\$803,000)) \$1,146,000 of the general fund state appropriation for fiscal year 2023 are provided solely for the office of the education ombuds. (2) \$1,289,000 of the general fund—state appropriation for fiscal
 year 2022 and ((\$1,289,000)) <u>\$2,041,000</u> of the general fund—state
 appropriation for fiscal year 2023 are provided solely to implement
 the provisions of chapter 332, Laws of 2020 (state equity office).

5 (3) \$123,000 of the general fund—state appropriation for fiscal 6 year 2022 and \$118,000 of the general fund—state appropriation for 7 fiscal year 2023 are provided solely for implementation of Engrossed 8 Substitute Senate Bill No. 5119 (individuals in custody). ((If the 9 bill is not enacted by June 30, 2021, the amounts provided in this 10 subsection shall lapse.))

(4) ((\$230,000)) \$180,000 of the general fund—state appropriation for fiscal year 2022 and ((\$120,000)) \$209,000 of the general fund state appropriation for fiscal year 2023 are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5126 (climate commitment act). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(5) \$33,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for the office of the education ombuds to support the language access work group that is reconvened and expanded in section 501(3)(g) of this act.

(6) (a) \$20,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for the Washington state LGBTQ commission, in collaboration with the health care authority, department of health, advocates for people living with HIV in Washington, consumers, and medical professionals with expertise in serving the medicaid population living with HIV, to consider and develop recommendations regarding:

(i) Access to HIV antiretroviral drugs on the medicaid drug
 formulary, including short- and long-term fiscal implications of
 eliminating current prior authorization and fail-first requirements;

31 (ii) Impact of drug access on public health and the statewide 32 goal of reducing HIV transmissions; and

33 (iii) Maximizing pharmaceutical drug rebates for HIV 34 antiretroviral drugs.

35 (b) The commission shall submit a brief report with 36 recommendations to the appropriate committees of the legislature by 37 November 1, 2021.

(7) \$150,000 of the general fund—state appropriation for fiscal
 year 2022 and \$150,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for the cost to support the blue 2 ribbon commission on the intersection of the criminal justice and 3 behavioral health crisis systems that will be established by governor 4 executive order.

5 (8) Within the amounts appropriated in this section, the 6 Washington state office of equity must cofacilitate the Washington 7 digital equity forum, as provided in section 129(70) of this act, 8 with the statewide broadband office.

9 <u>(9)(a) \$150,000 of the general fund—state appropriation for</u> 10 <u>fiscal year 2023 is provided solely for the Washington state LGBTQ</u> 11 <u>commission to facilitate a task force to conduct a comprehensive</u> 12 <u>study on the impact of decriminalization of sex work in the state.</u>

13 (b) The task force is composed of the following members:

14 <u>(i) The director of the LGBTQ commission, or the director's</u> 15 <u>designee;</u>

16 <u>(ii) The director of the women's commission, or the director's</u> 17 <u>designee;</u>

18 <u>(iii) One member of the Washington association of prosecuting</u>
19 <u>attorneys;</u>

20 <u>(iv) One representative from the department of health's healthy</u> 21 <u>communities Washington to be appointed by the secretary of health;</u>

22 <u>(v) One representative from the department of commerce's office</u> 23 <u>of crime victims advocacy to be appointed by the director; and</u>

24 <u>(vi) Additional members to be appointed by the governor, as</u> 25 <u>follows:</u>

26 <u>(A) One member representing the Washington anti-trafficking</u> 27 <u>response network;</u>

28 <u>(B) One member representing the Washington coalition of sexual</u> 29 <u>assault programs;</u>

30 <u>(C) One member representing the Washington coalition for rights</u>
31 <u>and safety for people in the sex trade;</u>

32 (D) Two members of the general public representing workers in the 33 sex trade in urban areas;

34 (E) Two members of the general public representing workers in the 35 sex trade in rural areas; and

36 <u>(F) Two members of communities historically overrepresented in</u> 37 <u>the sex trade, such as the Black transgender community, women of</u>

38 <u>color, etc.</u>

39 (c) The director of the LGBTQ commission, or the director's
 40 designee, shall convene its first meeting, and the director, or the

1 director's designee, and a member of the task force elected upon its first convening meeting, shall cochair the task force. 2 3 (d) (i) The task force shall conduct a comprehensive study on the impact of decriminalization of sex work in the state and make 4 recommendations that include, but are not limited to, the following: 5 6 (A) Models of decriminalization of sex work currently in place in 7 other jurisdictions around the United States and globally; (B) Fiscal impact of decriminalization of sex work for the state; 8 9 (C) Community health impact of decriminalization of sex work for the community at large; 10 11 (D) Equity impact of decriminalization of sex work; 12 (E) Gaps in current protections for survivors of sex trafficking 13 and survivors of sexual violence; and 14 (F) Public health and sexually transmitted infection testing 15 requirements. 16 (ii) The topics identified in (i) of this subsection (d) are 17 intended to be illustrative but not exhaustive. The task force should consider issues relating to equity, disparities, and discrimination 18 in each topic it studies and for which it makes recommendations. 19 20 (e) The LGBTQ commission must provide staff support for the task force. The LGBTQ commission may contract support to fulfill the 21 22 requirements of this subsection. (f) The task force shall consult with the appropriate experts in 23 24 the field to fulfill its work. 25 (q) Nonlegislative members shall be reimbursed for travel 26 expenses in accordance with chapter 43.03 RCW. 27 (h) The task force shall report its findings and recommendations 28 to the governor and the appropriate committees of the legislature by 29 February 1, 2023. If the recommendation is to decriminalize sex work, the report should include what regulation of the industry should look 30 31 like as it relates to public health and sexually transmitted 32 infection testing requirements. (10) \$1,948,000 of the general fund-state appropriation for 33 fiscal year 2023 is provided solely to implement House/Senate Bill 34 35 No. . . (Z-. . ./22) (governor request legislation to create an 36 office of climate commitment accountability within the office of the 37 governor). 38 (11) \$80,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for the office of equity to develop 39 40 resources and provide technical assistance to state agencies on best practices on how to engage communities regarding equity and inclusion when creating equitable budget and policy recommendations.

3 (12) \$350,000 of the general fund—state appropriation for fiscal 4 year 2022 and \$25,000 of the general fund—state appropriation for 5 fiscal year 2023 is provided solely to complete an analysis on 6 options to replace the benefits of the four lower Snake river dams as 7 part of a comprehensive salmon recovery strategy for the Columbia and 8 Snake river basins. The analysis shall be completed by July 30, 2022.

9 Sec. 117. 2021 c 334 s 119 (uncodified) is amended to read as 10 follows:

11 FOR THE LIEUTENANT GOVERNOR

12	General	Fund—State Appropriation (FY 2022) ($(\$1, \$80, $	-000))
13		<u>\$1,86</u>	<u>5,000</u>
14	General	Fund—State Appropriation (FY 2023) ((\$1,598,	.000))
15		\$1,64	3,000
16	General	Fund—Private/Local Appropriation \$9	0,000
17		TOTAL APPROPRIATION	.000))
18		<u>\$3,59</u>	8,000

The appropriations in this section are subject to the following conditions and limitations: \$300,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for the legislative committee on economic development and international relations to conduct a business competitiveness analysis of the state's economy. Expenditure of the amount provided in this section must comply with chapter 39.26 RCW.

26 Sec. 118. 2021 c 334 s 120 (uncodified) is amended to read as follows: 27 28 FOR THE PUBLIC DISCLOSURE COMMISSION 29 General Fund—State Appropriation (FY 2022)..... ((\$5,724,000)) 30 \$5,761,000 31 General Fund—State Appropriation (FY 2023)..... ((\$5,545,000)) 32 \$6,036,000 33 Public Disclosure Transparency Account—State 34 35 \$934,000 36 37 \$12,731,000

HB 1816

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

3 (1) \$280,000 of the public disclosure transparency account—state
4 appropriation is provided solely for staff for business analysis and
5 project management of information technology projects.

6 (2) No moneys may be expended from the appropriations in this 7 section to establish an electronic directory, archive, or other 8 compilation of political advertising unless explicitly authorized by 9 the legislature.

10 (3) \$424,000 of the public disclosure transparency account—state 11 appropriation is provided solely for information technology staffing 12 to meet the demands of maintaining online filing and disclosure 13 systems.

(4) \$180,000 of the public disclosure transparency account—state appropriation is provided solely for a dedicated training and outreach staff to develop course materials and facilitate the creation of an expanded filer training program.

18 Sec. 119. 2021 c 334 s 121 (uncodified) is amended to read as 19 follows:

20 FOR THE SECRETARY OF STATE

21	General Fund—State Appropriation (FY 2022) ((\$20,922,000))
22	\$22,117,000
23	General Fund—State Appropriation (FY 2023) ((\$31,158,000))
24	\$38,596,000
25	General Fund—Federal Appropriation ((\$12,760,000))
26	\$12,894,000
27	Public Records Efficiency, Preservation, and Access
28	Account—State Appropriation ((\$10,005,000))
29	\$10,647,000
30	Charitable Organization Education Account—State
31	Appropriation
32	\$1,367,000
33	Washington State Library Operations Account—State
34	Appropriation
35	\$14,656,000
36	Local Government Archives Account—State
37	Appropriation
38	\$10,986,000

HB 1816

1	Election Account-Fe	deral Appropriation.	•	•	•	•	•	•	•	((\$4,368,000))
2										<u>\$4,401,000</u>

3 <u>Coronavirus State Fiscal Recovery Fund—Federal</u>

4	<u>Appropriation </u>
5	TOTAL APPROPRIATION
6	<u>\$116,069,000</u>

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

9 (1) \$2,498,000 of the general fund—state appropriation for fiscal 10 year 2022 and \$12,196,000 of the general fund—state appropriation for 11 fiscal year 2023 are provided solely to reimburse counties for the 12 state's share of primary and general election costs and the costs of 13 conducting mandatory recounts on state measures. Counties shall be 14 reimbursed only for those costs that the secretary of state validates 15 as eligible for reimbursement.

(2)(a) \$3,051,500 of the general fund-state appropriation for 16 17 fiscal year 2022 and \$3,051,500 of the general fund-state appropriation for fiscal year 2023 are provided solely for 18 19 contracting with a nonprofit organization to produce gavel-to-gavel television coverage of state government deliberations and other 20 21 events of statewide significance during the 2021-2023 fiscal 22 biennium. The funding level for each year of the contract shall be based on the amount provided in this subsection. The nonprofit 23 organization shall be required to raise contributions or commitments 24 25 to make contributions, in cash or in kind, in an amount equal to 2.6 forty percent of the state contribution. The office of the secretary 27 of state may make full or partial payment once all criteria in this 28 subsection have been satisfactorily documented.

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

34 nonprofit organization shall (C) The prepare an annual 35 independent audit, an annual financial statement, and an annual 36 including benchmarks that measure the success of the report, nonprofit organization in meeting the intent of the program. 37

1 (d) No portion of any amounts disbursed pursuant to this 2 subsection may be used, directly or indirectly, for any of the 3 following purposes:

4 (i) Attempting to influence the passage or defeat of any 5 legislation by the legislature of the state of Washington, by any 6 county, city, town, or other political subdivision of the state of 7 Washington, or by the congress, or the adoption or rejection of any 8 rule, standard, rate, or other legislative enactment of any state 9 agency;

10

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

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

13 (3) Any reductions to funding for the Washington talking book and 14 Braille library may not exceed in proportion any reductions taken to 15 the funding for the library as a whole.

16 (4) \$75,000 of the general fund—state appropriation for fiscal 17 year 2022 and \$75,000 of the general fund—state appropriation for 18 fiscal year 2023 are provided solely for humanities Washington 19 speaker's bureau community conversations.

20 (5) \$114,000 of the general fund—state appropriation for fiscal year 2022 and \$114,000 of the general fund-state appropriation for 21 fiscal year 2023 are provided solely for election reconciliation 22 reporting. Funding provides for one staff to compile county 23 reconciliation reports, analyze the data, and to complete an annual 24 25 statewide election reconciliation report for every state primary and general election. The report must be submitted annually on July 31, 26 beginning July 31, 2021, to legislative policy and fiscal committees. 27 28 The annual report must include statewide analysis and by county 29 analysis on the reasons for ballot rejection and an analysis of the 30 ways ballots are received, counted, rejected and cure data that can be used by policymakers to better understand election administration. 31

(6) \$546,000 of the general fund—state appropriation for fiscal year 2022 and \$546,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for staff dedicated to the maintenance and operations of the voter registration and election management system. These staff will manage database upgrades, database maintenance, system training and support to counties, and the triage and customer service to system users. 1 (7) \$626,000 of the public records efficiency, preservation, and 2 access account—state appropriation is provided solely for additional 3 project staff to pack, catalog, and move the states archival 4 collection in preparation for the move to the new library archives 5 building that will be located in Tumwater.

(8) Within existing resources, the office of the secretary of 6 7 state must research and evaluate availability of online trainings to include, but not be limited to, job-related, educational, and 8 9 information technology trainings that are available free of charge. 10 The office must compare those to the online trainings available from the Microsoft linked in academy. The office must 11 report the 12 comparative findings to fiscal committees of the legislature by 13 September 1, 2022.

(9) \$251,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for implementation of Substitute Senate Bill No. 5034 (nonprofit corporations). ((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.))

(10) \$269,000 of the government archives account—state appropriation is provided solely for implementation of Senate Bill No. 5019 (recording standards commission). ((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.))

(11) \$1,000,000 of the general fund—federal appropriation (ARPA)
is provided solely for humanities Washington to provide grants to
humanities organizations in Washington state pursuant to the American
rescue plan act of 2021, P.L. 117-2. Of the amounts provided in this
subsection:

(a) Forty percent must be used for grants to state humanities organizations' programming and general operating expenses to cover up to 100 percent of the costs of the programs which the grants support, to prevent, prepare for, respond to, and recover from coronavirus; and

(b) Sixty percent must be used for direct grants, and relevant
administrative expenses, that support humanities organizations'
programming and general operating expenses to cover up to 100 percent
of the costs of the programs which the grants support, to prevent,
prepare for, respond to, and recover from coronavirus.

1 (12) \$3,600,000 of the general fund—federal appropriation (ARPA) 2 is provided to the state library as the designated state library 3 administrative agency solely to administer and distribute institute 4 of museum and library services grants to museums, tribal partners, 5 and libraries for eligible expenses and services. Pursuant to federal 6 directive, no more than four percent of distributed funds may be held 7 for grant administration.

8 (13) \$628,000 of the general fund—state appropriation for fiscal 9 year 2023 is provided solely for grants to counties to support voter registration and voting within county jails for the 2022 general 10 11 election. Grants may be used to develop and implement a plan to increase voting amongst the jail population, create voting materials 12 13 specific to the jail population, purchase supplies and equipment for voting in jails, and provide direct staffing in jails to support 14 voting activities. Each county grantee will be responsible for 15 16 submitting a postelection report by February 1, 2023, to the secretary of state detailing the use of grant funding, evaluation of 17 the grant's overall effectiveness in achieving its objective to 18 increase voter registration and voting of the jailed population, and 19 20 recommendations regarding best practices and law changes, if needed. Of the amounts provided in this section, up to \$100,000 may be used 21 for the office of the secretary of state to compile the reports 22 23 received in this subsection into a single report. The report must include an analysis of the county grant projects with recommendations 24 on a statewide approach including policies and procedures for all 25 county jails regarding inmate voting. The report must be delivered to 26 27 the governor and legislature by June 30, 2023.

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

35

\$1,556,000

1 (1) The office shall assist the department of enterprise services on providing the government-to-government training sessions for 2 3 federal, state, local, and tribal government employees. The training sessions shall cover tribal historical perspectives, legal issues, 4 tribal sovereignty, and tribal governments. Costs of the training 5 6 sessions shall be recouped through a fee charged to the participants 7 of each session. The department of enterprise services shall be responsible for all of the administrative aspects of the training, 8 including the billing and collection of the fees for the training. 9

10 (2) \$500,000 of the general fund—state appropriation for fiscal 11 year 2022 is provided solely for the governor's office of Indian 12 affairs to engage in a process to develop recommendations on 13 improving executive and legislative tribal relationships. In 14 developing the recommendations, the governor's office of Indian 15 affairs may contract with a third party facilitator.

16 (a) The governor's office of Indian affairs or the contracted 17 third party must host and facilitate discussions between the 18 executive branch, the legislative branch, and Indian tribes as 19 defined in RCW 43.376.010 to develop the recommendations.

20 (b) By December 20, 2021, the governor's office of Indian affairs 21 must submit a report of recommendations to the Governor and 22 legislature in accordance with RCW 43.01.036. At a minimum, the 23 report should include recommendations on:

(i) An examination of government-to-government relationship with
 Indian tribes as in chapter 43.376 RCW;

26 (ii) The consultation processes; and

27 (iii) Training to be provided to state agencies and the 28 legislature.

Sec. 121. 2021 c 334 s 123 (uncodified) is amended to read as follows:

31 FOR THE COMMISSION ON ASIAN PACIFIC AMERICAN AFFAIRS

32	General	Fund-State Appropriation	(FY 2022)	 ((\$448,000))
33				<u>\$477,000</u>
34	General	Fund-State Appropriation	(FY 2023)	 ((\$462,000))
35				<u>\$536,000</u>
36		TOTAL APPROPRIATION		 ((\$910,000))
37				<u>\$1,013,000</u>

HB 1816

1 Sec. 122. 2021 c 334 s 124 (uncodified) is amended to read as 2 follows: FOR THE STATE TREASURER 3 4 General Fund—State Appropriation (FY 2022).....\$250,000 5 General Fund—State Appropriation (FY 2023).....\$250,000 State Treasurer's Service Account-State 6 7 8 \$20,820,000 9 TOTAL APPROPRIATION. ((\$20,875,000)) 10 \$21,320,000 11 The appropriation in this section is subject to the following 12 conditions and limitations: \$250,000 of the general fund-state appropriation for fiscal year 2022 and \$250,000 of the general fund-13 14 state appropriation for fiscal year 2023 are provided solely for 15 implementation of Engrossed Substitute House Bill No. 1189 (tax increment financing). ((If the bill is not enacted by June 30, 2021, 16 17 the amounts provided in this subsection shall lapse.)) 18 Sec. 123. 2021 c 334 s 125 (uncodified) is amended to read as 19 follows: 20 FOR THE STATE AUDITOR General Fund—State Appropriation (FY 2022)....\$613,000 21 22 General Fund—State Appropriation (FY 2023).....\$1,062,000 23 Auditing Services Revolving Account-State 24 25 \$16,406,000 Performance Audits of Government Account—State 26 27 28 \$1,731,000 29 ((\$17, \$14, 000))30 \$19,812,000 31 The appropriations in this section are subject to the following 32 conditions and limitations:

(1) \$1,585,000 of the performance audit of government account state appropriation is provided solely for staff and related costs to verify the accuracy of reported school district data submitted for state funding purposes; conduct school district program audits of state-funded public school programs; establish the specific amount of state funding adjustments whenever audit exceptions occur and the amount is not firmly established in the course of regular public school audits; and to assist the state special education safety net committee when requested.

5 (2) Within existing resources of the performance audits of 6 government account, the state auditor's office shall conduct a 7 performance audit or accountability audit of Washington charter 8 public schools to satisfy the requirement to contract for an 9 independent performance audit pursuant to RCW 28A.710.030(2).

10 (3) \$825,000 of the auditing services revolving account—state 11 appropriation is provided solely for accountability and risk based 12 audits.

(4) \$585,000 of the general fund—state appropriation for fiscal year 2022 and \$1,030,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of Engrossed Second Substitute House Bill No. 1089 (law enforcement audits). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

19 Sec. 124. 2021 c 334 s 126 (uncodified) is amended to read as 20 follows:

28 Sec. 125. 2021 c 334 s 127 (uncodified) is amended to read as 29 follows:

30 FOR THE ATTORNEY GENERAL

31 General Fund—State Appropriation (FY 2022).... ((\$18,708,000))
32 \$20,425,000
33 General Fund—State Appropriation (FY 2023).... ((\$23,379,000))
34 \$25,880,000
35 General Fund—Federal Appropriation.... ((\$18,226,000))
36 \$21,913,000
37 Public Service Revolving Account—State Appropriation. ((\$4,145,000))

\$4,353,000

2 New Motor Vehicle Arbitration Account-State 3 4 \$1,789,000 5 Medicaid Fraud Penalty Account—State Appropriation. . ((\$5,862,000)) \$6,098,000 6 7 Child Rescue Fund—State Appropriation. \$80,000 Legal Services Revolving Account—State Appropriation ((\$300,291,000)) 8 9 \$341,006,000 10 Local Government Archives Account-State 11 12 \$1,050,000 13 Tobacco Prevention and Control Account-State 14 15 \$277,000 16 ((Consumer Privacy Account State Appropriation. . . . \$1,241,000)) 17 18 \$422,871,000

1

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

21 (1) The attorney general shall report each fiscal year on actual 2.2 legal services expenditures and actual attorney staffing levels for each agency receiving legal services. The report shall be submitted 23 to the office of financial management and the fiscal committees of 24 25 the senate and house of representatives no later than ninety days after the end of each fiscal year. As part of its by agency report to 26 27 the legislative fiscal committees and the office of financial 28 management, the office of the attorney general shall include information detailing the agency's expenditures for its agency-wide 29 overhead and a breakdown by division of division administration 30 31 expenses.

32 (2) Prior to entering into any negotiated settlement of a claim 33 against the state that exceeds five million dollars, the attorney 34 general shall notify the director of financial management and the 35 chairs and ranking members of the senate committee on ways and means 36 and the house of representatives committee on appropriations.

37 (3) The attorney general shall annually report to the fiscal 38 committees of the legislature all new cy pres awards and settlements 39 and all new accounts, disclosing their intended uses, balances, the 1 nature of the claim or account, proposals, and intended timeframes 2 for the expenditure of each amount. The report shall be distributed 3 electronically and posted on the attorney general's web site. The 4 report shall not be printed on paper or distributed physically.

5 (4) \$161,000 of the general fund—state appropriation for fiscal 6 year 2022 and \$161,000 of the general fund—state appropriation for 7 fiscal year 2023 are provided solely for the civil rights unit to 8 provide additional services in defense and protection of civil and 9 constitutional rights for people in Washington.

10 (5) \$8,392,000 of the legal services revolving account—state 11 appropriation is provided solely for child welfare and permanency 12 staff.

(6) \$617,000 of the general fund—state appropriation for fiscal year 2022 and \$617,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for multi-year arbitrations of the state's diligent enforcement of its obligations to receive amounts withheld from tobacco master settlement agreement payments.

(7) \$1,600,000 of the legal services revolving fund—state
appropriation is provided solely for the office to compel the United
States department of energy to meet Hanford cleanup deadlines.

(8) \$28,000 of the legal services revolving fund—state appropriation is provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5022 (recycling, waste and litter). ((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.))

(9) \$584,000 of the legal services revolving fund—state
appropriation is provided solely for implementation of Engrossed
Second Substitute Senate Bill No. 5051 (peace & correction officers).
((If the bill is not enacted by June 30, 2021, the amount provided in
this subsection shall lapse.))

31 (10) ((\$1,241,000 of the consumer privacy account-state 32 appropriation is provided solely for implementation of Second 33 Substitute Senate Bill No. 5062 (data). If the bill is not enacted by 34 June 30, 2021, the amount provided in this subsection shall lapse.

35 (11)) \$122,000 of the legal services revolving account—state 36 appropriation is provided solely for implementation of Engrossed 37 Substitute Senate Bill No. 5096 (capital gains tax). ((If the bill is 38 not enacted by June 30, 2021, the amount provided in this subsection 39 shall lapse. 1 (12)) (11) \$256,000 of the legal services revolving fund—state 2 appropriation is provided solely for implementation of Engrossed 3 Substitute Senate Bill No. 5097 (paid leave coverage). ((If the bill 4 is not enacted by June 30, 2021, the amount provided in this 5 subsection shall lapse.

(13) \$170,000)) (12) \$284,000 of the legal services revolving
fund—state appropriation is provided solely for implementation of
Engrossed Second Substitute Senate Bill No. 5126 (climate
commitment). ((If the bill is not enacted by June 30, 2021, the
amount provided in this subsection shall lapse.

11 (14))) (13) \$395,000 of the legal services revolving account—
12 state appropriation is provided solely for implementation of
13 Engrossed Substitute Senate Bill No. 5141 (environmental justice task
14 force). ((If the bill is not enacted by June 30, 2021, the amount
15 provided in this subsection shall lapse.

16 (15)) (14) \$1,198,000 of the legal services revolving account—
17 state appropriation is provided solely for implementation of
18 Engrossed Second Substitute Senate Bill No. 5163 (conditionally
19 released SVPs). ((If the bill is not enacted by June 30, 2021, the
20 amount provided in this subsection shall lapse.

(16)) (15) \$218,000 of the general fund—state appropriation for fiscal year 2022 and \$5,107,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5259 (law enforcement data). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.

(17))) (16) \$1,485,000 of the general fund—state appropriation 27 for fiscal year 2022 and \$958,000 of the general fund-state 28 appropriation for fiscal year 2023 are provided solely for 29 30 implementation of a program for receiving and responding to tips from 31 the public regarding risks or potential risks to the safety or well-32 being of youth, called the YES tip line program. Risks to safety or well-being may include, but are not limited to, harm or threats of 33 34 harm to self or others, sexual abuse, assault, rape, bullying or cyberbullying, substance use, and criminal acts. Any 35 person contacting the YES tip line, whether for themselves or for another 36 37 person, must receive timely assistance and not be turned away. The 38 program must operate within the guidelines of this subsection.

1 (a) During the development and implementation of the YES tip line program the attorney general shall convene an advisory committee 2 consisting of representatives from the Washington state patrol, the 3 department of health, the health care authority, the office of the 4 superintendent of public instruction, the Washington student 5 6 achievement council, the Washington association of educational 7 service districts, and other participants the attorney general 8 appoints.

9 (b) The attorney general shall develop and implement policies and 10 processes for:

(i) Assessing tips based on the level of severity, urgency, and assistance needed using best triage practices including the YES tip line;

14 (ii) Risk assessment for referral of persons contacting the YES 15 tip line to service providers;

16 (iii) Threat assessment that identifies circumstances requiring 17 the YES tip line to alert law enforcement, mental health services, or 18 other first responders immediately when immediate emergency response 19 to a tip is warranted;

20 (iv) Referral and follow-up on tips to schools or postsecondary 21 institution teams, local crisis services, law enforcement, and other 22 entities;

23 (v) YES tip line information data retention and reporting 24 requirements;

(vi) Ensuring the confidentiality of persons submitting a tip and to allow for disclosure when necessary to respond to a specific emergency threat to life; and

(vii) Systematic review, analysis, and reporting by the YES tip line program of YES tip line data including, but not limited to, reporting program utilization and evaluating whether the YES tip line is being implemented equitably across the state.

32 (c) The YES tip line shall be operated by a vendor selected by the attorney general through a competitive contracting process. The 33 attorney general shall ensure that the YES tip line program vendor 34 and its personnel are properly trained and resourced. The contract 35 must require the vendor to be bound confidentiality policies 36 developed by the office. The contract must also provide that the 37 state of Washington owns the data and information produced from the 38 39 YES tip line and that vendor must comply with the state's data 40 retention, use, and security requirements.

1 (d) The YES tip line program must develop and maintain a 2 reference and best practices tool kit for law enforcement and mental 3 health officials that identifies statewide and community mental 4 health resources, services, and contacts, and provides best practices 5 and strategies for investigators to use in investigating cases and 6 assisting youths and their parents and guardians.

7 (e) The YES tip line program must promote and market the program and YES tip line to youth, families, community members, schools, and 8 others statewide to build awareness of the program's resources and 9 the YES tip line. Youth perspectives must be included and consulted 10 11 in creating marketing campaigns and materials required for the YES 12 tip line program. The insights of youth representing marginalized and minority communities must be prioritized for their invaluable 13 14 insight.

15 (((19))) <u>(17)</u> \$196,000 of the legal services revolving account—
16 state appropriation is provided solely to provide staff support to
17 the joint legislative task force on jail standards created in section
18 957 of this act.

19 (((20))) <u>(18)</u> \$38,000 of the legal services revolving account—
20 state appropriation is provided solely for implementation of Second
21 Substitute House Bill No. 1148 (acute care hospitals). ((If the bill
22 is not enacted by June 30, 2021, the amount provided in this
23 subsection shall lapse.

24 (21)) (19) \$294,000 of the legal services revolving account—
25 state appropriation is provided solely for implementation of
26 Substitute House Bill No. 1259 (women & minority contracting). ((If
27 the bill is not enacted by June 30, 2021, the amount provided in this
28 subsection shall lapse.

(22) (20) \$1,207,000 of the legal services revolving account state appropriation is provided solely for implementation of Second Substitute House Bill No. 1219 (youth counsel/dependency). ((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.

34 (23))) (21) \$28,000 of the legal services revolving account—state 35 appropriation is provided solely for implementation of Engrossed 36 Second Substitute House Bill No. 1089 (law enforcement audits). ((If 37 the bill is not enacted by June 30, 2021, the amount provided in this 38 subsection shall lapse. 1 (24))) (22) \$123,000 of the legal services revolving account— 2 state appropriation is provided solely for implementation of 3 Engrossed Third Substitute House Bill No. 1091 (transportation fuel/ 4 carbon). ((If the bill is not enacted by June 30, 2021, the amount 5 provided in this subsection shall lapse.

(25)) (23) \$2,080,000 of the legal services revolving account—
state appropriation is provided solely for implementation of
Engrossed Second Substitute House Bill No. 1194 (parent-child
visitation). ((If the bill is not enacted by June 30, 2021, the
amount provided in this subsection shall lapse.

11 (26)) (24) \$121,000 of the legal services revolving account—
12 state appropriation is provided solely for implementation of
13 Engrossed Second Substitute House Bill No. 1073 (paid leave
14 coverage). ((If the bill is not enacted by June 30, 2021, the amount
15 provided in this subsection shall lapse.

16 (27)) (25) \$247,000 of the general fund—state appropriation for 17 fiscal year 2022 and \$247,000 of the general fund—state appropriation 18 for fiscal year 2023 are provided solely for implementation of 19 Engrossed Second Substitute House Bill No. 1310 (uses of force by 20 officers). ((If the bill is not enacted by June 30, 2021, the amounts 21 provided in this subsection shall lapse.

(28)) (26) \$25,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for implementation of Engrossed Substitute House Bill No. 1109 (victims of sexual assault). ((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.

27 (29)) (27) \$146,000 of the legal services revolving fund—state 28 appropriation is provided solely for implementation of Engrossed 29 Substitute Senate Bill No. 5172 (agricultural overtime). ((If the 30 bill is not enacted by June 30, 2021, the amount provided in this 31 subsection shall lapse.))

32 (28) \$225,000 of the general fund—state appropriation for fiscal 33 year 2022 and \$275,000 of the general fund—state appropriation for 34 fiscal year 2023 are provided solely for the office of the attorney 35 general to support the Washington state missing and murdered 36 indigenous women and people task force created in section 941 of this 37 act.

1 Sec. 126. 2021 c 334 s 128 (uncodified) is amended to read as 2 follows: 3 FOR THE CASELOAD FORECAST COUNCIL General Fund—State Appropriation (FY 2022). ((\$1,990,000)) 4 5 \$1,984,000 General Fund—State Appropriation (FY 2023). ((\$1,982,000)) 6 7 \$2,233,000 8 Workforce Education Investment Account—State 9 10 \$331,000 11 12 \$4,548,000 13 The appropriations in this section are subject to the following 14 conditions and limitations: 15 (1) ((\$326,000)) <u>\$331,000</u> of the workforce education investment account-state appropriation is provided solely to forecast the 16 17 caseload for the Washington college grant program. 18 (2) Within existing resources, and beginning with the November 19 2021 forecast, the caseload forecast council shall produce an unofficial forecast of the long-term caseload for juvenile 20 21 rehabilitation as a courtesy. 22 (3) \$188,000 of the general fund—state appropriation for fiscal 23 year 2023 is provided solely to forecast the number of individuals who are assessed as eligible and who have requested supportive living 24 25 services, and to forecast the number of individuals who are expected to reside in state-operated living alternatives administered by the 26 27 developmental disabilities administration. The first forecast will be November 2022. 28 29 Sec. 127. 2021 c 334 s 129 (uncodified) is amended to read as 30 follows: 31 FOR THE DEPARTMENT OF COMMERCE 32 General Fund—State Appropriation (FY 2022).... ((\$193,804,000)) 33 \$200,612,000 34 General Fund—State Appropriation (FY 2023).... ((\$171,190,000)) 35 \$523,212,000 36 General Fund—Federal Appropriation. ((\$1,365,225,000)) 37 \$1,434,394,000 38 General Fund—Private/Local Appropriation. ((\$8,862,000))

1 \$9,089,000 2 Public Works Assistance Account—State Appropriation. . ((\$8,134,000)) 3 \$8,467,000 4 Lead Paint Account—State Appropriation. ((\$112,000)) 5 \$113,000 Building Code Council Account—State Appropriation. \$17,000 6 7 Liquor Excise Tax Account—State Appropriation. . . . ((\$1,262,000)) 8 \$1,322,000 Home Security Fund Account—State Appropriation. . . ((\$326,272,000)) 9 10 \$326,444,000 11 Affordable Housing for All Account-State 12 13 \$105,267,000 14 Financial Fraud and Identity Theft Crimes 15 Investigation and Prosecution Account-State 16 17 \$2,679,000 18 Low-Income Weatherization and Structural Rehabilitation Assistance Account-State 19 20 21 Statewide Tourism Marketing Account-State 22 23 Community and Economic Development Fee Account-State 24 25 \$4,275,000 26 Growth Management Planning and Environmental Review 27 28 \$5,802,000 29 Liquor Revolving Account—State Appropriation. . . . ((\$5,920,000)) 30 \$5,922,000 31 Washington Housing Trust Account—State Appropriation. ((\$20,455,000)) 32 \$20,819,000 33 Prostitution Prevention and Intervention Account-34 35 \$146,000 Public Facility Construction Loan Revolving Account-36 37 38 \$1,284,000 39 Model Toxics Control Stormwater Account-State

1	Appropriation
2	Dedicated Marijuana Account—State Appropriation
3	(FY 2022)
4	<u>\$1,963,000</u>
5	Dedicated Marijuana Account—State Appropriation
6	(FY 2023)\$1,809,000
7	Andy Hill Cancer Research Endowment Fund Match
8	Transfer Account—State Appropriation ((\$11,711,000))
9	<u>\$20,281,000</u>
10	Community Preservation and Development Authority
11	Account—State Appropriation
12	Economic Development Strategic Reserve Account—State
13	Appropriation
14	Coronavirus State Fiscal Recovery Fund—Federal
15	Appropriation
16	<u>\$577,610,000</u>
17	Energy Efficiency Account—State Appropriation \$9,000
18	Community Reinvestment Account—State Appropriation \$125,000,000
19	TOTAL APPROPRIATION
20	\$3,384,368,000

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

23 (1)Repayments of outstanding mortgage and rental assistance 24 program loans administered by the department under RCW 43.63A.640 25 shall be remitted to the department, including any current revolving 26 balances. The department shall collect account payments on 27 outstanding loans, and deposit them into the state general fund. 28 Repayments of funds owed under the program shall be remitted to the 29 department according to the terms included in the original loan 30 agreements.

31 (2)((\$3,000,000)) <u>\$3,819,000</u> of the general fund—state appropriation for fiscal year 2022 and ((\$3,000,000)) <u>\$6,277,000</u> of 32 33 the general fund—state appropriation for fiscal year 2023 are provided solely for a grant to resolution Washington to build 34 35 statewide capacity for alternative dispute resolution centers and dispute resolution programs that guarantee that citizens have access 36 37 to low-cost resolution as an alternative to litigation.

38 (3) \$375,000 of the general fund—state appropriation for fiscal
 39 year 2022 and \$375,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for a grant to the retired 2 senior volunteer program.

3 (4) The department shall administer its growth management act 4 technical assistance and pass-through grants so that smaller cities 5 and counties receive proportionately more assistance than larger 6 cities or counties.

(5) \$375,000 of the general fund—state appropriation for fiscal
year 2022 and \$375,000 of the general fund—state appropriation for
fiscal year 2023 are provided solely as pass-through funding to Walla
Walla Community College for its water and environmental center.

(6) \$4,304,000 of the general fund—state appropriation for fiscal 11 year 2022 and \$4,304,000 of the general fund-state appropriation for 12 fiscal year 2023 are provided solely for associate development 13 organizations. During the 2021-2023 biennium, the department shall 14 15 consider an associate development organization's total resources when making contracting and fund allocation decisions, in addition to the 16 schedule provided in RCW 43.330.086. The department must distribute 17 the funding as follows: 18

(a) For associate development organizations serving urban
 counties, which are counties other than rural counties as defined in
 RCW 82.14.370, a locally matched allocation of up to \$1.00 per
 capita, totaling no more than \$300,000 per organization; and

(b) For associate development organizations in rural counties, as defined in RCW 82.14.370, a \$1.00 per capita allocation with a base allocation of \$75,000.

(7) \$5,907,000 of the liquor revolving account—state
 appropriation is provided solely for the department to contract with
 the municipal research and services center of Washington.

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

34 (9) Within existing resources, the department shall provide 35 administrative and other indirect support to the developmental 36 disabilities council.

(10) \$300,000 of the general fund—state appropriation for fiscal
 year 2022 and \$300,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for the northwest agriculture 2 business center.

3 (11) \$150,000 of the general fund—state appropriation for fiscal 4 year 2022 and \$150,000 of the general fund—state appropriation for 5 fiscal year 2023 are provided solely for the regulatory roadmap 6 program for the construction industry and to identify and coordinate 7 with businesses in key industry sectors to develop additional 8 regulatory roadmap tools.

9 (12) \$1,000,000 of the general fund—state appropriation for 10 fiscal year 2022 and \$1,000,000 of the general fund—state 11 appropriation for fiscal year 2023 are provided solely for the 12 Washington new Americans program. The department may require a cash 13 match or in-kind contributions to be eligible for state funding.

(13) \$643,000 of the general fund—state appropriation for fiscal year 2022 and \$643,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the department to contract with a private, nonprofit organization to provide developmental disability ombuds services.

(14) \$1,000,000 of the home security fund—state appropriation, \$2,000,000 of the Washington housing trust account—state appropriation, and \$1,000,000 of the affordable housing for all account—state appropriation are provided solely for the department of commerce for services to homeless families and youth through the Washington youth and families fund.

(15) \$2,000,000 of the home security fund—state appropriation is provided solely for the administration of the grant program required in chapter 43.185C RCW, linking homeless students and their families with stable housing.

29 (16) (a) \$1,980,000 of the general fund—state appropriation for 30 fiscal year 2022 and \$1,980,000 of the general fund-state appropriation for fiscal year 2023 are provided solely for community 31 32 beds for individuals with a history of mental illness. Currently, there is little to no housing specific to populations with these co-33 occurring disorders; therefore, the department must consider how best 34 35 to develop new bed capacity in combination with individualized 36 support services, such as intensive case management and care coordination, clinical supervision, mental health, substance abuse 37 treatment, and vocational and employment services. Case-management 38 and care coordination services must be provided. Increased case-39

1 managed housing will help to reduce the use of jails and emergency services and will help to reduce admissions to the state psychiatric 2 hospitals. The department must coordinate with the health care 3 authority and the department of social and health services in 4 establishing conditions for the awarding of these funds. The 5 6 department must contract with local entities to provide a mix of (i) 7 shared permanent supportive housing; (ii) independent permanent supportive housing; and (iii) low and no-barrier housing beds for 8 people with a criminal history, substance abuse disorder, and/or 9 mental illness. 10

(b) Priority for permanent supportive housing must be given to individuals on the discharge list at the state psychiatric hospitals or in community psychiatric inpatient beds whose conditions present significant barriers to timely discharge.

(17) \$557,000 of the general fund—state appropriation for fiscal year 2022 and \$557,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the department to design and administer the achieving a better life experience program.

19 (18) The department is authorized to suspend issuing any 20 nonstatutorily required grants or contracts of an amount less than 21 \$1,000,000 per year.

(19) \$1,070,000 of the general fund—state appropriation for fiscal year 2022 \$1,070,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the small business export assistance program. The department must ensure that at least one employee is located outside the city of Seattle for purposes of assisting rural businesses with export strategies.

(20) \$60,000 of the general fund—state appropriation for fiscal year 2022 and \$60,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the department to submit the necessary Washington state membership dues for the Pacific Northwest economic region.

(21) $((\frac{2}{2,000,000}))$ $\frac{2}{2,200,000}$ of the 33 general fund—state 34 appropriation for fiscal year 2022 and ((\$2,000,000)) \$4,000,000 of the general fund-state appropriation for fiscal year 2023 are 35 provided solely for the department to contract with organizations and 36 attorneys to provide either legal representation or referral services 37 38 for legal representation, or both, to indigent persons who are in need of legal services for matters related to their immigration 39

1 status. Persons eligible for assistance under any contract entered into pursuant to this subsection must be determined to be indigent 2 3 under standards developed under chapter 10.101 RCW. Of the amounts provided in this section, \$200,000 of the general fund-state 4 appropriation for fiscal year 2022 and \$2,000,000 of the general fund 5 --state appropriation for fiscal year 2023 must be used for pro bono 6 or low bono legal services to assist indigent Washington residents, 7 who were temporarily paroled into the United States in 2021 or 2022, 8 with asylum applications or other matters related to adjusting 9 10 immigration status.

11 (22)(a) \$37,000,000 of the affordable housing for all account— 12 state appropriation is provided solely for grants to support the 13 building operation, maintenance, and service costs of permanent 14 supportive housing projects or units within housing projects that 15 have or will receive funding from the housing trust fund—state 16 account or other public capital funding that:

17

(i) Is dedicated as permanent supportive housing units;

18 (ii) Is occupied by low-income households with incomes at or 19 below thirty percent of the area median income; and

20 (iii) Requires a supplement to rent income to cover ongoing 21 property operating, maintenance, and service expenses.

(b) Permanent supportive housing projects receiving federal operating subsidies that do not fully cover the operation, maintenance, and service costs of the projects are eligible to receive grants as described in this subsection.

26 (c) The department may use a reasonable amount of funding 27 provided in this subsection to administer the grants.

(23) \$7,000,000 of the home security fund—state appropriation is provided solely for the office of homeless youth prevention and protection programs to:

31 (a) Expand outreach, services, and housing for homeless youth and 32 young adults including but not limited to secure crisis residential 33 centers, crisis residential centers, and HOPE beds, so that resources 34 are equitably distributed across the state;

35 (b) Contract with other public agency partners to test innovative 36 program models that prevent youth from exiting public systems into 37 homelessness; and 1 (c) Support the development of an integrated services model, 2 increase performance outcomes, and enable providers to have the 3 necessary skills and expertise to effectively operate youth programs.

(24) \$125,000 of the general fund—state appropriation for fiscal 4 5 year 2022 and ((\$125,000)) \$2,143,000 of the general fund-state appropriation for fiscal year 2023 are provided solely for the office 6 7 of homeless youth to fund program models that prevent youth from exiting public systems into homelessness. Of the amounts provided in 8 9 this section, \$500,000 of the general fund-state appropriation for fiscal year 2023 is provided to assist young adults discharging from 10 11 inpatient behavioral health treatment facilities to obtain housing.

12 (25) \$3,000,000 of the general fund-state appropriation for fiscal year 2022 and \$5,000,000 of the general fund-state 13 14 appropriation for fiscal year 2023 are provided solely for the office of homeless youth to build infrastructure and services to support a 15 continuum of interventions, including but not limited to prevention, 16 17 crisis response, and long-term housing, to reduce youth homelessness in communities identified as part of the anchor community initiative. 18

19 (26) \$2,125,000 of the general fund—state appropriation for fiscal year 2022 and \$2,125,000 of the general fund-state 20 appropriation for fiscal year 2023 are provided solely for the office 21 of 22 youth to contract with one or more homeless nonprofit organizations to provide youth services and young adult housing on a 23 24 multi-acre youth campus located in the city of Tacoma. Youth services include, but are not limited to, HOPE beds and crisis residential 25 26 centers to provide temporary shelter and permanency planning for youth under the age of 18. Young adult housing includes, but is not 27 28 limited to, rental assistance and case management for young adults 29 ages 18 to 24. The department shall submit an annual report to the legislature on the use of the funds. The first report is due June 30, 30 2022, and each June 30th thereafter. The report shall include but is 31 32 not limited to:

33 (a) A breakdown of expenditures by program and expense type,34 including the cost per bed;

35

(b) The number of youth and young adults helped by each program;

36 (c) The number of youth and young adults on the waiting list for 37 programs, if any; and

38 (d) Any other metric or measure the department deems appropriate39 to evaluate the effectiveness of the use of the funds.

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1 (27) \$62,720,000 of the general fund-state appropriation for fiscal year 2022, \$65,330,000 of the general fund—state appropriation 2 3 for fiscal year 2023, and \$2,610,000 of the coronavirus state fiscal 4 recovery fund-federal appropriation are provided solely for the essential needs and housing support program and related services. The 5 department may use a portion of the funds provided in this subsection 6 7 to continue the pilot program established in section 127(106) of 8 chapter 357, Laws of 2020, by providing grants to participating 9 counties who request additional funding in order to continue serving 10 participating and eligible clients.

11 (28) \$1,436,000 of the general fund-state appropriation for fiscal year 2022 and \$1,436,000 of the general fund-state 12 appropriation for fiscal year 2023 are provided solely for the 13 14 department to identify and invest in strategic growth areas, support key sectors, and align existing economic development programs and 15 priorities. The department must consider Washington's position as the 16 17 most trade-dependent state when identifying priority investments. The department must engage states and provinces in the northwest as well 18 19 as associate development organizations, small business development centers, chambers of commerce, ports, and other partners to leverage 20 the funds provided. Sector leads established by the department must 21 include the industries of: (a) Aerospace; (b) clean technology and 22 23 renewable and nonrenewable energy; (c) wood products and other natural resource industries; (d) information and communication 24 technology; (e) life sciences and global health; (f) maritime; and 25 26 (g) military and defense. The department may establish these sector 27 leads by hiring new staff, expanding the duties of current staff, or working with partner organizations and or other agencies to serve in 28 29 the role of sector lead.

30 (29) The department must develop a model ordinance for cities and 31 counties to utilize for siting community based behavioral health 32 facilities.

(30) \$198,000 of the general fund—state appropriation for fiscal year 2022 and \$198,000 of the general fund—state appropriation for fiscal year 2023 are provided solely to retain a behavioral health facilities siting administrator within the department to coordinate development of effective behavioral health housing options and provide technical assistance in siting of behavioral health treatment facilities statewide to aide in the governor's plan to discharge

1 individuals from the state psychiatric hospitals into community settings. This position must work closely with the local government 2 legislative authorities, planning departments, behavioral health 3 providers, health care authority, department of social and health 4 services, and other entities to facilitate linkages among disparate 5 6 behavioral health community bed capacity-building efforts. This position must work to integrate building behavioral health treatment 7 and infrastructure capacity in addition to ongoing supportive housing 8 9 benefits.

10 (31) \$250,000 of the general fund—state appropriation for fiscal year 2022 and \$250,000 of the general fund-state appropriation for 11 12 fiscal year 2023 are provided solely for the department to contract 13 with an entity located in the Beacon hill/Chinatown international 14 district area of Seattle to provide low income housing, low income 15 housing support services, or both. To the extent practicable, the chosen location must be colocated with other programs supporting the 16 17 needs of children, the elderly, or persons with disabilities.

(32) \$1,500,000 of the general fund—state appropriation for fiscal year 2022, ((\$1,500,000)) \$3,660,000 of the general fund—state appropriation for fiscal year 2023 and \$4,500,000 of the home security fund—state appropriation are provided solely for the consolidated homeless grant program.

23 (a) ((Of the amounts provided in this subsection, \$4,500,000 of the home security fund-state appropriation is provided solely for 24 25 permanent supportive housing targeted at those families who are 26 chronically homeless and where at least one member of the family has a disability. The department will also connect these families to 27 28 medicaid supportive services.)) Of the amounts appropriated in this 29 subsection, \$2,160,000 of the general fund-state appropriation for fiscal year 2023 is provided to create a bridge period for 30 individuals enrolled in the foundational community supports 31 initiative who are transitioning off of benefits under RCW 74.04.805 32 33 due to increased income or other changes in eligibility. The health care authority, department of social and health services, and 34 35 department of commerce shall collaborate on this effort.

36 (b) Of the amounts provided in this subsection, \$1,000,000 of the 37 general fund—state appropriation for fiscal year 2022 and \$1,000,000 38 of the general fund—state appropriation for fiscal year 2023 are 39 provided solely for diversion services for those families and 1 individuals who are at substantial risk of losing stable housing or who have recently become homeless and are determined to have a high 2 probability of returning to stable housing. 3

(33) ((\$11,711,000)) <u>\$20,281,000</u> of the Andy Hill cancer research 4 endowment fund match transfer account—state appropriation is provided 5 solely for the Andy Hill cancer research endowment program. Amounts 6 7 provided in this subsection may be used for grants and administration 8 costs.

9 (34) \$550,000 of the general fund-state appropriation for fiscal year 2022 and \$150,000 of the general fund-state appropriation for 10 fiscal year 2023 are provided solely for the operations of the long-11 12 term care ombudsman program.

(35) \$100,000 of the general fund-state appropriation for fiscal 13 14 year 2022 and \$100,000 of the general fund-state appropriation for fiscal year 2023 are provided solely for the department to produce 15 the biennial report identifying a list of projects to address 16 17 incompatible developments near military installations as provided in RCW 43.330.520. 18

(36) \$35,000,000 of the home security fund—state appropriation is 19 provided solely for increasing local temporary shelter capacity. The 20 21 amount provided in this subsection is subject to the following 22 conditions and limitations:

23 (a) A city or county applying for grant funding shall submit a sheltering proposal that aligns with its local homeless housing plan 24 25 under RCW 43.185C.050. This proposal must include at a minimum:

26 (i) A strategy for outreach to bring currently unsheltered individuals into shelter; 27

28 (ii) Strategies for connecting sheltered individuals to services 29 including but not limited to: Behavioral health, chemical dependency, education or workforce training, employment services, and permanent 30 supportive housing services; 31

32

(iii) An estimate on average length of stay;

33 (iv) An estimate of the percentage of persons sheltered who will exit to permanent housing destinations and an estimate of those that 34 are expected to return to homelessness; 35

36 An assessment of existing shelter capacity in (V) the jurisdiction, and the net increase in shelter capacity that will be 37 funded with the state grant; and 38

39

(vi) Other appropriate measures as determined by the department.

1 (b) ((The department shall not reimburse more than \$56 per day per net additional person sheltered above the baseline of shelter 2 occupancy prior to award of the funding.)) Eligible uses of funds 3 include shelter operations, shelter maintenance, shelter rent, loan 4 repayment, case management, navigation to other services, efforts to 5 6 address potential impacts of shelters on surrounding neighborhoods, 7 capital improvements and construction, and outreach directly related to bringing unsheltered people into shelter. The department shall 8 coordinate with local governments to encourage cost-sharing through 9 local matching funds. 10

11 (c) The department shall not reimburse more than \$10,000 per 12 shelter bed prior to occupancy, for costs associated with creating 13 additional shelter capacity or improving existing shelters to improve 14 occupancy rates and successful outcomes. Eligible costs prior to 15 occupancy include acquisition, construction, equipment, staff costs, 16 and other costs directly related to creating additional shelter 17 capacity.

(d) For the purposes of this subsection "shelter" means any 18 19 facility, the primary purpose of which is to provide space for homeless in general or for specific populations of homeless. The 20 21 shelter must: Be structurally sound to protect occupants from the 22 elements and not pose any threat to health or safety, have means of 23 natural or mechanical ventilation, and be accessible to persons with disabilities, and the site must have hygiene facilities, which must 24 25 be accessible but do not need to be in the structure.

26 (37) \$1,007,000 of the general fund—state appropriation for 27 fiscal year 2022 and \$1,007,000 of the general fund-state 28 appropriation for fiscal year 2023 are provided solely for the 29 department to administer a transitional housing pilot program for 30 nondependent homeless youth. In developing the pilot program, the department will work with the adolescent unit within the department 31 of children, youth, and families, which is focused on cross-system 32 33 challenges impacting youth, including homelessness.

(38) \$300,000 of the general fund—state appropriation for fiscal year 2022 and \$300,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the department to establish representation in key international markets that will provide the greatest opportunities for increased trade and investment for small businesses in the state of Washington. Prior to entering into any

1 contract for representation, the department must consult with 2 associate development organizations and other organizations and 3 associations that represent small business, rural industries, and 4 disadvantaged business enterprises.

(39) \$80,000 of the general fund—state appropriation for fiscal 5 year 2022 and \$80,000 of the general fund-state appropriation for 6 fiscal year 2023 are provided solely for the department to establish 7 an identification assistance and support program to assist homeless 8 persons in collecting documentation and procuring an identicard 9 issued by the department of licensing. This program may be operated 10 11 through a contract for services. The program shall operate in one 12 county west of the crest of the Cascade mountain range with a 13 population of one million or more and one county east of the crest of 14 the Cascade mountain range with a population of five hundred thousand 15 or more.

16 (40) \$500,000 of the general fund-state appropriation for fiscal year 2022 and \$500,000 of the general fund-state appropriation for 17 fiscal year 2023 are provided solely for the office of homeless youth 18 19 prevention and protection programs to create a centralized diversion 20 fund to serve homeless or at-risk youth and young adults, including 21 those who are unsheltered, exiting inpatient programs, or in school. 22 Funding provided in this subsection may be used for short-term rental 23 assistance, offsetting costs for first and last month's rent and 24 security deposits, transportation costs to go to work, and assistance 25 in obtaining photo identification or birth certificates.

(41) \$100,000 of the model toxics control stormwater account—
state appropriation is provided solely for planning work related to
stormwater runoff at the aurora bridge and I-5 ship canal bridge.
Planning work may include, but is not limited to, coordination with
project partners, community engagement, conducting engineering
studies, and staff support.

32 (42) \$100,000 of the general fund-state appropriation for fiscal year 2022 and \$100,000 of the general fund-state appropriation for 33 34 fiscal year 2023 are provided solely for a grant to assist people 35 with limited incomes in urban areas of the state start and sustain 36 small businesses. The grant recipient must be a nonprofit organization involving a network of microenterprise organizations and 37 38 professionals to support micro entrepreneurship and access to 39 economic development resources.

1 (43) \$500,000 of the community preservation and development 2 authority account—state/operating appropriation is provided solely 3 for the operations of the Pioneer Square-International District 4 community preservation and development authority established in RCW 5 43.167.060.

(44) \$500,000 of the general fund—state appropriation for fiscal 6 year 2022 and \$500,000 of the general fund-state appropriation for 7 8 fiscal year 2023 are provided solely for grants and associated 9 technical assistance and administrative costs to foster collaborative partnerships that expand child care capacity in communities. Eligible 10 11 include nonprofit organizations, school districts, applicants 12 educational service districts, and local governments. These funds may be expended only after the approval of the director of the department 13 14 of commerce and must be used to support planning and activities that 15 help communities address the shortage of child care, prioritizing partnerships serving in whole or in part areas identified as child 16 17 care access deserts.

18 (45) ((\$255,000,000)) <u>\$278,476,000</u> of the general fund—federal appropriation (ARPA) and \$403,000,000 of the coronavirus state fiscal 19 20 recovery account-federal appropriation are provided solely for the 21 department to administer an emergency rental assistance program. The department shall distribute funding in the form of grants to local 22 23 housing providers. In making distributions, the department must consider the number of unemployed persons and renters in each 24 25 jurisdiction served by the provider as well as consider any funding 26 that jurisdiction, including cities within each county, received 27 directly from the federal government for emergency rental assistance. Of the amounts provided in this subsection: 28

(a) ((\$255,000,000)) \$278,476,000 of the general fund—federal 29 30 appropriation (ARPA) is provided solely for grants to provide emergency rental and utility assistance pursuant to P.L. 117-2. A 31 32 provider may use up to 14.5 percent of the grant award provided under this subsection for administrative costs and the remainder must be 33 used for financial assistance as defined in P.L. 117-2. Unless 34 otherwise prohibited under federal guidance, a housing provider may 35 provide financial assistance for an eligible household's rent and 36 37 rental arrears of up to 150 percent of the fair market rent for the 38 area in which the household resides, as determined by the department of housing and urban development. 39

1 (b) (i) \$403,000,000 of the coronavirus state fiscal recovery 2 account—federal appropriation is provided solely for grants to provide emergency rental and utility assistance, subject to (b)(ii) 3 of this subsection. Providers must make rental payments directly to 4 landlords and utility payments directly to utility providers. To be 5 eligible for assistance under this subsection, households must, at a 6 7 minimum, have an income at or below 80 percent of the area median income and must have a missed or partially paid rent payment. The 8 department may establish additional eligibility criteria to target 9 10 these resources to households most likely to become homeless if they 11 do not receive rental assistance. A provider may provide financial 12 assistance for an eligible household's rent and rental arrears of up 13 to 150 percent of the fair market rent for the area in which the 14 household resides, as determined by the department of housing and urban development. 15

(ii) From the amount provided in (b) of this subsection, each 16 local housing provider must subgrant with community organizations 17 that serve historically disadvantaged populations within their 18 19 jurisdiction. Subgrants may be used for program outreach and assisting community members in applying for assistance under (a) and 20 21 (b) of this subsection. The amount of the subgrant must be at least 22 five percent of the total funding each provider received under (a) and (b) of this subsection. 23

(c) The department may retain up to 0.5 percent of the amountsprovided in this subsection for administration of the program.

(46) \$7,500,000 of the general fund—state appropriation for 26 27 fiscal year 2022 is provided solely for the department to provide 28 grants to entities that provide digital navigator services, devices, 29 and subscriptions. These services must include but are not limited to 30 one-on-one assistance for people with limited access to services, including individuals seeking work, families supporting students, 31 32 English language learners, medicaid clients, people experiencing poverty, and elders. Of the amounts provided in this subsection, the 33 34 department must prioritize allocating \$1,500,000 as grants or 35 portions of grants that serve medicaid clients.

36 (47) \$240,000 of the general fund—state appropriation for fiscal 37 year 2022 and \$240,000 of the general fund—state appropriation for 38 fiscal year 2023 are provided solely for the operations of the

Central district community preservation and development authority
 established in RCW 43.167.070.

3 (48) \$607,000 of the general fund—state appropriation for fiscal year 2022 and \$607,000 of the general fund-state appropriation for 4 5 fiscal year 2023 are provided solely for the department to assist homeowners at risk of foreclosure pursuant to chapter 61.24 RCW. 6 7 Funding provided in this section may be used for activities to prevent mortgage or tax lien foreclosure, housing counselors, a 8 9 foreclosure prevention hotline, legal services for low-income individuals, mediation, and other activities 10 that promote 11 homeownership. The department may contract with other foreclosure 12 fairness program state partners to carry out this work.

(49) \$100,000 of the general fund—state appropriation for fiscal 13 year 2022 and \$100,000 of the general fund-state appropriation for 14 15 fiscal year 2023 are provided solely for the department to contract with a nonprofit entity located in Seattle that focuses on poverty 16 17 reduction and racial equity to convene and staff a poverty reduction workgroup steering committee comprised of individuals that have lived 18 experience with poverty. Funding provided in this section may be used 19 20 to reimburse steering committee members for travel, child care, and 21 other costs associated with participation in the steering committee.

(50) \$29,255,000 of the general fund—federal appropriation (CRF) 22 and ((\$230,000,000)) \$282,530,000 of the general fund—federal 23 appropriation (CRRSA), not to exceed the amount appropriated in 24 section 3, chapter 3, Laws of 2021, that is unobligated at the end of 25 26 fiscal year 2021, are provided solely for rental assistance and housing and are subject to the same terms and conditions as the 27 28 appropriation in section 3, chapter 3, Laws of 2021, as amended in 29 section 1905 of this act.

(51) \$4,800,000 of the general fund—federal appropriation (CRF), not to exceed the amount appropriated in section 4, chapter 3, Laws of 2021, that is unobligated at the end of fiscal year 2021, is provided solely for working Washington grants and is subject to the same terms and conditions as the appropriation in section 4, chapter 3, Laws of 2021.

36 (52) \$1,602,000 of the general fund—state appropriation for 37 fiscal year 2022 and \$1,174,000 of the general fund—state 38 appropriation for fiscal year 2023 are provided solely for the 39 statewide broadband office established in RCW 43.330.532. 1 (53) \$450,000 of the general fund—state appropriation for fiscal year 2022 and \$450,000 of the general fund-state appropriation for 2 3 fiscal year 2023 are provided solely for a grant to a nonprofit 4 organization for an initiative to advance affordable housing projects 5 and education centers on public or tax-exempt land. The department must award the grant to an organization with an office located in the 6 7 city of Seattle that has experience in catalyzing early learning and affordable housing developments. The grant recipient must use the 8 9 funding to:

10 (a) Implement strategies to accelerate development of affordable 11 housing projects with space for early learning centers or community 12 space on underutilized tax-exempt properties;

(b) Analyze the suitability of properties for affordable housing,
early learning centers, or community space through completing due
diligence, conceptual design, and financial analysis activities;

16 (c) Organize community partners and build capacity to develop 17 these sites, as well as coordinate negotiations among partners and 18 public owners;

(d) Facilitate collaboration and co-development betweenaffordable housing, early learning centers, or community space; and

(e) Catalyze the redevelopment of at least 10 sites to createapproximately 1,500 affordable homes.

(54) \$2,000,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for a grant to a nonprofit organization located in King county to operate a hunger relief response program serving individuals living in permanent supportive housing.

28 (55) \$75,000 of the general fund-state appropriation for fiscal 29 year 2022 is provided solely for a grant to a nonprofit organization 30 located in the city of Federal Way that conducts collaborative policy 31 development and provides access to resources and consultation to 32 historically disadvantaged communities. The grant funding must be 33 used for capacity-building activities to support community-based organizations serving youth and young adults in the city of Federal 34 35 Way.

36 (56) \$400,000 of the general fund—state appropriation for fiscal 37 year 2022 and \$400,000 of the general fund—state appropriation for 38 fiscal year 2023 are provided solely for capacity-building grants 39 through the Latino community fund for emergency response services,

educational programs, and human services support for children and
 families in rural and underserved communities.

(57) \$12,000,000 of the coronavirus state fiscal recovery fund-3 federal appropriation is provided solely for a single contract with 4 the non-profit statewide tourism marketing organization that is party 5 to the contract pursuant to RCW 43.384.020. The funds will be used to 6 7 assist recovery for tourism-related businesses, generate tourism demand for Washington communities and businesses, and sustain 8 recovery market share with competing Western states. The department 9 and the contractor shall submit a report to the legislature June 30, 10 2022, and June 30, 2023. 11

12 (58) \$354,000 of the general fund—state appropriation for fiscal year 2022 and \$354,000 of the general fund-state appropriation for 13 fiscal year 2023 are provided solely for a grant to the Port Gamble 14 15 S'Klallam tribe for a reentry program providing tailored support services to moderate-needs and high-needs individuals leaving local 16 17 or tribal incarceration, with the goals of reducing criminal recidivism and fostering community wellbeing. Services may be 18 19 provided to clients pre-release and post-release.

20 (59) \$347,000 of the general fund—state appropriation for fiscal year 2022 and \$347,000 of the general fund-state appropriation for 21 fiscal year 2023 are provided solely for a grant to a nonprofit 22 organization serving King and Snohomish counties for a program 23 conducted in partnership with King county serving criminal justice-24 25 involved individuals who have experienced domestic, sexual, or 26 gender-based violence. The grant recipient may use the funding for 27 costs including but not limited to legal advocacy, outreach, connecting clients to housing and other resources, data analytics, 28 29 and staffing.

30 (60) \$50,000 of the general fund—state appropriation for fiscal 31 year 2022 is provided solely for the city of Kent to contract with 32 one or more nonprofit organizations to serve community immersion law 33 enforcement trainees through mentorship or community-based placement, 34 or both.

(61) \$400,000 of the general fund—state appropriation for fiscal year 2022 and \$400,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the office of homeless youth to administer a competitive grant process to award funding to

licensed youth shelters, HOPE centers, and crisis residential centers
 to provide behavioral health support services for youth in crisis.

(62) \$950,000 of the general fund—state appropriation for fiscal 3 year 2022 is provided solely for a grant to a nonprofit located in 4 5 King county that develops training and support for low-income individuals, with a focus on women and people of color, to move into 6 7 the construction industry for living wage jobs. The grant funding must be used to develop a pre-apprenticeship program that, through 8 construction of units, integrates housing and workforce 9 the development in service of the following goals: 10

11 (a) Creating a blueprint to integrating workforce development and 12 housing for local jurisdictions;

13 (b) Providing construction training to underserved populations;

14 (c) Creating a pathway for trainees to enter construction 15 careers; and

16 (d) Addressing the systemic effects of sexism and racism in 17 housing, wealth, education, training, employment, and career 18 development.

(63) \$50,000 of the general fund—state appropriation for fiscal year 2022 and \$50,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for a grant to a nonprofit organization operating an emergency shelter located in the Yakima valley for case management, outreach, and other homeless services.

(64) \$350,000 of the general fund—state appropriation for fiscal year 2022 and \$150,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for a grant to a nonprofit organization for activities to advance affordable housing. The grant recipient must be an organization that partners in equitable, transit-oriented development. The grant recipient must use the funding to:

31 (a) Facilitate partnerships to enable equitable transit-oriented 32 development across the Puget Sound region that builds housing at 33 scale; and

34 (b) Assist the cities of Tacoma, Renton, and Everett, as well as 35 other cities, in:

36 (i) Creating or updating local subarea plans to be consistent 37 with the regional growth strategy for future population growth to be 38 near high capacity transit and to facilitate development within the 39 station area that will produce a mix of affordable housing;

(ii) Ensuring equitable transit-oriented development processes
 and outcomes that minimize displacement; and

3 (iii) Identifying strategies for land acquisition and assembly 4 around high capacity transit stations that will result in a mix of 5 housing.

6 (65) \$700,000 of the general fund—state appropriation for fiscal year 2022 and \$700,000 of the general fund-state appropriation for 7 fiscal year 2023 are provided solely for a nonprofit organization 8 whose sole purpose is to provide grants, capacity building, and 9 10 technical assistance support to a network of microenterprise 11 organizations. The microenterprise development development 12 organizations will support rural and urban Black, indigenous and 13 people of color owned businesses, veteran owned businesses, and 14 limited resourced and other hard to serve businesses with five or 15 fewer employees throughout the state with business training, technical assistance, and microloans. 16

(66) \$1,175,000 of the general fund—state appropriation for fiscal year 2022 and \$175,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the department to support implementation of the 2021 state energy strategy as it pertains to emissions from energy use in new and existing buildings, including measures to support local government emission reductions, workforce measures, and utility electrification benefits.

(67) \$125,000 of the general fund—state appropriation for fiscal 24 year 2022 and \$125,000 of the general fund-state appropriation for 25 26 fiscal year 2023 are provided solely for the department to identify and develop effective interventions and responses to primary and 27 28 secondary workplace trauma experienced by direct service staff who 29 work in homeless shelters, homeless outreach, and permanent supportive housing. The department must collect data through methods 30 such as surveys, interviews, and small group conversations, and 31 engage interested parties, including but not limited to direct 32 33 service staff. The department may contract with a third party to 34 complete the work required in this subsection. By June 1, 2023, the department shall submit a report identifying interventions and 35 36 providing recommendations to the appropriate committees of the 37 legislature.

38 (68)(a) \$340,000 of the general fund—state appropriation for 39 fiscal year 2022 and \$85,000 of the general fund—state appropriation

1 for fiscal year 2023 are provided solely for the department to contract with the University of Washington college of built 2 environments to create a database and reporting system for promoting 3 transparency on procurement of building materials that make up the 4 primary structure and enclosure used for state-funded construction 5 6 projects. The department and university may use publicly available information and data sources as well as consult with outside experts 7 to create the database. The database may include fields for 8 environmental product declarations, product quantity, manufacturer 9 location, global warming potential, health certifications, supplier 10 11 codes of conduct, and working conditions.

12 (b) When developing the reporting system required under (a) of this subsection, the department and the University of Washington must 13 conduct a case study analysis. In conducting the analysis, the 14 department and the university must identify up to 10 case studies of 15 16 publicly funded projects and analyze considerations including but not 17 limited to cost impacts, materials procured, embodied carbon contribution to reducing greenhouse gas emissions, and supply chain 18 19 considerations. By January 1, 2022, the department and the university shall submit a progress report on the case study analysis to the 20 legislature. By November 1, 2022, the department and the university 21 22 shall submit a final report to the legislature with findings from the 23 case study analysis and recommendations for the reporting system based on lessons learned. 24

(69) \$175,000 of the general fund—state appropriation for fiscal 25 year 2022 and \$175,000 of the general fund-state appropriation for 26 27 fiscal year 2023 are provided solely for a grant to a nonprofit 28 organization to provide job readiness skills and training to 29 traditionally underrepresented populations to support the transition 30 to a registered apprenticeship, trade training, or employment. The 31 grant recipient must be a nonprofit organization serving 32 traditionally underrepresented populations in King and Pierce 33 counties, with a focus on youth development programs. The grant 34 funding must be used for activities including but not limited to counseling and training in support of the goals of: 35

36 (a) Minimizing barriers to transitioning to an apprenticeship,
 37 trade training program, or employment for participants;

38 (b) Increasing participants' workforce and life balance skills; 39 and 1 (c) Increasing participants' specialized skills and knowledge in 2 targeted industries, including construction, urban agriculture, and 3 maritime trades.

4 (70)(a) \$51,000 of the general fund—state appropriation for 5 fiscal year 2022 and \$51,000 of the general fund—state appropriation 6 for fiscal year 2023 are provided solely for the statewide broadband 7 office to cofacilitate the Washington digital equity forum with the 8 Washington state office of equity. The purpose of the forum is to 9 develop recommendations to advance digital connectivity in Washington 10 state. In developing its recommendations, the forum must:

(i) Develop goals that are consistent with the goals of the governor's statewide broadband office, as provided in RCW 43.330.536;

(ii) Strengthen public-private partnerships;

14 (iii) Solicit public input through public hearings or 15 informational sessions;

16 (iv) Work to increase collaboration and communication between 17 local, state, and federal governments and agencies; and

18

13

(v) Recommend reforms to universal service mechanisms.

(b) The directors of the governor's statewide broadband office and the Washington state office of equity are responsible for appointing participating members of the forum, and appointments require the approval of both directors. In making appointments, the directors must prioritize appointees representing:

24

(i) Federally recognized tribes;

25

(ii) State agencies involved in digital equity; and

26 (iii) Underserved and unserved communities, including 27 historically disadvantaged communities.

(c) The director of the governor's statewide broadband office, or the director's designee, and the director of the Washington state office of equity, or the director's designee, shall serve as administrative cochairs of the forum.

(d) In addition to members appointed by the directors, four
 legislators may serve on the digital equity forum in an ex officio
 capacity. Legislative participants must be appointed as follows:

(i) The speaker of the house of representatives must appoint one member from each of the two largest caucuses of the house of representatives; and

38 (ii) The president of the senate must appoint one member from 39 each of the two largest caucuses of the senate. 1 (e) Each member of the digital equity forum shall serve without compensation but may be reimbursed for travel expenses as authorized 2 3 in RCW 43.03.050 and 43.03.060. Legislative members of the forum are reimbursed for travel expenses in accordance with RCW 44.04.120. (f) 4 The statewide broadband office must provide staff support for the 5 6 digital equity forum. By January 1, 2023, the statewide broadband 7 office must transmit the recommendations of the digital equity forum developed under (a) of this subsection to the legislature, consistent 8 with RCW 43.01.036. 9

10 (71) \$500,000 of the general fund-state appropriation for fiscal year 2022 is provided solely for grants to law enforcement agencies 11 12 to implement group violence intervention strategies in areas with 13 high rates of gun violence. Grant funding will be awarded to two 14 sites, with priority given to Yakima county and south King county. The sites must be located in areas with high rates of gun violence, 15 include collaboration with the local leaders and community members, 16 17 use data to identify the individuals most at risk to perpetrate gun violence for interventions, and include a component that connects 18 individuals to services. In selecting the sites, the department must 19 give priority to sites meeting these criteria that also can leverage 20 21 existing local or federal resources.

(72) \$350,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for a contract for a business recovery program serving the city of Federal Way and surrounding area. The contract recipient must be a nongovernmental organization located in the city of Federal Way whose primary focus is the economic development of the city of Federal Way and surrounding area. The contract funding must be used for:

(a) Business development training and education for small
 businesses located in or serving the city of Federal Way and
 surrounding area, with a focus on Black, indigenous, and people of
 color-owned, women-owned, and veteran-owned businesses;

33 (b) Workforce programming for skill set development, especially34 as related to business retention and expansion; and

35 (c) Research and collection of economic baseline data for the 36 city of Federal Way and surrounding area for the development of data-37 driven programming, with a focus on key economic recovery indicators.

(73) \$202,000 of the general fund—state appropriation for fiscal
 year 2022 and \$89,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for a grant to a nonprofit organization to provide emergency housing, permanent supportive 2 housing, and wraparound services focusing on Black transgender and 3 nonbinary individuals who are currently experiencing or at risk of 4 homelessness. The grant recipient must be a nonprofit organization 5 6 with locations in the cities of Seattle and Tacoma that provides 7 legal and other services for LGBTQ individuals in Washington. The grant recipient may subgrant or subcontract with other organizations 8 to provide emergency housing, permanent supportive housing, 9 and wraparound services. 10

11 (74) \$125,000 of the general fund—state appropriation for fiscal year 2022 and \$125,000 of the general fund-state appropriation for 12 13 fiscal year 2023 are provided solely for a grant to a nonprofit for a 14 smart buildings education program to educate building owners and operators on smart building practices and technologies, including the 15 16 development of onsite and digital trainings that detail how to operate residential and commercial facilities in an energy efficient 17 18 manner. The grant recipient must be located in a city with a 19 population of more than 700,000 and must serve anyone within 20 Washington with an interest in better understanding energy efficiency in commercial and institutional buildings. 21

22 (75) \$150,000 of the general fund—state appropriation for fiscal year 2022 and \$150,000 of the general fund-state appropriation for 23 fiscal year 2023 are provided solely for the department to establish 24 25 a sector lead position for the creative industries, including but not 26 limited to the performing arts, literary arts, music, and film. The 27 sector lead must work with interested parties to further the goals of 28 creating economic development opportunities, retaining and growing 29 jobs, and supporting small business development and expansion within 30 the creative industries.

(76) \$221,920,000 of the home security fund—state appropriation and \$58,400,000 of the affordable housing for all account—state appropriation are provided solely for implementation of Engrossed Second Substitute House Bill No. 1277 (housing/revenue source). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.)) Of the amounts provided in this subsection: (a) \$88,768,000 of the home security fund—state appropriation is
 provided solely to implement the eviction prevention rental
 assistance program created in the bill; and

(b) \$133,152,000 of the home security fund—state appropriation is 4 5 provided solely for project-based vouchers and related services, rapid rehousing, housing acquisition, and supportive services for 6 7 individuals and families accessing vouchers and rapid rehousing. Of the total amount provided in this subsection, at least \$20,000,000 8 must be used for hotel and motel vouchers, rapid rehousing, and 9 supportive services for individuals and families accessing vouchers 10 and rapid rehousing. 11

(77) \$59,000 of the general fund—state appropriation for fiscal year 2022 and \$696,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Engrossed Second Substitute House Bill No. 1086 (behavioral health consumers). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

18 (78) \$163,000 of the dedicated marijuana account—state 19 appropriation for fiscal year 2022 and \$159,000 of the dedicated 20 marijuana account—state appropriation for fiscal year 2023 are 21 provided solely for implementation of Engrossed Substitute House Bill 22 No. 1443 (cannabis industry/equity). ((If the bill is not enacted by 23 June 30, 2021, the amounts provided in this subsection shall lapse.))

(79) \$298,000 of the general fund—state appropriation for fiscal year 2022 and \$404,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Engrossed Second Substitute House Bill No. 1220 (emergency shelters & housing). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(80) \$306,000 of the general fund—state appropriation for fiscal year 2022 and \$483,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5237 (child care & early dev. exp.). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

36 (81) \$21,000 of the general fund—state appropriation for fiscal 37 year 2022 and \$42,000 of the general fund—state appropriation for 38 fiscal year 2023 are provided solely for implementation of Engrossed 39 Third Substitute House Bill No. 1091 (transportation fuel/carbon). 1 ((If the bill is not enacted by June 30, 2021, the amounts provided

2 in this subsection shall lapse.))

3 (82) \$42,000 of the general fund—state appropriation for fiscal 4 year 2022 and \$42,000 of the general fund—state appropriation for 5 fiscal year 2023 are provided solely for implementation of Second 6 Substitute House Bill No. 1168 (long-term forest health). ((If the 7 bill is not enacted by June 30, 2021, the amounts provided in this 8 subsection shall lapse.))

9 (83) \$2,798,000 of the economic development strategic reserve 10 account manufacturing cluster acceleration subaccount—state 11 appropriation is provided solely for implementation of Substitute 12 House Bill No. 1170 (manufacturing). ((If the bill is not enacted by 13 June 30, 2021, the amount provided in this subsection shall lapse.))

14 (84) ((\$187,000,000)) <u>\$173,154,000</u> of the general fund—federal appropriation (ARPA) ((is)) and \$4,500,000 of the general fund-state 15 appropriation for fiscal year 2023 are provided solely for a 16 17 homeowner assistance program to provide mortgage, foreclosure, and other assistance to eligible homeowners pursuant to P.L. 117-2. The 18 department may subgrant or contract with other entities to provide 19 20 assistance under the program. Of the amount provided in this 21 subsection, ((\$13,000,000)) <u>\$2,000,000</u> of the general fund—federal 22 appropriation (ARPA) ((is)) and \$4,500,000 of the general fund-state 23 appropriation for fiscal year 2023 are provided solely for 24 foreclosure assistance.

25 (85) \$9,864,000 of the general fund-state appropriation for 26 fiscal year 2022 and \$9,864,000 of the general fund-state 27 appropriation for fiscal year 2023 are provided solely for long-term rental subsidies for individuals with mental health or substance use 28 29 disorders. This funding may be used for individuals enrolled in the 30 foundational community support program while waiting for a longer 31 term resource for rental support or for individuals transitioning 32 from behavioral health treatment facilities or local jails. Individuals who would otherwise be eligible for the foundational 33 34 community support program but are not eligible because of their citizenship status may also be served. By December 1, 2021, and 35 36 December 1, 2022, the department must submit a report identifying the 37 expenditures and number of individuals receiving long-term rental 38 supports through the agency budget broken out by region, treatment

need, and the demographics of those served during the prior fiscal
 year.

3 (86)(a) \$50,000,000 of the coronavirus state fiscal recovery fund
4 —federal appropriation ((is)) and \$20,000,000 of the general fund—
5 state appropriation are provided solely for the department to provide
6 grants to small businesses through the working Washington grant
7 program.

8 (b) Of the amount provided in this subsection, \$30,000,000 of the 9 coronavirus state fiscal recovery fund—federal appropriation is 10 provided solely to assist businesses maintain their operations. To be 11 eligible for a grant under this subsection, the business must:

12

(i) Apply for or have applied for the grant;

(ii) ((Have reported annual gross receipts of \$5,000,000 or less to the department of revenue for calendar year 2019)) <u>Have not</u> reported annual gross receipts of more than \$5,000,000 in the most <u>recent calendar year;</u>

17 (iii) Have expenses that are necessary to continue business 18 operations and the expense is not a federal, state, or local tax, 19 fee, license, or other government revenue;

20 (iv) Self-attest that the expense is not funded by any other 21 government or private entity;

(v) Have experienced a reduction in business income or activity related to COVID-19 or state or local actions in response to COVID-19; and

(vi) Agree to operate in accordance with the requirements of applicable federal, state, and local public health guidance and directives.

(c) Of the amount provided in this subsection, \$20,000,000 of the coronavirus state fiscal recovery fund—federal appropriation is provided solely to assist the reopening of businesses that temporarily totally closed their operations. To be eligible for a grant under this subsection, the business must:

33

(i) Apply for the grant;

(ii) ((Have reported annual gross receipts of \$5,000,000 or less to the department of revenue for calendar year 2019)) <u>Have not</u> reported annual gross receipts of more than \$5,000,000 in the most recent calendar year;

38 (iii) Demonstrate the business was actively engaged in business, 39 and as a result of the governor's proclamations 20-25.8, issued on

November 15, 2020, through 20-25.12 ("stay safe-stay healthy"), temporarily totally closed operations. Demonstration of active engagement in business can be given through but is not limited to taxable activity reported to the department of revenue. The department may use other methods to determine if this criterion has been met;

7 (iv) Have expenses that are necessary to reopen business
8 operations and the expense is not a federal, state, or local tax,
9 fee, license, or other government revenue;

10 (v) Self-attest that the expense is not funded by any other 11 government or private entity; and

(vi) Agree to operate in accordance with the requirements of applicable federal, state, and local public health guidance and directives.

15 (d) Grant awards are subject to the availability of amounts 16 appropriated in this subsection. The department must conduct outreach 17 to underrepresented and unserved communities observed from prior 18 rounds of awards. The department must ensure equitable distributions 19 of grant funding, including considerations for geographic location 20 and businesses owned by members of historically disadvantaged 21 communities.

22

(e)(i) Eligible businesses may receive up to a \$75,000 grant.

23 (ii) ((If a business received one or more working Washington 24 small business grants before July 1, 2021, including grants provided 25 pursuant to chapter 3, Laws of 2021, the grant awarded under this subsection must be reduced to reflect the amounts received from 26 27 previous working Washington small business grants.)) If a business 28 was awarded one or more working Washington small business grants after February 1, 2021, the grant award under this subsection may be 29 30 reduced to reflect the amounts received from previous working Washington small business grants. The department may prioritize 31 32 businesses and nonprofit organizations that have not yet received a grant under the working Washington small business grant program. 33

34 (f) For purposes of this subsection, reopening costs include, but 35 are not limited to:

36 (i) Upgrading physical workplaces to adhere to new safety or 37 sanitation standards;

38 (ii) Procuring required personal protective supplies for 39 employees and business patrons and clients;

40 (iii) Updating business plans;

(iv) Employee costs, including payroll, training, and onboarding;

1 2 3

(v) Rent, lease, mortgage, insurance, and utility payments; and

(vi) Securing inventory, supplies, and services for operations.

(g) Nonprofit organizations are eligible to receive funding under
(b) or (c) of this subsection if they have a primary business
activity that has been impacted as described in (b) (v) or (c) (iii) of
this subsection.

8 (h) The department is authorized to shift funding among the 9 purposes in (b) and (c) of this subsection based on overutilization 10 or underutilization of the different types of grants.

(i) Of the total amount provided in this subsection, ((the department must prioritize allocating the funds as follows:

(A)) \$25,000,000 of the coronavirus state fiscal recovery fund federal appropriation and \$20,000,000 of the general fund—state appropriation for fiscal year 2023 are provided for grants under (b) or (c) of this subsection to eligible businesses and nonprofit organizations in the arts, heritage, and science sectors, including those that operate live entertainment venues((; and

(B) \$25,000,000 for grants under (b) or (c) of this subsection to eligible businesses and nonprofit organizations located in counties that are in phase 2 of the governor's "healthy Washington: roadmap to recovery" plan at the time the business or nonprofit organization applies for funding)). The department must develop criteria for successful applications under this subsection in combination with the Washington state arts commission.

(87) \$138,000,000 of the general fund—federal appropriation 26 (ARPA) is provided solely for the department to implement small 27 business capital access and other credit support programs under the 28 29 state small business credit initiative, pursuant to P.L. 117-2. The 30 department may contract with other entities to implement the capital access program and other credit support programs. The department is 31 highly encouraged to use local nonprofit community development 32 financial institutions to deliver access to credit to the maximum 33 34 extent allowed by federal law, rules, and guidelines. The department must apply for the maximum possible allocation of federal funding 35 under P.L. 117-2, including but not limited to funds set aside for 36 37 extremely small businesses and business enterprises owned and controlled by socially and economically disadvantaged individuals. 38 39 The funding provided in this section also includes federal funds 1 allocated to the state for technical assistance to businesses. The 2 department must ensure businesses owned and controlled by socially 3 and economically disadvantaged individuals, as defined in P.L. 117-2, 4 have equitable access to program services.

5 (88)(a) \$6,000,000 of the general fund—state appropriation for 6 fiscal year 2022 is provided solely for the department to create a 7 grant program to reimburse local governments for eligible costs of 8 providing emergency noncongregate sheltering during the COVID-19 9 public health emergency.

10 (b) A city or county is eligible to apply for grant funding if 11 it:

(i) Applies to the federal emergency management agency public assistance program for reimbursement of costs to provide emergency non-congregate sheltering; and

15 (ii) Incurs eligible costs.

16 (c) Eligible costs are costs to provide emergency noncongregate 17 sheltering that:

(i) Were deemed eligible for reimbursement in the federal emergency management agency policy 104-009-18, version 3, titled FEMA emergency non-congregate sheltering during the COVID-19 public health emergency (interim) and dated January 29, 2021; and

(ii) Are incurred by the applicant beginning January 21, 2021,through September 30, 2021.

(d) The department must give priority to applicants who demonstrate use of funds received under P.L. 117-2 for the acquisition, development, and operation of noncongregate sheltering.

(e) The department must coordinate with the military department to confirm that grant recipients have applied to the federal emergency management agency public assistance program for costs identified in their grant application.

(f) For the purposes of this subsection, "noncongregate sheltering" means sheltering provided in locations where each individual or household has living space that offers some level of privacy such as hotels, motels, or dormitories.

(89) (a) \$400,000 of the general fund—state appropriation for fiscal year 2022 is provided solely to conduct a comprehensive equity review of state capital grant programs administered by the department. The department may, in consultation with interested parties identified in subsection (d) of this section, contract with a

1 consultant to assist with the community engagement and review 2 necessary to complete this review process.

3 (b) The purposes of this comprehensive equity review are: To 4 reduce barriers to historically underserved populations' 5 participation in the capital grant programs; to redress inequities in 6 existing capital grant policies and programs; and to improve the 7 equitable delivery of resources and benefits in these programs.

(c) In completing the comprehensive equity review required under 8 this section, the department shall: (i) Identify changes to policy 9 and operational norms and practices in furtherance of the equity 10 review purposes identified in (b) of this subsection; (ii) identify 11 12 new investments and programs that prioritize populations and communities that have been historically underserved by capital grant 13 policies and programs; and (iii) include consideration of historic 14 15 and systemic barriers that may arise due to any of the following 16 factors: (A) Race; (B) ethnicity; (C) religion; (D) income; (E) 17 geography; (F) disability; and (G) educational attainment.

(d) The department must collaborate with the Washington state 18 19 commission on African American affairs; the Washington state commission on Asian Pacific American affairs; the Washington state 20 21 commission on Hispanic affairs; the governor's office of Indian 22 affairs; the governor's committee on disability issues and employment; the office of equity; the office of minority and women's 23 enterprises; the environmental justice council 24 business if 25 established by passage of Engrossed Second Substitute Senate Bill No. 26 5141; and other interested parties as appropriate to develop and 27 conduct a community engagement process to inform the review.

(e) The department shall complete the comprehensive equity review under this section and submit a final report, containing all of the elements and considerations specified in this section, to the legislature by June 30, 2022.

((\$23,000,000)) \$23,444,000 of the general fund—federal 32 (90) appropriation (ARPA) is provided solely for the HOME investment 33 partnerships program pursuant to P.L. 117-2. Of the amount provided 34 in this subsection, \$18,000,000 of the general fund-federal 35 appropriation (ARPA) is provided solely for the department to issue 36 competitive financial assistance to eligible organizations under RCW 37 38 43.185A.040 for the acquisition and development of noncongregate shelter units, subject to the following conditions and limitations: 39

1 (a) Grants provided under this subsection may be used to acquire real property for quick conversion into noncongregate shelter units 2 or for renovation and building update costs associated 3 with establishment of the acquired facilities. Grants provided under this 4 subsection may not be used for operating or maintenance costs 5 6 associated with providing housing, supportive services, or debt service. For the purposes of this subsection, "noncongregate" shelter 7 units means units provided in locations where each individual or 8 household has living space that offers some level of privacy, such as 9 hotels, motels, or dormitories. 10

(b) Units acquired or developed under this subsection must serve qualifying individuals or families as defined in P.L. 117-2.

13 (c) The department must establish criteria for the issuance of 14 the grants, which must follow the guidelines and compliance 15 requirements of the housing trust fund program and the federal HOME 16 investment partnership program. The criteria must include:

17 (i) The date upon which structural modifications or construction18 would begin and the anticipated date of completion of the project;

19 (ii) A detailed estimate of the costs associated with the 20 acquisition and any updates or improvements necessary to make the 21 property habitable for its intended use;

(iii) A detailed estimate of the costs associated with opening the units; and

(iv) A financial plan demonstrating the ability to maintain and operate the property and support its intended tenants throughout the end of the grant contract.

(d) The department must provide a progress report on its websiteby November 1, 2022. The report must include:

(i) The total number of applications and amount of fundingrequested; and

(ii) A list and description of the projects approved for funding including state funding, total project cost, number of units, and anticipated completion date.

(e) The funding in this subsection is not subject to the 90 dayapplication periods in RCW 43.185.070 or 43.185A.050.

(91) \$391,000 of the general fund—state appropriation for fiscal year 2022 and \$391,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for Pacific county to operate or participate in a drug task force to enhance coordination and 1 intelligence while facilitating multijurisdictional criminal
2 investigations.

(92) \$150,000 of the general fund—state appropriation for fiscal 3 year 2022 is provided solely for a grant to a nonprofit organization 4 providing housing services in western Washington to conduct a master 5 6 planning process for the development of a family-centered drug 7 treatment and housing program. The grant recipient must be a nonprofit organization that has experience administering a comparable 8 program in another region of the state. The program must provide 9 housing units for families with members who have substance use 10 disorders and who are involved in the child welfare system, and 11 12 services including but not limited to case management, counseling, 13 substance use disorder treatment, and parenting skills classes. The program site must be located within or in close proximity to King 14 county, and include living quarters for families, space for services, 15 and childcare and play areas for children. The nonprofit must include 16 housing developers, service providers, and other interested parties 17 in the master planning process. By December 31, 2021, the nonprofit 18 19 must submit the plan to the department, the senate ways and means committee, and the house capital budget committee. 20

(93) \$150,000 of the general fund—state appropriation for fiscal 21 year 2022 and \$150,000 of the general fund-state appropriation for 22 23 fiscal year 2023 are provided solely for a grant to a nonprofit 24 organization to assist fathers transitioning from incarceration to family reunification. The grant recipient must have experience 25 26 contracting with the department of corrections to support offender 27 betterment projects and the department of social and health services to provide access and visitation services. 28

29 (94) ((\$7,500,000)) <u>\$4,000,000</u> of the general fund—state appropriation for fiscal year 2022 and ((\$2,500,000)) <u>\$6,000,000</u> of 30 the general fund-state appropriation for fiscal year 2023 are 31 32 provided solely for grants to community organizations that serve historically disadvantaged populations to conduct outreach and assist 33 34 community members in applying for state and federal assistance programs, including but not limited to those administered by the 35 36 departments of social and health services; commerce; and children, 37 youth, and families.

38 (95) \$375,000 of the general fund—state appropriation for fiscal 39 year 2022 and \$375,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for the department to accelerate implementation of the low-income rural home rehabilitation program by 2 contracting with up to seven home rehabilitation agencies, as defined 3 under WAC 365-175-030, in a variety of regions of the state. Funding 4 provided in this subsection may be used by home rehabilitation 5 6 agencies for program support in order to increase the number of 7 households participating in the program. Home rehabilitation agencies receiving funding under this subsection must provide the department 8 with a summary of their direct and indirect costs associated with 9 implementing the program. 10

11 (96) \$450,000 of the general fund—state appropriation for fiscal 12 year 2022 is provided solely for pre-development activities for 13 state-operated or contracted residential or supportive housing 14 facilities at the Pacific hospital preservation and development authority buildings three through ten in Seattle, to help carry out 15 state's plans for new community-based residential 16 Washington facilities, including supportive housing. The facilities may be used 17 18 for behavioral health, long-term care, developmentally disabled 19 community housing, recovery residences, state-operated living alternatives, group homes, or family-centered substance use disorder 20 21 recovery housing. The amounts provided in this subsection may be used 22 for concept development, planning, lease payments, and other related expenses for pre-development of state- or nonprofit-operated 23 24 residential facilities identified by the health care authority or the 25 departments of social and health services, children, youth, and families, and commerce. The department is authorized to enter into a 26 27 short-term lease, with an option to enter into a multiyear extension, for the Pacific hospital preservation and development authority 28 29 quarters buildings three through ten.

(97) \$80,000 of the general fund—state appropriation for fiscal year 2022 and \$80,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for a grant to a nonprofit organization dedicated to supporting forest health restoration located in Okanogan county for work toward a biochar research and demonstration project and initial efforts toward full-size operation of an industrial-sized facility in the Methow valley.

37 (98) \$6,800,000 of the general fund—state appropriation for 38 fiscal year 2022 and \$8,200,000 of the general fund—state 39 appropriation for fiscal year 2023 are provided solely for grants to 1 crime victim services providers for victim assistance programs. The 2 department must distribute the funds in accordance with the 3 methodologies used to distribute federal victims of crime act victim 4 assistance funding.

(99)(a) \$225,000 of the general fund-state appropriation for 5 fiscal year 2022 and \$225,000 of the general fund-state appropriation 6 for fiscal year 2023 are provided solely for the department to 7 appoint and maintain an aviation and aerospace advisory committee to 8 generally advise the director of the department and the secretary of 9 the department of transportation on matters related to aviation and 10 aerospace in Washington state. The advisory committee must develop 11 12 recommendations regarding operating budget and capital budget 13 requests relating to aviation and aerospace needs, and strategies to 14 enhance the safe and effective use of public use airports and 15 aerospace facilities in Washington state. The aviation and aerospace 16 advisory committee must also advise the director and secretary, or their designees, and make recommendations on the following matters: 17

(i) Employment of emerging aviation and aerospace technologies toinclude unmanned, autonomous, and alternative propulsion systems;

(ii) New, changed, or proposed federal regulations;

21 (iii) Industry needs to remain nationally and internationally 22 competitive;

23 (iv) Policy considerations;

20

24 (v) Funding priorities and capital project needs;

25 (vi) Methods to reduce greenhouse gas emissions;

26 (vii) Workforce development needs and opportunities;

27 (viii) Multimodal requirements; and

(ix) Other matters pertaining to the aviation and aerospace industries as the aviation and aerospace advisory committee deems appropriate.

31 (b) The director of the department of commerce, or the director's 32 designee, shall appoint members to the aviation and aerospace 33 advisory committee including, at a minimum:

(i) Two county commissioners, one from east of the crest of the
 Cascade mountains and one from west of the crest of the Cascade
 mountains;

37 (ii) An owner of an aviation company and an owner of an aerospace 38 company or their representatives;

39 (iii) The director of the aviation division of the department of 40 transportation, or the director's designee; 1 (iv) Two individuals who are top executive officials of a 2 commercial service airport, typically with the title of chief 3 executive officer, airport director, or executive director, one from 4 an airport located east of the crest of the Cascade mountains and one 5 from an airport located west of the crest of the Cascade mountains;

6

(v) Advisory members from the federal aviation administration;

7 (vi) The aerospace lead from the department of commerce or a 8 representative of the department;

9 10 (vii) A representative of a statewide environmental organization;

(viii) A representative of the military department;

11 (ix) A representative of the state board for community and 12 technical colleges;

13 (x) Representatives from airport associations;

14 (xi) Representatives from an aviation and aerospace educational 15 program; and

16 (xii) Representatives from both aviation and aerospace 17 associations.

18 (c) The director of the department and the secretary of the 19 department of transportation, or their designees, shall serve as the 20 administrative cochairs of the aviation and aerospace advisory 21 committee.

(d) The department must provide staff support for all aviationand aerospace advisory committee meetings.

(e) The aviation and aerospace advisory committee must meet at the call of the administrative cochairs for any purpose that directly relates to the duties set forth in (a) of this subsection, or as otherwise requested by the director, secretary, or their designees as the administrative cochairs.

(f) In consultation with the aviation and aerospace advisory 29 committee, the department must develop a strategic plan for the 30 31 department's aerospace, aviation, and airport economic development 32 program. The strategic plan should identify: (i) Changing market 33 conditions in the aerospace industry; (ii) emerging opportunities to diversify and grow Washington's aerospace sector; and (iii) 34 strategies and action steps to build on the state's core strengths in 35 aerospace infrastructure and workforce expertise to diversify and 36 37 grow employment in Washington's aerospace sector. The department must submit the strategic plan to the appropriate committees of the 38 legislature by June 30, 2023. 39

1 (g) The cochairs may seek recommendations and input from the 2 aviation and aerospace advisory committee to inform the legislature 3 on aviation and aerospace issues.

4 (100) (a) \$300,000 of the general fund—state appropriation for 5 fiscal year 2022 is provided solely for the department to convene a 6 work group on reducing racial disparities in Washington state 7 homeownership rates. The goals of the work group are to assess 8 perspectives on housing and lending laws, policies, and practices; 9 facilitate discussion among interested parties; and develop 10 budgetary, administrative policy, and legislative recommendations.

(b) The director of the department, or the director's designee, must chair the work group. The department must, in consultation with the Washington state office of equity and the governor's office of Indian affairs, appoint a minimum of twelve members to the work group representing groups including but not limited to:

16 (i) Organizations and state entities led by and serving Black, 17 indigenous, and people of color;

18 (ii) State or local government agencies with expertise in housing 19 and lending laws;

20 (iii) Associations representing cities and housing authorities;
21 and

(iv) Professionals from private-sector industries including but not limited to banks, credit unions, mortgage brokers, and housing developers.

(c) The department must convene the first meeting of the work group by August 1, 2021. The department must submit a final report to the governor and appropriate committees of the legislature by August 1, 2022. The final report must:

(i) Evaluate the distribution of state affordable housing funds
 and its impact on the creation of homeownership units serving Black,
 indigenous, and people of color;

32 (ii) Evaluate the eligibility requirements, access, and use of 33 state-funded down payment assistance funds, and their impact on 34 homeownership rate disparities;

(iii) Review barriers preventing Black, indigenous, and people of color from accessing credit and loans through traditional banks for residential loans; and

38 (iv) Provide budgetary, administrative policy, and legislative 39 recommendations to increase ownership unit development and access to 40 credit.

1 (101) \$225,000 of the general fund—state appropriation for fiscal 2 year 2022 and \$225,000 of the general fund-state appropriation for 3 fiscal year 2023 are provided solely for the department to convene a 4 task force to make recommendations regarding needed reforms to the state's growth policy framework, including the growth management act, 5 state environmental policy act, and other statutes related to growth, 6 7 economic development, housing, social change, equity, and environmental conservation. The process will build upon the findings, 8 concepts, and recommendations in recent state-funded 9 reports, including the "road map to Washington's future" issued by the William 10 11 D. Ruckelshaus center in 2019, the report of the environmental 12 justice task force issued in 2020, and "updating Washington's growth 13 policy framework" issued by the University of Washington in 2021. The 14 task force must involve diverse perspectives including but not 15 limited to representatives of counties, cities, special districts, the real estate, building, and agricultural industries, planning and 16 environmental organizations, tribal governments, and state agencies. 17 18 Special effort must be made to include in these discussions the lived 19 experiences and perspectives of people and communities who have too 20 often been excluded from public policy decision-making and unevenly 21 impacted by those decisions. The work group must report on its 22 activities and recommendations prior to the 2022 and 2023 legislative 23 sessions.

24 (102) \$80,000 of the general fund—state appropriation for fiscal 25 year 2022 and \$80,000 of the general fund-state appropriation for 26 fiscal year 2023 are provided solely for a grant to a nonprofit organization located in the city of Seattle for providing resident 27 28 services and on-site programming for affordable housing residents in 29 Delridge, supporting local youth with leadership pathways, and other 30 community development initiatives that improve the health and well-31 being of southwest Seattle residents.

(103) \$61,000 of the general fund—state appropriation for fiscal year 2022 and \$31,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for San Juan county health and community services to enter into an agreement with the United States geological survey to evaluate available groundwater, surface water, and meteorological data for the county, complete recharge estimations for the county, and update the water balance for the county.

(104) \$140,000 of the general fund—state appropriation for fiscal
 year 2022 is provided solely to contract with businesses ending
 slavery and trafficking for a human trafficking initiative.

4 (a) Of the amounts provided in this subsection, \$60,000 of the 5 general fund—state appropriation for fiscal year 2022 is provided 6 solely to extend job readiness services and employment opportunities 7 for survivors of human trafficking and persons at risk of human 8 trafficking, in near-airport communities in south King county.

9 (b) Of the amounts provided in this subsection, \$80,000 of the 10 general fund—state appropriation for fiscal year 2022 is provided 11 solely to develop a national awareness campaign. The campaign will 12 increase signage in seaports, airports, and near-airport communities 13 so that people who are vulnerable to trafficking or experiencing 14 human trafficking can access assistance through the national human 15 trafficking hotline.

(105) \$278,000 of the general fund—state appropriation for fiscal 16 17 year 2022 and \$277,000 of the general fund-state appropriation for fiscal year 2023 are provided solely for a grant to a nonprofit 18 organization within the city of Tacoma for social services and 19 educational programming to assist Latino and indigenous communities 20 in honoring heritage and culture, becoming proficient in civic 21 22 education, and overcoming barriers to social, political, racial, economic, and cultural community development. 23

(106) \$100,000 of the general fund—state appropriation for fiscal 24 year 2022 and \$150,000 of the general fund-state appropriation for 25 fiscal year 2023 are provided solely to provide college accredited 26 courses through alternative methods to disadvantaged adults, such as 27 28 those experiencing homelessness, who are low-income, come from 29 generational poverty, or have a disabling condition, including those that are further impacted by systemic racism, who do not believe they 30 can be successful or have not yet contemplated college for their 31 future with the intent of engaging these individuals in further 32 education to increase their lifelong wage potential. 33

(107) (a) \$351,000 of the general fund—state appropriation for fiscal year 2022 and \$332,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the department to contract with a nonprofit organization with demonstrated expertise in the creative arts and strategic planning to establish a Washington state creative economy work group that within two years, and with the

1 advice of the work group, develops a strategic plan to improve the 2 Washington state creative economy that can be rolled out in 3 incremental phases to reach identified economic, social justice, and 4 business development goals.

(b) The goal of the strategic plan must be to ensure that the 5 6 state of Washington is competitive with respect to attracting creative economy business, retaining talent within the state, and 7 developing marketable content that can be exported for national and 8 international consumption and monetization. The strategic plan must 9 address support for the creative community within historically 10 marginalized communities, as well as the creative economy at large, 11 12 and take into account the diverse interests, strengths, and needs of Washington's population on both sides of the Cascade mountains. 13

(c) The chair of the work group must be the director of the 14 nonprofit organization contracted with by the department or the 15 16 director's designee, and must have significant experience working as 17 artist, producer, or director and in business development, an 18 including drafting business plans and multidisciplinary planning 19 documents. The chair must appoint representatives to the work group who represent the range of demographic diversity across the state of 20 21 Washington, including:

(i) A representative from the Washington state association of counties;

24 (ii) A representative from the association of Washington cities;

25 (iii) A representative from the Washington state arts commission;

26 (iv) A representative from the Washington state labor council;

(v) A representative from the banking industry with experience in
 matters involving the federal small business administration;

(vi) An appropriate number of representatives from the Washington state arts community including, but not limited to, the following sectors:

32

- (A) Film, television, and video production;
- 33 (B) Recorded audio and music production;
- 34 (C) Animation production;
- 35 (D) Video game development;
- 36 (E) Live theater, orchestra, dance, and opera;
- 37 (F) Live music performance;

38 (G) Visual arts, including sculpture, painting, graphic design, 39 and photography; (H) Production facilities, such as film and television studios;
 and

3

(I) Live music or performing arts venues;

4 (vii) A representative from a certified public accounting firm or 5 other company with experience in financial modeling and in the 6 creative arts;

7 (viii) A representative selected by the Washington state 8 commission on African American affairs, the Washington state 9 commission on Hispanic affairs, the governor's office of Indian 10 affairs, and the Washington state commission on Asian Pacific 11 American affairs to represent the entities on the work group;

12 (ix) A representative of a federally recognized Indian tribe with 13 a reservation located east of the crest of the Cascade mountains;

14 (x) A representative of a federally recognized Indian tribe with 15 a reservation located west of the crest of the Cascade mountains; and

16 (xi) Other state agency representatives or stakeholder group 17 representatives, at the discretion of the work group, for the purpose 18 of participating in specific topic discussions.

19 (d) In developing the strategic plan for the Washington state 20 creative economy, the work group must:

(i) Identify existing studies of aspects affecting the creative economy, including studies relating to tax issues, legislation, finance, population and demographics, and employment;

(ii) Conduct a comparative analysis with other jurisdictions that
 have successfully developed creative economy plans and programs,
 including the states of Georgia and New Mexico, and the provinces of
 British Columbia and Ontario, Canada;

(iii) Conduct in-depth interviews to identify best practices for structuring a strategic plan for the state of Washington;

30 (iv) Evaluate existing banking models for financing creative 31 economy projects in the private sector and develop a financial model 32 to promote investment in Washington's creative economy;

33 (v) Evaluate existing state and county tax incentives and make 34 recommendations for improvements to support the creative economy;

35 (vi) Identify the role that counties and cities play with respect 36 to the strategic plan, and identify specific counties and cities that 37 may need or want a stronger creative economy;

38 (vii) Identify opportunities for synergies with new business 39 models and the integration of new technologies; and 1 (viii) Identify the role that state education programs in the 2 creative arts play in the creative economy and with respect to 3 advancing the strategic plan.

4 (e) The department of commerce shall facilitate the timely 5 transmission of information and documents from all appropriate state 6 departments and agencies to the nonprofit organization contracted 7 under this subsection. The work group must report its findings and 8 recommendations to the appropriate committees of the legislature by 9 December 1, 2022. The contracted nonprofit must administer the 10 expenses of the work group.

(108) \$300,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for a grant to a nonprofit museum and science and technology center located in the city of Seattle that provides youth educational programming related to discovery, experimentation, and critical thinking in the sciences for a maker and innovation lab and to develop and operate new experiential learning opportunities.

18 (109) \$125,000 of the general fund—state appropriation for fiscal 19 year 2022 and \$125,000 of the general fund-state appropriation for fiscal year 2023 are provided solely to contract with a statewide 20 21 association that supports a network of local asset building 22 coalitions for programs to increase the financial stability of lowincome Washingtonians adversely affected economically by COVID-19 23 24 through increasing participation in earned income tax credit refunds, 25 the Washington retirement marketplace, and programs that build 26 personal savings.

27 (110) ((\$421,000)) \$971,000 of the general fund-state 28 appropriation for fiscal year 2022 ((is)) and \$3,561,000 of the 29 general fund-state appropriation for fiscal year 2023 are provided solely for the department to continue starting up the Washington 30 state office of firearm safety and violence prevention, including the 31 32 creation of a state and federal grant funding plan to direct resources to cities that are most impacted by community violence. Of 33 34 the amounts provided in this subsection:

35 (a) \$100,000 of the general fund—state appropriation for fiscal 36 year 2022 and \$600,000 of the general fund—state appropriation for 37 fiscal year 2023 are provided solely for community-based violence 38 prevention and intervention services to individuals identified 39 through the King county shots fired social network analysis. The

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department must complete an evaluation of the program and provide a report to the governor and the appropriate legislative committees by June 30, 2023.

4 <u>(b)(i)</u> \$450,000 of the general fund—state appropriation for 5 fiscal year 2022 and \$1,800,000 of the general fund—state 6 appropriation for fiscal year 2023 are provided solely for a grant 7 program through the office of firearm safety and violence prevention 8 for evidence-based services to youth who are at high risk to 9 perpetrate gun violence and who reside in areas with high rates of 10 gun violence. Priority shall be given to:

11 <u>(A) One site serving in Yakima county, one site in south King</u> 12 <u>county, and one site in Tacoma;</u>

13 <u>(B) Sites that partner with the University of Washington public</u> 14 <u>behavioral health & justice policy division to deliver culturally</u> 15 <u>relevant family integrated transition services through use of</u> 16 <u>credible messenger advocates;</u>

17 <u>(C) Sites that partner with the University of Washington</u> 18 <u>Harborview firearm injury and policy research program for social</u> 19 <u>impact evaluation; and</u>

20 <u>(D) Sites that partner an organization focused on evidence-based</u> 21 <u>implementation management identified by the department.</u>

(ii) The department must complete an evaluation of the program and provide a report to the governor and the appropriate legislative committees by June 30, 2023.

(111) \$250,000 of the general fund—state appropriation for fiscal year 2022 and \$250,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the department to conduct a study and report to the legislature on city and county implementation of the multifamily housing property tax exemption. The report must:

30

(a) Review whether cities have practices in five areas:

31 (i) Evaluating the financial feasibility and total costs of 32 proposed developments under the exemption;

33 (ii) Monitoring rent, occupancy, and demographics of tenants of 34 exempt housing;

35 (iii) Identifying direct or indirect displacement risks, and 36 changes in income and rent distributions associated with new housing 37 development, and plans and approaches;

38 (iv) Identifying practices that encourage permanent affordable 39 rental opportunities; and (v) Monitoring whether the exemption assists cities in meeting
 goals under the growth management act;

3 (b) Identify at least five case studies on a range of cities and 4 provide analysis:

5 (i) Comparing the rent in income restricted units to market rate 6 units in the same development and to the surrounding area;

7 (ii) Comparing the anticipated impact on rents and project 8 budgets, and on public benefit under eight-year, 12-year, and 20-year 9 property tax exemption scenarios;

10

(iii) Looking at permanent affordable rentals; and

11 (iv) Evaluating changes in income distribution, rent 12 distribution, commute/location, and displacement risks in areas with 13 exempt housing; and

14 (c) Estimate other state and local tax revenue generated by new 15 housing developments and how it compares to the property tax 16 exemption.

(112) \$195,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for a grant to Spokane county for costs related to redistricting activities required by chapter 36.32 RCW.

(113) \$130,000 of the general fund—state appropriation for fiscal year 2022 and \$130,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the department to contract with a nonprofit organization to provide tiny homes for veterans.

(114) \$210,000 of the general fund—state appropriation for fiscal 24 25 year 2022 and \$90,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the department to perform an 26 27 analysis of the property operations and maintenance costs and tenant supportive services costs for affordable housing projects that 28 29 receive funding from the Washington housing trust fund. The projects to be analyzed must include, but are not limited to, permanent 30 supportive housing and youth housing taking into consideration 31 32 housing projects that have been in service for a sufficient time that actual costs can be determined. The analysis shall include a 33 categorized overview of the expenses and fund sources related to the 34 maintenance, operations, and supportive services necessary for the 35 36 affordable housing projects to be successful in housing the intended 37 population, as well as identify other available funding sources for these costs. The analysis must also explore the timing and alignment 38 challenges for pairing operational and supportive services funding 39

with the initial capital investments, and make recommendations 1 relating to any benchmarks that can be established regarding future 2 costs that would impact the operating budget, and about the state's 3 role in planning, support, and oversight to ensure 4 long-term sustainability of these projects. The department may hire a 5 6 consultant to conduct this study. The department shall report its findings and recommendations to the office of financial management 7 and the appropriate committees of the legislature by December 1, 8 2022. 9

(115) \$157,000 of the general fund—state appropriation for fiscal year 2022 and \$154,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Second Substitute Senate Bill No. 5383 (public telecom services). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(116) \$1,555,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5141 (environmental justice task force). ((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.))

(117) \$946,000 of the general fund—state appropriation for fiscal year 2022 and \$921,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Second Substitute Senate Bill No. 5368 (rural economic development). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(118) \$114,000 of the general fund—state appropriation for fiscal year 2022 and \$110,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5287 (affordable housing incentives). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(119) \$250,000 of the general fund—state appropriation for fiscal year 2022 and \$250,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Senate Bill No. 5345 (industrial waste program). Of the amounts provided in this subsection, \$175,000 of the general fund—state appropriation for fiscal year 2022 and \$175,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for grants to local industrial waste symbiosis projects as provided in the bill. ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(120) \$1,250,000 of the general fund-state appropriation for 4 5 fiscal year 2022 and \$1,250,000 of the general fund-state appropriation for fiscal year 2023 are provided solely for 6 7 implementation of Engrossed Substitute Senate Bill No. 5353 (law enforcement community engagement). Of the amounts provided in this 8 9 subsection, \$500,000 of the general fund-state appropriation for 10 fiscal year 2022 and \$500,000 of the general fund-state appropriation 11 for fiscal year 2023 are provided solely for grants awarded under 12 this bill. ((If the bill is not enacted by June 30, 2021, the amounts 13 provided in this subsection shall lapse.))

(121) \$66,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for implementation of Second Substitute Senate Bill No. 5183 (nonfatal strangulation). ((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.))

(122) \$40,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for implementation of Substitute Senate Bill No. 5126 (climate commitment). ((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.))

23 (123) \$2,500,000 of the general fund-state appropriation for 24 fiscal year 2022 and \$2,500,000 of the general fund-state appropriation for fiscal year 2023 are provided solely for the 25 department to administer a competitive grant program for grants to 26 community-based programs to provide reentry services for formerly 27 28 incarcerated persons and supports to facilitate successful transitions to the community. The department must work 29 in 30 collaboration with the statewide reentry council to administer the 31 program. Applicants must provide a project proposal to the department 32 as a part of the application process. Grant awards provided under this subsection may be used for costs including but not limited to 33 34 housing, case management and navigators, employment services, family reunification, and legal services to respond to collateral impacts of 35 reentry. The department must award at least 30 percent of the funding 36 provided in this subsection to applicants located in rural counties. 37

38 (124) \$2,500,000 of the general fund—state appropriation for 39 fiscal year 2022 and \$2,500,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the department to administer grants to diaper banks for the purchase of diapers, wipes, and other essential baby products, for distribution to families in need. The department must give priority to providers serving or located in marginalized, low-income communities or communities of color; and providers that help support racial equity.

7 (125)(a) \$5,000,000 of the coronavirus state fiscal recovery fund 8 —federal appropriation is provided solely for the department to 9 provide grant funds to Clallam county to support the preservation of 10 private marine transportation activities and jobs associated with 11 such activities that have been directly impacted by the closure of 12 the United States-Canada border during the COVID-19 pandemic.

13 (b) To be eligible for a grant from the county under this 14 subsection the business must:

15

(i) Apply for or have applied for the grant from the county;

16 (ii) Have expenses that are necessary to continue business 17 operations and the expense is not a federal, state, or local tax, 18 fee, license, or other government revenue;

19 (iii) Provide documentation to demonstrate that the expense is 20 not funded by any other government or private entity;

(iv) Demonstrate the business was actively engaged in business, and as a result of the border closures the business temporarily totally closed operations;

(v) Have experienced at least a significant reduction in business
 income or activity related to United States-Canada border closures;

(vi) Agree to operate in accordance with the requirements of applicable federal, state, and local public regulations including health and safety measures;

29 (vii) Demonstrate significant economic contribution of their 30 business to the state and local economy; and

31 (viii) Be a majority United States owned entity operating a 32 United States flag vessel registered and operated under the laws of 33 the United States.

34 (c) Grant funds may be used only for expenses incurred on or 35 after March 1, 2020. Eligible expenses for grant funds include:

36 (i) Upgrading physical workplaces to adhere to new safety or 37 sanitation standards;

38 (ii) Procuring required personal protective supplies for 39 employees and business patrons and clients;

40 (iii) Updating business plans;

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- (iv) Employee costs, including payroll, training, and onboarding;
 - (v) Rent, lease, mortgage, insurance, and utility payments;

1

2

3 (vi) Securing inventory, supplies, and services for operations;
4 and

5 (vii) Maintenance and operations costs associated with vessel 6 operations.

7 (d) The county must submit a report to the department by June 30, 8 2022, outlining the use of funds, specific expenditures of the 9 grantees, and revenue and expenses of the grantees including 10 additional government or private funds or grants received.

(126) \$1,656,000 of the general fund-state appropriation for 11 12 fiscal year 2022 and \$1,615,000 of the general fund-state appropriation for fiscal year 2023 are provided solely for the 13 department to publish the guidelines and guidance set forth in (a), 14 15 (b), and (c) of this subsection. The department shall publish the guidelines and guidance described in (a), (b), and (c) of this 16 subsection no later than June 30, 2023. From amounts provided in this 17 18 subsection, pursuant to an interagency agreement, the department 19 shall provide funding to the department of ecology, the department of 20 health, the department of fish and wildlife, the department of 21 natural resources, the department of health, and the emergency 22 management division of the military department to fund activities 23 that support the work specified in (a), (b) and (c) of this 24 subsection.

25 The department, in consultation with the department (a) of ecology, the department of health, and the department 26 of 27 transportation, shall publish guidelines that provide a set of 28 actions counties and cities may take, under existing statutory 29 authority, through updates to their comprehensive plans and 30 development regulations that have a demonstrated ability to reduce greenhouse gas emissions in order to achieve the statewide greenhouse 31 gas emissions reductions set forth in RCW 70A.45.020(1), allowing for 32 33 consideration of the emissions reductions achieved through the 34 adoption of statewide programs. The guidelines must prioritize reductions in communities that have experienced disproportionate harm 35 36 due to air pollution and may draw upon the most recent health disparities data from the department of health to identify high 37 38 pollution areas and disproportionately burdened communities.

39 (b) The department, in consultation with the department of 40 transportation, shall publish guidelines that specify a set of

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1 actions counties and cities may take through updates to their 2 comprehensive plans and development regulations that have a 3 demonstrated ability to reduce per capita vehicle miles traveled, 4 including measures that are designed to be achievable throughout the 5 state, including in small cities and rural cities.

6 (c) The department shall develop, in collaboration with the department of ecology, the department of fish and wildlife, the 7 department of natural resources, the department of health, and the 8 emergency management division of the military department, as well as 9 10 federally recognized tribe who chooses to voluntarily any participate, guidance that creates a model climate change and 11 12 resiliency element that may be used by counties, cities, and multiple-county planning regions for developing and implementing 13 climate change and resiliency plans and policies subject to the 14 15 following provisions:

(i) The model element should provide guidance on identifying, designing, and investing in infrastructure that supports community resilience to climate impacts, including the protection, restoration, and enhancement of natural infrastructure as well as traditional infrastructure and protecting natural areas resilient to climate impacts, as well as areas of vital habitat for safe passage and species migration;

(ii) The model element should provide guidance on identifying and addressing natural hazards created or aggravated by climate change, including sea level rise, landslides, flooding, drought, heat, smoke, wildfires, and other effects of reasonably anticipated changes to temperature and precipitation patterns;

(iii) The model element must recognize and promote as many
 cobenefits of climate resilience as possible, such as salmon
 recovery, ecosystem services, and supporting treaty rights; and

31 (iv) The model element must prioritize actions in communities 32 that will disproportionately suffer from compounding environmental 33 impacts and will be most impacted by natural hazards due to climate 34 change and may draw upon the most recent health disparities data from 35 the department of health to identify disproportionately burdened 36 communities.

37 (d) If the department publishes any subsequent updates to the 38 guidelines published pursuant to (a) or (b) of this subsection, the 39 department shall include in any such update a determination of 40 whether adequate progress has been made toward the statewide

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greenhouse gas and per capita vehicle miles traveled reduction goals.
If adequate progress is not being made, the department must identify
in any updates to the guidelines what additional measures cities and
counties may take in order to make further progress.

5 (e) The department, in the course of implementing this 6 subsection, shall provide and prioritize options that support housing 7 diversity and that assist counties and cities in meeting greenhouse 8 gas emissions reduction and other requirements established under 9 chapter 70A.45 RCW.

10 (127) \$240,000 of the general fund—state appropriation for fiscal year 2022 and \$95,000 of the general fund-state appropriation for 11 12 fiscal year 2023 are provided solely for the department to 13 collaborate with the department of children, youth, and families to 14 jointly convene and facilitate a child care collaborative task force 15 to continue the work of the task force created in chapter 368, Laws of 2019 (2SHB 1344) to establish a true cost of quality of child 16 care. The task force shall report its findings and recommendations to 17 18 the governor and the appropriate committees of the legislature by 19 November 1, 2022.

(128) \$10,000,000 of the Washington housing trust account—state appropriation is provided solely for housing that serves people with intellectual and developmental disabilities.

23 (129) \$100,000,000 of the general fund—federal appropriation 24 (ARPA) is provided solely for grants for public and private water, 25 sewer, electric, and natural gas utilities to address customer 26 arrearages.

27 (a) Of the amounts provided in this subsection:

(i) \$25,000,000 is provided solely for direct grants to water and sewer utilities to address customer arrearages compounded by the coronavirus and the related economic downturn; and

31 (ii) \$75,000,000 is provided solely for direct grants to 32 electrical and natural gas utilities to address customer arrearages 33 compounded by the coronavirus and the related economic downturn.

34 (b) By May 27, 2022, each utility that wishes to participate, 35 must opt-in to the grant program by providing the department the 36 following information:

37 <u>(i) Current arrearage balances for residential customers as of</u> 38 <u>March 31, 2022; and</u>

1 (ii) Available information on arrearage balances of low-income customers, including customers who received assistance from the low-2 3 income home energy assistance program, low-income water assistance program, <u>or ratepayer-funded assistance programs between April 1,</u> 4 2020 and March 31, 2022, as of March 31, 2022. If a utility does not 5 have access to information regarding customer participation in these 6 7 programs, the department must distribute funding to the community action program serving the same service area as the utility instead 8 9 of the utility. (c) In determining the amount of funding each utility may 10 receive, the department must consider: 11 12 (i) Each participating utility's proportion of the aggregate 13 amount of arrearages among all participating utilities; (ii) Utility service areas that are situated in locations 14 experiencing disproportionate environmental health disparities; 15 16 (iii) American community survey poverty data; and 17 (iv) Whether the utility has leveraged other fund sources to 18 reduce customer arrearages. 19 (d) The department may retain up to one percent of the funding 20 provided in this subsection to administer the program. (e) Each utility shall disburse funds directly to customer 21 accounts by December 31, 2022. Priority shall be given to customers 22 23 that have participated in the low-income home energy assistance 24 program, low-income water assistance program, or ratepayer-funded 25 assistance programs. 26 (f) Utilities may, but are not required to, work with other utilities or use community action agencies to administer these funds 27 28 following the eligibility criteria for the low-income home energy 29 assistance program and the low-income household water assistance 30 program. 31 (q) By March 1, 2023, each utility who opted into the grant 32 program must report to the department, utilities and transportation commission, and state auditor on how the funds were utilized and how 33 34 many customers were supported. (h) Utilities may account for and recover in rates administrative 35 36 costs associated with the disbursement of funds provided in this 37 subsection. 38 (130) \$150,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for a study on the potential of 39 agrivoltaics in Washington state. This study will explore and 40

1 identify the dual use of land for both agriculture and solar energy production. The department, in consultation with the department of 2 3 agriculture, department of natural resources, department of fish and wildlife, department of ecology, conservation commission, and other 4 agencies as appropriate, shall produce and submit to the governor a 5 6 final report by June 30, 2023. 7 (a) The report shall: (i) Explore the benefits and impacts of agrivoltaics to 8 agricultural practices, the energy system, water supply and water 9 quality, and other natural resources; 10 (ii) Explore the potential costs and benefits of installing 11 12 agrivoltaics at the farm, community, and state level; 13 (iii) Identify priority geographic areas, resource land types, or 14 agrivoltaics projects that produce the most benefit, especially to highly impacted communities as defined by RCW 19.405.020; 15 16 (iv) Identify how solar project permits impact the conversion of 17 designated resource lands as defined by RCW 36.70A.170; (v) Identify potential incentives that would support adoption of 18 19 agrivoltaics and most effectively leverage existing funding 20 opportunities; and 21 (vi) Identify barriers to siting solar on agricultural land and 22 explore innovative siting regulations from other states, including 23 any findings from the least conflict solar study developed by the 24 Washington State University energy program. 25 (b) The 2021 state energy strategy must guide the department in the development of the report under this subsection, using an equity 26 and environmental justice lens for developing recommendations and 27 28 policy proposals. 29 (c) The department may coordinate with interested parties on recommendations, including but not limited to organizations 30 representing agricultural interests, farmers, local governments, 31 32 rural communities, solar developers, utilities, environmental justice 33 organizations, tribes, and tribal entities. 34 (131) \$19,340,000 of the general fund-state appropriation for 35 fiscal year 2023 is provided to the department for grants for 36 updating and implementing comprehensive plans and development 37 regulations in order to implement the requirements of the growth 38 management act. 39 (a) In allocating grant funding to local jurisdictions, awards must be based on a formula, determined by the department, to ensure 40

1 that grants are distributed equitably among cities and counties. Grants will be used primarily to fund the review and update 2 3 requirements for counties and cities required by RCW 36.70A.130. Funding provided on this formula basis shall cover additional county 4 and city costs, if applicable, to implement chapter 254, Laws of 2021 5 6 (Engrossed Second Substitute House Bill No. 1099), House/Senate Bill 7 No. . . (Z-0442/22) (governor request legislation concerning increasing middle housing opportunities), and House/Senate Bill 8 No. . . (Z-0441/22) (governor request legislation concerning salmon 9 recovery habitat). 10

11 (b) Within the amounts not utilized under (a) of this subsection, 12 the department shall establish a competitive grant program to 13 implement requirements of the growth management act.

14 (c) Up to \$500,000 per biennium may be allocated toward growth 15 management policy research and development or to assess the ongoing 16 effectiveness of existing growth management policy.

17 <u>(d) The department must develop a process for consulting with</u> 18 <u>local governments, affected stakeholders, and the legislature to</u> 19 <u>establish emphasis areas for competitive grant distribution and for</u> 20 <u>research priorities. The department must complete a report on</u> 21 <u>emphasis areas and research priorities by June 30, 2023.</u>

22 (132) \$157,000 of the general fund-state appropriation for fiscal year 2023 is provided solely to provide subject matter expertise on 23 24 clean energy workforce needs to the clean energy workforce transition work group in collaboration with the workforce training and education 25 26 board. The clean energy workforce subject matter expert must provide 27 input obtained from consultation with representatives from industries likely to experience workforce transition and growth as a result of 28 29 policies enacted to implement the state energy strategy or mitigate climate change, and identify and recommend to the work group policy 30 31 recommendations that further the goals of increasing competitiveness 32 and growing family-wage jobs.

33 (133) \$6,500,000 of the general fund—state appropriation for 34 fiscal year 2023 is provided solely for incentives to attract motion 35 picture production in Washington state.

36 (134) \$5,000,000 of the general fund—federal appropriation (ARPA) 37 is provided solely for grants to organizations that serve the health 38 and welfare of children and adults with intellectual disabilities 39 through opportunities that build motor skills, support development,

1	improve health, and develop leadership. The activities supported		
2	through these grants may be used for sports competition, serve all		
3	ages, genders, ethnicities, and socioeconomic backgrounds, and be		
4	offered free of charge.		
5	(135) \$100,000,000 of the general fund—state appropriation for		
6	fiscal year 2023 is provided solely for rebates to consumers for the		
7	purchase of electric vehicles. Rebates shall be provided for the		
8	purchase and lease of new and used vehicles under the following		
9	guidelines and amounts:		
10	(a) A standard rebate will be provided equal to:		
11	(i) \$7,500 for new battery electric vehicles and fuel cell		
12	electric vehicles;		
13	(ii) \$5,000 for used battery electric vehicles and fuel cell		
14	electric vehicles; and		
15	(iii) \$1,000 for electric motorcycles and e-bikes.		
16	(b) An additional rebate will be provided for new and used		
17	battery electric vehicles and fuel cell electric vehicles equal to		
18	\$5,000 for Washingtonians earning less than 60 percent of statewide		
19	<u>median income.</u>		
20	(c) Rebates will be available for battery electric vehicles and		
21	fuel cell electric vehicles with a manufactured suggested retail		
22	price under \$55,000 for sedans and \$80,000 for vans, sports utility		
23	vehicles, and pickup trucks.		
24	(d) Rebates will be available to recipients who earn under		
25	\$250,000 per year as a United States income tax single tax filer, or		
26	<u>under \$500,000 per year for joint-filer households.</u>		
27	(e) Rebates can cover no more than half the purchase or lease		
28	cost of the vehicle.		
29	(f) The department shall establish and maintain a public facing		
30	dashboard to track implementation of the rebate program.		
31	(g) The department shall provide a report on the expenditure of		
32	these funds to the governor and fiscal committees of the legislature		
33	<u>by June 30, 2023.</u>		
34	<u>(136) \$100,000,000 of the general fund—state appropriation for</u>		
35	fiscal year 2023 is provided for grants to eligible recipients for		
36	the purchase and installation of solar energy systems paired with		
37	energy storage, including solar modules and inverters, and any		
38	controls necessary to pair the technology. Other eligible uses of		
39	grant funding include design and predesign efforts, feasibility		
40	studies, and the retrofit of existing solar projects with energy		

1 storage. Eligible recipients include retail electric utilities, tribal governments, school districts, local governments, state 2 3 agencies, housing authorities, and 501(c)(3) nonprofit entities. (a) The department must develop initial threshold criteria for 4 award grants to achieve an equitable and comprehensive deployment of 5 6 solar plus storage resources and ensure projects that address one or 7 more of the following: (i) Providing direct and indirect benefits for overburdened 8 9 communities and vulnerable populations; (ii) Reducing the frequency or duration of power outages and 10 increasing benefits to the grid; 11 12 (iii) Conferring economic benefits on building owners or <u>occupants</u>, by: 13 14 (A) Lowering operational costs for the facility, in the case of 15 public buildings; and 16 (B) Lowering energy burden of tenants and resident owners, in the 17 case of residential projects; and 18 (iv) Enabling participation in new utility demand response 19 programs. 20 (b) The department should attempt to select projects that meet the relevant benchmark cost of solar plus storage published by the 21 22 national renewable energy laboratory. 23 (c) The department is encouraged to make at least 20 percent of 24 the funds available to tribal governments and their designated 25 subdivisions and agencies. 26 (d) The department is encouraged to make at least 20 percent of the funds available to rural communities. 27 28 (e) The department is encouraged to award funds through existing 29 programs where consistent with the goals of this section. (f) The <u>department must consider the 2021 state energy strategy</u> 30 31 in the development of the program, using an equity and environmental 32 justice lens for developing recommendations and policy proposals. (137) \$4,500,000 of the general fund-state appropriation for 33 34 fiscal year 2022 is provided solely for a grant to the city of 35 Seattle for deposit into the Skagit environmental endowment fund to 36 support the protection of the headwaters of the Skaqit river 37 watershed through the acquisition of land, mining, and/or timber 38 rights. This grant must be matched by nonstate sources. (138) \$40,600,000 of the general fund-state appropriation for 39 fiscal year 2023 is provided for grants to local jurisdictions, or 40

nonprofit entities within those jurisdictions, that are engaged in a memorandum of understanding with state agencies regarding the reduction of the number of persons residing on public rights of way by transitioning them to permanent housing solutions. Funding may be used to provide outreach, shelter, transportation, and other services needed to assist individuals residing on public rights of way to secure permanent housing.

8 (139) \$200,000 of the general fund-state appropriation for fiscal year 2023 is provided solely for the department to contract with a 9 10 consultant to study incorporating the unincorporated communities of Fredrickson, Midland, North Clover Creek, Collins, Parkland, 11 Spanaway, Summit-Waller, and Summit View into a single city. The 12 13 study must include, but not be limited to, the impacts of 14 incorporation on the local tax base, crime, homelessness, infrastructure, public services, and behavioral health services, in 15 the listed communities. The department must submit the study to the 16 17 office of financial management and the appropriate committees of the legislature by June 1, 2023. 18

19 (140) \$125,000 of the dedicated marijuana account—state 20 appropriation for fiscal year 2022 and \$125,000,000 of the community 21 reinvestment account—state appropriation are provided for community 22 reinvestment grants to eligible entities.

(a) Grant funding must be distributed across the following areas: (i) Economic development, which includes addressing wealth disparities to promote asset building such as home ownership and expanding access to financial resources including, but not limited to, grants and loans for small businesses and entrepreneurs, financial literacy training, and other small business training and support activities;

30 <u>(ii) Civil and criminal legal assistance to provide</u> 31 postconviction relief and case assistance, including the expungement 32 of criminal records and vacation of criminal convictions;

33 (iii) Community-based violence intervention and prevention 34 services; and 35 (iv) Reentry services to facilitate successful transitions for

36 persons formerly incarcerated in an adult correctional facility or 37 juvenile residential facility in Washington.

38 (b) The department is encouraged to distribute funding to the 39 four reinvestment areas described in (a) of this subsection rapidly

1 using existing programs and networks. Any funding not distributed 2 within existing programs and networks must ensure the following: (i) The projects or programs will produce significant long-term 3 economic <u>benefits to the state</u>, a region of the state, or a 4 5 particular community in the state; (ii) The projects or programs do not require continuing state 6 7 support; 8 (iii) The investments will result in significant long-term economic benefits in the form of new jobs, job retention, increased 9 personal wealth, or higher incomes for citizens of the state or a 10 particular community in the state; 11 12 (v) The expenditure will not supplant private investment; and 13 (vi) The expenditure is accompanied by additional public or 14 private investment. 15 (c) Eligible entities may include nonprofit organizations, local 16 businesses, community or neighborhood associations, or collaborations 17 of the same. 18 (d) Up to \$125,000 of the dedicated marijuana account-state 19 appropriation for fiscal year 2022 and up to \$850,000 of the 20 community reinvestment account-state appropriation shall be used to 21 contract for a study to understand and analyze the racial, economic, and social disparities created by the historical design and 22 23 enforcement of state and federal criminal laws and penalties for illegal drug sales, possession, and use in Washington state. The 24 25 study should examine the extent to which the historical set of policies and laws known as the "war on drugs" created inequities that 26 27 continue to exist today among Washington state's black, indigenous, 28 and people of color populations. Within constitutional and legal 29 limits, the study should include recommendations to target funding to the populations and communities determined to have been most impacted 30 31 by the historic, inequitable design and enforcement of these criminal 32 laws and penalties. 33 (e) The study in (d) of this subsection must provide such 34 baseline data as is necessary for the department to develop an implementation plan that ensures the requirements of (b)(i) through 35 (vi) of this subsection are met. The study must be developed in 36 consultation with the office of the governor, the office of financial 37 38 management, and the office of equity. The study shall be submitted to the office of financial management and appropriate committees of the 39 40 legislature by March 15, 2023.

1	
1	(f) The department shall, in consultation with the office of
2	equity, develop an implementation plan, informed by the study in (e)
3	of this subsection to the governor and relevant committees of the
4	legislature by June 30, 2023. This plan shall include criteria for
5	eligible communities and programs, and development of accountability
6	measures to ensure proper distribution and use of grant funding as
7	well as tracking outcomes.
8	Sec. 128. 2021 c 334 s 130 (uncodified) is amended to read as
9	follows:
10	FOR THE ECONOMIC AND REVENUE FORECAST COUNCIL
11	General Fund—State Appropriation (FY 2022) ((\$903,000))
12	<u>\$910,000</u>
13	General Fund—State Appropriation (FY 2023) ((\$964,000))
14	<u>\$1,008,000</u>
15	Lottery Administrative Account—State Appropriation \$50,000
16	TOTAL APPROPRIATION
17	\$1,968,000
18	Sec. 129. 2021 c 334 s 131 (uncodified) is amended to read as
19	follows:
20	FOR THE OFFICE OF FINANCIAL MANAGEMENT
21	General Fund—State Appropriation (FY 2022)((\$16,022,000))
22	\$16,674,000
23	General Fund—State Appropriation (FY 2023) ((\$15,819,000))
24	<u>\$24,375,000</u>
25	General Fund—Federal Appropriation
26	\$33,497,000
27	General Fund—Private/Local Appropriation \$531,000
28	Economic Development Strategic Reserve Account—State
29	Appropriation
30	
	<u>\$333,000</u>
31	Workforce Education Investment Account—State
32	Appropriation
33	Personnel Service Account—State Appropriation ((\$23,431,000))
34	<u>\$19,424,000</u>
35	Higher Education Personnel Services Account—State
36	Appropriation
37	Statewide Information Technology System

1	Development ((Maintenance and Operations))
2	Revolving Account—State Appropriation ((\$102,037,000))
3	<u>\$185,869,000</u>
4	Office of Financial Management Central Service
5	Account—State Appropriation ((\$21,945,000))
6	\$24,641,000
7	Statewide Information Technology System Maintenance
8	and Operations Revolving Account—State
9	Appropriation
10	Performance Audits of Government Account—State
11	Appropriation
12	<u>\$692,000</u>
13	Coronavirus State Fiscal Recovery Fund—Federal
14	Appropriation
15	<u>\$2,645,000</u>
16	Thurston County Capital Facilities Account—State
17	Appropriation\$264,000
18	TOTAL APPROPRIATION
19	<u>\$320,544,000</u>
20	The appropriations in this section are subject to the following
21	conditions and limitations:
22	(1)(a) The student achievement council and all institutions of
23	higher education as defined in RCW 28B.92.030 and eligible for state
24	financial aid programs under chapters 28B.92 and 28B.118 RCW shall
25	ensure that data needed to analyze and evaluate the effectiveness of
26	state financial aid programs are promptly transmitted to the
27	education data center so that it is available and easily accessible.
28	The data to be reported must include but not be limited to:
29	(i) The number of Washington college grant and college bound
30	recipients;
31	(ii) Persistence and completion rates of Washington college grant
32	recipients and college bound recipients, disaggregated by institution
33	of higher education;
34	(iii) Washington college grant recipients grade point averages;
35	and
36	(iv) Washington college grant and college bound scholarship
37	program costs.

1 (b) The student achievement council shall submit student unit 2 record data for state financial aid program applicants and recipients 3 to the education data center.

4 (2) \$100,000 of the workforce education investment account—state
5 appropriation is provided solely to the office of financial
6 management to implement career connected learning.

7 ((\$102,037,000)) \$190,390,000 of the information (3) (a) technology system development revolving account-state appropriation, 8 \$10,002,000 of the information technology system maintenance and 9 operations revolving account-state appropriation, \$162,000 of the 10 11 personnel services account—state appropriation, and ((\$162,000)) 12 \$1,382,000 of the office of financial management central services account-state appropriation are provided solely for the one 13 14 Washington enterprise resource planning statewide program. Of this 15 amount:

((\$7,756,000)) \$30,308,000 of the information technology 16 (i) system development revolving account-state appropriation is provided 17 18 solely for an organizational change management pool to pay for 19 ((phase 1A (agency financial reporting system replacement—core 20 financials))) state agency organizational change management resources. The office of financial management will manage the pool, 21 22 authorize funds, and track costs by agency by fiscal month;

(ii) ((\$22,000,000)) <u>\$34,187,000</u> of the information technology 23 system development revolving account—state appropriation is provided 24 25 solely for a technology pool to pay for phase 1A (agency financial reporting system replacement—core financials) and phase 1B (expanding 26 27 financials and procurement) state agency costs due to work associated 28 with impacted financial systems and interfaces. The office of 29 financial management will manage the pool, authorize funds, and track 30 costs by agency by fiscal month;

(iii) \$1,326,000 of the information technology system development 31 32 revolving account-state appropriation is provided solely for three 33 dedicated information technology consultant staff to be contracted from the office of the chief information officer. These staff will 34 35 with agencies to ensure preparation work state and timely decommission of information technology systems that will no longer be 36 37 necessary post implementation of phase 1A (agency financial reporting 38 system replacement—core financials) and phase 1B (expanding 39 financials and procurement);

(iv) ((\$4,609,000)) \$10,002,000 of the information technology
system ((development)) maintenance and operations revolving account—
state appropriation is provided solely for maintenance and operations
costs for phase 1A (agency financial reporting system replacement—
core financials), which will begin in fiscal year 2023;

6 (v) \$9,153,000 of the information technology system development 7 revolving account—state appropriation is provided solely for phase 1B 8 (<u>expanding financials and procurement ((and extended financials)))</u> 9 ((<u>in fiscal year 2022</u>));

10 (vi) \$162,000 of the personnel services account—state 11 appropriation is provided solely for a dedicated staff for phase 2 12 (human ((resources)) capital management) coordination; and

(vii) \$162,000 of the office of financial management central services account—state appropriation is provided solely for a dedicated staff for phase 3 (budget) coordination.

(b) Beginning July 1, 2021, the office of financial management 16 17 shall provide written quarterly reports, within 30 calendar days of the end of each fiscal quarter, to legislative fiscal committees and 18 19 the legislative evaluation and accountability program committee to include how funding was spent compared to the budget spending plan 20 for the prior quarter by fiscal month and what the ensuing quarter 21 budget will be by fiscal month. All reporting must be separated by 22 23 phase of one Washington subprojects. The written report must also include: 24

(i) A list of quantifiable deliverables accomplished and theassociated expenditures by each deliverable by fiscal month;

(ii) A report on the contract full time equivalent charged compared to the budget spending plan by month for each contracted vendor and what the ensuing contract equivalent budget spending plan assumes by fiscal month;

(iii) A report identifying each state agency that applied for and received organizational change management pool resources, the staffing equivalent used, and the cost by fiscal month by agency compared to budget spending plan;

(iv) A report identifying each state agency that applied for and received technology pool resources, the staffing equivalent used, and the cost by fiscal month by agency compared to the budget spending plan; (v) A report on budget spending plan by fiscal month by phase
 compared to actual spending by fiscal month; and

3 (vi) A report on current financial office performance metrics 4 that at least 10 state agencies use, to include the monthly 5 performance data, starting July 1, 2021.

6 (c) Prior to spending any funds, the director of financial 7 management must agree to the spending and sign off on the spending.

8 (d) This subsection is subject to the conditions, limitations, 9 and review requirements of section 701 of this act.

(4) \$250,000 of the office of financial management central 10 services account-state appropriation is provided solely for a 11 12 dedicated information technology budget staff for the work associated 13 with statewide information technology projects that are under the oversight of the office of the chief information officer. The staff 14 will be responsible for providing a monthly financial report after 15 each fiscal month close to fiscal staff of the senate ways and means 16 and house appropriations committees to reflect at least: 17

(a) Fund balance of the information technology pool account aftereach fiscal month close;

(b) Amount by information technology project, differentiated if in the technology pool or the agency budget, of what funding has been approved to date and for the last fiscal month;

23 (c) Amount by agency of what funding has been approved to date 24 and for the last fiscal month;

(d) Total amount approved to date, differentiated if in thetechnology pool or the agency budget, and for the last fiscal month;

(e) A projection for the information technology pool account by
 fiscal month through the 2021-2023 fiscal biennium close, and a
 calculation spent to date as a percentage of the total appropriation;

30 (f) A projection of each information technology project spending 31 compared to budget spending plan by fiscal month through the 32 2021-2023 fiscal biennium, and a calculation of amount spent to date 33 as a percentage of total project cost; and

34 (g) A list of agencies and projects that have not yet applied for35 nor been approved for funding by the office of financial management.

36 (5) \$12,741,000 of the personnel service account—state 37 appropriation is provided solely for administration of orca pass 38 benefits included in the 2021-2023 collective bargaining agreements 39 and provided to nonrepresented employees. The office of financial 40 management must bill each agency for that agency's proportionate

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1 share of the cost of orca passes. The payment from each agency must 2 be deposited into the personnel service account and used to purchase 3 orca passes. The office of financial management may consult with the 4 Washington state department of transportation in the administration 5 of these benefits.

6 (6) Within existing resources, the labor relations section shall 7 produce a report annually on workforce data and trends for the 8 previous fiscal year. At a minimum, the report must include a 9 workforce profile; information on employee compensation, including 10 salaries and cost of overtime; and information on retention, 11 including average length of service and workforce turnover.

12 (7)(a) The office of financial management statewide leased 13 facilities oversight team must identify opportunities to reduce 14 statewide leased facility space given the change in business 15 practices since 2020 whereby many state employees were mostly working 16 remotely and may continue to do so going forward, or at least more 17 state employees are anticipated to work remotely than in calendar 18 year 2019.

(b) The office of financial management will work to identify opportunities for downsizing office space and increased collocation by state agencies, especially for any leases that will be up for renewal effective July 1, 2022, through June 30, 2024.

(c) The office of financial management must, in collaboration with the department of enterprise services, identify and make recommendations on reduction in leased office space by agency for fiscal years 2024 and 2025. The analysis must include detailed information on any reduced costs, such as lease contract costs, and include at least:

29 (i) Agency name;

30 (ii) Lease contract number and term (start and end date);

31 (iii) Contract amount by fiscal year; and

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(iv) Current and future projected collocated agency tenants.

(d) The office of financial management must submit a report responsive to (a), (b), and (c) of this subsection to fiscal and appropriate policy committees of the legislature by June 30, 2022.

(8) \$105,000 of the general fund—state appropriation for fiscal
 year 2022 and \$68,000 of the general fund—state appropriation for
 fiscal year 2023 are provided solely for implementation of Engrossed
 Second Substitute Senate Bill No. 5163 (conditionally released

sexually violent predators). ((If the bill is not enacted by June 30, 2 2021, the amounts provided in this subsection shall lapse.))

3 (9) \$79,000 of the general fund—state appropriation for fiscal 4 year 2022 and \$79,000 of the general fund—state appropriation for 5 fiscal year 2023 are provided solely for staffing for the sentencing 6 guidelines commission.

7 (10) ((\$90,000 of the general fund state appropriation for fiscal 8 year 2022 and \$166,000 of the general fund state appropriation for 9 fiscal year 2023 are provided solely for the office of financial 10 management to complete the following activities:

11 (a) By December 1, 2022, and consistent with RCW 43.01.036, the 12 office of financial management must submit a report to the 13 legislature that assesses how to incorporate a net ecological gain 14 standard into state land use, development, and environmental laws and 15 rules to achieve a goal of better statewide performance on endangered species recovery and ecological health. The report must address each 16 17 environmental, development, or land use law or rule where the existing standard is less protective of ecological integrity than the 18 19 standard of net ecological gain, including the shoreline management 20 act (chapter 90.58 RCW), the growth management act (chapter 36.70A RCW), construction projects in state waters (chapter 77.55 RCW), and 21 22 the model toxics control act.

(b) In developing the report under this section, the office of financial management must consult with the appropriate local governments, state agencies, federally recognized Indian tribes, and stakeholders with subject matter expertise on environmental, land use, and development laws including but not limited to cities, counties, ports, the department of ecology, the department of fish and wildlife, and the department of commerce.

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(c) The report must include:

31 (i) Development of a definition, objectives, and goals for the 32 standard of net ecological gain;

33 (ii) An assessment and comparison analysis of opportunities and 34 challenges, including legal issues and costs on state and local 35 governments to achievement of overall net ecological gain through 36 both:

37 (A) Implementation of a standard of net ecological gain under
 38 different environmental, development, and land use laws; and

1 (B) An enhanced approach to implementing and monitoring no net 2 loss in existing environmental, development, and land use laws;

3 (iii) Recommendations on funding, incentives, technical 4 assistance, legal issues, monitoring, and use of scientific data, and 5 other applicable considerations to the integration of net ecological 6 gain into each environmental, development, and land use law or rule; 7 and

8 (iv) An assessment of how applying a standard of net ecological 9 gain in the context of each environmental, land use, or development 10 law is likely to achieve substantial additional environmental or 11 social co-benefits.

(11) \$158,000)) \$45,000 of the general fund—state appropriation for fiscal year 2022 ((is)) and \$113,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the work of the office of financial management to conduct a feasibility study and make recommendations regarding the establishment of a system for streamlining the vacation of criminal conviction records in section 953 of this act.

19 (((12))) (11)(a) \$150,000 of the general fund—state appropriation 20 for fiscal year 2022 is provided solely for the office of financial 21 management to provide recommendations, as described in (b) of this 22 subsection, on the procedure for providing an equity impact statement 23 for legislative proposals, and content and format requirements for 24 the equity impact statement.

(b) By July 1, 2022, the office of financial management must submit a report to the governor, appropriate committees of the legislature, and statutory commissions that details recommendations on:

(i) The procedure for providing an equity impact statement forlegislative proposals;

31 (ii) The format and content requirements for the equity impact 32 statement;

33 (iii) A plan, including information technology additions or 34 revisions, necessary to provide equity impact statements;

35 (iv) Recommendations on which office or agency should be 36 principally responsible for coordinating the provision of equity 37 impact statements with state agencies; and

38 (v) Recommendations on any policy changes needed to implement the 39 provision of equity impact statements. 1 (c) For the purpose of implementing this subsection, the office 2 of financial management may contract with an entity or entities that 3 have expertise in equity impact assessments.

4 (d) The office of financial management must consult with the 5 governor's interagency council on health disparities and the office 6 of equity in developing the procedures, and content and format 7 requirements.

(e) For purposes of this subsection, "statutory commission" means 8 the Washington state commission on African American 9 affairs established in chapter 43.113 RCW, the Washington state commission on 10 11 Asian Pacific American affairs established in chapter 43.117 RCW, the 12 Washington state commission on Hispanic affairs established in chapter 43.115 RCW, the Washington state women's commission 13 established in chapter 43.119 RCW, the Washington state LGBTQ 14 commission established in chapter 43.114 RCW, and the human rights 15 16 commission established in chapter 49.60 RCW.

17 (((13))) (12) \$785,000 of the general fund—state appropriation 18 for fiscal year 2022 and \$960,000 of the general fund—state 19 appropriation for fiscal year 2023 are provided solely for 20 implementation of Engrossed Substitute House Bill No. 1267 (police 21 use of force). ((If the bill is not enacted by June 30, 2021, the 22 amounts provided in this subsection shall lapse.

(14)) (13) \$172,000 of the general fund—state appropriation for fiscal year 2022 and \$167,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Engrossed Second Substitute House Bill No. 1295 (institutional ed./ release). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.

29 (15) \$300,000)) (14) \$150,000 of the general fund-state appropriation for fiscal year 2022 and $((\frac{300,000}{)})$ $\frac{450,000}{0}$ of the 30 general fund-state appropriation for fiscal year 2023 are provided 31 32 solely for the office of financial management to assist the health 33 care authority, the department of social and health services, and the 34 department of health in coordinating efforts to transform the behavioral health system and improve the collection and availability 35 of data. Within these amounts, the office must provide direction and 36 ensure coordination between state agencies in the forecasting of 37 38 forensic and long-term civil commitment beds, transition of civil 39 long-term inpatient capacity from state hospital to community

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settings, and efforts to improve the behavioral health crisis response system. Sufficient funding within this section is provided for the staff support and other costs related to the crisis response improvement strategy committee established in section 104 of Engrossed Second Substitute House Bill No. 1477 (national 988 system).

7 (15) \$40,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for the office of financial management 8 to review and report on vendor rates for services provided to low-9 10 income individuals at the department of children, youth, and families, the department of corrections, and the department of social 11 and health services. The report must be submitted to the governor and 12 13 the appropriate committees of the legislature by December 1, 2022, 14 and must include review of, at least:

15 (a) The current rates for services by vendor;

16 (b) A history of increases to the rates since fiscal year 2010 by 17 vendor;

18 (c) A comparison of how the vendor increases and rates compare to 19 inflation; and

20 (d) A summary of the billing methodology for the vendor rates.

21 Sec. 130. 2021 c 334 s 132 (uncodified) is amended to read as 22 follows:

23 FOR THE OFFICE OF ADMINISTRATIVE HEARINGS

24	Administrative Hearings Revolving Account—State
25	Appropriation
26	<u>\$73,592,000</u>
27	Administrative Hearings Revolving Account—Local
28	Appropriation
29	TOTAL APPROPRIATION
30	<u>\$73,604,000</u>

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

(1) \$22,346,000 of the administrative hearings revolving account state appropriation is provided solely for staffing to resolve unemployment insurance appeals. The funding is provided to meet the temporary increase in unemployment insurance hearing appeals, which began in fiscal year 2021, and to reduce the appeal to resolution wait time. 1 (2) \$154,000 of the administrative hearings revolving account— 2 state appropriation is provided solely for implementation of 3 Engrossed Second Substitute Senate Bill No. 5051 (peace & corrections 4 officers). ((If the bill is not enacted by June 30, 2021, the amount 5 provided in this subsection shall lapse.))

(3) \$86,000 of the administrative hearings revolving account—
state appropriation is provided solely for implementation of chapter
2, Laws of 2021 (Engrossed Substitute Senate Bill No. 5061)
(unemployment insurance). ((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.))

(4) \$12,000 of the administrative hearings revolving account state appropriation is provided solely for implementation of Engrossed Substitute Senate Bill No. 5097 (paid leave coverage). ((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.))

(5) \$150,000 of the administrative hearings revolving account state appropriation is provided solely for implementation of Engrossed Substitute Senate Bill No. 5172 (agricultural overtime). ((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.))

(6) \$161,000 of the administrative hearings revolving account state appropriation is provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5237 (child care and early development programs). ((If the bill is not enacted by June 30, 25 2021, the amount provided in this subsection shall lapse.))

(7) \$19,000 of the administrative hearings revolving account—
state appropriation is provided solely for implementation of
Engrossed Second Substitute House Bill No. 1073 (paid leave
coverage). ((If the bill is not enacted by June 30, 2021, the amount
provided in this subsection shall lapse.))

31 Sec. 131. 2021 c 334 s 133 (uncodified) is amended to read as 32 follows:

33 FOR THE WASHINGTON STATE LOTTERY

34	Lottery	Administrative Account—State Appropriation	((\$29,759,000))
35			<u>\$30,642,000</u>
36		TOTAL APPROPRIATION	((\$29,759,000))
37			<u>\$30,642,000</u>

1 The appropriation in this section is subject to the following 2 conditions and limitations: 3 (1) No portion of this appropriation may be used for acquisition of gaming system capabilities that violate state law. 4 5 (2) Pursuant to RCW 67.70.040, the commission shall take such 6 action necessary to reduce retail commissions to an average of 5.1 7 percent of sales. 8 Sec. 132. 2021 c 334 s 134 (uncodified) is amended to read as 9 follows: FOR THE COMMISSION ON HISPANIC AFFAIRS 10 11 12 \$500,000 13 General Fund—State Appropriation (FY 2023)..... ((\$464,000)) 14 \$538,000 15 16 \$1,038,000 17 Sec. 133. 2021 c 334 s 135 (uncodified) is amended to read as 18 follows: 19 FOR THE COMMISSION ON AFRICAN-AMERICAN AFFAIRS 20 General Fund—State Appropriation (FY 2022)..... ((\$421,000)) 21 \$428,000 22 General Fund—State Appropriation (FY 2023)..... ((\$431,000)) 23 \$1,252,000 24 25 \$1,680,000 26 Sec. 134. 2021 c 334 s 136 (uncodified) is amended to read as 27 follows: FOR THE DEPARTMENT OF RETIREMENT SYSTEMS-OPERATIONS 28 29 General Fund—State Appropriation (FY 2023).....\$609,000 Department of Retirement Systems Expense Account-30 31 ((\$71,462,000)) 32 \$74,111,000 33 ((\$71,462,000)) TOTAL APPROPRIATION. 34 \$74,720,000 35 The appropriation in this section is subject to the following 36 conditions and limitations:

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1 (1) \$6,007,000 of the department of retirement systems expense 2 account—state appropriation is provided solely for pension system 3 modernization, and is subject to the conditions, limitations, and 4 review requirements of section 701 of this act.

5 (2) \$619,000 of the department of retirement systems expense 6 account—state appropriation is provided solely for implementation of 7 Senate Bill No. 5367 (inactive retirement accounts). ((If the bill is 8 not enacted by June 30, 2021, the amount provided in this subsection 9 shall lapse.))

10 (3) \$7,000 of the department of retirement systems expense 11 account—state appropriation is provided solely for implementation of 12 Engrossed Second Substitute Senate Bill No. 5399 (universal health 13 care commission). ((If the bill is not enacted by June 30, 2021, the 14 amount provided in this subsection shall lapse.))

(4) \$286,000 of the department of retirement systems—state appropriation is provided solely for implementation of Senate Bill No. 5021 (effects of expenditure reduction). ((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.))

20 Sec. 135. 2021 c 334 s 137 (uncodified) is amended to read as 21 follows:

22 FOR THE DEPARTMENT OF REVENUE

23	General Fund—State Appropriation (FY 2022) ((\$167,182,000))
24	<u>\$172,805,000</u>
25	General Fund—State Appropriation (FY 2023) ((\$411,796,000))
26	<u>\$385,466,000</u>
27	Timber Tax Distribution Account—State Appropriation $((\$7, 314, 000))$
28	<u>\$7,650,000</u>
29	Business License Account—State Appropriation ((\$20,335,000))
30	<u>\$21,153,000</u>
31	Waste Reduction, Recycling, and Litter Control
32	Account—State Appropriation ((\$162,000))
33	<u>\$173,000</u>
34	Model Toxics Control Operating Account—State
35	Appropriation
36	<u>\$119,000</u>
37	Financial Services Regulation Account—State
38	Appropriation

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

5 (1) \$1,056,000 of the general fund—state appropriation for fiscal 6 year 2022 and \$409,000 of the general fund—state appropriation for 7 fiscal year 2023 are provided solely for the department to implement 8 2021 revenue legislation.

9 (2)(a) \$1,303,000 of the general fund—state appropriation for 10 fiscal year 2022 and \$1,000,000 of the general fund—state 11 appropriation for fiscal year 2023 are provided solely for the 12 department to facilitate a tax structure work group, initially 13 created within chapter 1, Laws of 2017 3rd sp. sess. (SSB 5883) and 14 hereby reauthorized.

(b) (i) Members serving on the tax structure work group as of the effective date of this section may continue serving on the work group. Any member not wishing to continue serving on the tax structure work group must provide written notice to the work group and the vacancy must be filled as provided in (c) of this subsection.

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(ii) The work group must include the following voting members:

(A) The president of the senate must appoint two members fromeach of the two largest caucuses of the senate;

(B) The speaker of the house of representatives must appoint two members from each of the two largest caucuses of the house of representatives; and

26 (C) The governor must appoint one member who represents the 27 office of the governor.

28 (iii) The work group must include the following nonvoting 29 members:

30 (A) One representative of the department of revenue;

31 (B) One representative of the association of Washington cities; 32 and

33 (C) One representative of the Washington state association of 34 counties.

35 (c) Elected officials not reelected to their respective offices 36 may be relieved of their responsibilities on the tax structure work 37 group. Vacancies on the tax structure work group must be filled 38 within 60 days of notice of the vacancy. The work group must choose a 39 chair or cochairs from among its legislative membership. The chair

is, or cochairs are, responsible for convening the meetings of the 1 work group no less than quarterly each year. Recommendations of the 2 work group may be approved by a simple majority vote. All work group 3 members may have a representative attend meetings of the tax 4 structure work group in lieu of the member, but voting by proxy is 5 6 not permitted. Staff support for the work group must be provided by 7 the department. The department may engage one or more outside consultants to assist in providing support for the work group. 8 Members of the work group must serve without compensation but may be 9 reimbursed for travel expenses under RCW 44.04.120, 43.03.050, and 10 43.03.060. 11

12 (d) The duties of the work group are to:

(i) By December 1, 2019, convene no less than one meeting to elect a chair, or cochairs, and conduct other business of the work group;

16 (ii) By December 31, 2020, the department and technical advisory 17 group must prepare a summary report of their preliminary findings and 18 alternatives described in (f) of this subsection;

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(iii) By May 31, 2021, the work group must:

(A) Hold no less than one meeting in Olympia or virtually to
review the preliminary findings described in (f) of this subsection.
At least one meeting must engage stakeholder groups, as described in
(e) (i) of this subsection;

(B) Begin to plan strategies to engage taxpayers and key
stakeholder groups to encourage participation in the public meetings
described in (f) of this subsection;

(C) Present the summary report described in (d)(ii) of this subsection in compliance with RCW 43.01.036 to the appropriate committees of the legislature;

30 (D) Be available to deliver a presentation to the appropriate 31 committees of the legislature including the elements described in 32 (e)(ii) of this subsection; and

33 (E) Finalize the logistics of the engagement strategies described 34 in (d)(iv) of this subsection;

35 (iv) After the conclusion of the 2021 legislative session, the 36 work group must:

37 (A) Hold no less than five public meetings organized by 38 geographic region (in person or online) with special consideration 39 for regional geographies throughout the state, rural areas, and 40 border communities; 1 (B) Participate in no less than 10 existing meetings of various 2 associations, community-based organizations, nonprofits, and similar 3 groups in order to engage low-income and middle-income taxpayers, 4 communities of color, senior citizens, and people with disabilities;

5 (C) Participate in no less than 10 existing meetings of various 6 business and agricultural associations, chambers of commerce, ports, 7 associate development organizations, and similar groups in order to 8 engage small, start-up, and low-margin businesses, and other 9 businesses;

(D) Hold no less than three listening sessions in a language
 other than English to engage taxpayers who speak languages including,
 but not limited to, Spanish, Vietnamese, Russian, and Somali;

(E) Present the findings described in (f) of this subsection and alternatives to the state's current tax structure at the public meetings utilizing a range of methods that account for different learning styles including, but not limited to, written documents, videos, animations, and graphics;

(F) Provide an opportunity at the public and other meetings for taxpayers to engage in a conversation about the state tax structure including, but not limited to, providing feedback on possible recommendations for changes to the state tax structure and asking questions about the report and findings and alternatives to the state's current tax structure presented by the work group;

(G) Utilize methods to collect taxpayer feedback before, during,
or after the public meetings that may include, but is not limited to:
Small group discussions, in-person written surveys, in-person visual
surveys, online surveys, written testimony, and public testimony;

(H) Encourage legislators to inform their constituents about the public meetings that occur within and near their legislative districts (whether in person or online);

(I) Inform local elected officials about the public meetings that occur within and near their communities (whether in person or online);

(J) Summarize the feedback that taxpayers and other stakeholders communicated during the public meetings and other public engagement methods, and submit a final summary report, in accordance with RCW 43.01.036, to the appropriate committees of the legislature. This report may be submitted as an appendix or update to the summary report described in (d)(ii) of this subsection; and 1 (K) To the degree it is practicable, conduct analysis of the 2 current tax structure and proposed alternatives to estimate the 3 impact on taxpayers, including tax paid as a share of household 4 income for various racial and ethnic groups as reported in the most 5 current census data available, American community survey, or other 6 similar data sources;

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(v) During the 2022 legislative session, the work group must:

8 (A) Present the findings and reports described in (d)(ii) of this 9 subsection to the appropriate committees of the legislature; and

10 (B) Be available to deliver a presentation to or participate in a 11 work session for the appropriate committees of the legislature, or 12 both;

(vi) Between the conclusion of the 2022 legislative session and 13 14 December 31, 2022, the work group is directed to finalize policy recommendations and develop legislation to implement modifications to 15 16 the tax structure, informed by the findings described in (d)(ii) of 17 this subsection and the feedback received from taxpayers as reflected 18 in the report described in (d)(iv) of this subsection. Legislative proposals recommended by the work group may not collectively result 19 in a loss of revenue to the state as compared to the November 2022 20 biennial revenue forecast published by the economic and revenue 21 forecast council. In making the recommendations, the work group must 22 be guided by the following principles for a well designed tax system: 23 24 Equity, adequacy, stability, and transparency;

(vii) During the 2023 legislative session, it is the intent of the legislature to consider the proposal described in (d)(vi) of this subsection;

28 (viii) If the proposal is not adopted during the 2023 legislative 29 session, the work group is directed to host no less than three public meetings to collect feedback on the legislation proposed in the 2023 30 31 and may also collect feedback on other proposals under session, 32 consideration by the work group, subject to the availability of funds 33 in the 2023-2025 biennial budget. The work group is directed to modify the proposal to address the feedback collected during the 34 35 public meetings;

36 (ix) During the 2024 legislative session, it is the intent of the 37 legislature to consider the modified proposal described in (d)(iv) of 38 this subsection; and

39 (x) By December 31, 2024, subject to the availability of funds in 40 the 2023-2025 biennial budget, the work group is directed to submit a final report that is a compilation of all other reports previously submitted since July 1, 2019, and may include additional content to summarize final activities of the tax structure work group and related legislation, in compliance with RCW 43.01.036, to the appropriate committees of the legislature.

(e) (i) The stakeholder groups referenced by (d) (iii) (A) of this
subsection must include, at a minimum, organizations and individuals
representing the following:

9 (A) Small, start-up, or low-margin business owners and employees 10 or associations expressly dedicated to representing these businesses, 11 or both; and

(B) Individual taxpayers with income at or below 100 percent of area median income in their county of residence or organizations expressly dedicated to representing low-income and middle-income taxpayers, or both;

16 (ii) The presentation referenced in (d)(iii)(D) of this 17 subsection must include the following elements:

(A) The findings and alternatives included in the summary reportdescribed in (d)(ii) of this subsection; and

(B) The preliminary plan to engage taxpayers directly in a robust conversation about the state's tax structure, including presenting the findings described in (f) of this subsection and alternatives to the state's current tax structure, and collecting feedback to inform development of recommendations.

25 (f) The duties of the department, with assistance of one or more 26 technical advisory groups, are to:

(i) With respect to the final report of findings and alternatives submitted by the Washington state tax structure study committee to the legislature under section 138, chapter 7, Laws of 2001 2nd sp. sess.:

31 (A) Update the data and research that informed the 32 recommendations and other analysis contained in the final report;

33 (B) Estimate how much revenue all the revenue replacement 34 alternatives recommended in the final report would have generated for 35 the 2017-2019 fiscal biennium if the state had implemented the 36 alternatives on January 1, 2003;

37 (C) Estimate the tax rates necessary to implement all recommended 38 revenue replacement alternatives in order to achieve the revenues 39 generated during the 2017-2019 fiscal biennium as reported by the 40 economic and revenue forecast council;

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1 (D) Estimate the impact on taxpayers, including tax paid as a 2 share of household income for various income levels, and tax paid as 3 a share of total business revenue for various business activities, 4 for (f)(i)(B) and (C) of this subsection; and

5 (E) Estimate how much revenue would have been generated in the 6 2017-2019 fiscal biennium if the incremental revenue alternatives 7 recommended in the final report would have been implemented on 8 January 1, 2003, excluding any recommendations implemented before May 9 21, 2019;

10 (ii) With respect to the recommendations in the final report of 11 the 2018 tax structure work group:

(A) Conduct economic modeling or comparable analysis of replacing the business and occupation tax with an alternative, such as corporate income tax or margins tax, and estimate the impact on taxpayers, such as tax paid as a share of total business revenue for various business activities, assuming the same revenues generated by business and occupation taxes during the 2017-2019 fiscal biennium as reported by the economic and revenue forecast council; and

(B) Estimate how much revenue would have been generated for the 20 2017-2019 fiscal biennium if the one percent revenue growth limit on 21 regular property taxes was replaced with a limit based on population 22 growth and inflation if the state had implemented this policy on 23 January 1, 2003;

24

(iii) Analyze our economic competitiveness with border states:

(A) Estimate the revenues that would have been generated during the 2017-2019 fiscal biennium, had Washington adopted the tax structure of those states, assuming the economic tax base for the 2017-2019 fiscal biennium as reported by the economic and revenue forecast council; and

30 (B) Estimate the impact on taxpayers, including tax paid as a 31 share of household income for various income levels, and tax paid as 32 a share of total business revenue for various business activities for 33 (f)(iii)(A) of this subsection;

(iv) Analyze our economic competitiveness in the context of a national and global economy, provide comparisons of the effective state and local tax rate of the tax structure during the 2017-2019 fiscal biennium and various alternatives under consideration, as they compare to other states and the federal government, as well as consider implications of recent changes to federal tax law; 1 (v) Conduct, to the degree it is practicable, tax incidence 2 analysis of the various alternatives under consideration to account 3 for the impacts of tax shifting, such as business taxes passed along 4 to consumers and property taxes passed along to renters;

5 (vi) Present findings and alternatives, to the degree it is 6 practicable, by geographic area, in addition to statewide; and

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(vii) Conduct other analysis as directed by the work group.

8 (3) \$292,000 of the general fund—state appropriation for fiscal 9 year 2022 and \$162,000 of the general fund—state appropriation for 10 fiscal year 2023 are provided solely for the implementation of 11 chapter 4, Laws of 2021 (SHB 1095) (emergency assistance/tax).

(4) \$212,000 of the general fund—state appropriation for fiscal year 2022 and \$33,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Engrossed Second Substitute House Bill No. 1477 (national 988 system). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(5) \$213,000 of the general fund—state appropriation for fiscal year 2022 and \$55,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of Second Substitute Senate Bill No. 5000 (hydrogen/electric vehicles). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(6) \$2,489,000 of the general fund—state appropriation for fiscal year 2022 and \$4,189,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of Engrossed Substitute Senate Bill No. 5096 (capital gains tax). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(7) \$100,000 of the general fund—state appropriation for fiscal year 2022 and \$11,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of Engrossed Senate Bill No. 5220 (salmon recovery grants/tax). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(8) \$7,000 of the general fund—state appropriation for fiscal
 year 2022 is provided solely for the implementation of Engrossed
 Substitute Senate Bill No. 5251 (tax and revenue laws). ((If the bill

1 is not enacted by June 30, 2021, the amount provided in this
2 subsection shall lapse.))

(9) \$115,000 of the general fund—state appropriation for fiscal year 2022 and \$44,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of Second Substitute Senate Bill No. 5396 (farmworker housing/tax). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

9 (10) \$97,000 of the general fund—state appropriation for fiscal 10 year 2022 is provided solely for implementation of Engrossed Second 11 Substitute House Bill No. 1480 (liquor licensee privileges). ((If the 12 bill is not enacted by June 30, 2021, the amount provided in this 13 subsection shall lapse.))

(11) \$4,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for the implementation of Engrossed Senate Bill No. 5454 (prop. tax/natural disasters). ((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.))

19 (12) \$5,467,000 of the general fund-state appropriation for 20 fiscal year 2022 and \$255,513,000 of the general fund-state 21 appropriation for fiscal year 2023 are provided solely for 22 implementation of Engrossed Substitute House Bill No. 1297 (working 23 families tax exempt.). ((If the bill is not enacted by June 30, 2021, 24 the amounts provided in this subsection shall lapse.)) Of the total amounts provided in this subsection: 25

(a) \$5,467,000 of the general fund—state appropriation for fiscal
 year 2022 and \$13,513,000 of the general fund—state appropriation for
 fiscal year 2023 are provided solely for administration of the
 working families tax exemption program; and

30 (b) \$242,000,000 of the general fund—state appropriation for 31 fiscal year 2023 is provided solely for remittances under the working 32 families tax exemption program.

33 Sec. 136. 2021 c 334 s 138 (uncodified) is amended to read as 34 follows:

35 FOR THE BOARD OF TAX APPEALS

36	General	Fund—State	Appropriation	(FY	2022).	•	•	•	•	•	((\$2,631,000))
37											<u>\$2,624,000</u>
38	General	Fund—State	Appropriation	(FY	2023).	•	•	•	•	•	((\$2,652,000))

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															<u>\$2,744,000</u>
TOTAL	APPROPRIATION.	•	•	•	•	•	•	•	•	•	•	•	•	•	((\$5,283,000))

<u>\$5,368,000</u>

Sec. 137. 2021 c 334 s 139 (uncodified) is amended to read as 4 5 follows: FOR THE OFFICE OF MINORITY AND WOMEN'S BUSINESS ENTERPRISES 6 7 General Fund—State Appropriation (FY 2022)..... ((\$1,975,000)) 8 \$1,993,000 9 General Fund—State Appropriation (FY 2023).... ((\$1,564,000)) 10 \$2,001,000 11 Minority and Women's Business Enterprises Account-12 13 \$4,914,000 14 ((\$8, 146, 000))15 \$8,908,000

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

(1) The office of minority and women's business enterprises shall consult with the Washington state office of equity on the Washington state toolkit for equity in public spending.

(2) \$135,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for the implementation of Senate Bill No. 5032 (alternative public works contracting procedures). ((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.))

(3) \$851,000 of the general fund—state appropriation for fiscal year 2022 and \$675,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of Substitute House Bill No. 1259 (women and minority contracting). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

32 Sec. 138. 2021 c 334 s 140 (uncodified) is amended to read as 33 follows:

34 FOR THE INSURANCE COMMISSIONER

35	General Fund—Federal	Appropriation.	• • • •	•••	• •	•	((\$4,633,000))
36							<u>\$4,680,000</u>
37	Insurance Commissioner	's Regulatory A	Account-	—sta	te		

1 Appropriation. ((\$66, 336, 000)). 2 \$69,646,000 3 Insurance Commissioner's Fraud Account—State 4 5 \$3,625,000 TOTAL APPROPRIATION. ((\$74, 572, 000))6 7 \$77,951,000 8 The appropriations in this section are subject to the following 9 conditions and limitations: (1) \$234,000 of the insurance commissioner's regulatory account-10 state appropriation is provided solely to implement Second Substitute 11 Senate Bill No. 5315 (captive insurance). ((If the bill is not 12 enacted by June 30, 2021, the amount provided in this subsection 13 14 shall lapse.)) 15 (2) \$64,000 of the insurance commissioner's regulatory account-16 state appropriation is provided solely to implement Second Substitute 17 Senate Bill No. 5313 (health ins. discrimination). ((If the bill is not enacted by June 30, 2021, the amount provided in this subsection 18 19 shall lapse.)) (3) \$24,000 of the insurance commissioner's regulatory account-20 21 state appropriation is provided solely to implement Engrossed Second 22 Substitute Senate Bill No. 5399 (universal health care commission). 23 ((If the bill is not enacted by June 30, 2021, the amount provided in 24 this subsection shall lapse.)) 25 (4) \$3,000 of the insurance commissioner's regulatory account-26 state appropriation is provided solely to implement Engrossed Second 27 Substitute Senate Bill No. 5377 (standardized health plans). ((If the bill is not enacted by June 30, 2021, the amount provided in this 28 29 subsection shall lapse.)) 30 (5) \$649,000 of the insurance commissioner's regulatory account-31 state appropriation is provided solely to implement Engrossed Substitute House Bill No. 1196 (audio-only telemedicine). ((If the 32 bill is not enacted by June 30, 2021, the amount provided in this 33 34 subsection shall lapse.)) 35 (6) \$83,000 of the insurance commissioner's regulatory accountstate appropriation is provided solely to implement Substitute Senate 36 37 Bill No. 5003 (living donor act). ((If the bill is not enacted by 38 June 30, 2021, the amount provided in this subsection shall lapse.))

1 (7)(a) \$75,000 of the insurance commissioner's regulatory account 2 —state appropriation is provided solely for a service utilization, 3 cost, and implementation analysis of requiring coverage for the 4 hearing instruments benefit described in House Bill No. 1047 (hearing 5 instruments/children) for children who are 18 years of age or younger 6 and for children and adults.

7 (b) The commissioner must contract with one or more consultants 8 to:

9 (i) Obtain projected utilization and cost data from Washington 10 state health carriers for health plans, as defined in RCW 48.43.005, 11 to provide an estimate of aggregate statewide utilization and cost 12 impacts of the coverage described in House Bill No. 1047 (hearing 13 instruments/children) separately for children who are 18 years of age 14 or younger and for children and adults, expressed as total annual 15 cost and as a per member per month cost;

16 (ii) Assess the impact of federal and state health care 17 nondiscrimination laws on the scope of the benefit described in House 18 Bill No. 1047 (hearing instruments/children); and

(iii) Provide recommendations for distributing state payments to defray the cost of the benefit coverage described in House Bill No. 1047 (hearing instruments/children) for health carriers.

(c) The commissioner must report the findings of the analysis tothe appropriate committees of the legislature by December 15, 2021.

(8) (a) \$200,000 of the insurance commissioner's regulatory account—state appropriation is provided solely for a service utilization, cost, and implementation analysis of requiring coverage for fertility treatment as described in the Department of Health sunrise review - mandated benefit review: infertility treatment, or as otherwise specified by the commissioner, after having consulted with the health care authority.

31 (b) The commissioner must contract with one or more consultants 32 to obtain projected utilization and cost data from Washington state 33 health carriers for health plans, as defined in RCW 48.43.005, to 34 provide an estimate of aggregate utilization and cost impacts of 35 fertility treatment coverage for the commercial health plan market, 36 expressed as total annual cost and as a per member per month cost 37 during the period of 2023 through 2027.

38 (c) The analysis must include, but is not limited to, a 39 utilization and cost analysis of each of the following services and 40 others, if any, specified by the commissioner: 1 (i) Diagnosis of infertility;

2 <u>(ii) Coverage of fertility medications;</u>

3 (iii) Intrauterine insemination (IUI);

4 <u>(iv) In vitro fertilization (IVF); and</u>

5 <u>(v) Egg freezing.</u>

6 (d) The commissioner must report the findings of the analysis to 7 the appropriate committees of the legislature by June 30, 2023.

8 Sec. 139. 2021 c 334 s 141 (uncodified) is amended to read as 9 follows:

10 FOR THE STATE INVESTMENT BOARD

16 The appropriation in this section is subject to the following 17 conditions and limitations:

(1) \$4,464,000 of the state investment board expense account state appropriation is provided solely for investment data software, and is subject to the conditions, limitations, and review requirements of section 701 of this act.

22 (2) During the 2021-2023 fiscal biennium, the Washington state investment board shall provide the law enforcement officers' and 23 24 firefighters' plan 2 retirement board use of the investment board main conference room. The law enforcement officers' and firefighters' 25 26 plan 2 retirement board must be allowed to use the board room for at 27 least five hours on one day per month during regular business hours. 28 Any additional direct costs incurred by the investment board due 29 solely to the use of the conference room by the retirement board may 30 be reimbursed by the law enforcement officers' and firefighters' plan 31 2 retirement board, consistent with any investment board policies on reimbursement for this facility applied to other major clients and 32 33 investment partners.

34 Sec. 140. 2021 c 334 s 142 (uncodified) is amended to read as 35 follows:

36 FOR THE LIQUOR AND CANNABIS BOARD

37 General Fund—State Appropriation (FY 2022)...... ((\$388,000))

1 \$407,000 2 3 \$464,000 4 5 \$3,083,000 6 General Fund—Private/Local Appropriation. \$75,000 7 Dedicated Marijuana Account-State Appropriation 8 9 \$11,853,000 10 Dedicated Marijuana Account—State Appropriation 11 \$13,057,000 12 13 Liquor Revolving Account—State Appropriation. . . . ((\$82,347,000)) 14 \$99,278,000 15 TOTAL APPROPRIATION. $((\frac{109, 423, 000}))$ 16 \$128,217,000

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

(1) The liquor and cannabis board may require electronic payment of the marijuana excise tax levied by RCW 69.50.535. The liquor and cannabis board may allow a waiver to the electronic payment requirement for good cause as provided by rule.

23 (2) Of the liquor revolving account—state appropriation, 24 ((\$4,939,000)) \$1,239,000 for fiscal year 2022 and ((\$2,065,000))25 \$17,450,000 for fiscal year 2023 are provided solely for the 26 modernization of regulatory systems and are subject to the 27 conditions, limitations, and review requirements of section 701 of 28 this act.

(3) \$1,441,000 of the liquor revolving account—state
appropriation is provided solely for the implementation of chapter
48, Laws of 2021 (E2SHB 1480) (liquor licensee privileges).

(4) \$58,000 of the liquor revolving account—state appropriation
is provided solely for the implementation of chapter 6, Laws of 2021
(ESSB 5272) (liquor & cannabis board fees).

(5) \$38,000 of the dedicated marijuana account—state appropriation for fiscal year 2022 is provided solely to implement Engrossed Substitute House Bill No. 1443 (cannabis industry/equity). ((If the bill is not enacted by June 30, 2021, the amount provided in this section shall lapse.))

1 Sec. 141. 2021 c 334 s 143 (uncodified) is amended to read as 2 follows: 3 FOR THE UTILITIES AND TRANSPORTATION COMMISSION 4 5 \$515,000 6 7 \$643,000 8 General Fund—Private/Local Appropriation. ((\$16,591,000)) 9 \$8,390,000 10 Public Service Revolving Account—State Appropriation. ((\$42,430,000)) <u>\$44,310,000</u> 11 12 Public Service Revolving Account—Federal 13 Pipeline Safety Account—State Appropriation. ((\$3,435,000)) 14 15 \$3,550,000 Pipeline Safety Account—Federal Appropriation. . . . ((\$3,140,000)) 16 17 \$3,241,000 18 19 \$60,749,000

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

(1) Up to \$800,000 of the public service revolving account—state appropriation in this section is for the utilities and transportation commission to supplement funds committed by a telecommunications company to expand rural broadband service on behalf of an eligible governmental entity. The amount in this subsection represents payments collected by the utilities and transportation commission pursuant to the Qwest performance assurance plan.

(2) \$137,000 of the public service revolving account—state appropriation is provided solely for the implementation of Engrossed Second Substitute Senate Bill No. 5126 (climate commitment act). ((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.))

34 (3) \$179,000 of the public service revolving account—state
35 appropriation is provided solely for the implementation of Engrossed
36 Substitute Senate Bill No. 5295 (gas & electric rates). ((If the bill
37 is not enacted by June 30, 2021, the amount provided in this
38 subsection shall lapse.))

1 (4) (a) \$251,000 of the general fund-state appropriation for fiscal year 2022 and \$199,000 of the general fund—state appropriation 2 3 for fiscal year 2023 are provided solely for the commission to 4 examine feasible and practical pathways for investor-owned electric 5 and natural gas utilities to contribute their share to greenhouse gas emissions reductions as described in RCW 70A.45.020, and the impacts 6 7 of energy decarbonization on residential and commercial customers and the electrical and natural gas utilities that serve them. 8

9 (b) The examination required in (a) of this subsection must 10 identify and consider:

11

(i) How natural gas utilities can decarbonize;

12 (ii) The impacts of increased electrification on the ability of 13 electric utilities to deliver services to current natural gas 14 customers reliably and affordably;

15 (iii) The ability of electric utilities to procure and deliver 16 electric power to reliably meet that load;

(iv) The impact on regional electric system resource adequacy, and the transmission and distribution infrastructure requirements for such a transition;

20 (v) The costs and benefits to residential and commercial 21 customers, including environmental, health, and economic benefits;

(vi) Equity considerations and impacts to low-income customersand highly impacted communities; and

(vii) Potential regulatory policy changes to facilitate
 decarbonization of the services that gas companies provide while
 ensuring customer rates are fair, just, reasonable, and sufficient.

(c) The commission may require data and analysis from investorowned natural gas and electric utilities, and consumer owned utilities may submit data to the commission to inform the investigation. The results of the examination must be reported to the appropriate legislative committees by June 1, 2023.

(5) \$76,000 of the public service revolving account—state appropriation is provided solely to implement Engrossed Third Substitute House Bill No. 1091 (transportation fuel/carbon). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

37 (6) \$36,000 of the public service revolving account—state
 38 appropriation is provided solely for the implementation of Substitute
 39 House Bill No. 1114 (urban heat island mitigation). ((If the bill is)

1 not enacted by June 30, 2021, the amount provided in this subsection

2 shall lapse.))

3 Sec. 142. 2021 c 334 s 144 (uncodified) is amended to read as follows: 4 5 FOR THE MILITARY DEPARTMENT 6 General Fund—State Appropriation (FY 2022)..... ((\$10,500,000)) 7 \$10,734,000 General Fund—State Appropriation (FY 2023)..... ((\$9,502,000)) 8 9 \$10,941,000 General Fund—Federal Appropriation. ((\$120,157,000)) 10 11 \$121,944,000 12 Enhanced 911 Account—State Appropriation. ((\$53,834,000)) 13 \$54,019,000 14 Disaster Response Account—State Appropriation. . . . ((\$42,370,000)) 15 \$65,310,000 Disaster Response Account—Federal Appropriation. . . ((\$920,106,000)) 16 17 \$1,063,406,000 18 Military Department Rent and Lease Account—State 19 20 \$1,000,000 21 Military Department Active State Service Account-22 23 Oil Spill Prevention Account—State Appropriation. . . . \$1,040,000 24 Worker and Community Right to Know Fund-State 25 26 \$1,919,000 27 28 \$1,330,713,000 29 The appropriations in this section are subject to the following 30 conditions and limitations:

(1) The military department shall submit a report to the office 31 32 of financial management and the legislative fiscal committees by February 1st and October 31st of each year detailing information on 33 the disaster response account, including: (a) The amount and type of 34 35 deposits into the account; (b) the current available fund balance as of the reporting date; and (c) the projected fund balance at the end 36 37 of the 2021-2023 biennium based on current revenue and expenditure 38 patterns.

1 (2) \$40,000,000 of the general fund—federal appropriation is 2 provided solely for homeland security, subject to the following 3 conditions: Any communications equipment purchased by local 4 jurisdictions or state agencies shall be consistent with standards 5 set by the Washington state interoperability executive committee.

6 (3) \$11,000,000 of the enhanced 911 account—state appropriation 7 is provided solely for financial assistance to counties.

8 (4) \$784,000 of the disaster response account—state appropriation 9 is provided solely for fire suppression training, equipment, and 10 supporting costs to national guard soldiers and airmen.

(5) \$200,000 of the military department rental and lease account state appropriation is provided solely for maintenance staff.

(6) \$1,000,000 of the general fund—state appropriation for fiscal 13 14 year 2022 is provided solely for grants to assist eligible 15 individuals and families with the purchase of household appliances. The maximum grant to an eligible individual or household is \$2,500. 16 17 Grants will be awarded on a first-come, first-serve basis subject to availability of amounts provided in this subsection. For purposes of 18 this subsection, "household appliance" means a machine that assists 19 20 with household functions such as cooking, cleaning and food preservation. To be eligible, an individual or family must: 21

(a) Be a resident of Douglas, Okanogan, Pierce, or Whitmancounty;

(b) Have suffered damage to their home or was displaced from a rental unit used as their primary residence due to a wildfire occurring in fiscal year 2021;

27 (c) Not have or have inadequate private insurance to cover the 28 cost of household appliance replacement;

(d) Not qualify for individual assistance through the federalemergency management agency; and

31 (e) Meet one of the following criteria:

32 (i) Is disabled;

33 (ii) Has a household income equal to or less than 80 percent of 34 county median household income;

35 (iii) The home qualified for the property tax exemption program 36 in RCW 84.36.379 through 84.36.389; or

37 (iv) The home qualified for the property tax deferral program in 38 chapter 84.38 RCW. 1 (7) \$2,136,000 of the general fund—federal appropriation (ARPA) 2 is provided solely for the department to administer the emergency 3 management performance grants according to federal laws and 4 guidelines.

5 (8) \$3,808,000 of the disaster response account-state appropriation and \$46,039,000 of the disaster response account-6 7 federal appropriation are provided solely for agency costs for 8 acquiring personal protective equipment as listed in LEAP omnibus 9 document 2021-FEMA PPE, dated April 24, 2021. The department must 10 coordinate with the agencies who have costs listed in LEAP omnibus document 2021-FEMA PPE, dated April 24, 2021, to ensure application 11 12 to the federal emergency management agency for reimbursement.

(9) (a) \$251,000 of the general fund—state appropriation for fiscal year 2022 and \$250,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the military department to facilitate a task force to conduct a comprehensive after-action review of the statewide pandemic response and recovery.

18

(b) The task force is composed of the following members:

19 (i) One member from each of the two largest caucuses of the 20 senate, appointed by the president of the senate;

(ii) One member from each of the two largest caucuses of the house of representatives, appointed by the speaker of the house of representatives;

24 (iii) The secretary of the department of health, or the 25 secretary's designee;

26 (iv) The adjutant general of the military department, or the 27 adjutant general's designee;

(v) The commissioner of the employment security department, or
 the commissioner's designee;

30 (vi) The director of the department of financial institutions, or 31 the director's designee;

32 (vii) The insurance commissioner, or the commissioner's designee;
33 (viii) The secretary of the department of social and health
34 services, or the secretary's designee;

35 (ix) The superintendent of public instruction, or the 36 superintendent's designee;

37 (x) The director of the department of labor and industries, or 38 the director's designee;

1 (xi) The director of the department of commerce, or the 2 director's designee; (xii) The director of the department of enterprise services, or 3 the director's designee; 4 (xiii) The secretary of the department of transportation, or the 5 6 secretary's designee; 7 (xiv) The director of the department of licensing, or the 8 director's designee; (xv) The director of the office of financial management, or the 9 director's designee; 10 11 (xvi) The director of the health care authority, or the 12 director's designee; (xvii) The executive director of the pharmacy quality assurance 13 14 commission, or the executive director's designee; (xviii) One member representing the Washington association of 15 16 sheriffs and police chiefs; 17 (xix) One member representing the association of Washington businesses; and 18 19 (xx) Additional members to be appointed by the governor, as 20 follows: 21 (A) One member representing the office of the governor; 22 (B) One member representing the association of Washington cities; 23 (C) One member representing the Washington state association of 24 counties; 25 (D) One member representing emergency and transitional housing 26 providers; 27 (E) One member representing a statewide association representing 28 physicians; 29 (F) One member representing a statewide association representing 30 nurses; 31 (G) One member representing a statewide association representing hospitals; 32 (H) One member representing community health centers; 33 34 (I) Two members representing local public health officials; 35 (J) Two members representing local emergency management agencies, 36 one member located west of the crest of the Cascade mountains and one member located east of the crest of the Cascade mountains; 37 (K) At least one member representing federally recognized tribes; 38 (L) Up to 10 members representing demographic groups that have 39 been disproportionately impacted by the COVID-19 pandemic, that 40

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include, but are not limited to, individuals of different race,
 class, gender, ethnicity, and immigration status;

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(M) One member representing leisure and hospitality industries;

4

(N) One member representing education services; and(O) One member representing manufacturing and trade industries.

6 (c) The adjutant general, or the adjutant general's designee, and 7 the secretary of the department of health, or the secretary's 8 designee, shall cochair the task force and convene its initial 9 meeting.

10 (d)(i) The task force shall conduct the comprehensive after-11 action review of the COVID-19 pandemic response in accordance with 12 established national standards for emergency or disaster after-action 13 reviews. In order to improve the response to and recovery from future 14 pandemics, the task force shall develop lessons learned and make 15 recommendations that include, but are not limited to, the following:

16 (A) Aspects of the COVID-19 response that may inform future 17 pandemic and all-hazards responses;

(B) Emergency responses that would benefit the business communityand workers during a pandemic;

(C) Standards regarding flexible rent and repayment plans forresidential and commercial tenants during a pandemic;

(D) Whether establishing regional emergency management agencies
 would benefit Washington state emergency response to future
 pandemics;

(E) Gaps and needs for volunteers to support medical professionals in performing their pandemic emergency response functions within Washington state;

(F) Gaps and needs for tools to measure the scale of an impact
 caused by a pandemic and tailoring the pandemic response to affected
 regions based on the scale of the impact in those regions;

31 (G) Gaps and needs in health care system capacity and case 32 tracking, monitoring, control, isolation and quarantine, and 33 deploying medical supplies and personnel; and

34 (H) Implementing guidelines for school closures during a 35 pandemic.

(ii) The topics identified in (i) of this subsection (7)(d) are intended to be illustrative but not exhaustive. The task force should consider issues relating to equity, disparities, and discrimination in each topic it studies and for which it makes recommendations. 1 (e) The military department must provide staff support for the 2 task force. The military department may employ staff and contracted 3 support to fulfill the requirements of this subsection.

4 (f) The task force shall consult with owners of small businesses,
5 epidemiologists, and representatives of immigrant communities.

6 (g) Legislative members of the task force are reimbursed for 7 travel expenses in accordance with RCW 44.04.120. Nonlegislative 8 members shall be reimbursed for travel expenses in accordance with 9 chapter 43.03 RCW.

10 (h) The task force shall report its initial findings and 11 recommendations to the governor and the appropriate committees of the 12 legislature by June 30, 2022. The task force shall report its final 13 findings and recommendations to the governor and the appropriate 14 committees of the legislature by June 30, 2023.

(10) (a) Within amounts appropriated in this act, the department must coordinate with the department of commerce in the administration of the grant program created in section 129(88) of this act.

18 (b) If the federal emergency management agency provides 19 reimbursement for any portion of the costs incurred by a city or 20 county that were paid for using state grant funding provided under 21 section 129(88) of this act, the military department shall remit the 22 reimbursed funds to the state general fund.

(c) The department must provide technical assistance for the public assistance program application process to applicants to the grant program created in section 129(88) of this act.

26 <u>(11) \$438,000 of the disaster response account—state</u> 27 appropriation is provided solely for a dedicated access and 28 functional needs program manager, access and functional need 29 services, and a dedicated tribal liaison to assist with disaster 30 preparedness and response.

31 Sec. 143. 2021 c 334 s 145 (uncodified) is amended to read as 32 follows:

33 FOR THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

34	General	Fund—State	Appropriation	(FY 2022).	• •	•••	•	((\$2,401,000))
35								<u>\$2,403,000</u>
36	General	Fund—State	Appropriation	(FY 2023).	• •	•••	•	((\$2,371,000))
37								<u>\$2,471,000</u>
38	Personne	el Service A	ccount—State 2	Appropriatio	on			((\$4,382,000))

\$4,470,000

2	Higher Education Personnel Services Account—State
3	Appropriation
4	<u>\$1,430,000</u>
5	TOTAL APPROPRIATION
6	<u>\$10,774,000</u>

7 The appropriations in this section are subject to the following 8 conditions and limitations: \$52,000 of the general fund—state 9 appropriation for fiscal year 2022 and \$5,000 of the general fund— 10 state appropriation for fiscal year 2023 are provided solely for the 11 implementation of Substitute Senate Bill No. 5055 (law enforcement 12 grievances). ((If the bill is not enacted by June 30, 2021, the 13 amounts provided in this subsection shall lapse.))

14 Sec. 144. 2021 c 334 s 146 (uncodified) is amended to read as 15 follows:

16 FOR THE BOARD OF ACCOUNTANCY

1

17	Certified Public Accountants' Account—State	
18	Appropriation	((\$4,438,000))
19		<u>\$4,512,000</u>
20	TOTAL APPROPRIATION	((\$4,438,000))
21		<u>\$4,512,000</u>

22 Sec. 145. 2021 c 334 s 147 (uncodified) is amended to read as 23 follows:

24 FOR THE BOARD FOR VOLUNTEER FIREFIGHTERS

The appropriation in this section is subject to the following conditions and limitations: \$3,930,000 of the volunteer firefighters' and reserve officers' administrative account—state appropriation is provided solely for a benefits management system, and is subject to the conditions, limitations, and review requirements of section 701 of this act.

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8 The appropriation in this section is subject to the following 9 conditions and limitations:

10 (1)(a) \$250,000 of the death investigations account—state 11 appropriation is provided solely for providing financial assistance 12 to local jurisdictions in multiple death investigations. The forensic 13 investigation council shall develop criteria for awarding these funds 14 for multiple death investigations involving an unanticipated, 15 extraordinary, and catastrophic event or those involving multiple 16 jurisdictions.

17 (b) Of the amounts provided in this subsection, \$30,000 of the 18 death investigations account—state appropriation is provided solely 19 for the Adams county crime lab to investigate a double homicide that 20 occurred in fiscal year 2021.

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

24 <u>(3) Within the amount appropriated in this section, the forensic</u> 25 investigation council may enter into an interagency agreement with 26 the department of enterprise services for the department to provide 27 services related to public records requests, to include responding 28 to, or assisting the council in responding to, public disclosure 29 requests received by the council.

30 Sec. 147. 2021 c 334 s 149 (uncodified) is amended to read as 31 follows:

32 FOR THE DEPARTMENT OF ENTERPRISE SERVICES

33	General Fund—State Appropriation (FY 2022) ((\$5,976,000))
34	<u>\$7,083,0</u>	00
35	General Fund—State Appropriation (FY 2023) ((\$5,833,000))
36	<u>\$10,789,0</u>	00
37	General Fund—Private/Local Appropriation \$102,0	00
38	Building Code Council Account—State Appropriation ((\$1,825,000))

\$2,598,000

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

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6 ((\$5,208,000)) \$6,073,000 of the general fund—state (1)appropriation for fiscal year 2022 and ((\$5,269,000)) \$6,170,000 of 7 8 the general fund-state appropriation for fiscal year 2023 are provided solely for the payment of facilities and services charges to 9 include campus rent, ((utilities,)) parking, security, and contracts, 10 public and historic facilities charges, finance cost recovery, and 11 12 capital projects surcharges allocable to the senate, house of 13 representatives, statute law committee, legislative support services, 14 joint legislative systems committee. The department and shall 15 allocate charges attributable to these agencies among the affected 16 revolving funds. The department shall maintain an interagency 17 agreement with these agencies to establish performance standards, 18 prioritization of preservation and capital improvement projects, and 19 quality assurance provisions for the delivery of services under this 20 subsection. The legislative agencies named in this subsection shall 21 continue to enjoy all of the same rights of occupancy and space use 22 on the capitol campus as historically established.

(2) Before any agency may purchase a passenger motor vehicle as defined in RCW 43.19.560, the agency must have written approval from the director of the department of enterprise services. Agencies that are exempted from the requirement are the Washington state patrol, Washington state department of transportation, and the department of natural resources.

(3) From the fee charged to master contract vendors, the department shall transfer to the office of minority and women's business enterprises in equal monthly installments \$1,500,000 in fiscal year 2022 and \$1,300,000 in fiscal year 2023.

(4) Within existing resources, beginning October 31, 2021, the department, in collaboration with consolidated technology services, must provide a report to the governor and fiscal committees of the legislative by October 31 of each calendar year that reflects information technology contract information based on a contract snapshot from June 30 of that same calendar year, and must also include any contract that was active since July 1 of the previous

calendar year. The department will coordinate to receive contract 1 information for all contracts to include those where the department 2 3 has delegated authority so that the report includes statewide information. The report must contain 4 contract a list of all information technology contracts to include the agency name, contract 5 6 number, vendor name, contract term start and end dates, contract dollar amount in total, and contract dollar amounts by state fiscal 7 year. The report must also include, by contract, the contract 8 spending projections by state fiscal year for each ensuing state 9 fiscal year through the contract term, and note the type of service 10 11 delivered. The list of contracts must be provided electronically in 12 Excel and be sortable by all field requirements. The report must also include trend analytics on information technology contracts, and 13 14 recommendations for reducing costs where possible.

15 (5) \$162,000 of the general fund—state appropriation in fiscal year 2022 and \$162,000 of the general fund-state appropriation for 16 fiscal year 2023 are provided solely for the department to waive rent 17 18 fees and charges through June 30, 2023, for vendors who are blind 19 business enterprise program licensees by the department of services 20 for the blind and who lease space and operate food service businesses, inclusive of delis, cafeterias, and espresso stands, in 21 22 state government buildings.

(6) Within existing resources, the state building code council, in collaboration with the LGBTQ commission, must develop a plan to incorporate into future Washington state building codes options for the design and construction of inclusive bathroom facilities that are consistent with a person's own gender expression or gender identity. Coordination must begin by September 1, 2021, and a preliminary report of the plan is due by September 1, 2022.

30 (7)(a) The department must work with the office of financial 31 management to identify leases that will be up for renewal effective 32 July 1, 2022, through June 30, 2024.

33 (b) The department must collaborate with the office of financial 34 management on reduction in leased office space by agency for fiscal 35 years 2024 and 2025.

36 (8)(a) The department must work collaboratively with at least 37 each state agency that has fleet vehicles to discuss the agency need 38 for the number of fleet vehicles each agency has as of July 1, 2021. 39 The department must identify and report, at least:

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(i) The count of fleet vehicles by agency by type, and the cost
 by fund source by fiscal year for fiscal year 2019, 2020, 2021, 2022,
 and 2023 for agency fleet vehicles;

4 (ii) The mileage data by agency by fleet vehicle for fiscal year 5 2019, 2020, and 2021, and the estimates for fiscal year 2022 and 6 2023; and

7 (iii) The business justification for the amount of fleet vehicles 8 in fiscal year 2022 and 2023, by agency, given the change in business 9 practice from in-person to remote work and video conferencing that 10 began in 2020.

11 (b) The department must submit the report to fiscal and 12 appropriate policy committees of the legislature by December 1, 2021.

13 (9)(a) The department must examine the motor pool fleet to 14 determine the need for the number of vehicles. The department must 15 identify, at least:

16

(i) The count of motor pool vehicles by type;

(ii) The cost recovery needed by fiscal year for fiscal year 2021, 2022, and 2023. This must include the anticipated recovery by fund source by fiscal year for fiscal year 2021, 2022, and 2023;

20 (iii) The mileage data by motor pool vehicle for fiscal year 21 2019, 2020, and 2021, and the estimates for 2022 and 2023; and

(iv) The business justification for the amount of motor vehicles in fiscal year 2022 and 2023, given the change in business practice from in-person to remote work and video conferencing.

(b) The department must report to fiscal and appropriate policycommittees of the legislature by December 1, 2021.

(10) \$69,000 of the building code council account—state appropriation is provided solely for implementation of Engrossed Substitute House Bill No. 1184 (risk-based water quality standards). ((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.))

32 Sec. 148. 2021 c 334 s 150 (uncodified) is amended to read as 33 follows:

34 FOR THE DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION

35 General Fund—State Appropriation (FY 2022).... ((\$2,736,000)) 36 <u>\$2,723,000</u> 37 General Fund—State Appropriation (FY 2023).... ((\$2,779,000)) 38 <u>\$3,102,000</u>

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1	General	Fund—Federal Appropriation
2		<u>\$3,115,000</u>
3	General	Fund—Private/Local Appropriation \$14,000
4		TOTAL APPROPRIATION
5		<u>\$8,954,000</u>

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

8 (1) \$103,000 of the general fund-state appropriation for fiscal year 2022 and \$103,000 of the general fund-state appropriation for 9 year solely 10 fiscal 2023 are provided for archaeological 11 determinations and excavations of inadvertently discovered skeletal 12 human remains, and removal and reinterment of such remains when 13 necessary.

14 (2) \$500,000 of the general fund-state appropriation for fiscal year 2022 and \$550,000 of the general fund-state appropriation for 15 16 fiscal year 2023 are provided solely for the Washington main street 17 program, including \$150,000 of the general fund-state appropriation 18 for fiscal year 2022 and \$200,000 of the general fund-state 19 appropriation for fiscal year 2023 provided solely for a pilot 20 project grant program for affiliate main street programs. From the 21 amount provided in this subsection, the department may provide grants 22 of up to \$40,000 to the affiliate main street programs for staffing 23 costs, capacity building, and other costs associated with 24 establishing a local nonprofit organization focused solely on 25 downtown revitalization. The department must prioritize affiliate 26 main street programs in locations with a population under 20,000.

27 Sec. 149. 2021 c 334 s 151 (uncodified) is amended to read as 28 follows:

29 FOR THE CONSOLIDATED TECHNOLOGY SERVICES AGENCY

30	General Fund—State Appropriation (FY 2022)\$581,000
31	General Fund—State Appropriation (FY 2023)\$531,000
32	Consolidated Technology Services Revolving Account—
33	State Appropriation
34	<u>\$70,425,000</u>
35	TOTAL APPROPRIATION
36	<u>\$71,537,000</u>

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

3 (1) ((\$11,623,000)) \$13,298,000 of the consolidated technology 4 services revolving account—state appropriation is provided solely for 5 the office of the chief information officer. Of this amount:

6 (a) \$2,000,000 of the consolidated technology services revolving 7 account—state appropriation is provided solely for experienced 8 information technology project managers to provide critical support 9 to agency IT projects that are under oversight from the office of the 10 chief information officer. The staff or vendors will:

(i) Provide master level project management guidance to agency IT stakeholders;

13 (ii) Consider statewide best practices from the public and private sectors, independent review and analysis, vendor management, 14 budget and timing quality assurance and other support of current or 15 16 past IT projects in at least Washington state and share these with 17 agency IT stakeholders and legislative fiscal staff at least 18 ((quarterly)) twice annually and post these to the statewide IT 19 dashboard; and

20 (iii) Provide independent recommendations to legislative fiscal 21 committees by December of each calendar year on oversight of IT 22 projects to include opportunities for accountability and performance 23 metrics.

(b) \$2,960,000 of the consolidated technology services revolving
 account—state appropriation is provided solely for the office of
 privacy and data protection.

(2) ((\$12,393,000)) \$12,475,000 of the consolidated technology
 services revolving account—state appropriation is provided solely for
 the office of cyber security.

(3) The consolidated technology services agency shall work with
 customer agencies using the Washington state electronic records vault
 (WASERV) to identify opportunities to:

(a) Reduce storage volumes and costs associated with vault
 records stored beyond the agencies' record retention schedules; and

(b) Assess a customized service charge as defined in chapter 304,
 Laws of 2017 for costs of using WASERV to prepare data compilations
 in response to public records requests.

38 (4) (a) In conjunction with the office of the chief information 39 officer's prioritization of proposed information technology 1 expenditures, agency budget requests for proposed information 2 technology expenditures must include the following:

3 (i) The agency's priority ranking of each information technology 4 request;

5 (ii) The estimated cost by fiscal year and by fund for the 6 current biennium;

7 (iii) The estimated cost by fiscal year and by fund for the 8 ensuing biennium;

9 (iv) The estimated total cost for the current and ensuing 10 biennium;

(v) The total cost by fiscal year, by fund, and in total, of the information technology project since it began;

(vi) The estimated cost by fiscal year and by fund over all biennia through implementation and close out and into maintenance and operations;

16 (vii) The estimated cost by fiscal year and by fund for service 17 level agreements once the project is implemented;

18 (viii) The estimated cost by fiscal year and by fund for agency 19 staffing for maintenance and operations once the project is 20 implemented; and

21 (ix) The expected fiscal year when the agency expects to complete 22 the request.

(b) The office of the chief information officer and the office of financial management may request agencies to include additional information on proposed information technology expenditure requests.

(5) The consolidated technology services agency must not increase fees charged for existing services without prior approval by the office of financial management. The agency may develop fees to recover the actual cost of new infrastructure to support increased use of cloud technologies.

31 (6) Within existing resources, the agency must provide oversight 32 of state procurement and contracting for information technology goods 33 and services by the department of enterprise services.

34 (7) Within existing resources, the agency must host, administer,
 35 and support the state employee directory in an online format to
 36 provide public employee contact information.

37 (8) The health care authority, the health benefit exchange, the 38 department of social and health services, the department of health, 39 and the department of children, youth, and families shall work 40 together within existing resources to establish the health and human

1 services enterprise coalition (the coalition). The coalition, led by the health care authority, must be a multi-organization collaborative 2 3 that provides strategic direction and federal funding guidance for projects that have cross-organizational or enterprise 4 impact, including information technology projects that affect organizations 5 6 within the coalition. The office of the chief information officer 7 shall maintain a statewide perspective when collaborating with the coalition to ensure that the development of projects ((identified in 8 this report)) undertaken by the coalition are planned for in a manner 9 that ensures the efficient use of state resources, supports the 10 adoption of a cohesive technology and data architecture, 11 and 12 maximizes federal financial participation. ((The work of the coalition and any project identified as a coalition project is 13 subject to the conditions, limitations, and review provided in 14 section 701 of this act.)) 15

(9) ((\$4,303,000)) \$4,380,000 of the consolidated technology services revolving account—state appropriation is provided solely for the creation and ongoing delivery of information technology services tailored to the needs of small agencies. The scope of services must include, at a minimum, full-service desktop support, service assistance, security, and consultation.

22 (10) \$23,150,000 of the consolidated technology services 23 revolving account-state appropriation is provided solely for the procurement and distribution of Microsoft 365 licenses which must 24 include advanced security features and cloud-based private branch 25 26 exchange capabilities for state agencies. The office must report 27 annually to fiscal committees of the legislature beginning December 28 31, 2021, and each December 31 thereafter, on the count and type of 29 licenses distributed by consolidated technology services to each state agency. The report must also separately report on the count and 30 type of Microsoft 365 licenses that state agencies have in addition 31 to those that are distributed by consolidated technology services so 32 33 that the total count, type of license, and cost is known for 34 statewide Microsoft 365 licenses.

35 (11)(a) The statewide information technology dashboard elements 36 must include, at a minimum, the:

37 (i) Start date of the project;

38 (ii) End date of the project, when the project will close out and 39 implementation will commence;

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1 (iii) Term of the project in state fiscal years across all 2 biennia to reflect the start of the project through the end of the 3 project;

4 (iv) Total project cost from start date through the end date of 5 the project in total dollars, and a subtotal of near general fund 6 outlook;

7 (v) Near general fund outlook budget and actual spending in total 8 dollars and by fiscal month for central service agencies that bill 9 out project costs;

10

(vi) Start date of maintenance and operations;

(vii) Estimated annual state fiscal year cost of maintenance and operations after implementation and close out;

13 (viii) Actual spending by state fiscal year and in total for 14 state fiscal years that have closed;

15

(ix) Date a feasibility study was completed; and

16 (x) A list of funding received by fiscal year by enacted session 17 law, and how much was received citing chapter law as a list of 18 funding provided by fiscal year.

(b) The office of the chief information officer may recommend additional elements to include but must have agreement with legislative fiscal committees and the office of financial management prior to including additional elements.

(c) The agency must ensure timely posting of project data on the statewide information technology dashboard for at least each project funded in the budget and under oversight to include, at a minimum, posting on the dashboard:

(i) The budget funded level by project for each project under oversight within 30 calendar days of the budget being signed into law;

30 (ii) The project historical expenditures through fiscal year 31 2021, by December 31, 2021, for all projects that started prior to 32 July 1, 2021;

33 (iii) The project historical expenditures through fiscal year 34 2022, by December 31, 2022, for all projects that started prior to 35 July 1, 2022; and

36 (iv) Whether each project has completed a feasibility study.

37 (12) Within existing resources, consolidated technology services 38 must collaborate with the department of enterprise services on the 39 annual contract report that provides information technology contract 40 information. Consolidated technology services will: 1 (a) Provide ((Apptio)) data to the department of enterprise 2 services annually beginning September 1, 2021, and each September 1 3 of each year; and

4 (b) Provide analysis on contract information for all agencies
5 comparing spending across state fiscal years by, at least, the
6 contract spending towers.

7 (13) ((\$129,000 of the consolidated technology services revolving 8 account state appropriation is provided solely for implementation of 9 Second Substitute Senate Bill No. 5062 (data). If the bill is not 10 enacted by June 30, 2021, the amount provided in this subsection 11 shall lapse.

(14)) \$12,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for the office of the chief information officer who must convene a work group to examine how automated decision making systems can best be reviewed before adoption and while in operation and be periodically audited to ensure that such systems are fair, transparent, accountable and do not improperly advantage or disadvantage Washington residents.

19 (a) The work group must be composed of:

20 (i) A representative of the department of children, youth, and 21 families;

22 (ii) A representative of the department of corrections;

23 (iii) A representative of the department of social and health 24 services;

25

(iv) A representative of the department of enterprise services;

26 (v) At least two representatives from universities or research 27 institutions who are experts in the design and effect of an 28 algorithmic system; and

(vi) At least five representatives from advocacy organizations that represent communities that are disproportionately vulnerable to being harmed by algorithmic bias, including but not limited to, African American, Hispanic American, Native American, and Asian American communities, religious minorities, people with disabilities, and other vulnerable communities.

35 (b) The purpose of the work group is to develop recommendations 36 for changes in state law and policy regarding the development, 37 procurement, and use of automated decision systems by public 38 agencies. The work group must examine:

39 (i) When state agency use of automated decision making systems40 should be prohibited;

(ii) When state agency use of artificial intelligence-enabled
 profiling systems should be prohibited;

3 (iii) Changes in the procurement of automated decision systems, 4 including when the procurement must receive prior approval by the 5 office of chief information officer;

6 (iv) How to review, identify, and audit systems to ensure that 7 the system prior to procurement and after placed into service does 8 not discriminate against an individual, or treat an individual less 9 favorably than another, in whole or in part, on the basis of one or 10 more factors enumerated in RCW 49.60.010;

11 (v) How to provide public notice when an automated decision 12 system is in use and how to appeal such decisions;

13 (vi) How automated decision system data should be stored and 14 whether such data should be shared outside the system; and

(vii) Other issues determined by the office of chief information officer or the department of enterprise services that are necessary to govern state agency procurement and use of automated decision systems.

(c) To demonstrate the impacts of its recommendations, the work group must select one of following automated decision making systems and describe how their implementation would affect the procurement of a new system and the use the existing system:

(i) The department of children, youth, and families system usedto determine risk in the family child welfare system;

(ii) The department of corrections system used to determine risk for purposes of evaluating early release and/or sentencing; or

27 (iii) The department of social and health services system used 28 for hospital admissions.

(d) The work group shall meet at least four times, or more frequently to accomplish its work. The office of the chief information officer must lead the work group. Each of the state agencies identified in (a) of this subsection must provide staff support to the work group and its activities.

34 (e) The work group must submit a report to the fiscal committees35 of the legislature and the governor no later than December 1, 2021.

36 (f) For purposes of this subsection, "automated decision system" 37 or "system" means any algorithm, including one incorporating machine 38 learning or other artificial intelligence techniques, that uses data-39 based analysis or calculations to make or support government 40 decisions, judgments, or conclusions that cause a Washington resident

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to be treated differently than another Washington resident in the nature or amount of governmental interaction with that individual including, without limitation, benefits, protections, required payments, penalties, regulations, timing, application, or process requirements.

6 (((15))) (14) \$81,000 of the consolidated technology services
7 revolving account—state appropriation is provided solely for
8 implementation of Engrossed Second Substitute House Bill No. 1274
9 (cloud computing solutions). ((If the bill is not enacted by June 30,
10 2021, the amount provided in this subsection shall lapse.

(16))) (15)(a) \$381,000 of the general fund—state appropriation 11 12 for fiscal year 2022 and \$343,000 of the general fund-state appropriation for fiscal year 2023 are provided solely for the office 13 14 of the chief information officer to provide a common platform for 15 hosting existing state data on natural hazards risks into a comprehensive, multihazard, statewide, geospatial data portal to 16 assist with state hazard risk and resilience mapping and analysis. In 17 18 performing this work, the office of the chief information officer 19 will:

(i) Coordinate with the state emergency management division, office of the insurance commissioner, University of Washington climate impacts group and Washington sea grant, Washington State University water research center, and the state departments of ecology, health, natural resources, and transportation on the project scope, user needs, and deliverables;

26 (ii) Organize data in standardized and compatible formats 27 including temporal data, where able; and

(iii) Address credentialing for secure access to protectsensitive data needed for risk analyses.

30 (b) By December 1, 2022, in consultation with the governor's 31 office and the other agencies listed above, the office of the chief 32 information officer will provide a progress report to the relevant 33 legislative committees on the development of the platform and data 34 sharing agreements.

35 (c) By June 1, 2023, in consultation with the governor's office 36 and the other agencies listed above, the office of the chief 37 information officer will provide a final report with recommendations 38 for further enhancing natural hazards resiliency by using data to 39 inform the development of a statewide resilience strategy. (d) This subsection is subject to the conditions, limitations,
 and review of section 701 of this act.

3 (((17))) <u>(16)</u> \$1,493,000 of the consolidated technology services 4 revolving account—state appropriation is provided solely for 5 implementation of Engrossed Substitute Senate Bill No. 5432 6 (cybersecurity/state gov.). ((If the bill is not enacted by June 30, 7 <u>2021, the amount provided in this subsection shall lapse.</u>))

8 <u>(17) \$4,333,000 of the consolidated technology services revolving</u> 9 <u>account—state appropriation is provided solely for the continued</u> 10 <u>implementation of the enterprise cloud computing program and the</u> 11 <u>recommendations of the Washington state cloud readiness report.</u>

12 (18) \$2,375,000 of the consolidated technology services revolving 13 account—state appropriation is provided solely for the implementation 14 of the recommendations of the cloud transition task force report.

15 Sec. 150. 2021 c 334 s 152 (uncodified) is amended to read as 16 follows:

17 FOR THE BOARD OF REGISTRATION OF PROFESSIONAL ENGINEERS AND LAND18 SURVEYORS

23 Sec. 151. 2021 c 334 s 153 (uncodified) is amended to read as 24 follows:

25 FOR THE LAW ENFORCEMENT OFFICERS' AND FIREFIGHTERS' PLAN 2 RETIREMENT 26 BOARD

27 Law Enforcement Officers' and Firefighters' Plan 2

28 Expense Nonappropriated Fund—State

29	Appropriation	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	\$320 , 000
30	TOTAL APPROPRIATION.	•	•	•				•	•	•			•	•			•	\$320,000

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for an additional full-time equivalent position to staff an ombuds services program. The ombuds services program will provide information and advice and assist members and survivors regarding the benefits and services for which they qualify.

1	PART II
2	HUMAN SERVICES
3	Sec. 201. 2021 c 334 s 201 (uncodified) is amended to read as
4	follows:
5	FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES
6	(1) The appropriations to the department of social and health
7	services in this act shall be expended for the programs and in the
8	amounts specified in this act. Appropriations made in this act to the
9	department of social and health services shall initially be allotted
10	as 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 this act, nor shall allotment modifications
13	permit moneys that are provided solely for a specified purpose to be
14	used for other than that purpose.
15	(2) The department of social and health services shall not
16	initiate any services that require expenditure of state general fund
17	moneys unless expressly authorized in this act or other law. The
18	department may seek, receive, and spend, under RCW 43.79.260 through
19	43.79.282, federal moneys not anticipated in this act as long as the
20	federal funding does not require expenditure of state moneys for the
21	program in excess of amounts anticipated in this act. If the
22	department receives unanticipated unrestricted federal moneys, those
23	moneys shall be spent for services authorized in this act or in any
24	other legislation providing appropriation authority, and an equal
25	amount of appropriated state general fund moneys shall lapse. Upon
26	the lapsing of any moneys under this subsection, the office of
27	financial management shall notify the legislative fiscal committees.
28	As used in this subsection, "unrestricted federal moneys" includes
29	block grants and other funds that federal law does not require to be
30	spent on specifically defined projects or matched on a formula basis
31	by state funds.
32	(3) The legislature finds that medicaid payment rates, as
33	calculated by the department pursuant to the appropriations in this

33 calculated by the department pursuant to the appropriations in this 34 act, bear a reasonable relationship to the costs incurred by 35 efficiently and economically operated facilities for providing 36 quality services and will be sufficient to enlist enough providers so 37 that care and services are available to the extent that such care and 38 services are available to the general population in the geographic 39 area. The legislature finds that cost reports, payment data from the

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1 federal government, historical utilization, economic data, and 2 clinical input constitute reliable data upon which to determine the 3 payment rates.

(4) The department shall to the maximum extent practicable use 4 the same system for delivery of spoken-language interpreter services 5 6 for social services appointments as the one established for medical appointments in the health care authority. When contracting directly 7 with an individual to deliver spoken language interpreter services, 8 the department shall only contract with language access providers who 9 are working at a location in the state and who are state-certified or 10 state-authorized, except that when such a provider is not available, 11 12 the department may use a language access provider who meets other certifications or standards deemed to meet state standards, including 13 interpreters in other states. 14

15 (5) Information technology projects or investments and proposed 16 projects or investments impacting time capture, payroll and payment 17 processes and systems, eligibility, case management, and 18 authorization systems within the department of social and health 19 services are subject to technical oversight by the office of the 20 chief information officer.

(6) (a) The department shall facilitate enrollment under the medicaid expansion for clients applying for or receiving state funded services from the department and its contractors. Prior to open enrollment, the department shall coordinate with the health care authority to provide referrals to the Washington health benefit exchange for clients that will be ineligible for medicaid.

27 (b) To facilitate a single point of entry across public and 28 medical assistance programs, and to maximize the use of federal funding, the health care authority, the department of social and 29 health services, and the health benefit exchange will coordinate 30 31 efforts to expand HealthPlanfinder access to public assistance and medical eligibility staff. The department shall complete medicaid 32 applications in the HealthPlanfinder for households receiving or 33 applying for public assistance benefits. 34

(7) The health care authority, the health benefit exchange, the department of social and health services, the department of health, and the department of children, youth, and families shall work together within existing resources to establish the health and human services enterprise coalition (the coalition). The coalition, led by the health care authority, must be a multi-organization collaborative

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that provides strategic direction and federal funding guidance for 1 projects that have cross-organizational or enterprise 2 impact, including information technology projects that affect organizations 3 within the coalition. The office of the chief information officer 4 shall maintain a statewide perspective when collaborating with the 5 6 coalition to ensure that projects are planned for in a manner that ensures the efficient use of state resources, supports the adoption 7 of a cohesive technology and data architecture, and maximizes federal 8 financial participation. ((The work of the coalition is subject to 9 10 the conditions, limitations, and review provided in section 701 of 11 this act.))

12 (8) (a) The appropriations to the department of social and health services in this act must be expended for the programs and in the 13 amounts specified in this act. However, after May 1, 2022, unless 14 prohibited by this act, the department may transfer general fund-15 state appropriations for fiscal year 2022 among programs and 16 subprograms after approval by the director of the office of financial 17 management. However, the department may not transfer state 18 appropriations that are provided solely for a specified purpose 19 except as expressly provided in (b) of this subsection. 20

21 (b) To the extent that transfers under (a) of this subsection are insufficient to fund actual expenditures in excess of fiscal year 22 2022 in response to the COVID-19 pandemic or caseload forecasts and 23 24 utilization assumptions in the long-term care, developmental disabilities, and public assistance programs, the department may 25 26 transfer state appropriations that are provided solely for a 27 specified purpose. The department may not transfer funds, and the director of the office of financial management may not approve the 28 transfer, unless the transfer is consistent with the objective of 29 conserving, to the maximum extent possible, the expenditure of state 30 funds. The director of the office of financial management shall 31 notify the appropriate fiscal committees of the legislature in 32 writing seven days prior to approving any allotment modifications or 33 transfers under this subsection. The written notification shall 34 35 include a narrative explanation and justification of the changes, 36 along with expenditures and allotments by budget unit and 37 appropriation, both before and after any allotment modifications or 38 transfers.

1 Sec. 202. 2021 c 334 s 202 (uncodified) is amended to read as 2 follows: FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES-MENTAL HEALTH 3 PROGRAM 4 5 (1) INSTITUTIONAL SERVICES 6 General Fund—State Appropriation (FY 2022).... ((\$435,890,000)) 7 \$428,037,000 General Fund—State Appropriation (FY 2023).... ((\$436,264,000)) 8 \$486,051,000 9 General Fund—Federal Appropriation. ((\$142,531,000)) 10 11 \$144,203,000 12 General Fund—Private/Local Appropriation. ((\$21,540,000)) 13 \$17,982,000 14 Coronavirus State Fiscal Recovery Fund—Federal 15 16 17 \$1,085,126,000

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

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

24 (b) \$311,000 of the general fund-state appropriation for fiscal year 2022 and \$310,000 of the general fund-state appropriation for 25 26 fiscal year 2023 are provided solely for a community partnership between western state hospital and the city of Lakewood to support 27 community policing efforts in the Lakewood community surrounding 28 western state hospital. The amounts provided in this subsection 29 (1) (b) are for the salaries, benefits, supplies, and equipment for 30 one full-time investigator, one full-time police officer, and one 31 full-time community service officer at the city of Lakewood. The 32 department must collect data from the city of Lakewood on the use of 33 34 the funds and the number of calls responded to by the community 35 policing program and submit a report with this information to the 36 office of financial management and the appropriate fiscal committees of the legislature each December of the fiscal biennium. 37

1 (c) \$45,000 of the general fund—state appropriation for fiscal 2 year 2022 and \$45,000 of the general fund—state appropriation for 3 fiscal year 2023 are provided solely for payment to the city of 4 Lakewood for police services provided by the city at western state 5 hospital and adjacent areas.

6 (d) \$19,000 of the general fund—state appropriation for fiscal 7 year 2022 and \$19,000 of the general fund—state appropriation for 8 fiscal year 2023 are provided solely for payment to the city of 9 Medical Lake for police services provided by the city at eastern 10 state hospital and adjacent areas.

11 (e) \$135,000 of the general fund-state appropriation for fiscal year 2022 and \$135,000 of the general fund-state appropriation for 12 13 fiscal year 2023 are provided solely for the department to maintain an on-site safety compliance officer, stationed at Western State 14 Hospital, to provide oversight and accountability of the hospital's 15 to safety concerns regarding the hospital's 16 response work 17 environment.

18 (f) \$100,000 of the general fund-state appropriation for fiscal year 2022 and \$100,000 of the general fund-state appropriation for 19 20 fiscal year 2023 are provided solely for the department to track compliance with RCW 71.05.365 requirements for transition of state 21 22 hospital patients into community settings within fourteen days of the determination that they no longer require active 23 psychiatric 24 treatment at an inpatient level of care. The department must use these funds to track the following elements related to this 25 requirement: (i) The date on which an individual is determined to no 26 longer require active psychiatric treatment at an inpatient level of 27 care; (ii) the date on which the behavioral health entities and other 28 organizations responsible for resource management services for the 29 30 person is notified of this determination; and (iii) the date on which 31 either the individual is transitioned to the community or has been 32 re-evaluated and determined to again require active psychiatric treatment at an inpatient level of care. The department must provide 33 this information in regular intervals to behavioral health entities 34 35 and other organizations responsible for resource management services. The department must summarize the information and provide a report to 36 the office of financial management and the appropriate committees of 37 38 the legislature on progress toward meeting the fourteen day standard 39 by December 1, 2021, and December 1, 2022.

1 (g) \$250,000 of the general fund—state appropriation for fiscal 2 year 2022 and \$250,000 of the general fund-state appropriation for 3 fiscal year 2023 are provided solely for the department, in 4 collaboration with the health care authority, to develop and 5 implement a predictive modeling tool which identifies clients who are at high risk of future involvement with the criminal justice system 6 7 and for developing a model to estimate demand for civil and forensic 8 state hospital bed needs pursuant to the following requirements.

9 (i) By the first day of each December during the biennium, the department, in coordination with the health care authority, must 10 11 submit a report to the office of financial management and the 12 appropriate committees of the legislature which summarizes how the 13 predictive modeling tool has been implemented and includes the following: (A) The numbers of individuals identified by the tool as 14 15 having a high risk of future criminal justice involvement; (B) the 16 method and frequency for which the department is providing lists of high-risk clients to contracted managed care organizations and 17 18 behavioral health administrative services organizations; (C) а 19 summary of how the managed care organizations and behavioral health 20 administrative services organizations are utilizing the data to improve the coordination of care for the identified individuals; and 21 (D) a summary of the administrative data to identify whether 22 23 implementation of the tool is resulting in increased access and service levels and lower recidivism rates for high-risk clients at 24 25 the state and regional level.

(ii) The department must provide staff support for the forensic 26 27 and long-term civil commitment bed forecast which must be conducted 28 under the direction of the office of financial management. The 29 forecast methodology, updates, and methodology changes must be 30 conducted in coordination with staff from the department, the health authority, the office of financial management, 31 care and the appropriate fiscal committees of the state legislature. The model 32 33 shall incorporate factors for capacity in state hospitals as well as 34 contracted facilities, which provide similar levels of care, referral patterns, wait lists, lengths of stay, and other factors identified 35 36 as appropriate for estimating the number of beds needed to meet the 37 demand for civil and forensic state hospital services. Factors should 38 include identification of need for the services and analysis of the 39 effect of community investments in behavioral health services and 40 other types of beds that may reduce the need for long-term civil

1 commitment needs. The forecast must be updated each February, June, 2 and November during the biennium and the department must submit a 3 report to the legislature and the appropriate committees of the 4 legislature summarizing the updated forecast based on the caseload 5 forecast council's schedule for entitlement program forecasts.

6 (h) \$5,049,000 of the general fund—state appropriation for fiscal year 2022 and \$5,075,000 of the general fund-state appropriation for 7 fiscal year 2023 are provided solely for the phase-in of the 8 settlement agreement under Trueblood, et al. v. Department of Social 9 and Health Services, et al., United States District Court for the 10 11 Western District of Washington, Cause No. 14-cv-01178-MJP. The 12 department, in collaboration with the health care authority and the 13 criminal justice training commission, must implement the provisions 14 of the settlement agreement pursuant to the timeline and 15 implementation plan provided for under the settlement agreement. This includes implementing provisions related to competency evaluations, 16 17 competency restoration, forensic navigators, crisis diversion and 18 supports, education and training, and workforce development.

19 (i) \$7,147,000 of the general fund—state appropriation for fiscal 20 year 2022 and \$7,147,000 of the general fund-state appropriation for fiscal year 2023 are provided solely to maintain implementation of 21 22 efforts to improve the timeliness of competency evaluation services 23 for individuals who are in local jails pursuant to chapter 5, Laws of 2015 (timeliness of competency treatment and evaluation services). 24 25 This funding must be used solely to maintain increases in the number of competency evaluators that began in fiscal year 2016 pursuant to 26 the settlement agreement under Trueblood, et al. v. Department of 27 Social and Health Services, et al., United States District Court for 28 29 the Western District of Washington, Cause No. 14-cv-01178-MJP.

30 (j) \$71,690,000 of the general fund—state appropriation for fiscal year 2022, \$77,825,000 of the general fund—state appropriation 31 for fiscal year 2023, and \$2,541,000 of the general fund-federal 32 33 appropriation are provided solely for implementation of efforts to 34 improve the timeliness of competency restoration services pursuant to 35 chapter 5, Laws of 2015 (timeliness of competency treatment and 36 evaluation services) and the settlement agreement under Trueblood, et al. v. Department of Social and Health Services, et al., United 37 States District Court for the Western District of Washington, Cause 38 39 No. 14-cv-01178-MJP. These amounts must be used to maintain increases

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that were implemented between fiscal year 2016 and fiscal year 2021, and further increase the number of forensic beds at western state hospital during the 2021-2023 fiscal biennium. Pursuant to chapter 7, Laws of 2015 1st sp. sess. (timeliness of competency treatment and evaluation services), the department may contract some of these amounts for services at alternative locations if the secretary determines that there is a need.

(k) ((\$76,029,000)) <u>\$80,271,000</u> of the general fund—state 8 appropriation for fiscal year 2022 and ((\$59,784,000)) \$71,200,000 of 9 the general fund-state appropriation for fiscal year 2023 are 10 11 provided solely for the department to continue to implement an acuity 12 based staffing tool at western state hospital and eastern state 13 hospital in collaboration with the hospital staffing committees. The 14 staffing tool must be used to identify, on a daily basis, the 15 clinical acuity on each patient ward and determine the minimum level 16 of direct care staff by profession to be deployed to meet the needs of the patients on each ward. The department must evaluate interrater 17 18 reliability of the tool within each hospital and between the two 19 hospitals. The department must also continue to update, in collaboration with the office of financial management's labor 20 relations office, the staffing committees, and state labor unions, an 21 overall state hospital staffing plan that looks at all positions and 22 23 functions of the facilities.

(i) Within the amounts provided in this section, the department 24 must establish, monitor, track, and report monthly staffing and 25 expenditures at the state hospitals, including overtime and use of 26 27 locums, to the functional categories identified in the recommended 28 staffing plan. The allotments and tracking of staffing and 29 expenditures must include all areas of the state hospitals, must be 30 done at the ward level, and must include contracted facilities providing forensic restoration services as well as the office of 31 32 forensic mental health services.

33 (ii) By December 1, 2021, and December 1, 2022, the department 34 must submit reports to the office of financial management and the appropriate committees of the legislature that provide a comparison 35 of monthly spending, staffing levels, overtime, and use of locums for 36 37 the prior year compared to allotments and to the recommended state 38 hospital staffing model. The format for these reports must be developed in consultation with staff from the office of financial 39 management and the appropriate committees of the legislature. The 40

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1 reports must include a summary of the results of the evaluation of 2 the interrater reliability in use of the staffing acuity tool and an 3 update from the hospital staffing committees.

(iii) Monthly staffing levels and related expenditures at the 4 state hospitals must not exceed official allotments without prior 5 6 written approval from the director of the office of financial management. In the event the director of the office of financial 7 management approves an increase in monthly staffing levels and 8 expenditures beyond what is budgeted, notice must be provided to the 9 appropriate committees of the legislature within 30 days of such 10 11 approval. The notice must identify the reason for the authorization 12 to exceed budgeted staffing levels and the time frame for the authorization. Extensions of authorizations under this subsection 13 must also be submitted to the director of the office of financial 14 15 management for written approval in advance of the expiration of an 16 authorization. The office of financial management must notify the 17 appropriate committees of the legislature of any extensions of authorizations granted under this subsection within 30 days of 18 19 granting such authorizations and identify the reason and time frame for the extension. 20

21 (1) \$10,581,000 of the general fund-state appropriation for fiscal year 2022 and \$10,581,000 of the general fund-state 22 23 appropriation for fiscal year 2023 are provided solely for the department to implement strategies to improve patient and staff 24 25 safety at eastern and western state hospitals. These amounts must be 26 used for continuing to implement a new intensive care model program 27 at western state hospital and maintaining prior investments in 28 training and other safety-related staff support at both hospitals. A report must be submitted by December 1, 2021, and December 1, 2022, 29 30 which includes a description of the ((intensive care model being 31 implemented)) safety or violence reduction strategy, a profile of the types of patients being served ((at the program)), the staffing model 32 33 being used ((for the program)), and outcomes associated with ((the 34 program)) each strategy. The outcomes section should include tracking data on facility-wide metrics related to patient and staff safety as 35 36 well as individual outcomes related to the patients served ((on the 37 unit)).

38 (m) \$2,593,000 of the general fund—state appropriation for fiscal 39 year 2022 and \$2,593,000 of the general fund—state appropriation for 1 fiscal year 2023 are provided solely for the department to increase 2 services to patients found not guilty by reason of insanity under the 3 Ross v. Laswhay settlement agreement.

Within the amounts provided in this subsection, the 4 (n) department must develop and submit an annual state hospital 5 6 performance report for eastern and western state hospitals. Each measure included in the performance report must include baseline 7 performance data, agency performance targets, and performance for the 8 most recent fiscal year. The performance report must include a one 9 page dashboard as well as charts for each fiscal and quality of care 10 11 measure broken out by hospital and including but not limited to (i) 12 monthly FTE expenditures compared to allotments; (ii) monthly dollar expenditures compared to allotments; (iii) monthly FTE expenditures 13 14 per thousand patient bed days; (iv) monthly dollar expenditures per thousand patient bed days; (v) percentage of FTE expenditures for 15 16 overtime; (vi) average length of stay by category of patient; (vii) 17 average monthly civil wait list; (viii) average monthly forensic wait 18 list; (ix) rate of staff assaults per thousand patient bed days; (x) 19 rate of patient assaults per thousand patient bed days; (xi) average number of days to release after a patient has been determined to be 20 21 clinically ready for discharge; and (xii) average monthly vacancy 22 rates for key clinical positions. The department must submit the 23 state hospital performance report to the office of financial management and the appropriate committees of the legislature by the 24 25 first day of each December of the biennium.

(o) \$3,846,000 of the general fund—state appropriation for fiscal
year 2022, \$3,846,000 of the general fund—state appropriation for
fiscal year 2023, and \$7,692,000 of the general fund—federal
appropriation are provided solely to open a new unit at the child
study treatment center which shall serve up to 18 children.

\$1,905,000 of the general fund-state 31 (q) ((\$2,941,000)) 32 appropriation for fiscal year 2023 and ((\$2,941,000)) \$1,905,000 of the general fund-federal appropriation are provided solely for the 33 34 department to operate a 16 bed facility located in Clark county to provide long-term inpatient care beds as defined in RCW 71.24.025. 35 The department must use this facility to provide treatment services 36 37 for individuals who have been committed to a state hospital pursuant to the dismissal of criminal charges and a civil evaluation ordered 38 under RCW 10.77.086 or 10.77.088. The department must develop and 39

implement a protocol to assess the risk of patients being considered for placement in this facility and determine whether the level of security and treatment services is appropriate to meet the patient's needs. The department must submit a report to the office of financial management and the appropriate committees of the legislature by December 1, 2022, providing a description of the protocol and a status update on progress toward opening the new facility.

(q) \$1,382,000 of the general fund—state appropriation for fiscal 8 9 year 2022, \$5,092,000 of the general fund—state appropriation for fiscal year 2023, and \$5,092,000 of the general fund-federal 10 appropriation is provided solely for the department to operate a 16 11 bed facility on the Maple Lane campus to provide long-term inpatient 12 care beds as defined in RCW 71.24.025. The facility must have the 13 14 capacity to provide treatment services to individuals committed under 15 chapter 71.05 RCW including individuals who have been committed to a state hospital pursuant to the dismissal of criminal charges and a 16 civil evaluation ordered under RCW 10.77.086 or 10.77.088. The 17 18 department must develop and implement a protocol to assess the risk 19 of patients being considered for placement in this facility and 20 determine whether the level of security and treatment services is 21 appropriate to meet the patient's needs. The department must submit a 22 report to the office of financial management and the appropriate 23 committees of the legislature by December 1, 2021, providing a 24 description of the protocol and a status update on progress toward 25 opening the new facility.

26 (r) \$4,316,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for the department to operate the 27 28 Columbia cottage at Maple Lane as a 30 bed facility to serve 29 individuals who have been acquitted of a crime by reason of insanity 30 and subsequently ordered to receive treatment services under RCW 10.77.120. The department must develop and implement a protocol to 31 32 assess the risk of patients being considered for placement in this 33 facility and determine whether the level of security and treatment services is appropriate to meet the patient's needs. The department 34 35 must submit a report to the office of financial management and the 36 appropriate committees of the legislature by December 1, 2022, 37 providing a description of the protocol and a status update on progress toward the opening of Columbia cottage. 38

1 (s) Within the amounts provided in this section, the department 2 is provided funding to operate civil long-term inpatient beds at the 3 state hospitals as follows:

4 (i) Funding is sufficient for the department to operate 192 civil
5 beds at eastern state hospital in both fiscal year 2022 and fiscal
6 year 2023.

7 (ii) Funding for civil beds at western state hospital is reduced 8 during this period to allow for a phased reduction of six wards from 9 467 to 287 civil beds.

(iii) The closure of western state hospital civil wards shall be implemented according to the following schedule: (A) First ward closure by July 1, 2021; (B) second ward closure by November 1, 2021; (C) third ward closure by March 1, 2022; (D) fourth ward closure by July 1, 2022; (E) fifth ward closure by November 1, 2022; and (F) sixth ward closure by April 1, 2023.

16 (iv) The department shall fully operate funded civil capacity at 17 eastern state hospital, including reopening and operating civil beds 18 that are not needed for eastern Washington residents to provide 19 services for western Washington residents.

20 (v) The department shall coordinate with the health care 21 authority toward development of the plan for increasing community 22 capacity for long-term inpatient services required under section 23 215(67) of this act.

(vi) It is the intent of the legislature to close additional civil wards at western state hospital during the 2023-2025 fiscal biennium.

(vii) It is the intent of the legislature to stop using western state hospital buildings 17, 19, 20, and 21, which were built before the 1950s, for patient care by fiscal year 2027.

(t) \$360,000 of the general fund-state appropriation for fiscal 30 year 2023 is provided solely for the department to implement 31 Engrossed Second Substitute House Bill No. 1086 (behavioral health 32 consumers). The amount in this subsection is provided solely for the 33 department's costs associated with providing access to and following 34 35 up on referrals from behavioral health consumer advocates in state 36 operated mental health facilities. The department must track the 37 number of monthly cases in which access to behavioral health consumer advocates was provided for patients in state operated mental health 38 39 facilities and the number of these which resulted in subsequent follow-up investigation by the department. The department must submit 40

a preliminary report to the office of financial management and the appropriate committees of the legislature on the number of monthly cases and follow-up investigations by December 1, 2022, and a final report by June 30, 2023. ((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.))

(u) \$500,000 of the general fund—state appropriation for fiscal
year 2023 is provided solely to conduct a cloud computing migration
feasibility study and is subject to the conditions, limitations, and
review requirements of section 701 of this act.

10 (v) \$150,000 of the general fund—state appropriation for fiscal 11 year 2022 and \$329,000 of the general fund—state appropriation for 12 fiscal year 2023 are provided solely to upgrade pharmacy information 13 technology systems and are subject to the conditions, limitations, 14 and review requirements of section 701 of this act.

15 (2) PROGRAM SUPPORT

16	General	Fund—State Appropriation (FY 2022) ((\$5,936,000))
17		<u>\$5,885,000</u>
18	General	Fund—State Appropriation (FY 2023) ((\$5,929,000))
19		<u>\$6,079,000</u>
20	General	Fund—Federal Appropriation ((\$366,000))
21		\$409,000
22		TOTAL APPROPRIATION
23		<u>\$12,373,000</u>

24 **Sec. 203.** 2021 c 334 s 203 (uncodified) is amended to read as 25 follows:

26 FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES-DEVELOPMENTAL

27 DISABILITIES PROGRAM

28 (1) COMMUNITY SERVICES

29	General Fund—State Appropriation (FY 2022) ((\$747,646,000))
30	<u>\$711,568,000</u>
31	General Fund—State Appropriation (FY 2023) ((\$948,278,000))
32	<u>\$1,024,794,000</u>
33	General Fund—Federal Appropriation ((\$2,086,801,000))
34	<u>\$2,283,371,000</u>
35	General Fund—Private/Local Appropriation \$4,058,000
36	Developmental Disabilities Community Services
37	Account—State Appropriation \$52,000,000
38	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>

 1
 Appropriation.
 \$1,137,000

 2
 TOTAL APPROPRIATION.
 ((\$3,838,783,000))

 3
 \$4,076,928,000

4 The appropriations in this subsection are subject to the 5 following conditions and limitations:

6 (a) Individuals receiving services as supplemental security 7 income (SSI) state supplemental payments may not become eligible for 8 medical assistance under RCW 74.09.510 due solely to the receipt of 9 SSI state supplemental payments.

(b) In accordance with RCW 18.51.050, 18.20.050, 70.128.060, and 10 11 43.135.055, the department is authorized to increase nursing facility, assisted living facility, and adult family home fees as 12 13 necessary to fully support the actual costs of conducting the 14 licensure, inspection, and regulatory programs. The license fees may not exceed the department's annual licensing and oversight activity 15 costs and shall include the department's cost of paying providers for 16 17 the amount of the license fee attributed to medicaid clients.

(i) The current annual renewal license fee for adult family homes is \$225 per bed beginning in fiscal year 2022 and \$225 per bed beginning in fiscal year 2023. A processing fee of \$2,750 must be charged to each adult family home when the home is initially licensed. This fee is nonrefundable. A processing fee of \$700 must be charged when adult family home providers file a change of ownership application.

(ii) The current annual renewal license fee for assisted living facilities is \$116 per bed beginning in fiscal year 2022 and \$116 per bed beginning in fiscal year 2023.

(iii) The current annual renewal license fee for nursing
 facilities is \$359 per bed beginning in fiscal year 2022 and \$359 per
 bed beginning in fiscal year 2023.

31 (c) (i) \$2,648,000 of the general fund—state appropriation for fiscal year 2022, \$8,946,000 of the general fund-state appropriation 32 33 for fiscal year 2023, and \$16,665,000 of the general fund-federal appropriation are provided solely for the implementation of the 34 35 agreement reached between the governor and the service employees international union healthcare 775nw under the provisions of chapters 36 37 74.39A and 41.56 RCW for the 2021-2023 fiscal biennium, as provided 38 in section 946 of this act.

1 <u>(ii) \$8,764,000 of the general fund—state appropriation for</u> 2 <u>fiscal year 2023 and \$11,156,000 of the general fund—federal</u> 3 <u>appropriation are provided solely for the implementation of the</u> 4 <u>agreement reached between the governor and the service employees</u> 5 <u>international union healthcare 775nw under the provisions of chapters</u> 6 <u>74.39A and 41.56 RCW for fiscal year 2023, as provided in section 937</u> 7 of this act.

8 (d)(i) \$291,000 of the general fund—state appropriation for 9 fiscal year 2022, \$992,000 of the general fund—state appropriation 10 for fiscal year 2023, and \$1,844,000 of the general fund—federal 11 appropriation are provided solely for the homecare agency parity 12 impacts of the agreement between the governor and the service 13 employees international union healthcare 775nw.

14 (ii) \$953,000 of the general fund—state appropriation for fiscal 15 year 2023 and \$1,214,000 of the general fund—federal appropriation 16 are provided solely for the homecare agency parity impacts of the 17 agreement between the governor and the service employees 18 international union healthcare 775nw.

(e) (i) \$540,000 of the general fund—state appropriation for fiscal year 2022, \$860,000 of the general fund—state appropriation for fiscal year 2023, and \$1,881,000 of the general fund—federal appropriation are provided solely for the implementation of an agreement reached between the governor and the adult family home council under the provisions of chapter 41.56 RCW for the 2021-2023 fiscal biennium, as provided in section 948 of this act.

(ii) \$1,389,000 of the general fund—state appropriation for fiscal year 2023 and \$1,278,000 of the general fund—federal appropriation are provided solely for the implementation of an agreement reached between the governor and the adult family home council under the provisions of chapter 41.56 RCW for fiscal year 2023, as provided in section 939 of this act.

32 (f) The department may authorize a one-time waiver of all or any 33 portion of the licensing and processing fees required under RCW 34 70.128.060 in any case in which the department determines that an 35 adult family home is being relicensed because of exceptional 36 circumstances, such as death or incapacity of a provider, and that to 37 require the full payment of the licensing and processing fees would present a hardship to the applicant. In these situations the 38 department is also granted the authority to waive the required 39

1 residential administrator training for a period of 120 days if 2 necessary to ensure continuity of care during the relicensing 3 process.

(g) Community residential cost reports that are submitted by or
on behalf of contracted agency providers are required to include
information about agency staffing including health insurance, wages,
number of positions, and turnover.

8 (h) Sufficient appropriations are provided to continue community 9 alternative placement beds that prioritize the transition of clients 10 who are ready for discharge from the state psychiatric hospitals, but 11 who have additional long-term care or developmental disability needs.

(i) Community alternative placement beds include enhanced service
facility beds, adult family home beds, skilled nursing facility beds,
shared supportive housing beds, state operated living alternative
beds, and assisted living facility beds.

16 (ii) Each client must receive an individualized assessment prior 17 to leaving one of the state psychiatric hospitals. The individualized 18 assessment must identify and authorize personal care, nursing care, 19 behavioral health stabilization, physical therapy, or other necessary services to meet the unique needs of each client. It is the 20 21 expectation that, in most cases, staffing ratios in all community alternative placement options described in (h)(i) of this subsection 22 will need to increase to meet the needs of clients leaving the state 23 psychiatric hospitals. If specialized training is necessary to meet 24 25 the needs of a client before he or she enters a community placement, 26 then the person centered service plan must also identify and 27 authorize this training.

28 (iii) When reviewing placement options, the department must consider the safety of other residents, as well as the safety of 29 staff, in a facility. An initial evaluation of each placement, 30 31 including any documented safety concerns, must occur within thirty 32 days of a client leaving one of the state psychiatric hospitals and entering one of the community placement options described in (h)(i) 33 of this subsection. At a minimum, the department must perform two 34 additional evaluations of each placement during the first year that a 35 client has lived in the facility. 36

37 (iv) In developing bed capacity, the department shall consider 38 the complex needs of individuals waiting for discharge from the state 39 psychiatric hospitals. 1 (i) Sufficient appropriations are provided for discharge case 2 managers stationed at the state psychiatric hospitals. Discharge case 3 managers will transition clients ready for hospital discharge into 4 less restrictive alternative community placements. The transition of 5 clients ready for discharge will free up bed capacity at the state 6 psychiatric hospitals.

7 (j) \$4,000 of the general fund—state appropriation for fiscal 8 year 2022, \$17,000 of the general fund—state appropriation for fiscal 9 year 2023, and \$23,000 of the general fund—federal appropriation are 10 provided solely for a cost of living adjustment to the personal needs 11 allowance pursuant to RCW 74.09.340.

(k) The department will work with the health care authority and 12 13 Washington state's managed care organizations establish to 14 recommendations for clients who live in the community to access the 15 developmental disabilities administration's facility-based 16 professionals to receive care covered under the state plan. If feasible, these recommendations should detail how to enable facility-17 18 based professionals to deliver services at mobile or brick-and-mortar 19 clinical settings in the community. The department must submit its recommendations to the appropriate legislative committees no later 20 21 than December 1, $((\frac{2021}{2}))$ <u>2022</u>.

(1) The department of social and health services must claim the enhanced federal medical assistance participation rate for home and community-based services offered under section 9817 of the American rescue plan act of 2021 (ARPA). Appropriations made that constitute supplementation of home and community-based services as defined in section 9817 of ARPA are listed in LEAP omnibus document HCBS-2021.

(m) \$300,000 of the general fund—state appropriation for fiscal year 2023 and \$226,000 of the general fund—federal appropriation are provided solely to implement Engrossed Second Substitute House Bill No. 1086 (behavioral health consumers). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(n) \$408,000 of the general fund—state appropriation for fiscal
 year 2022, \$416,000 of the general fund—state appropriation for
 fiscal year 2023, and \$474,000 of the general fund—federal
 appropriation are provided solely to implement Second Substitute
 House Bill No. 1061 (child welfare/developmental disability). ((Iff)

1 the bill is not enacted by June 30, 2021, the amounts provided in

2 this subsection shall lapse.))

3 (o) \$3,474,000 of the general fund—state appropriation for fiscal 4 year 2022, \$11,423,000 of the general fund-state appropriation for 5 fiscal year 2023, and \$15,262,000 of the general fund-federal appropriation are provided solely to increase rates for community 6 7 residential service providers offering supported living, group home, group training home, and licensed staff residential services to 8 9 individuals with developmental disabilities. The amounts provided in 10 this subsection (o) include funding to increase the provider rate by 2.0 percent effective January 1, 2022, and by an additional 2.0 11 percent effective January 1, 2023. Both 2.0 percent rate increases 12 13 must be used to support providers' ability to maintain direct care 14 staff wages above the statewide minimum wage.

15 (p) The annual certification renewal fee for community 16 residential service businesses is \$859 per client in fiscal year 2022 17 and \$859 per client in fiscal year 2023. The annual certification 18 renewal fee may not exceed the department's annual licensing and 19 oversight activity costs.

(q) The appropriations in this section include sufficient funding to implement chapter 220, Laws of 2020 (adult family homes/8 beds). A nonrefundable fee of \$485 shall be charged for each application to increase bed capacity at an adult family home to seven or eight beds.

(r) \$39,000 of the general fund—state appropriation for fiscal
year 2022, \$49,000 of the general fund—state appropriation for fiscal
year 2023, and \$131,000 of the general fund—federal appropriation are
provided solely to increase the administrative rate for home care
agencies by five cents per hour effective July 1, 2021.

29 (s) \$1,705,000 of the general fund—state appropriation for fiscal 30 year 2022, \$1,688,000 of the general fund-state appropriation for 31 fiscal year 2023, and \$1,465,000 of the general fund-federal 32 appropriation are provided solely for the development and implementation of 13 enhanced respite beds across the state for 33 34 children. These services are intended to provide families and caregivers with a break in caregiving, the opportunity for behavioral 35 36 stabilization of the child, and the ability to partner with the state 37 in the development of an individualized service plan that allows the 38 child to remain in his or her family home. The department must provide the legislature with a respite utilization report in January 39

of each year that provides information about the number of children who have used enhanced respite in the preceding year, as well as the location and number of days per month that each respite bed was occupied.

(t) \$2,025,000 of the general fund—state appropriation for fiscal 5 year 2022 and \$2,006,000 of the general fund-state appropriation for 6 7 fiscal year 2023 are provided solely for the development and implementation of 13 community respite beds across the state for 8 These services are intended to provide 9 adults. families and caregivers with a break in caregiving and the opportunity for 10 11 stabilization of the individual in a community-based setting as an 12 alternative to using a residential habilitation center to provide 13 planned or emergent respite. The department must provide the 14 legislature with a respite utilization report by January of each year 15 that provides information about the number of individuals who have used community respite in the preceding year, as well as the location 16 17 and number of days per month that each respite bed was occupied.

18 ((\$18,733,000)) \$43,575,000 of the general fund—state (u) appropriation for fiscal year 2022, \$39,592,000 of the general fund-19 20 state appropriation for fiscal year 2023, and ((\$46,342,000)) \$159,721,000 of the general fund—federal appropriation are provided 21 solely to continue providing rate add-ons for contracted service 22 providers to address the increased costs associated with serving 23 clients during the COVID-19 pandemic ((through the end of calendar 24 25 vear 2021)).

(v) \$78,000 of the general fund—state appropriation for fiscal year 2022, \$75,000 of the general fund—state appropriation for fiscal year 2023, and \$113,000 of the general fund—federal appropriation are provided solely for implementation of Engrossed Substitute Senate Bill No. 5284 (subminimum wage/disabilities). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(w) Funding in this section is sufficient to implement chapter 33 34 352, laws of 2020 (developmental disabilities budgeting), including a review of the no-paid services caseload and to update the information 35 to accurately reflect a current headcount of eligible persons and the 36 number of persons contacted who are currently interested in receiving 37 38 a paid service. It is the intent of the legislature that the 39 department will, as required in chapter 252, laws of 2020

1 (developmental disabilities budgeting), submit a report of this 2 information to the governor and the appropriate committees of the 3 legislature by December 1, 2021. It is also the intent of the 4 legislature that the necessary paid services identified with 5 completion of this report will be adequately funded by the conclusion 6 of fiscal year 2024.

7 (x) \$1,387,000 of the general fund—state appropriation for fiscal 8 year 2022, \$2,641,000 of the general fund—state appropriation for 9 fiscal year 2023, and \$4,250,000 of the general fund—federal 10 appropriation are provided solely to increase the capacity of the 11 children's intensive in-home behavioral supports waiver by 100 slots.

12 (y) \$18,506,000 of the general fund—state appropriation for fiscal year 2023 and \$23,553,000 of the general fund-federal 13 appropriation are provided solely for the purposes of settling all 14 15 claims in the two related cases Liang et al v. Washington DSHS et al, 16 Thurston county superior court case no. 20-2-02506-34 and SEIU 775 v. 17 Washington DSHS et al, Thurston county superior court case no. 18-2-05584-34, Washington supreme court case no. 99658-8. The 18 expenditure of these amounts is contingent upon the release of all 19 claims in both cited cases, and total settlement costs shall not 20 21 exceed the amounts provided in this subsection and section 204(45) of 22 this act. If the settlement agreement is not fully executed and approved by the Thurston county superior court by June 30, 2023, the 23 amounts provided in this subsection shall lapse. 24

(z) \$205,000 of the general fund—state appropriation for fiscal 25 26 year 2022, \$232,000 of the general fund-state appropriation for fiscal year 2023, and \$590,000 of the general fund-federal 27 appropriation are provided solely for the department of social and 28 health services to examine the capabilities of the community 29 30 residential settings and services; to improve cross-system 31 coordination; and to begin the process of redesigning state-operated 32 intermediate care facilities to function as short-term crisis 33 stabilization and intervention. Of the amounts provided in this 34 subsection (1) $\left(\frac{y}{z}\right)$

(i) \$159,000 of the general fund—state appropriation for fiscal year 2022, \$186,000 of the general fund—state appropriation for fiscal year 2023, and \$310,000 of the general fund—federal appropriation are provided solely for the department of social and health services to: 1 (A) Beginning with the governor's budget proposal submitted in 2 December 2022, submit a budget request for expenditures associated 3 with anticipated demand for services under the individual and family 4 services waiver, the basic plus waiver, and the number of individuals 5 who are expected to reside in state-operated living alternatives for 6 consideration by the governor and the legislature for inclusion in 7 maintenance level budgets;

(B) Examine the need for community respite beds to serve eligible 8 individuals and stabilization, assessment, and intervention beds to 9 provide crisis stabilization services for individuals with complex 10 11 behavioral needs. A preliminary report must be submitted no later than October 1, 2022, with a final report submitted no later than 12 October 1, 2023, to the governor and the appropriate committees of 13 the legislature that estimates the number of beds needed in fiscal 14 years 2023 through 2025, recommends geographic locations of these 15 16 beds, provides options for contracting with community providers for 17 these beds, provides options for utilizing existing intermediate care facilities to meet these needs, and recommends whether or not an 18 increase to respite hours is needed; 19

20 (C) Contract with a private vendor for a study of medicaid rates 21 for contracted community residential service providers. The study 22 must be submitted to the governor and the appropriate committees of 23 the legislature no later than December 1, 2023, and must include:

(I) A recommendation of rates needed for facilities to cover their costs and adequately recruit, train, and retain direct care professionals;

(II) Recommendations for an enhanced rate structure, includingwhen and for whom this rate structure would be appropriate; and

(III) An assessment of options for an alternative, opt-in rate structure for contracted supported living providers who voluntarily serve individuals with complex behaviors, complete additional training, and submit to additional monitoring;

33 (D) Submit by October 1, 2022, a five-year plan to phase-in the 34 appropriate level of funding and staffing to achieve case management 35 ratios of one case manager to no more than 35 clients. The five-year 36 plan must include:

37 (I) An analysis of current procedures to hire and train new staff 38 within the developmental disabilities administration of the 39 department of social and health services;

1 (II) Identification of any necessary changes to these procedures 2 to ensure a more efficient and timely process for hiring and training 3 staff; and

4 (III) Identification of the number of new hires needed on an 5 annual basis to achieve the phased implementation included in the 6 five-year plan;

7 (E) Collaborate with appropriate stakeholders to develop uniform 8 quality assurance metrics that are applied across community 9 residential settings, intermediate care facilities, and state-10 operated nursing facilities and submit a report of these activities 11 to the governor and the legislature no later than June 30, 2023;

(F) Collaborate with the developmental disabilities council to improve cross-system coordination and submit a report of the activities and any recommendations for policy or fiscal changes to the governor and the legislature no later than October 1, 2022, for consideration in the 2023 legislative session that describes collaborating with the developmental disabilities council to:

(I) Coordinate collaboration efforts among relevant stakeholders to develop and disseminate best practices related to serving individuals with cooccurring intellectual and developmental disabilities and mental health conditions;

(II) Work with Washington state's apprenticeship and training council, colleges, and universities to establish medical, dental, nursing, and direct care apprenticeship programs that would address gaps in provider training and overall competence;

(III) Devise options for consideration by the governor and the legislature to prioritize funding for housing for individuals with intellectual and developmental disabilities when a lack of affordable housing is the barrier preventing an individual from moving to a least restrictive community setting; and

(IV) Coordinate collaboration efforts among relevant stakeholders 31 32 to examine existing law with regard to guardianship and protective proceedings and make any necessary recommendations for changes to 33 existing law to ensure that guardianship or other protective 34 proceedings are designed to provide individuals with intellectual and 35 developmental disabilities with the decision making support they 36 require to live as independently as possible in the least restrictive 37 environment, including consideration of mechanisms that enable 38 39 regular payment for services rendered by these legal representatives 40 when appropriate; and

1 (G) Develop procedures that ensure that placement in an 2 intermediate care facility is temporary and submit a report of these 3 efforts, including any necessary recommendations for policy or fiscal 4 changes, to the governor and the legislature for consideration in the 5 2022 legislative session no later than November 1, 2021, that 6 describes the development of procedures that ensure that:

7 (I) Clear, written, and verbal information is provided to the 8 individual and their family member that explains that placement in 9 the intermediate care facility is temporary and what constitutes 10 continuous aggressive active treatment and its eligibility 11 implications;

(II) Discharge planning begins immediately upon placement of an individual within the intermediate care facility and that the individual and their family member is provided clear descriptions of all placement options and their requirements;

(III) When crisis stabilization services are available in the community, the individual is presented with the option to receive services in the community prior to placement in an intermediate care facility; and

(IV) When the individual has not achieved crisis stabilization 20 21 after 60 days of initial placement in the intermediate care facility, 22 the department of social and health services must convene the individual's team of care providers including, but not limited to, 23 individual's case manager, the individual's community-based 24 the 25 providers, and, if applicable, the individual's managed care 26 organization to review and make any necessary changes to the individual's crisis stabilization care plan. 27

28 (ii) \$46,000 of the general fund—state appropriation in fiscal year 2022, \$46,000 of the general fund-state appropriation in fiscal 29 30 year 2023, and \$280,000 of the general fund-federal appropriation are provided solely to establish peer mentors to connect each client in 31 32 an intermediate care facility with a mentor to assist in their transition planning. No later than November 1, 2021, the department 33 34 of social and health services must submit a report describing these 35 efforts and make any necessary recommendations for policy or fiscal 36 changes to the governor and the legislature for consideration in the 37 2022 legislative session.

1 (((z))) <u>(aa)</u> Appropriations provided in this section are 2 sufficient to implement Substitute Senate Bill No. 5258 (consumer 3 directed employers).

4 (((aa))) (bb) \$63,000 of the general fund—state appropriation for 5 fiscal year 2022, \$13,000 of the general fund—state appropriation for 6 fiscal year 2023, and \$77,000 of the general fund—federal 7 appropriation are provided solely to implement Substitute House Bill 8 No. 1411 (health care workforce). ((If the bill is not enacted by 9 June 30, 2021, the amounts provided in this subsection shall lapse.))

10 (2) IN

(2) INSTITUTIONAL SERVICES

11	General Fund—State Appropriation (FY 2022) ((\$115,635,000))
12	\$110,544,000
13	General Fund—State Appropriation (FY 2023) ((\$125,463,000))
14	<u>\$134,994,000</u>
15	General Fund—Federal Appropriation ((\$241,480,000))
16	<u>\$256,041,000</u>
17	General Fund—Private/Local Appropriation \$27,043,000
18	Coronavirus State Fiscal Recovery Fund—Federal
19	<u>Appropriation\$1,679,000</u>
20	TOTAL APPROPRIATION
21	<u>\$530,301,000</u>

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

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

(b) \$495,000 of the general fund—state appropriation for fiscal year 2022 and \$495,000 of the general fund—state appropriation for fiscal year 2023 are for the department to fulfill its contracts with the school districts under chapter 28A.190 RCW to provide transportation, building space, and other support services as are reasonably necessary to support the educational programs of students living in residential habilitation centers.

35 (c) The residential habilitation centers may use funds 36 appropriated in this subsection to purchase goods, services, and 37 supplies through hospital group purchasing organizations when it is 38 cost-effective to do so.

1 (d) \$3,000 of the general fund-state appropriation for fiscal year 2022 and \$10,000 of the general fund-state appropriation for 2 3 fiscal year 2023 are provided solely for a cost of living increase 4 adjustment to the personal needs allowance pursuant to RCW 74.09.340. 5 (e) The department is directed to develop a plan to reduce the footprint of the Rainier residential habilitation center. 6 7 (i) The plan must include the following: (A) Input from interested stakeholders to ensure a thoughtful, 8 safe, and well-supported residential transition to the community; 9 (B) An outline for maintaining a state-operated safety net for 10 individuals who transition to the community and who may later be in 11 crisis or who need a greater level of care; 12 (C) Barriers to successful community transitions and how to 13 14 mitigate those; (D) A report of stakeholder feedback received and how it was 15 incorporated or not into the plan; and 16 17 (E) A proposed timeline to implement the plan and a target date 18 for reducing the footprint of Rainier if the plan is followed. (ii) The stakeholders must include, at minimum: Individuals who 19 reside or have resided at Rainier, families and guardians of 20 individuals who reside or have resided at Rainier, and current or 21 former staff at Rainier and their respective labor organizations. 22 23 (iii) The department must confer with and have approval from the governor's office prior to submission of the plan. A final plan shall 24 be submitted to the governor and the appropriate committees of the 25 legislature no later than July 1, 2022. 26 27 (3) PROGRAM SUPPORT 28 General Fund—State Appropriation (FY 2022)..... ((\$2,639,000)) 29 \$2,717,000 30 General Fund—State Appropriation (FY 2023)..... ((\$2,688,000)) 31 \$2,940,000 32 33 \$3,233,000 34 TOTAL APPROPRIATION. $((\frac{\$8,519,000}))$ 35 \$8,890,000 36 (4) SPECIAL PROJECTS General Fund—State Appropriation (FY 2022).....\$61,000 37 38 39 \$66,000

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1 2 3 4	General Fund—Federal Appropriation. ((\$1,090,000)) \$1,092,000 TOTAL APPROPRIATION. ((\$1,212,000)) \$1,219,000
5	Sec. 204. 2021 c 334 s 204 (uncodified) is amended to read as
6	follows:
7	FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES-AGING AND ADULT
8	SERVICES PROGRAM
9	General Fund—State Appropriation (FY 2022) ((\$1,422,098,000))
10	\$1,346,850,000
11	General Fund—State Appropriation (FY 2023) ((\$1,783,367,000))
12	<u>\$2,012,905,000</u>
13	General Fund—Federal Appropriation ((\$4,517,927,000))
14	<u>\$5,015,668,000</u>
15	General Fund—Private/Local Appropriation \$37,804,000
16	Traumatic Brain Injury Account—State Appropriation ((\$4,544,000))
17	<u>\$5,586,000</u>
18	Skilled Nursing Facility Safety Net Trust Account—
19	State Appropriation
20	Long-Term Services and Supports Trust Account—State
21	Appropriation
22	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>
23	Appropriation
24	TOTAL APPROPRIATION
25	<u>\$8,570,489,000</u>
26	The appropriations in this section are subject to the following
27	conditions and limitations:

(1) (a) For purposes of implementing chapter 74.46 RCW, the
 weighted average nursing facility payment rate may not exceed \$259.84
 for fiscal year 2022 and may not exceed \$279.84 for fiscal year 2023.

31 (b) The department shall provide a medicaid rate add-on to 32 reimburse the medicaid share of the skilled nursing facility safety 33 net assessment as a medicaid allowable cost. The nursing facility 34 safety net rate add-on may not be included in the calculation of the 35 annual statewide weighted average nursing facility payment rate.

36 (2) In accordance with RCW 18.51.050, 18.20.050, 70.128.060, and
 37 43.135.055, the department is authorized to increase nursing
 38 facility, assisted living facility, and adult family home fees as

1 necessary to fully support the actual costs of conducting the 2 licensure, inspection, and regulatory programs. The license fees may 3 not exceed the department's annual licensing and oversight activity 4 costs and shall include the department's cost of paying providers for 5 the amount of the license fee attributed to medicaid clients.

6 (a) The current annual renewal license fee for adult family homes 7 is \$225 per bed beginning in fiscal year 2022 and \$225 per bed 8 beginning in fiscal year 2023. A processing fee of \$2,750 must be 9 charged to each adult family home when the home is initially 10 licensed. This fee is nonrefundable. A processing fee of \$700 shall 11 be charged when adult family home providers file a change of 12 ownership application.

(b) The current annual renewal license fee for assisted living facilities is \$116 per bed beginning in fiscal year 2022 and \$116 per bed beginning in fiscal year 2023.

16 (c) The current annual renewal license fee for nursing facilities 17 is \$359 per bed beginning in fiscal year 2022 and \$359 per bed 18 beginning in fiscal year 2023.

19 (3) The department is authorized to place long-term care clients 20 residing in nursing homes and paid for with state-only funds into 21 less restrictive community care settings while continuing to meet the 22 client's care needs.

(4) (i) \$6,113,000 of the general fund—state appropriation for 23 fiscal year 2022, \$19,799,000 of the general fund—state appropriation 24 for fiscal year 2023, and \$37,161,000 of the general fund-federal 25 26 appropriation are provided solely for the implementation of the 27 agreement reached between the governor and the service employees international union healthcare 775nw under the provisions of chapters 28 29 74.39A and 41.56 RCW for the 2021-2023 fiscal biennium, as provided 30 in section 946 of this act.

(ii) \$18,787,000 of the general fund—state appropriation for fiscal year 2023 and \$23,910,000 of the general fund—federal appropriation are provided solely for the implementation of the agreement reached between the governor and the service employees international union healthcare 775nw under the provisions of chapters 74.39A and 41.56 RCW for fiscal year 2023, as provided in section 937 of this act.

38 (5)(i) \$1,941,000 of the general fund—state appropriation for 39 fiscal year 2022, \$6,439,000 of the general fund—state appropriation 1 for fiscal year 2023, and \$12,064,000 of the general fund—federal 2 appropriation are provided solely for the homecare agency parity 3 impacts of the agreement between the governor and the service 4 employees international union healthcare 775nw.

5 <u>(ii)</u> \$6,028,000 of the general fund—state appropriation for 6 fiscal year 2023 and \$7,669,000 of the general fund—federal 7 appropriation are provided solely for the homecare agency parity 8 impacts of the agreement between the governor and the service 9 employees international union healthcare 775nw.

(6) The department may authorize a one-time waiver of all or any 10 portion of the licensing and processing fees required under RCW 11 70.128.060 in any case in which the department determines that an 12 13 adult family home is being relicensed because of exceptional 14 circumstances, such as death or incapacity of a provider, and that to 15 require the full payment of the licensing and processing fees would 16 present a hardship to the applicant. In these situations the 17 department is also granted the authority to waive the required 18 residential administrator training for a period of 120 days if 19 necessary to ensure continuity of care during the relicensing 20 process.

(7) In accordance with RCW 18.390.030, the biennial registration fee for continuing care retirement communities shall be \$900 for each facility.

(8) Within amounts appropriated in this subsection, the department shall assist the legislature to continue the work of the joint legislative executive committee on planning for aging and disability issues.

(a) A joint legislative executive committee on aging anddisability is continued, with members as provided in this subsection.

30 (i) Four members of the senate, with the leaders of the two 31 largest caucuses each appointing two members, and four members of the 32 house of representatives, with the leaders of the two largest 33 caucuses each appointing two members;

34 (ii) A member from the office of the governor, appointed by the 35 governor;

36 (iii) The secretary of the department of social and health 37 services or his or her designee;

38 (iv) The director of the health care authority or his or her 39 designee; (v) A member from disability rights Washington and a member from
 the office of long-term care ombuds;

3 (vi) The insurance commissioner or his or her designee, who shall 4 serve as an ex officio member; and

5

(vii) Other agency directors or designees as necessary.

6 (b) The committee must make recommendations and continue to 7 identify key strategic actions to prepare for the aging of the 8 population in Washington and to serve people with disabilities, 9 including state budget and policy options, and may conduct, but are 10 not limited to, the following tasks:

(i) Identify strategies to better serve the health care needs of an aging population and people with disabilities to promote healthy living and palliative care planning;

14 (ii) Identify strategies and policy options to create financing 15 mechanisms for long-term service and supports that allow individuals 16 and families to meet their needs for service;

17 (iii) Identify policies to promote financial security in 18 retirement, support people who wish to stay in the workplace longer, 19 and expand the availability of workplace retirement savings plans;

20 (iv) Identify ways to promote advance planning and advance care 21 directives and implementation strategies for the Bree collaborative 22 palliative care and related guidelines;

(v) Identify ways to meet the needs of the aging demographic impacted by reduced federal support;

(vi) Identify ways to protect the rights of vulnerable adults through assisted decision-making and guardianship and other relevant vulnerable adult protections;

(vii) Identify options for promoting client safety through residential care services and consider methods of protecting older people and people with disabilities from physical abuse and financial exploitation; and

32 (viii) Identify other policy options and recommendations to help 33 communities adapt to the aging demographic in planning for housing, 34 land use, and transportation.

35 (c) Staff support for the committee shall be provided by the 36 office of program research, senate committee services, the office of 37 financial management, and the department of social and health 38 services.

(d) Within existing appropriations, the cost of meetings must bepaid jointly by the senate, house of representatives, and the office

1 of financial management. Joint committee expenditures and meetings are subject to approval by the senate facilities and operations 2 committee and the house of representatives executive rules committee, 3 or their successor committees. Meetings of the task force must be 4 scheduled and conducted in accordance with the rules of both the 5 6 senate and the house of representatives. The joint committee members may be reimbursed for travel expenses as authorized under RCW 7 43.03.050 and 43.03.060, and chapter 44.04 RCW as appropriate. 8 Advisory committee members may not receive compensation 9 or 10 reimbursement for travel and expenses.

(9) Appropriations in this section are sufficient to fund discharge case managers stationed at the state psychiatric hospitals. Discharge case managers will transition clients ready for hospital discharge into less restrictive alternative community placements. The transition of clients ready for discharge will free up bed capacity at the state psychiatric hospitals.

(10) Appropriations in this section are sufficient to fund financial service specialists stationed at the state psychiatric hospitals. Financial service specialists will help to transition clients ready for hospital discharge into alternative community placements. The transition of clients ready for discharge will free up bed capacity at the state hospitals.

23 (11) The department shall continue to administer initiative 2 of the medicaid transformation waiver that provides tailored support for 24 25 older adults and medicaid alternative care described in initiative 2 of the medicaid transformation demonstration waiver under healthier 26 27 Washington. This initiative will be funded by the health care 28 authority with the medicaid quality improvement program. The secretary in collaboration with the director of the health care 29 authority shall report to the office of financial management all of 30 31 the expenditures of this subsection and shall provide such fiscal 32 data in the time, manner, and form requested. The department shall not increase general fund-state expenditures on this initiative. 33

(12) (i) \$3,378,000 of the general fund—state appropriation for fiscal year 2022, \$5,561,000 of the general fund—state appropriation for fiscal year 2023, and \$11,980,000 of the general fund—federal appropriation are provided solely for the implementation of an agreement reached between the governor and the adult family home council under the provisions of chapter 41.56 RCW for the 2021-2023
 fiscal biennium, as provided in section 948 of this act.

3 <u>(ii)</u> \$8,922,000 of the general fund—state appropriation for 4 fiscal year 2023 and \$8,212,000 of the general fund—federal 5 appropriation are provided solely for the implementation of an 6 agreement reached between the governor and the adult family home 7 council under the provisions of chapter 41.56 RCW for fiscal year 8 2023, as provided in section 939 of this act.

9 (13) \$1,761,000 of the general fund—state appropriation for fiscal year 2022, \$1,761,000 of the general fund-state appropriation 10 11 for fiscal year 2023, and \$4,162,000 of the general fund-federal appropriation are provided solely for case managers at the area 12 agencies on aging to coordinate care for medicaid clients with mental 13 14 illness who are living in their own homes. Work shall be accomplished within existing standards for case management and no requirements 15 will be added or modified unless by mutual agreement between the 16 17 department of social and health services and area agencies on aging.

18 (14) Appropriations provided in this section are sufficient for 19 the department to contract with an organization to provide 20 educational materials, legal services, and attorney training to 21 support persons with dementia. The funding provided in this 22 subsection must be used for:

(a) An advance care and legal planning toolkit for persons and
 families living with dementia, designed and made available online and
 in print. The toolkit should include educational topics including,
 but not limited to:

27 (i) The importance of early advance care, legal, and financial 28 planning;

(ii) The purpose and application of various advance care, legal,and financial documents;

- 31 (iii) Dementia and capacity;
- 32 (iv) Long-term care financing considerations;
- 33 (v) Elder and vulnerable adult abuse and exploitation;

34 (vi) Checklists such as "legal tips for caregivers," "meeting 35 with an attorney," and "life and death planning;"

36 (vii) Standardized forms such as general durable power of 37 attorney forms and advance health care directives; and

38 (viii) A selected list of additional resources.

1 (b) Webinars about the dementia legal and advance care planning 2 toolkit and related issues and topics with subject area experts. The 3 subject area expert presenters must provide their services in-kind, 4 on a volunteer basis.

5 (c) Continuing legal education programs for attorneys to advise 6 and assist persons with dementia. The continuing education programs 7 must be offered at no cost to attorneys who make a commitment to 8 participate in the pro bono program.

9 (d) Administrative support costs to develop intake forms and 10 protocols, perform client intake, match participating attorneys with 11 eligible clients statewide, maintain records and data, and produce 12 reports as needed.

(15) Appropriations provided in this section are sufficient to continue community alternative placement beds that prioritize the transition of clients who are ready for discharge from the state psychiatric hospitals, but who have additional long-term care or developmental disability needs.

(a) Community alternative placement beds include enhanced service
facility beds, adult family home beds, skilled nursing facility beds,
shared supportive housing beds, state operated living alternative
beds, assisted living facility beds, adult residential care beds, and
specialized dementia beds.

(b) Each client must receive an individualized assessment prior 23 to leaving one of the state psychiatric hospitals. The individualized 24 25 assessment must identify and authorize personal care, nursing care, 26 behavioral health stabilization, physical therapy, or other necessary services to meet the unique needs of each client. It is the 27 expectation that, in most cases, staffing ratios in all community 28 29 alternative placement options described in (a) of this subsection will need to increase to meet the needs of clients leaving the state 30 31 psychiatric hospitals. If specialized training is necessary to meet 32 the needs of a client before he or she enters a community placement, then the person centered service plan must also identify and 33 authorize this training. 34

35 (c) When reviewing placement options, the department must 36 consider the safety of other residents, as well as the safety of 37 staff, in a facility. An initial evaluation of each placement, 38 including any documented safety concerns, must occur within thirty 39 days of a client leaving one of the state psychiatric hospitals and 40 entering one of the community placement options described in (a) of

1 this subsection. At a minimum, the department must perform two 2 additional evaluations of each placement during the first year that a 3 client has lived in the facility.

4 (d) In developing bed capacity, the department shall consider the
5 complex needs of individuals waiting for discharge from the state
6 psychiatric hospitals.

(16) No later than December 31, 2021, the department of social 7 and health services and the health care authority shall submit a 8 waiver request to the federal department of health and human services 9 to authorize presumptive medicaid eligibility determinations for 10 11 clients preparing for acute care hospital discharge who may need 12 long-term services and supports. The department and the authority shall hold stakeholder discussions, including opportunities for 13 public review and comment, during development of the waiver request. 14 Upon submission of the waiver request, the department and the 15 16 authority shall submit a report to the governor and the appropriate 17 legislative committees that describes the request and identifies any 18 statutory changes that may be necessary if the federal government 19 approves the request.

20 (17) The annual certification renewal fee for community 21 residential service businesses is \$859 per client in fiscal year 2022 22 and \$859 per client in fiscal year 2023. The annual certification 23 renewal fee may not exceed the department's annual licensing and 24 oversight activity costs.

(18) The appropriations in this section include sufficient funding to implement chapter 220, Laws of 2020 (adult family homes/8 beds). A nonrefundable fee of \$485 shall be charged for each application to increase bed capacity at an adult family home to seven or eight beds.

(19) \$261,000 of the general fund—state appropriation for fiscal year 2022, \$320,000 of the general fund—state appropriation for fiscal year 2023, and \$861,000 of the general fund—federal appropriation are provided solely to increase the administrative rate for home care agencies by five cents per hour effective July 1, 2021.

35 (20) The department of social and health services must claim the 36 enhanced federal medical assistance participation rate for home and 37 community-based services offered under section 9817 of the American 38 rescue plan act of 2021 (ARPA). Appropriations made that constitute supplementation of home and community-based services as defined in
 section 9817 of ARPA are listed in LEAP omnibus document HCBS-2021.

3 (21) \$1,458,000 of the general fund-state appropriation for \$1,646,000 of the general fund—state 4 fiscal vear 2022 and 5 appropriation for fiscal year 2023 are provided solely for the department to provide personal care services for up to 20 clients who 6 7 are not United States citizens and who are ineligible for medicaid upon their discharge from an acute care hospital. The department must 8 prioritize the funding provided in this subsection for such clients 9 in acute care hospitals who are also on the department's wait list 10 11 for services.

(22) \$750,000 of the general fund—state appropriation for fiscal year 2022 and \$750,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for community-based dementia education and support activities in two areas of the state, including dementia resource catalyst staff and direct services for people with dementia and their caregivers.

(23) \$237,000 of the general fund—state appropriation for fiscal year 2022, \$226,000 of the general fund—state appropriation for fiscal year 2023, and \$572,000 of the general fund—federal appropriation are provided solely to implement Substitute House Bill No. 1218 (long-term care residents). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(24) ((\$345,000 of the general fund state appropriation for fiscal year 2022, \$50,000 of the general fund state appropriation for fiscal year 2023, and \$336,000 of the general fund federal appropriation are provided solely to implement Second Substitute House Bill No. 1127 (COVID-19 health data privacy). If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.

31 (25)) \$4,329,000 of the general fund—state appropriation for 32 fiscal year 2022 and \$4,329,000 of the general fund—state 33 appropriation for fiscal year 2023 are provided solely for services 34 and support to individuals who are deaf, hard of hearing, or deaf-35 blind.

36 (((26) \$41,117,000)) <u>(25) \$85,981,000</u> of the general fund—state 37 appropriation for fiscal year 2022, \$71,618,000 of the general fund— 38 state appropriation for fiscal year 2023, and ((\$101,715,000)) 39 <u>\$306,823,000</u> of the general fund—federal appropriation are provided

1 solely to continue providing rate add-ons for contracted service 2 providers to address the increased costs associated with serving 3 clients during the COVID-19 pandemic ((through the end of calendar 4 year 2021)).

5 (((27))) <u>(26)</u> \$11,609,000 of the general fund—state appropriation 6 for fiscal year 2023 and \$11,609,000 of the general fund—federal 7 appropriation are provided solely to increase the fixed rate paid for 8 skilled nursing facility medicaid direct care to one hundred and five 9 percent of statewide case mix neutral median costs.

10 (((28))) <u>(27)</u> Within the amounts provided in this section, the 11 department of social and health services must develop a statewide 12 agency emergency preparedness plan with which to respond to future 13 public health emergencies.

14 (((29))) <u>(28)</u> The traumatic brain injury council shall 15 collaborate with other state agencies in their efforts to address 16 traumatic brain injuries to ensure that efforts are complimentary and 17 continue to support the state's broader efforts to address this 18 issue.

19 (((30))) (29) \$1,858,000 of the general fund—state appropriation 20 for fiscal year 2022 and \$1,857,000 of the general fund—state 21 appropriation for fiscal year 2023 are provided solely for operation 22 of the volunteer services program. Funding must be prioritized 23 towards serving populations traditionally served by long-term care 24 services to include senior citizens and persons with disabilities.

25 (((31))) <u>(30)</u> \$479,000 of the general fund—state appropriation 26 for fiscal year 2022 and \$479,000 of the general fund—state 27 appropriation for fiscal year 2023 are provided solely for the 28 kinship navigator program in the Colville Indian reservation, Yakama 29 Nation, and other tribal areas.

30 (((32))) <u>(31)</u> Within available funds, the aging and long term 31 support administration must maintain a unit within adult protective 32 services that specializes in the investigation of financial abuse 33 allegations and self-neglect allegations.

34 (((33))) <u>(32)</u> \$1,344,000 of the general fund—state appropriation 35 for fiscal year 2022 and \$1,344,000 of the general fund—state 36 appropriation for fiscal year 2023 are provided solely for the 37 kinship care support program.

38 (((34))) <u>(33)</u> \$10,797,000 of the general fund—state appropriation 39 for fiscal year 2022, \$11,477,000 of the general fund—state

appropriation for fiscal year 2023, and \$23,946,000 of the general fund—federal appropriation are provided solely for nursing home services and emergent building costs at the transitional care center of Seattle. No later than December 1, 2022, the department must submit to the appropriate fiscal committees of the legislature a report that includes, but is not limited to:

7 (a) An itemization of the costs associated with providing direct
8 care services to residents and managing and caring for the facility;
9 and

10 (b) An examination of the impacts of this facility on clients and 11 providers of the long-term care and medical care sectors of the state 12 that includes, but is not limited to:

13 (i) An analysis of areas that have realized cost containment or 14 savings as a result of this facility;

(ii) A comparison of individuals transitioned from hospitals to this facility compared to other skilled nursing facilities over the same period of time; and

18 (iii) Impacts of this facility on lengths of stay in acute care 19 hospitals, other skilled nursing facility, and transitions to home 20 and community-based settings.

(((35))) <u>(34)</u> \$58,000 of the general fund—state appropriation for fiscal year 2022 and \$90,000 of the general fund—federal appropriation are provided solely for implementation of Engrossed Substitute Senate Bill No. 5229 (health equity continuing education). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.

(36))) (35) \$50,000 of the general fund—state appropriation for 27 fiscal year 2022 is provided solely for fall prevention training. The 28 29 department of social and health services will provide one-time grant 30 funding to an association representing long-term care facilities to develop and provide fall prevention training for long-term care 31 32 facilities. The training must include information about environmental 33 modifications to help reduce falls, tools to assess an individual's risk for falling, and evidence-based interventions for reducing falls 34 35 amongst individuals with dementia or cognitive impairments. The 36 training must be offered at no cost and made available online for the general public to access at any time. The recipient of the grant 37 funds must work with the department of social and health services and 38 39 the department of health on developing and promoting the training.

1 (((37))) <u>(36)</u> \$4,504,000 of the general fund—state appropriation 2 for fiscal year 2022, \$9,072,000 of the general fund-state appropriation for fiscal year 2023, and \$452,000 of the general fund-3 4 federal appropriation are provided solely for behavioral health 5 personal care services for individuals with exceptional care needs due to their psychiatric diagnosis as determined through the 6 department's CARE assessment and for three full-time positions to 7 8 coordinate with the health care authority and medicaid managed care 9 organizations for the care of these individuals. Future caseload and 10 per capita changes for behavioral health personal care services will 11 incorporated into the department's medicaid forecast. The be 12 department shall coordinate with the authority for purposes of developing and submitting to the centers for medicare and medicaid, a 13 14 1915(i) state plan.

15 (((38))) (37) Within existing appropriations, and no later than 16 December 31, 2021, the department of social and health services must 17 work with stakeholders to consider modifications to current practices 18 that address the current challenges adult family homes are facing 19 with acquiring and maintaining liability insurance coverage. In 20 consultation with stakeholders, the department of social and health 21 services must:

(a) Transition language contained in citation and enforcement
 actions to plain talk language that helps insurers and consumers
 understand the nature of the regulatory citations; and

(b) Display the severity and resolution of citation and enforcement actions in plain talk language for consumers and insurers to better understand the nature of the situation.

28 (((39))) <u>(38)</u> \$435,000 of the general fund—state appropriation 29 for fiscal year 2022 and \$435,000 of the general fund-state appropriation for fiscal year 2023 are provided solely to continue 30 the current pilot project in Pierce county to provide personal care 31 32 services to homeless seniors and people with disabilities from the 33 time the person presents at a shelter to the time they become 34 eligible for medicaid and to establish two new pilot project sites in King county, one site in Clark county, and one site in Spokane 35 36 county. The department of social and health services shall submit a by December 1, 2022, to the governor and appropriate 37 report legislative committees that addresses the following for each site: 38 (a) The number of people served in the pilot; 39

(b) The number of people served in the pilot who transitioned to
 medicaid personal care;

3 (c) The number of people served in the pilot who found stable 4 housing; and

5 (d) Any additional information or data deemed relevant by the 6 contractors or the department of social and health services.

7 (((40))) <u>(39)</u> \$3,063,000 of the general fund—state appropriation 8 for fiscal year 2022 and \$4,517,000 of the general fund—federal 9 appropriation is provided solely to offset COVID-19 related cost 10 impacts on the in-home medicaid long-term care case management 11 program operated by area agencies on aging.

12 (((41))) <u>(40)</u> Appropriations provided in this section are 13 sufficient to implement Substitute Senate Bill No. 5258 (consumer 14 directed employers).

15 (((42))) <u>(41)</u> \$69,000 of the general fund—state appropriation for fiscal year 2022, \$65,000 of the general fund-state appropriation for 16 17 fiscal year 2023, and \$98,000 of the general fund—federal appropriation are provided solely to implement Engrossed Second 18 Substitute Senate Bill No. 5163 (conditionally released sexually 19 20 violent predators). ((If the bill is not enacted by June 30, 2021, 21 the amounts provided in this subsection shall lapse.

(43)) (42) \$75,000 of the general fund—state appropriation for fiscal year 2022, \$54,000 of the general fund—state appropriation for fiscal year 2023, and \$130,000 of the general fund—federal appropriation are provided solely to implement Substitute House Bill No. 1411 (health care workforce). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.

(44))) (43) \$15,000 of the general fund—state appropriation for fiscal year 2022, \$51,000 of the general fund—state appropriation for fiscal year 2023, and \$32,000 of the general fund—federal appropriation are provided solely for a cost of living adjustment to the personal needs allowance pursuant to RCW 74.09.340.

33 (44) \$15,435,000 of the general fund—state appropriation for 34 fiscal year 2023 and \$15,435,000 of the general fund—federal 35 appropriation are provided solely to adjust the minimum occupancy 36 assumption used to calculate the indirect care median to 70 percent.

37 (45) \$36,048,000 of the general fund—state appropriation for 38 fiscal year 2023 and \$45,845,000 of the general fund—federal 39 appropriation are provided solely for the purposes of settling all

1 claims in the two related cases Liang et al v. Washington DSHS et al, Thurston county superior court case no. 20-2-02506-34 and SEIU 775 v. 2 Washington DSHS et al, Thurston county superior court case no. 3 18-2-05584-34, Washington supreme court case no. 99658-8. The 4 expenditure of these amounts is contingent upon the release of all 5 6 claims in both cited cases, and total settlement costs shall not 7 exceed the amounts provided in this subsection and section 203(1)(y) of this act. If the settlement agreement is not fully executed and 8 approved by the Thurston county superior court by June 30, 2023, the 9 10 amounts provided in this subsection shall lapse.

11 Sec. 205. 2021 c 334 s 205 (uncodified) is amended to read as 12 follows: FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES-ECONOMIC SERVICES 13 14 PROGRAM 15 General Fund—State Appropriation (FY 2022).... ((\$414,105,000)) 16 \$408,434,000 17 General Fund—State Appropriation (FY 2023).... ((\$420,792,000)) 18 \$464,758,000 19 General Fund—Federal Appropriation. ((\$1,528,996,000)) 20 \$1,594,693,000 21 General Fund—Private/Local Appropriation. \$5,274,000 22 Domestic Violence Prevention Account—State 23 24 Coronavirus State Fiscal Recovery Fund-Federal 25 26 \$345,494,000 27 28 \$2,821,057,000

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

31 (1) (a) ((\$118,168,000)) \$96,897,000 of the general fund—state 32 appropriation for fiscal year 2022, ((\$119,846,000)) \$98,626,000 of 33 the general fund-state appropriation for fiscal year 2023, and 34 ((\$859,678,000)) \$860,134,000 of the general fund—federal 35 appropriation are provided solely for all components of the WorkFirst 36 program. Within the amounts provided for the WorkFirst program, the 37 department may provide assistance using state-only funds for families 38 eligible for temporary assistance for needy families. The department

1 must create a WorkFirst budget structure that allows for transparent tracking of budget units and subunits of expenditures where these 2 3 units and subunits are mutually exclusive from other department budget units. The budget structure must include budget units for the 4 following: Cash assistance, child care, WorkFirst activities, and 5 6 administration of the program. Within these budget units, the 7 department must develop program index codes for specific activities and develop allotments and track expenditures using these codes. The 8 department shall report to the office of financial management and the 9 relevant fiscal and policy committees of the legislature prior to 10 11 adopting a structure change.

(b) ((\$386,329,000)) <u>\$339,373,000</u> of the amounts in (a) of this 12 subsection is for assistance to clients, including grants, diversion 13 14 cash assistance, and additional diversion emergency assistance including but not limited to assistance authorized under RCW 15 16 74.08A.210. The department may use state funds to provide support to 17 working families that are eligible for temporary assistance for needy 18 families but otherwise not receiving cash assistance. Of the amounts 19 provided in this subsection (1)(b):

(i) \$10,914,000 of the general fund—state appropriation for fiscal year 2022, \$14,104,000 of the general fund—state appropriation for fiscal year 2023, and \$27,226,000 of the general fund—federal appropriation are provided solely for the department to increase the temporary assistance for needy family grant standard by 15 percent, effective July 1, 2021.

26 (ii) \$10,744,000 of the general fund-federal appropriation of the amounts in (a) of this subsection are provided solely for the 27 department to provide cash assistance to households who have exceeded 28 29 the 60 month time limit in the temporary assistance for needy 30 families program, pursuant to RCW 74.08A.010(5), through June 30, 31 2022. Because funding for this specific purpose is provided only 32 through fiscal year 2022, pursuant to section 4 of Second Substitute 33 Senate Bill No. 5214, the bill takes effect 90 days after final adjournment of the legislative session in which it is enacted. 34

(iii) \$3,420,000 of the general fund—state appropriation for fiscal year 2023 and \$2,126,000 of the general fund—federal appropriation are provided solely for the cost of benefits associated with the implementation of Second Substitute Senate Bill No. 5214 (economic assistance programs). ((If the bill is not enacted by June) 1 30, 2021, the amount provided in this subsection shall lapse.)) The 2 department is directed to provide the high-unemployment time-limit 3 extension approved under the bill upon the expiration of the 60-month 4 time limit extension pursuant to (b)(ii) of this subsection.

5 (iv) \$217,000 of the general fund—state appropriation for fiscal 6 year 2022 and \$863,000 of the general fund—federal appropriation are 7 provided solely for costs in state fiscal year 2022 that are 8 associated with the temporary suspension of the mid-certification 9 review and extension of the eligibility review between November 2020 10 and June 2021 for the temporary assistance for needy families 11 program.

12 <u>(v) \$50,000 of the general fund—federal appropriation is provided</u> 13 <u>solely to increase the monthly payment standard for households with</u> 14 <u>nine or more assistance unit members that are receiving temporary</u> 15 <u>assistance for needy families or state family assistance benefits,</u> 16 <u>effective July 1, 2022.</u>

17 <u>(vi) \$404,000 of the general fund—federal appropriation is</u> 18 provided solely for the cost of benefits associated with the 19 implementation of House/Senate Bill No. . . (Z-. . ./22) 20 <u>(eliminating temporary assistance for needy families time limits for</u> 21 ineligible parents). If the bill is not enacted by June 30, 2022, the 22 amount provided in this subsection shall lapse.

(c) \$172,917,000 of the amounts in (a) of this subsection is for WorkFirst job search, education and training activities, barrier removal services, limited English proficiency services, and tribal assistance under RCW 74.08A.040. The department must allocate this funding based on client outcomes and cost effectiveness measures. Within amounts provided in this subsection (1)(c), the department shall implement the working family support program.

(i) \$5,952,000 of the general fund—state appropriation for fiscal year 2022 and \$157,000 of the general fund—federal appropriation of the amounts in (a) of this subsection are provided solely for the WorkFirst services costs associated with the expansion of the 60 month time limit in the temporary assistance for needy families program for households described in RCW 74.08A.010(5).

(ii) \$2,474,000 of the amounts provided in this subsection (1)(c) is for enhanced transportation assistance. The department must prioritize the use of these funds for the recipients most in need of financial assistance to facilitate their return to work. The 1 department must not utilize these funds to supplant repayment 2 arrangements that are currently in place to facilitate the 3 reinstatement of drivers' licenses.

4 (iii) \$378,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$568,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely for WorkFirst services costs
7 associated with the implementation of chapter 320, Laws of 2020
8 (revising economic assistance programs).

9 (iv) \$748,000 of the general fund—state appropriation for fiscal 10 year 2022, \$760,000 of the general fund—state appropriation for 11 fiscal year 2023, and \$1,706,000 of the general fund—federal 12 appropriation are provided solely for WorkFirst services costs 13 associated with the implementation of chapter 338, Laws of 2020 14 (improving access to temporary assistance for needy families).

(v) \$3,701,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for the WorkFirst costs associated with the implementation of Second Substitute Senate Bill No. 5214 (economic assistance programs). ((If the bill is not enacted by June 30, 2021, the amount provided in this section shall lapse.))

(d) Of the amounts in (a) of this subsection, \$353,402,000 of the 20 general fund-federal appropriation is for the working connections 21 child care program under RCW 43.216.020 within the department of 22 children, youth, and families. The department is the lead agency for 23 24 and recipient of the federal temporary assistance for needy families 25 grant. A portion of this grant must be used to fund child care 26 subsidies expenditures at the department of children, youth, and families. 27

28 (i) The department of social and health services shall work in collaboration with the department of children, youth, and families to 29 determine the appropriate amount of state expenditures for the 30 working connections child care program to claim towards the state's 31 maintenance of effort for the temporary assistance for needy families 32 program. The departments will also collaborate to track the average 33 34 monthly child care subsidy caseload and expenditures by fund type, including child care development fund, general 35 fund—state 36 appropriation, and temporary assistance for needy families for the purpose of estimating the annual temporary assistance for needy 37 families reimbursement from the department of social and health 38 39 services to the department of children, youth, and families.

(ii) Effective September 30, 2022, and annually thereafter, the 1 department of children, youth, and families must report to the 2 governor and the appropriate fiscal and policy committees of the 3 legislature the total state contribution for the working connections 4 child care program claimed the previous fiscal year towards the 5 6 state's maintenance of effort for the temporary assistance for needy 7 families program and the total temporary assistance for needy families reimbursement from the department of social and health 8 services for the previous fiscal year. 9

10 (e) Of the amounts in (a) of this subsection, \$68,496,000 of the 11 general fund—federal appropriation is for child welfare services 12 within the department of children, youth, and families.

(f) Of the amounts in (a) of this subsection, ((\$116,195,000)) \$121,115,000 is for WorkFirst administration and overhead. Of the amounts provided in this subsection (1)(f):

(i) \$399,000 of the general fund—state appropriation for fiscal
year 2022 of the amounts in (a) of this subsection is provided solely
for administrative and overhead costs associated with the expansion
of the 60 month time limit in the temporary assistance for needy
families program for households described in RCW 74.08A.010(5).

(ii) \$43,000 of the general fund—state appropriation in fiscal year 2022 and \$43,000 of the general fund—state appropriation in fiscal year 2023 are provided solely for administrative and overhead costs associated with the implementation of chapter 320, Laws of 2020 (revising economic assistance programs).

(iii) \$1,215,000 of the general fund—federal appropriation is provided solely for administrative and overhead costs associated with the implementation of chapter 338, Laws of 2020 (improving access to temporary assistance for needy families).

30 (iv) \$512,000 of the general fund-state appropriation for fiscal year 2022 is provided solely for administrative and overhead costs 31 32 associated with the implementation of Second Substitute Senate Bill No. 5214 (economic assistance programs). ((If the bill is not enacted 33 by June 30, 2021, the amount provided in this subsection shall 34 lapse.)) The department is directed to use the funding provided in 35 36 this subsection to make information technology changes necessary to provide the high-unemployment time-limit extension approved under the 37 38 bill beginning July 1, 2022.

(v) \$20,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for administrative and overhead costs associated with the implementation of House/Senate Bill No. . . (Z-. . ./22) (eliminating temporary assistance for needy families time limits for ineligible parents). If the bill is not enacted by June 30, 2022, the amount provided in this subsection shall lapse.

7 (g) (i) The department shall submit quarterly expenditure reports to the governor, the fiscal committees of the legislature, and the 8 legislative WorkFirst poverty reduction oversight task force under 9 RCW 74.08A.341. In addition to these requirements, the department 10 must detail any fund transfers across budget units identified in (a) 11 12 through (e) of this subsection. The department shall not initiate any 13 services that require expenditure of state general fund moneys that are not consistent with policies established by the legislature. 14

15 (ii) The department may transfer up to ten percent of funding between budget units identified in (b) through (f) of this 16 subsection. The department shall provide notification prior to any 17 transfer to the office of financial management and to the appropriate 18 19 legislative committees and the legislative-executive WorkFirst poverty reduction oversight task force. The approval of the director 20 21 of financial management is required prior to any transfer under this 22 subsection.

(h) Each calendar quarter, the department shall provide a maintenance of effort and participation rate tracking report for temporary assistance for needy families to the office of financial management, the appropriate policy and fiscal committees of the legislature, and the legislative-executive WorkFirst poverty reduction oversight task force. The report must detail the following information for temporary assistance for needy families:

30 (i) An overview of federal rules related to maintenance of 31 effort, excess maintenance of effort, participation rates for 32 temporary assistance for needy families, and the child care 33 development fund as it pertains to maintenance of effort and 34 participation rates;

35 (ii) Countable maintenance of effort and excess maintenance of 36 effort, by source, provided for the previous federal fiscal year;

(iii) Countable maintenance of effort and excess maintenance of effort, by source, for the current fiscal year, including changes in countable maintenance of effort from the previous year;

1 (iv) The status of reportable federal participation rate 2 requirements, including any impact of excess maintenance of effort on 3 participation targets;

4 (v) Potential new sources of maintenance of effort and progress
5 to obtain additional maintenance of effort;

6 (vi) A two-year projection for meeting federal block grant and 7 contingency fund maintenance of effort, participation targets, and 8 future reportable federal participation rate requirements; and

9 (vii) Proposed and enacted federal law changes affecting 10 maintenance of effort or the participation rate, what impact these 11 changes have on Washington's temporary assistance for needy families 12 program, and the department's plan to comply with these changes.

(i) In the 2021-2023 fiscal biennium, it is the intent of the legislature to provide appropriations from the state general fund for the purposes of (a) of this subsection if the department does not receive additional federal temporary assistance for needy families contingency funds in each fiscal year as assumed in the budget outlook.

(2) \$2,545,000 of the general fund—state appropriation for fiscal
 year 2022 and \$2,546,000 of the general fund—state appropriation for
 fiscal year 2023 are provided solely for naturalization services.

22 (3) \$2,366,000 of the general fund—state appropriation for fiscal 23 year 2022 is provided solely for employment services for refugees and 24 immigrants, of which \$1,774,000 is provided solely for the department 25 to pass through to statewide refugee and immigrant assistance 26 organizations for limited English proficiency pathway services; and \$2,366,000 of the general fund-state appropriation for fiscal year 27 2023 is provided solely for employment services for refugees and 28 29 immigrants, of which \$1,774,000 is provided solely for the department 30 to pass through to statewide refugee and immigrant assistance organizations for limited English proficiency pathway services. 31

(4) On January 1, 2022, and January 1, 2023, the department must report to the governor and the legislature on all sources of funding available for both refugee and immigrant services and naturalization services during the current fiscal year and the amounts expended to date by service type and funding source. The report must also include the number of clients served and outcome data for the clients.

38 (5) To ensure expenditures remain within available funds 39 appropriated in this section, the legislature establishes the benefit 1 under the state food assistance program, pursuant to RCW 74.08A.120, 2 to be one hundred percent of the federal supplemental nutrition 3 assistance program benefit amount.

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

10 (7) The department shall continue the interagency agreement with 11 the department of veterans' affairs to establish a process for 12 referral of veterans who may be eligible for veterans' services. This 13 agreement must include out-stationing department of veterans' affairs 14 staff in selected community service office locations in King and 15 Pierce counties to facilitate applications for veterans' services.

(8) \$1,500,000 of the general fund—state appropriation for fiscal year 2022 and \$1,500,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for operational support of the Washington information network 211 organization.

(9) \$609,000 of the general fund—state appropriation for fiscal 20 year 2022 and \$380,000 of the general fund-state appropriation for 21 22 fiscal year 2023 are provided solely for the implementation of section 2, chapter 9, Laws of 2021 (SHB 1151) (public assistance), a 23 24 state-funded cash benefit program and transitional food assistance 25 program for households with children that are recipients of the supplemental nutrition assistance program of the food assistance 26 27 program but are not recipients of the temporary assistance for needy families program. 28

(10) \$377,000 of the general fund—state appropriation for fiscal year 2022 and \$377,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the consolidated emergency assistance program.

(11) \$77,000 of the general fund—state appropriation for fiscal 33 34 year 2022 is provided solely for the department to conduct a study, jointly with the poverty reduction work group, on the feasibility of 35 implementing a universal basic income pilot program. The study must 36 include research of other universal basic 37 income programs, recommendations for a pilot in Washington, a cost-benefit analysis, 38 39 operational costs, and an implementation plan that includes a

strategy to ensure pilot participants who voluntarily quit a public assistance program to enroll in the universal basic income pilot will not experience gaps in service upon completion of the pilot. The department shall submit recommendations required by this section to the governor and appropriate legislative committees no later than June 1, 2022.

7 (12) \$251,000 of the general fund—state appropriation for fiscal 8 year 2022 is provided solely for costs in state fiscal year 2022 that 9 are associated with the temporary suspension of mid-certification 10 reviews and extension of the eligibility review between November 2020 11 and June 2021 for the aged, blind, or disabled program.

(13) \$388,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for costs in fiscal year 2022 that are associated with the temporary suspension of mid-certification reviews and extension of the eligibility review between November 2020 and June 2021 for the food assistance program.

(14) \$5,399,000 of the coronavirus state fiscal recovery account federal appropriation is provided solely for the department to increase benefits for the food assistance program to maintain parity with benefits provided under the supplemental nutrition assistance program, for the period of July 1, 2021, through ((September 30)) December 31, 2021.

(15) \$340,000,000 of the coronavirus state fiscal recovery fund federal appropriation is provided solely for the Washington immigrant relief fund, a disaster assistance program to provide grants to eligible persons. Administrative costs may not exceed 10 percent of the funding in this subsection.

28

(a) A person is eligible for a grant who:

29

(i) Lives in Washington state;

30

(ii) Is at least 18 years of age;

(iii) After January 1, 2021, and before June 30, 2023, has been 31 32 significantly affected by the coronavirus pandemic, such as loss of 33 employment or significant reduction in work hours, contracting the 34 coronavirus, having to self-quarantine as a result of exposure to the 35 coronavirus, caring for a family member who contracted the 36 coronavirus, or being unable to access childcare for children 37 impacted by school or childcare closures; and

1 (iv) Is not eligible to receive federal economic impact 2 (stimulus) payments or unemployment insurance benefits due to the 3 person's immigration status.

4 (b) The department may not deny a grant to a person on the basis 5 that another adult in the household is eligible for federal economic 6 impact (stimulus) payments or unemployment insurance benefits or that 7 the person previously received a grant under the program. However, a 8 person may not receive more than three grants.

(c) The department's duty to provide grants is subject to the 9 availability of the amounts specified in this subsection, and the 10 11 department must prioritize grants to persons who are most in need of 12 financial assistance using factors that include, but are not limited to: (i) Having an income at or below 250 percent of the federal 13 poverty level; (ii) being the primary or sole income earner of 14 household; (iii) experiencing housing instability; and (iv) having 15 16 contracted or being at high risk of contracting the coronavirus.

(d) The department may contract with one or more entities to administer the program. If the department engages in a competitive contracting process for administration of the program, experience in administering similar programs must be given weight in the selection process to expedite the delivery of benefits to eligible applicants.

22 (16) \$204,000 of the general fund—state appropriation for fiscal 23 year 2022 and ((\$22,635,000)) <u>\$22,766,000</u> of the general fund—federal appropriation (ARPA) are provided solely for the department to 24 25 provide a one-time or short-term cash benefit to families eligible 26 for pandemic emergency assistance under section 9201 of the American rescue plan act of 2021, P.L. 117-2, and to offer an equivalent 27 28 benefit to eligible state family assistance or food assistance 29 program recipients.

30 (17) \$88,000 of the general fund—state appropriation for fiscal 31 year 2022 and \$89,000 of the general fund—federal appropriation are 32 provided solely for the implementation of chapter 90, Laws of 2021 33 (SSB 5068) (postpartum period/Medicaid).

(18) \$41,000 of the general fund—state appropriation for fiscal year 2022, \$81,000 of the general fund—state appropriation for fiscal year 2023, and \$237,000 of the general fund—federal appropriation are provided solely for implementation of Substitute House Bill No. 1416 (insurers/child support coll.). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.)) 1 (19) \$9,670,000 of the general fund—state appropriation for 2 fiscal year 2022 and \$11,777,000 of the general fund—federal 3 appropriation are provided solely to cover the variance in total 4 child support arrears collected in fiscal year 2022 compared to the 5 total arrears collected in fiscal year 2021.

6 (20) \$36,621,000 of the general fund—state appropriation for 7 fiscal year 2023 is provided solely to increase the grant standard 8 for the aged, blind, or disabled program to a maximum of \$417 per 9 month for a one-person grant and \$528 for a two-person grant 10 effective September 1, 2022.

11 (21) \$510,000 of the general fund—state appropriation for fiscal 12 year 2023 is provided solely to eliminate the mid-certification 13 review for blind or disabled participants in the aged, blind, or 14 disabled program, effective July 1, 2022.

15 (22) \$195,000 of the general fund—state appropriation for fiscal 16 year 2023 is provided solely to expand the aged, blind, or disabled 17 program's clothing, personal maintenance, and necessary incidentals 18 grant to individuals between the ages of 21 and 64 who are residing 19 in a public mental institution, effective September 1, 2022.

20 (23) \$207,000 of the general fund—state appropriation for fiscal 21 year 2023 is provided solely to implement House/Senate Bill No. . . 22 (Z-. . /22) (concerning aged, blind, or disabled program 23 eligibility for victims of human trafficking). If the bill is not 24 enacted by June 30, 2022, the amount provided in this subsection 25 shall lapse.

26 (24) \$560,000 of the general fund—state appropriation for fiscal 27 year 2023 is provided solely to implement a state-funded employment 28 and training program for recipients of the state's food assistance 29 program, effective July 1, 2022.

30 (25) \$524,000 of the general fund—state appropriation for fiscal 31 year 2023 is provided solely to implement House/Senate Bill No. . . 32 (Z-. . ./22) (concerning transitional food assistance). If the bill 33 is not enacted by June 30, 2022, the amount provided in this 34 subsection shall lapse.

35 (26) \$157,000 of the general fund—state appropriation for fiscal 36 year 2022, \$4,604,000 of the general fund—state appropriation for 37 fiscal year 2023, and \$11,035,000 of the general fund—federal 38 appropriation are provided solely for the integrated eligibility and 39 enrollment modernization project to create a comprehensive

1 application and benefit status tracker for multiple programs and to establish a foundational platform. Funding is subject to the 2 conditions, limitations, and review requirements of section 701 of 3 this act. 4 5 (27) \$95,000 of the general fund—state appropriation for fiscal year 2023 and \$61,000 of the general fund—federal appropriation are 6 7 provided solely to remove the asset limit test for the medicare savings plan program in collaboration with the health care authority, 8 effective January 1, 2023. 9 10 (28) \$126,000 of the general fund-state appropriation for fiscal 11 year 2023 and \$81,000 of the general fund-federal appropriation are provided solely for system upgrades necessary for the anticipated 12 program to expand health care coverage to undocumented immigrant 13 adults in collaboration with the health care authority. 14 15 Sec. 206. 2021 c 334 s 206 (uncodified) is amended to read as 16 follows: 17 FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES-VOCATIONAL 18 REHABILITATION PROGRAM General Fund—State Appropriation (FY 2022). ((\$16,231,000)) 19 20 \$17,363,000 21 General Fund—State Appropriation (FY 2023). ((\$16,456,000)) 22 \$19,347,000 23 General Fund—Federal Appropriation. \$109,595,000 Coronavirus State Fiscal Recovery Fund-Federal 24 25 26 27 \$146,318,000 28 The appropriations in this section are subject to the following 29 conditions and limitations: \$40,000 of the general fund-state appropriation for fiscal year 2022 and \$40,000 of the general fund-30 31 state appropriation for fiscal year 2023 are provided solely for 32 implementation of Second Substitute House Bill No. 1061 (child

34 2021, the amounts provided in this subsection shall lapse.))

33

35 **Sec. 207.** 2021 c 334 s 207 (uncodified) is amended to read as 36 follows:

welfare/dev disability). ((If the bill is not enacted by June 30,

1 FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES-SPECIAL COMMITMENT 2 PROGRAM 3 General Fund—State Appropriation (FY 2022)..... ((\$63,650,000)) 4 \$66,948,000 5 \$67,965,000 6 7 Coronavirus State Fiscal Recovery Fund—Federal 8 9

10

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

(1) <u>The appropriations in this section are provided based on the</u> intent of closing the special commitment center on McNeil Island and moving it to an alternate location, not on the island, which serves the same purpose as the special commitment center.

17 <u>(2)</u> The special commitment center may use funds appropriated in 18 this subsection to purchase goods and supplies through hospital group 19 purchasing organizations when it is cost-effective to do so.

20 (((-2))) (3) \$1,204,000 of the general fund—state appropriation for fiscal year 2022 and \$1,079,000 of the general fund-state 21 appropriation for fiscal year 2023 are provided solely for 22 23 specialized equipment and additional medical staff to provide more capacity to deliver care to individuals housed at the total 24 25 confinement facility. No later than November 1, 2023, the department 26 shall report to the legislature on the number of individuals treated on the island that previously would have been transported off the 27 28 island for treatment.

(((3))) <u>(4)</u> \$16,000 of the general fund—state appropriation for fiscal year 2022 and \$15,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the increased costs for personal computers leased through the department of enterprise services.

34 (((4))) <u>(5)</u> \$6,768,000 of the general fund—state appropriation 35 for fiscal year 2022 and \$4,496,000 of the general fund—state 36 appropriation for fiscal year 2023 are provided solely for 37 implementation of Engrossed Second Substitute Senate Bill No. 5163 38 (conditionally released SVPs). ((If the bill is not enacted by June 39 30, 2021, the amounts provided in this subsection shall lapse.))

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\$135,317,000

(6) \$250,000 of the general fund—state appropriation in fiscal 1 2 year 2023 is provided solely for an expert level analysis and strategic partner to identify potential sites on the mainland, taking 3 into account location selection factors such as available workforce, 4 community interest, local police presence, and operational costs. The 5 6 department must prepare a report on these findings to the appropriate 7 committees of the legislature and the office of financial management by June 30, 2023. 8

9 Sec. 208. 2021 c 334 s 208 (uncodified) is amended to read as 10 follows:

11 FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—ADMINISTRATION AND 12 SUPPORTING SERVICES PROGRAM

13	General Fund—State Appropriation (FY 2022) ((\$39,381,000))
14	<u>\$41,158,000</u>
15	General Fund—State Appropriation (FY 2023) ((\$39,035,000))
16	<u>\$49,659,000</u>
17	General Fund—Federal Appropriation ((\$51,371,000))
18	<u>\$54,654,000</u>
19	Coronavirus State Fiscal Recovery Fund—Federal
20	Appropriation
21	TOTAL APPROPRIATION

\$145,603,000

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

22

(1) Within amounts appropriated in this section, the department shall provide to the department of health, where available, the following data for all nutrition assistance programs funded by the United States department of agriculture and administered by the department. The department must provide the report for the preceding federal fiscal year by February 1, 2022, and February 1, 2023. The report must provide:

32 (a) The number of people in Washington who are eligible for the33 program;

34 (b) The number of people in Washington who participated in the 35 program;

36 (c) The average annual participation rate in the program;

37 (d) Participation rates by geographic distribution; and

38 (e) The annual federal funding of the program in Washington.

1 (2)(a) \$3,000 of the general fund—state appropriation for fiscal 2 year 2022, \$5,000 of the general fund—state appropriation for fiscal 3 year 2023, and \$8,000 of the general fund—federal appropriation are 4 provided solely for the implementation of an agreement reached 5 between the governor and the Washington federation of state employees 6 for the language access providers under the provisions of chapter 7 41.56 RCW for the 2021-2023 fiscal biennium.

8 (b) \$25,000 of the general fund—state appropriation for fiscal 9 year 2023 and \$8,000 of the general fund—federal appropriation are 10 provided solely for the implementation of an agreement reached 11 between the governor and the Washington federation of state employees 12 for the language access providers under the provisions of chapter 13 <u>41.56 RCW for fiscal year 2023 as provided in section 936 of this</u> 14 act.

(3) By October 1, 2021, the department must submit a report to the fiscal committees of the legislature detailing shortcomings of the previously funded electronic health records system and contract, the clinical validity of existing software, approaches to mitigate the shortcomings of previously funded system, and a recommended approach to establishing a comprehensive electronic health records system at state facilities in the future.

(4) \$39,000 of the general fund—state appropriation for fiscal
year 2022 is provided solely to implement Substitute House Bill No.
1411 (health care workforce). ((If the bill is not enacted by June
30, 2021, the amount provided in this subsection shall lapse.))

26 (5) \$3,640,000 of the general fund—state appropriation for fiscal year 2023 and \$910,000 of the general fund-federal appropriation are 27 provided <u>solely to create cross-agency collaboration teams to</u> 28 coordinate services at the state, regional, and local level for those 29 living on public right-of-way encampment sites across the state of 30 31 Washington. A centralized data analysis team will also be created and charged with the data infrastructure development necessary to track 32 33 the location of encampments, monitor progress, and assist with annual outcome reporting. 34

35 (6) \$364,000 of the general fund—state appropriation for fiscal 36 year 2023 is provided solely for the creation of a program director 37 and project manager tasked with ensuring an enterprise-wide approach 38 to poverty reduction across Washington. These positions will convene 39 and facilitate the poverty reduction subcabinet, track agency progress on poverty reduction efforts to build a stronger continuum of care, coordinate budget and policy proposals, and ensure that recommendations incorporate data prepared by the poverty reduction technical advisory group.

5 (7) \$461,000 of the general fund—state appropriation for fiscal 6 year 2023 is provided solely to create a poverty reduction technical 7 advisory group that is tasked with developing a statewide measurement and data framework that can help inform future budget and policy 8 decisions. This group must also track the state's progress towards 9 creating a just and equitable future. This group must collaborate 10 with communities experiencing poverty to ensure their input is 11 12 factored into the analysis of data.

13 Sec. 209. 2021 c 334 s 209 (uncodified) is amended to read as 14 follows:

15 FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—PAYMENTS TO OTHER 16 AGENCIES PROGRAM

17	General	Fund—State Appropriation (FY 2022) ((\$65,743,000))
18		<u>\$68,334,000</u>
19	General	Fund—State Appropriation (FY 2023) ((\$56,529,000))
20		<u>\$80,371,000</u>
21	General	Fund—Federal Appropriation ($(\$53,229,000)$)
22		<u>\$56,361,000</u>
23		TOTAL APPROPRIATION
24		<u>\$205,066,000</u>

The appropriations in this section are subject to the following conditions and limitations: Within the amounts appropriated in this section, the department must extend master property insurance to all buildings owned by the department valued over \$250,000 and to all locations leased by the department with contents valued over \$250,000.

31 Sec. 210. 2021 c 334 s 210 (uncodified) is amended to read as 32 follows:

33 FOR THE STATE HEALTH CARE AUTHORITY

(1) (a) During the 2021-2023 fiscal biennium, the health care authority shall provide support and data as required by the office of the state actuary in providing the legislature with health care actuarial analysis, including providing any information in the possession of the health care authority or available to the health care authority through contracts with providers, plans, insurers, consultants, or any other entities contracting with the health care authority.

5 (b) Information technology projects or investments and proposed 6 projects or investments impacting time capture, payroll and payment 7 processes and systems, eligibility, case management, and 8 authorization systems within the health care authority are subject to 9 technical oversight by the office of the chief information officer.

(2) The health care authority shall not initiate any services 10 11 that require expenditure of state general fund moneys unless 12 expressly authorized in this act or other law. The health care authority may seek, receive, and spend, under RCW 43.79.260 through 13 43.79.282, federal moneys not anticipated in this act as long as the 14 federal funding does not require expenditure of state moneys for the 15 16 program in excess of amounts anticipated in this act. If the health 17 care authority receives unanticipated unrestricted federal moneys, 18 those moneys shall be spent for services authorized in this act or in 19 any other legislation providing appropriation authority, and an equal amount of appropriated state general fund moneys shall lapse. Upon 20 the lapsing of any moneys under this subsection, the office of 21 financial management shall notify the legislative fiscal committees. 22 23 As used in this subsection, "unrestricted federal moneys" includes block grants and other funds that federal law does not require to be 24 25 spent on specifically defined projects or matched on a formula basis 26 by state funds.

(3) (a) The health care authority, the health benefit exchange, 27 the department of social and health services, the department of 28 health, and the department of children, youth, and families shall 29 work together within existing resources to establish the health and 30 31 human services enterprise coalition (the coalition). The coalition, 32 led by the health care authority, must be a multi-organization collaborative that provides strategic direction and federal funding 33 guidance for projects that have cross-organizational or enterprise 34 impact, including information technology projects that affect 35 organizations within the coalition. The office of the chief 36 information officer shall maintain a statewide perspective when 37 collaborating with the coalition to ensure that projects are planned 38 39 for in a manner that ensures the efficient use of state resources, 40 supports the adoption of a cohesive technology and data architecture,

1 and maximizes federal financial participation. ((The work of the 2 coalition and any project identified as a coalition project is 3 subject to the conditions, limitations, and review provided in 4 section 701 of this act.))

5 (b) The health care authority must submit a report on November 1, 6 2021, and annually thereafter, to the fiscal committees of the 7 legislature. The report must include, at a minimum:

8 (i) A list of active coalition projects as of July 1st of the 9 fiscal year. This must include all current and ongoing coalition 10 projects, which coalition agencies are involved in these projects, 11 and the funding being expended on each project, including in-kind 12 funding. For each project, the report must include which federal 13 requirements each coalition project is working to satisfy, and when 14 each project is anticipated to satisfy those requirements; and

(ii) A list of coalition projects that are planned in the current and following fiscal year. This must include which coalition agencies are involved in these projects, including the anticipated in-kind funding by agency, and if a budget request will be submitted for funding. This must reflect all funding required by fiscal year and by fund source and include the budget outlook period.

21 (4) The appropriations to the health care authority in this act 22 shall be expended for the programs and in the amounts specified in 23 this act. However, after May 1, 2022, unless prohibited by this act, 24 the authority may transfer general fund-state appropriations for fiscal year 2022 among programs after approval by the director of the 25 26 office of financial management. To the extent that appropriations in 27 sections 211 through 215 of this act are insufficient to fund actual expenditures in excess of caseload forecast and utilization 28 29 assumptions or for expenses in response to the COVID-19 pandemic, the authority may transfer general fund-state appropriations for fiscal 30 year 2022 that are provided solely for a specified purpose. The 31 authority may not transfer funds, and the director of the office of 32 33 financial management shall not approve the transfer, unless the 34 transfer is consistent with the objective of conserving, to the maximum extent possible, the expenditure of state funds. The director 35 of the office of financial management shall notify the appropriate 36 fiscal committees of the legislature in writing seven days prior to 37 38 approving any allotment modifications or transfers under this section. The written notification must include a narrative 39 explanation and justification of changes, along with expenditures and 40

1 <u>allotments by budget unit and appropriation, both before and after</u> 2 <u>any allotment modifications and transfers.</u>

3 Sec. 211. 2021 c 334 s 211 (uncodified) is amended to read as 4 follows:

5 FOR THE STATE HEALTH CARE AUTHORITY-MEDICAL ASSISTANCE

General Fund—State Appropriation (FY 2022).... ((\$2,516,277,000)) 6 7 \$2,419,387,000 8 General Fund—State Appropriation (FY 2023).... ((\$2,439,933,000)) 9 \$2,620,369,000 10 General Fund—Federal Appropriation. ((\$13,199,214,000)) 11 \$13,756,377,000 12 General Fund—Private/Local Appropriation. ((\$355,726,000)) 13 \$418,686,000 14 Emergency Medical Services and Trauma Care Systems 15 Trust Account—State Appropriation. \$15,086,000 16 Hospital Safety Net Assessment Account—State 17 18 \$701,475,000 19 Dedicated Marijuana Account—State Appropriation 20 21 \$26,022,000 22 Dedicated Marijuana Account—State Appropriation 23 (FY 2023)..... ((\$25,182,000)) 24 \$19,512,000 25 Medical Aid Account—State Appropriation. \$540,000 26 Telebehavioral Health Access Account—State 27 28 Coronavirus State Fiscal Recovery Fund-Federal 29 30 \$35,840,000 31 Ambulance Transport Fund-State Appropriation. \$12,620,000 32 33 \$20,033,628,000

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

(1) The authority shall not accept or expend any federal funds
 received under a medicaid transformation waiver under healthier
 Washington except as described in subsections (2), (3), and (4) of

1 this section until specifically approved and appropriated by the legislature. To ensure compliance with legislative directive budget 2 requirements and terms and conditions of the waiver, the authority 3 shall implement the waiver and reporting requirements with oversight 4 from the office of financial management. The legislature finds that 5 6 appropriate management of the innovation waiver requires better analytic capability, transparency, consistency, timeliness, accuracy, 7 and lack of redundancy with other established measures and that the 8 patient must be considered first and foremost in the implementation 9 10 and execution of the demonstration waiver. In order to effectuate these goals, the authority shall: (a) Require the Dr. Robert Bree 11 12 collaborative and the health technology assessment program to reduce administrative burden upon providers by only requiring 13 the performance measures that are nonduplicative of other nationally 14 established measures. The joint select committee on health care 15 16 oversight will evaluate the measures chosen by the collaborative and 17 health technology assessment program for effectiveness and the appropriateness; (b) develop a patient satisfaction survey with the 18 goal to gather information about whether it was beneficial for the 19 patient to use the center of excellence location in exchange for 20 additional out-of-pocket savings; (c) ensure patients and health care 21 providers have significant input into the implementation of the 22 23 demonstration waiver, in order to ensure improved patient health outcomes; and (d) in cooperation with the department of social and 24 25 health services, consult with and provide notification of work on applications for federal waivers, including details on waiver 26 27 duration, financial implications, and potential future impacts on the 28 state budget, to the joint select committee on health care oversight prior to submitting waivers for federal approval. The authority shall 29 30 submit an application to the centers for medicaid and medicare 31 services to extend the duration of the medicaid transformation waiver 32 under healthier Washington as described in subsections (2), (3), and 33 (4) of this section by one year. If not extended, by federal standard, the medicaid transformation demonstration waiver shall not 34 exceed the duration originally granted by the centers for medicare 35 and medicaid services and any programs created or funded by this 36 37 waiver do not create an entitlement.

(2) (a) No more than ((\$63,052,000)) \$74,780,000 of the general
 fund—federal appropriation and no more than ((\$50,840,000))
 \$74,846,000 of the general fund—local appropriation may be expended

1 for transformation through accountable communities of health initiative 1 of the medicaid transformation 2 described in demonstration wavier under healthier Washington, including preventing 3 youth drug use, opioid prevention and treatment, and physical and 4 behavioral health integration. Under this initiative, the authority 5 6 shall take into account local input regarding community needs. In 7 order to ensure transparency to the appropriate fiscal committees of the legislature, the authority shall provide fiscal staff of the 8 any database of the query ability into 9 legislature fiscal intermediary that authority staff would be authorized to access. The 10 11 authority shall not increase general fund-state expenditures under 12 this initiative. The director shall also report to the fiscal 13 committees of the legislature all of the expenditures under this subsection and shall provide such fiscal data in the time, manner, 14 15 and form requested by the legislative fiscal committees.

(b) No more than ((\$243,047,000)) <u>\$309,687,000</u> of the general 16 17 fund—federal appropriation and no more than ((\$99,274,000)) <u>\$126,493,000</u> of the general fund—private/local appropriation may be 18 19 expended for the medicaid quality improvement program. Under federal 20 regulations, the medicaid quality improvement program is authorized 21 and allows states to design quality improvement programs for the 22 medicaid population in ways that support the state's quality goals. 23 Medicaid quality improvement program payments will not count against 24 the medicaid transformation demonstration waiver spending limits and 25 are excluded from the waiver's budget neutrality calculation. Apple 26 health managed care organizations and their partnering providers will 27 receive medicaid quality improvement program payments as they meet 28 designated milestones. Partnering providers and apple health managed 29 care organizations will work together to achieve medicaid quality 30 improvement program goals according to the performance period timelines and reporting deadlines as set forth by the authority. The 31 32 authority shall only utilize the medicaid quality improvement program 33 to support the transformation waiver and shall not pursue its use for 34 other purposes. Any programs created or funded by the medicaid 35 quality improvement program does not create an entitlement. The 36 authority shall not increase general fund-state, federal, or private/ 37 local expenditures under this program. The director shall report to the joint select committee on health care oversight not less than 38 quarterly on financial and health outcomes. The director shall report 39

1 to the fiscal committees of the legislature all of the expenditures 2 under this subsection and shall provide such fiscal data in the time, 3 manner, and form requested by the legislative fiscal committees.

(3) No more than ((\$26,837,000)) \$46,739,000 of the general fund-4 federal appropriation and ((\$26,839,000)) <u>\$46,742,000</u> of the general 5 fund—local appropriation may be expended for tailored support for 6 older adults and medicaid alternative care described in initiative 2 7 of the medicaid transformation demonstration waiver under healthier 8 9 Washington as well as administrative expenses for initiative 3. The authority shall contract and provide funding to the department of 10 11 social and health services to administer initiative 2. The director 12 in cooperation with the secretary of the department of social and 13 health services shall report to the office of financial management all of the expenditures of this section and shall provide such fiscal 14 15 data in the time, manner, and form requested. The authority shall not increase general fund-state expenditures on this initiative. 16

(4) No more than ((\$50,389,000)) \$14,435,000 of the general fund-17 federal appropriation and no more than ((\$22,862,000)) <u>\$18,590,000</u> of 18 the general fund-local appropriation may be expended for supported 19 housing and employment services described in initiative 3a and 3b of 20 the medicaid transformation demonstration waiver under healthier 21 Washington. Under this initiative, the authority and the department 22 of social and health services shall ensure that allowable and 23 necessary services are provided to eligible clients as identified by 24 25 the department or its third party administrator. The authority shall not increase general fund-state expenditures under this initiative. 26 27 The director shall report to the joint select committee on health 28 care oversight no less than quarterly on financial and health outcomes. The director shall also report to the fiscal committees of 29 30 the legislature all of the expenditures of this subsection and shall provide such fiscal data in the time, manner, and form requested by 31 32 the legislative fiscal committees.

(5) \$7,807,000 of the general fund—state appropriation for fiscal year 2023 and \$7,819,000 of the general fund—federal appropriation are provided to offer continuous eligibility for apple health to children ages zero to six with income at or below 215 percent of the federal poverty line. The centers for medicare and medicaid services must approve the use of federal match for this program through an 1115 demonstrations waiver prior to the implementation of this

policy. The authority is authorized to include medical assistance eligibility for justice involved individuals up to 30 days prior to release consistent with RCW 74.09.670 and to seek federal match for undocumented postpartum individuals as directed by RCW 74.09.830 in its 1115 demonstration waiver application.

6 (6) The authority shall submit a plan to preserve the waiver that 7 allows for the full cost of stays in institutions for mental diseases 8 to be included in managed care rates by November 1, 2021, to the 9 appropriate committees of the legislature.

10 (((6))) <u>(7)</u> The authority shall submit a plan to preserve the 11 waiver allowing for full federal financial participation for medical 12 clients in mental health facilities classified as institutions for 13 mental diseases by November 1, 2021, to the appropriate committees of 14 the legislature.

15 (((7))) (8) Sufficient amounts are appropriated in this 16 subsection to implement the medicaid expansion as defined in the 17 social security act, section 1902(a)(10)(A)(i)(VIII).

(((+8))) (9) The legislature finds that medicaid payment rates, as 18 19 calculated by the health care authority pursuant to the appropriations in this act, bear a reasonable relationship to the 20 21 costs incurred by efficiently and economically operated facilities 22 for providing quality services and will be sufficient to enlist enough providers so that care and services are available to the 23 extent that such care and services are available to the general 24 25 population in the geographic area. The legislature finds that the 26 cost reports, payment data from the federal government, historical utilization, economic data, and clinical input constitute reliable 27 data upon which to determine the payment rates. 28

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

36 (((10))) <u>(11)</u> In determining financial eligibility for medicaid-37 funded services, the health care authority is authorized to disregard 38 recoveries by Holocaust survivors of insurance proceeds or other 39 assets, as defined in RCW 48.104.030. 1 (((11))) <u>(12)</u> When a person is ineligible for medicaid solely by 2 reason of residence in an institution for mental diseases, the health 3 care authority shall provide the person with the same benefits as he 4 or she would receive if eligible for medicaid, using state-only funds 5 to the extent necessary.

6 (((12))) <u>(13)</u> \$3,997,000 of the general fund—state appropriation 7 for fiscal year 2022, \$4,261,000 of the general fund—state 8 appropriation for fiscal year 2023, and \$8,786,000 of the general 9 fund—federal appropriation are provided solely for low-income 10 disproportionate share hospital payments.

11 (((13))) <u>(14)</u> Within the amounts appropriated in this section, 12 the health care authority shall provide disproportionate share 13 hospital payments to hospitals that provide services to children in 14 the children's health program who are not eligible for services under 15 Title XIX or XXI of the federal social security act due to their 16 citizenship status.

17 \$7,000,000 of the general fund—federal (((14)))(15) appropriation is provided solely for supplemental payments to nursing 18 homes operated by public hospital districts. The public hospital 19 20 district shall be responsible for providing the required nonfederal match for the supplemental payment, and the payments shall not exceed 21 22 the maximum allowable under federal rules. It is the legislature's 23 intent that the payments shall be supplemental to and shall not in any way offset or reduce the payments calculated and provided in 24 25 accordance with part E of chapter 74.46 RCW. It is the legislature's 26 further intent that costs otherwise allowable for rate-setting and settlement against payments under chapter 74.46 RCW shall not be 27 28 disallowed solely because such costs have been paid by revenues 29 retained by the nursing home from these supplemental payments. The 30 supplemental payments are subject to retrospective interim and final cost settlements based on the nursing homes' as-filed and final 31 32 medicare cost reports. The timing of the interim and final cost 33 settlements shall be at the health care authority's discretion. During either the interim cost settlement or the final cost 34 35 settlement, the health care authority shall recoup from the public 36 hospital districts the supplemental payments that exceed the medicaid cost limit and/or the medicare upper payment limit. The health care 37 authority shall apply federal rules for identifying the eligible 38 39 incurred medicaid costs and the medicare upper payment limit.

1 ((((15))) (16) The health care authority shall continue the inpatient hospital certified public expenditures program for the 2 2021-2023 fiscal biennium. The program shall apply to all public 3 hospitals, including those owned or operated by the state, except 4 those classified as critical access hospitals or state psychiatric 5 6 institutions. The health care authority shall submit reports to the governor and legislature by November 1, 2021, and by November 1, 7 2022, that evaluate whether savings continue to exceed costs for this 8 program. If the certified public expenditures (CPE) program in its 9 10 current form is no longer cost-effective to maintain, the health care authority shall submit a report to the governor and legislature 11 12 detailing cost-effective alternative uses of local, state, and federal resources as a replacement for this program. During fiscal 13 year 2022 and fiscal year 2023, hospitals in the program shall be 14 15 paid and shall retain one hundred percent of the federal portion of 16 the allowable hospital cost for each medicaid inpatient fee-for-17 service claim payable by medical assistance and one hundred percent of the federal portion of the maximum disproportionate share hospital 18 payment allowable under federal regulations. Inpatient medicaid 19 payments shall be established using an allowable methodology that 20 approximates the cost of claims submitted by the hospitals. Payments 21 22 made to each hospital in the program in each fiscal year of the biennium shall be compared to a baseline amount. The baseline amount 23 will be determined by the total of (a) the inpatient claim payment 24 25 amounts that would have been paid during the fiscal year had the hospital not been in the CPE program based on the reimbursement rates 26 27 developed, implemented, and consistent with policies approved in the 28 2021-2023 biennial operating appropriations act and in effect on July 1, 2015, (b) one-half of the indigent assistance disproportionate 29 share hospital payment amounts paid to and retained by each hospital 30 31 during fiscal year 2005, and (c) all of the other disproportionate 32 share hospital payment amounts paid to and retained by each hospital during fiscal year 2005 to the extent the same disproportionate share 33 hospital programs exist in the 2019-2021 fiscal biennium. If payments 34 during the fiscal year exceed the hospital's baseline amount, no 35 additional payments will be made to the hospital except the federal 36 portion of allowable disproportionate share hospital payments for 37 which the hospital can certify allowable match. If payments during 38 39 the fiscal year are less than the baseline amount, the hospital will 40 be paid a state grant equal to the difference between payments during

1 the fiscal year and the applicable baseline amount. Payment of the state grant shall be made in the applicable fiscal year and 2 3 distributed in monthly payments. The grants will be recalculated and redistributed as the baseline is updated during the fiscal year. The 4 grant payments are subject to an interim settlement within eleven 5 6 months after the end of the fiscal year. A final settlement shall be performed. To the extent that either settlement determines that a 7 hospital has received funds in excess of what it would have received 8 as described in this subsection, the hospital must repay the excess 9 amounts to the state when requested. $((\frac{5702,000}{)})$ $\frac{5423,000}{0}$ of the 10 11 general fund—state appropriation for fiscal year 2022 and 12 ((\$649,000)) <u>\$381,000</u> of the general fund—state appropriation for 13 fiscal year 2023 are provided solely for state grants for the 14 participating hospitals.

15 (((16))) <u>(17)</u> The health care authority shall seek public-private 16 partnerships and federal funds that are or may become available to 17 provide on-going support for outreach and education efforts under the 18 federal children's health insurance program reauthorization act of 19 2009.

20 (((17))) (18) The health care authority shall target funding for 21 maternity support services towards pregnant women with factors that 22 lead to higher rates of poor birth outcomes, including hypertension, 23 a preterm or low birth weight birth in the most recent previous birth, a cognitive deficit or developmental disability, substance 24 25 abuse, severe mental illness, unhealthy weight or failure to gain 26 weight, tobacco use, or African American or Native American race. The 27 health care authority shall prioritize evidence-based practices for 28 delivery of maternity support services. To the extent practicable, 29 the health care authority shall develop a mechanism to increase 30 federal funding for maternity support services by leveraging local 31 public funding for those services.

((((18))) (19) The authority shall submit reports to the governor 32 33 and the legislature by September 15, 2021, and no later than 34 September 15, 2022, that delineate the number of individuals in medicaid managed care, by carrier, age, gender, and eligibility 35 36 category, receiving preventative services and vaccinations. The reports should include baseline and benchmark information from the 37 38 previous two fiscal years and should be inclusive of, but not limited services recommended under the United States preventative 39 to, services task force, advisory committee on immunization practices, 40

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early and periodic screening, diagnostic, and treatment (EPSDT)
 guidelines, and other relevant preventative and vaccination medicaid
 guidelines and requirements.

4 (((19))) <u>(20)</u> Managed care contracts must incorporate 5 accountability measures that monitor patient health and improved 6 health outcomes, and shall include an expectation that each patient 7 receive a wellness examination that documents the baseline health 8 status and allows for monitoring of health improvements and outcome 9 measures.

10 (((20))) <u>(21)</u> Sufficient amounts are appropriated in this section 11 for the authority to provide an adult dental benefit.

12 (((21))) <u>(22)</u> The health care authority shall coordinate with the 13 department of social and health services to provide referrals to the 14 Washington health benefit exchange for clients that will be 15 ineligible for medicaid.

16 (((22))) <u>(23)</u> To facilitate a single point of entry across public 17 and medical assistance programs, and to maximize the use of federal funding, the health care authority, the department of social and 18 19 health services, and the health benefit exchange will coordinate efforts to expand HealthPlanfinder access to public assistance and 20 21 medical eligibility staff. The health care authority shall complete 22 medicaid applications in the HealthPlanfinder for households 23 receiving or applying for medical assistance benefits.

(((23))) (24) \$90,000 of the general fund—state appropriation for 24 25 fiscal year 2022, \$90,000 of the general fund-state appropriation for fiscal year 2023, and \$180,000 of the general fund-federal 26 27 appropriation are provided solely to continue operation by a nonprofit organization of a toll-free hotline that assists families 28 29 to learn about and enroll in the apple health for kids program. By 30 November 15, 2022, the authority shall submit a report to the appropriate committees to the legislature that provides, at a 31 32 minimum, information about the number of calls received by the 33 nonprofit organization in the previous year, the amount of time spent 34 on each call, comparisons to previous years, where available, and information about what data is collected related to this service. 35

36 (((24))) <u>(25)</u> Within the amounts appropriated in this section, 37 the authority shall reimburse for primary care services provided by 38 naturopathic physicians. 1 (((25))) (26) Within the amounts appropriated in this section, 2 the authority shall continue to provide coverage for pregnant teens 3 that qualify under existing pregnancy medical programs, but whose 4 eligibility for pregnancy related services would otherwise end due to 5 the application of the new modified adjusted gross income eligibility 6 standard.

7 (((26))) <u>(27)</u> Sufficient amounts are appropriated in this section 8 to remove the mental health visit limit and to provide the shingles 9 vaccine and screening, brief intervention, and referral to treatment 10 benefits that are available in the medicaid alternative benefit plan 11 in the classic medicaid benefit plan.

12 (((27))) (28) The authority shall use revenue appropriated from 13 the dedicated marijuana fund for contracts with community health 14 centers under RCW 69.50.540 in lieu of general fund—state payments to 15 community health centers for services provided to medical assistance 16 clients, and it is the intent of the legislature that this policy 17 will be continued in subsequent fiscal biennia.

(((28))) <u>(29)</u> Beginning no later than January 1, 2018, for any 18 service eligible under the medicaid state plan for encounter 19 payments, managed care organizations at the request of a rural health 20 21 clinic shall pay the full published encounter rate directly to the 22 clinic. At no time will a managed care organization be at risk for or have any right to the supplemental portion of the claim. Payments 23 24 will be reconciled on at least an annual basis between the managed 25 care organization and the authority, with final review and approval by the authority. 26

27 (((29))) <u>(30)</u> Sufficient amounts are appropriated in this section 28 for the authority to provide a medicaid equivalent adult dental 29 benefit to clients enrolled in the medical care service program.

30 (((30))) <u>(31)</u> During the 2021-2023 fiscal biennium, sufficient 31 amounts are provided in this section for the authority to provide 32 services identical to those services covered by the Washington state 33 family planning waiver program as of August 2018 to individuals who:

- 34
- (a) Are over nineteen years of age;

35 (b) Are at or below two hundred and sixty percent of the federal 36 poverty level as established in WAC 182-505-0100;

37

(c) Are not covered by other public or private insurance; and

38 (d) Need family planning services and are not currently covered 39 by or eligible for another medical assistance program for family 40 planning. 1 (((31))) <u>(32)</u> Sufficient amounts are appropriated within this 2 section for the authority to incorporate the expected outcomes and 3 criteria to measure the performance of service coordination 4 organizations as provided in chapter 70.320 RCW into contracts with 5 managed care organizations that provide services to clients. The 6 authority is directed to:

7 (a) Contract with an external quality improvement organization to 8 annually analyze the performance of managed care organizations 9 providing services to clients under this chapter based on seven 10 performance measures. The analysis required under this subsection 11 must:

12 (i) Measure managed care performance in four common measures13 across each managed care organization, including:

14 (A) At least one common measure must be weighted towards having15 the potential to impact managed care costs; and

16 (B) At least one common measure must be weighted towards 17 population health management, as defined by the measure; and

18 (ii) Measure managed care performance in an additional three 19 quality focus performance measures specific to a managed care 20 organization. Quality focus performance measures chosen by the 21 authority must:

22 (A) Be chosen from the statewide common measure set;

(B) Reflect specific measures where a managed care organizationhas poor performance; and

(C) Be substantive and clinically meaningful in promoting healthstatus.

(b) The authority shall set the four common measures to beanalyzed across all managed care organizations.

(c) The authority shall set three quality focus performance measures specific to each managed care organization. The authority must determine performance measures for each managed care organization based on the criteria established in (a)(ii) of this subsection.

(d) By September 15, 2021, and annually thereafter, the authority
 shall notify each managed care organization of the performance
 measures for the organization for the subsequent plan year.

37 (e) Two percent of the total plan year funding appropriated to 38 each managed care organization that provides services to clients 39 under chapter 70.320 RCW shall be withheld. At least seventy-five 40 percent of the withhold shall be held contingent on each managed care

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1 organization's performance on the seven performance measures 2 identified in this section. Each managed care organization may earn 3 back the annual withhold if the external quality improvement 4 organization finds that the managed care organization:

5 (i) Made statistically significant improvement in the seven 6 performance measures as compared to the preceding plan year; or

7 (ii) Scored in the top national medicaid quartile of the 8 performance measures.

9 (f) The amount of withhold annually paid to each managed care 10 organization shall be proportional to findings of statistically 11 significant improvement or top national medicaid quartile scoring by 12 a managed care organization.

13 (g) For no more than two of the four quality focus performance 14 measures, the authority may use an alternate methodology to 15 approximate top national medicaid quartile performance where top 16 quartile performance data is unavailable.

(h) For the purposes of this subsection, "external quality improvement organization" means an organization that meets the competence and independence requirements under 42 C.F.R. Sec. 438.354, as it existed on the effective date of this section.

(((32))) (33)(a) The authority shall ensure that appropriate resources are dedicated to implementing the recommendations of the centers for medicare and medicaid services center for program integrity as provided to the authority in the January 2019 Washington focused program integrity review final report. Additionally, the authority shall:

(i) Work to ensure the efficient operations of the managed care plans, including but not limited to, a deconflicting process for audits with and among the managed care plans and the medicaid fraud division at the attorney general's office, to ensure the authority staff perform central audits of cases that appear across multiple managed care plans, versus the audits performed by the individual managed care plans or the fraud division; and

34 (ii) Remain accountable for operating in an effective and 35 efficient manner, including performing program integrity activities 36 that ensure high value in the medical assistance program in general 37 and in medicaid managed care specifically;

(A) Work with its contracted actuary and the medicaid forecastwork group to develop methods and metrics related to managed care

1 program integrity activity that shall be incorporated into annual 2 rate setting; and

3 (B) Work with the medicaid forecast work group to ensure the 4 results of program integrity activity are incorporated into the rate 5 setting process in a transparent, timely, measurable, quantifiable 6 manner.

7 (b) The authority shall submit a report to the governor and 8 appropriate committees of the legislature by October 1, 2021, that 9 includes, but is not limited to:

10 (i) Specific, quantified actions that have been taken, to date, 11 related to the recommendations of the centers for medicare and 12 medicaid services center for program integrity as provided to the 13 authority in the January 2019 Washington focused program integrity 14 review final report; and

(ii) Specific, quantified information regarding the steps taken toward (a)(i), (iii), and (iv) of this subsection.

17 (((33))) (34) No later than December 31, 2021, the health care authority, in partnership with the department of social and health 18 19 services as described in section 204(16) of this act, shall submit a waiver request to the federal department of health and human services 20 to authorize presumptive medicaid eligibility determinations for 21 22 clients preparing for acute care hospital discharge who may need long-term services and supports. The department and the authority 23 shall hold stakeholder discussions, including opportunities 24 for 25 public review and comment, during development of the waiver request. 26 Upon submission of the waiver request, the department and the authority shall submit a report to the governor and the appropriate 27 legislative committees that describes the request and identifies any 28 29 statutory changes that may be necessary if the federal government 30 approves the request.

(((34))) (35) \$2,786,000 of the general fund—state appropriation 31 for fiscal year 2022, \$3,714,000 of the general fund-state 32 33 appropriation for fiscal year 2023, and \$11,009,000 of the general 34 fund—federal appropriation are provided solely to maintain and increase access for behavioral health services through increased 35 36 provider rates. The rate increases are effective October 1, 2021, and 37 must be applied to the following codes for children and adults enrolled in the medicaid program: 90832, 90833, 90834, 90837, H0004, 38 39 H0036, H2015, H2021, H0023, 90836, 90838, 96156, 96158, 96159, 96164,

96165, 96167, 96168, 96170, 96171, 90845, 90846, 90847, 90849, 90853, 90785, and 90791. The authority may use a substitute code in the event that any of the codes identified in this subsection are discontinued and replaced with an updated code covering the same service. Within the amounts provided in this subsection the authority must:

7 (a) Implement this rate increase in accordance with the process 8 established in chapter 285, Laws of 2020 (EHB 2584) (behavioral 9 health rates);

10 (b) Raise the state fee-for-service rates for these codes by up 11 to 15 percent, except that the state medicaid rate may not exceed the 12 published medicare rate or an equivalent relative value unit rate if 13 a published medicare rate is not available;

14 (c) Require in contracts with managed care organizations that, 15 beginning October 2021, managed care organizations pay no lower than 16 the fee-for-service rate for these codes, and adjust managed care 17 capitation rates accordingly; and

18 (d) Not duplicate rate increases provided in subsections (((35) 19 and (36))) <u>(36) and (37)</u> of this section.

(((35))) (36) \$19,664,000 of the general fund—state appropriation for fiscal year 2022, \$26,218,000 of the general fund—state appropriation for fiscal year 2023, and \$77,996,000 of the general fund—federal appropriation are provided solely to maintain and increase access for primary care services for medicaid-enrolled patients through increased provider rates beginning October 1, 2021. Within the amounts provided in this subsection the authority must:

(a) Increase the medical assistance rates for adult primary care
services that are reimbursed solely at the existing medical
assistance rates on a fee-for-service basis, as well as through
managed care plans, by at least 15 percent above medical assistance
rates in effect on January 1, 2019;

32 (b) Increase the medical assistance rates for pediatric primary 33 care services that are reimbursed solely at the existing medical 34 assistance rates on a fee-for-service basis, as well as through 35 managed care plans, by at least 21 percent above medical assistance 36 rates in effect on January 1, 2019;

37 (c) Increase the medical assistance rates for pediatric critical 38 care, neonatal critical care, and neonatal intensive care services 39 that are reimbursed solely at the existing medical assistance rates

1 on a fee-for-service basis, as well as through managed care plans, by 2 at least 21 percent above medical assistance rates in effect on 3 January 1, 2019;

4 (d) Apply reimbursement rates required under this subsection to 5 payment codes in a manner consistent with the temporary increase in 6 medicaid reimbursement rates under federal rules and guidance in 7 effect on January 1, 2014, implementing the patient protection and 8 affordable care act, except that the authority may not require 9 provider attestations;

10 (e) Pursue state plan amendments to require medicaid managed care 11 organizations to increase rates under this subsection through 12 adoption of a uniform percentage increase for network providers 13 pursuant to 42 C.F.R. Sec. 438.6(c)(1)(iii)(B), as existing on 14 January 1, 2019; and

15 (f) Not duplicate rate increases provided in subsections (((34)) 16 and (36))) (35) and (37) of this section.

17 (((36))) (37) \$2,233,000 of the general fund—state appropriation 18 for fiscal year 2022, \$2,977,000 of the general fund-state appropriation for fiscal year 2023, and \$10,871,000 of the general 19 20 fund—federal appropriation are provided solely to increase provider rates to maintain and increase access for family planning services 21 22 for patients seeking services through department of health sexual and reproductive health program family planning providers. The rate 23 24 increases are effective October 1, 2021, and must be applied to the 25 following codes for eligible apple health and family planning only 26 clients seeking services through department of health sexual and 27 reproductive health program providers: 36415, 36416, 55250, 57170, 58340, 58600, 58605, 58611, 58615, 58670, 58671, 59840, 59841, 59850, 28 29 59851, 59852, 59855, 59856, 59857, 76817, 81025, 84702, 84703, 86631, 30 86632, 86901, 87110, 87270, 87320, 87490, 87491, 87590, 87591, 87624, 87625, 87800, 87810, 88141, 88142, 88143, 88147, 88148, 88150, 88152, 31 88153, 88164, 88165, 88166, 88167, 88174, 88175, 96372, 99071, 99201, 32 99202, 99203, 99204, 99211, 99212, 99213, 99214, 99384, 99385, 99386, 33 34 99394, 99395, 99396, 99401, and S0199. The authority may use a substitute code if any of the codes identified in this subsection are 35 36 discontinued and replaced with an updated code covering the same 37 service. Within the amounts provided in this subsection the authority 38 must:

1 (a) Increase the family planning rates for services that are 2 included on and reimbursed solely at the existing family planning fee 3 schedule on a fee-for-service basis, as well as through managed care 4 plans, by at least 162 percent above family planning fee schedule 5 rates in effect on January 1, 2021;

6 (b) Pursue state plan amendments to require medicaid managed care 7 organizations to increase rates under this subsection through 8 adoption of a uniform percentage increase for network providers 9 pursuant to 42 C.F.R. Sec. 438.6(c)(1)(iii)(B), as existing on 10 January 1, 2021; and

11 (c) Not duplicate rate increases provided in subsections ((34) 12 and (35))) <u>(35)</u> and <u>(36)</u> of this section.

13 (((37))) <u>(38)</u>(a) Beginning with fiscal year 2020, and for each 14 subsequent year thereafter, the authority shall reconcile on an 15 annual basis with rural health clinics.

(b) Beginning with fiscal year 2020, and for each subsequent year thereafter, the authority shall properly accrue for any anticipated reconciliations with rural health clinics during the fiscal year close process following generally accepted accounting practices.

20 (((38))) (39)(a) The authority in collaboration with the office 21 of financial management and representatives from fiscal committees of 22 the legislature shall conduct an evaluation of the APM4 model to 23 determine its cost effectiveness and impact on patient outcomes and 24 report its findings and recommendations to the appropriate committees 25 of the legislature by November 15, 2022.

(b) The authority shall not enter into any future value-based arrangements with federally qualified health centers or rural health clinics prior to receiving approval from the office of financial management and the appropriate committees of the legislature.

30 (c) The authority shall not modify the reconciliation process or 31 the APM4 program with federally qualified health centers or rural 32 health clinics without notification to and the opportunity to comment 33 from the office of financial management.

(d) The authority shall require all managed care organizations to
provide information to the authority to account for all payments to
federally qualified health centers to include how payments are made,
including any additional payments and whether there is a subcapitation arrangement or value-based purchasing arrangement.

1 (e) Beginning with fiscal year 2021 and for each subsequent year 2 thereafter, the authority shall reconcile on an annual basis with 3 federally qualified health centers contracting under APM4.

4 (f) Beginning with fiscal year 2021 and for each subsequent year 5 thereafter, the authority shall properly accrue for any anticipated 6 reconciliations with federally qualified health centers contracting 7 under APM4 during the fiscal year close process following generally 8 accepted accounting practices.

9 (((39))) <u>(40)</u> Within the amounts appropriated in this section, 10 the authority is to include allergen control bed and pillow covers as 11 part of the durable medical equipment benefit for children with an 12 asthma diagnosis enrolled in medical assistance programs.

13 (((40))) <u>(41)</u> Within the amounts appropriated in this section, 14 the authority shall reimburse for maternity services provided by 15 doulas.

16 (((41))) <u>(42)</u> \$60,000 of the general fund—state appropriation for 17 fiscal year 2022 and \$60,000 of the general fund—federal 18 appropriation are provided solely for evaluation of the Washington 19 rural health access preservation pilot program.

20 (((42))) (43) \$160,000 of the general fund—state appropriation 21 for fiscal year 2022 and \$1,440,000 of the general fund—federal 22 appropriation are provided solely for health care interoperability 23 costs and are subject to the conditions, limitations, and review 24 provided in section 701 of this act.

(((43))) (44) \$275,000 of the general fund—state appropriation for fiscal year 2022, \$160,000 of the general fund—state appropriation for fiscal year 2023, and \$3,913,000 of the general fund—federal appropriation are provided solely for modular replacement costs of the ProviderOne pharmacy point of sale system and are subject to the conditions, limitations, and review provided in section 701 of this act.

32 (((44))) <u>(45)</u> \$484,000 of the general fund—state appropriation 33 for fiscal year 2022 and \$466,000 of the general fund—state 34 appropriation for fiscal year 2023 are provided solely to implement 35 Engrossed Second Substitute Senate Bill No. 5399 (universal health 36 care commission). ((If the bill is not enacted by June 30, 2021, the 37 amounts provided in this subsection shall lapse.

38 (45))) (46) \$654,000 of the general fund—state appropriation for 39 fiscal year 2022, \$655,000 of the general fund—state appropriation 1 for fiscal year 2023, and \$2,154,000 of the general fund—federal 2 appropriation are provided solely for the authority to increase the 3 nonemergency medical transportation broker administrative rate to 4 ensure access to health care services for medicaid patients.

5 (((46))) <u>(47)</u> \$1,715,000 of the general fund—state appropriation for fiscal year 2022, \$1,804,000 of the general fund-state 6 appropriation for fiscal year 2023, and \$6,647,000 of the general 7 fund—federal appropriation are provided solely to increase the rates 8 paid to rural hospitals that meet the criteria in (a) through (d) of 9 10 this subsection. Payments for state and federal medical assistance 11 programs for services provided by such a hospital, regardless of the 12 beneficiary's managed care enrollment status, must be increased to 13 150 percent of the hospital's fee-for-service rates. The authority 14 must discontinue this rate increase after June 30, 2023, and return 15 to the payment levels and methodology for these hospitals that were in place as of January 1, 2018. Hospitals participating in the 16 17 certified public expenditures program may not receive increased reimbursement for inpatient services. Hospitals qualifying for this 18 19 rate increase must:

(a) Be certified by the centers for medicare and medicaid
 services as sole community hospitals as of January 1, 2013;

(b) Have had less than 150 acute care licensed beds in fiscal year 2011;

(c) Have a level III adult trauma service designation from the department of health as of January 1, 2014;

26 (d) Be owned and operated by the state or a political 27 subdivision; and

(e) Accept single bed certification patients pursuant to RCW71.05.745.

30 (((47))) <u>(48)</u> \$100,000 of the general fund—state appropriation for fiscal year 2022, \$100,000 of the general fund-state 31 appropriation for fiscal year 2023, and \$200,000 of the general fund-32 federal appropriation are provided solely for pass through funding 33 34 for a citizens of the compact of free association (COFA) community member led organization through a Washington state based organization 35 36 contract as outlined in RCW 43.71A.030 to provide additional supports to COFA community members statewide who are seeking access to health 37 coverage and health care services. The amounts provided in this 38 39 subsection for fiscal year 2022 must be distributed no later than

October 1, 2021. The amounts provided in this subsection for fiscal
 year 2023 must be distributed no later than October 1, 2022.

3 (((48))) (49) The authority shall collaborate with the Washington 4 state LGBTQ commission, the department of health, advocates for 5 people living with HIV in Washington, consumers, and medical 6 professionals with expertise in serving the medicaid population 7 living with HIV, to consider and develop recommendations regarding:

8 (a) Access to HIV antiretroviral drugs on the medicaid drug 9 formulary, including short- and long-term fiscal implications of 10 eliminating current prior authorization and fail-first requirements;

(b) Impact of drug access on public health and the statewide goal of reducing HIV transmissions; and

13 (c) Maximizing pharmaceutical drug rebates for HIV antiretroviral 14 drugs.

(((49))) (50) \$22,000 of the general fund—state appropriation for fiscal year 2022, \$22,000 of the general fund—state appropriation for fiscal year 2023, and \$134,000 of the general fund—federal appropriation are provided solely to implement Substitute Senate Bill No. 5157 (behavioral disorders/justice). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.

22 (50))) (51) Within the amounts appropriated in this section, the 23 authority shall extend the oral health connections pilot project in 24 Spokane, Thurston, and Cowlitz counties. The authority shall continue 25 to work in collaboration with a state-based oral health foundation to 26 jointly develop and implement the program. The purpose of the pilot 27 is to test the effect that enhanced dental benefits for medicaid 28 clients with diabetes and pregnant clients have on access to dental 29 care, health outcomes, and medical care costs. The pilot program must 30 continue to include enhanced reimbursement rates for participating dental providers, including denturists licensed under chapter 18.30 31 32 and an increase in the allowable number of RCW, periodontal 33 treatments to up to four per calendar year. The authority has the 34 option of extending pilot program eligibility to dually eligible 35 medicaid clients who are diabetic or pregnant and to pregnant 36 medicaid clients under the age of 20. The authority has the option of 37 adjusting the pilot program benefit design and fee schedule based on 38 previous findings, within amounts appropriated in this section. 39 Diabetic or pregnant medicaid clients who are receiving dental care

1 within the pilot regions, regardless of location of the service within the pilot regions, are eligible for the increased number of 2 periodontal treatments. The state-based oral health foundation shall 3 continue to partner with the authority and provide wraparound 4 services to link patients to care. The authority and foundation shall 5 6 provide a joint report to the appropriate committees of the legislature on October 1, 2021, outlining the findings of the 7 original three-year pilot program, and on December 1, 2022, outlining 8 the progress of the extended pilot program. 9

10 (((-51))) (52)(a) \$200,000 of the general fund—state appropriation for fiscal year 2022 and \$200,000 of the general fund-federal 11 12 appropriation are provided solely for contracting with the office of 13 equity to implement chapter 293, Laws of 2020 (baby, child dentistry access). By November 15, 2021, the authority shall submit a report to 14 15 the appropriate committees to the legislature describing its progress implementing chapter 293, Laws of 2020 (baby, child dentistry access) 16 and chapter 242, Laws of 2020 (access to baby and child dentistry for 17 18 children with disabilities).

(b) \$15,000 of the general fund—state appropriation for fiscal year 2022 and \$15,000 of the general fund—federal appropriation are provided solely to reimburse the office of equity for contract consultation and training for the access to baby and child dentistry providers and champions.

(((52))) <u>(53)</u> \$75,000 of the general fund—state appropriation for 24 fiscal year 2022 and \$75,000 of the 25 general fund—federal appropriation are provided solely for contracting by the health care 26 27 authority to further the development and implementation of its Washington primary care transformation 28 initiative, intended to increase team-based primary care and the percentage of overall 29 30 health care spending in the state devoted to primary care. By October 1, 2021, the authority must update the legislature on the status of 31 32 the initiative, including any fiscal impacts of this initiative, potential implementation barriers, and needed legislation. 33

34 (((53))) (54) Sufficient funds are provided to continue 35 reimbursing dental health aid therapists for services performed in 36 tribal facilities for medicaid clients. The authority must leverage 37 any federal funding that may become available as a result of appeal 38 decisions from the centers for medicare and medicaid services or the 39 United States court of appeals for the ninth circuit. 1 (((54))) <u>(55)</u> \$149,000 of the general fund—state appropriation 2 for fiscal year 2022 and \$140,000 of the general fund—state 3 appropriation for fiscal year 2023 are provided solely to implement 4 Engrossed Second Substitute Senate Bill No. 5377 (standardized health 5 plans). ((If the bill is not enacted by June 30, 2021, the amounts 6 provided in this subsection shall lapse.

7 (55)) (56) Within the amount appropriated within this section, 8 the authority shall implement the requirements of Substitute Senate 9 Bill No. 5068 (postpartum period/medicaid) and the American rescue plan act of 2021, P.L. 117-2, in extending health care coverage 10 during the postpartum period. The authority shall make every effort 11 12 to expedite and complete eligibility determinations for individuals 13 who are likely eligible to receive health care coverage under Title 14 XIX or Title XXI of the federal social security act to ensure the 15 state is receiving maximum federal match. This includes, but is not 16 limited to, working with managed care organizations to provide continuous outreach in various modalities until the individual's 17 18 eligibility determination is completed. Beginning June 1, 2022, the 19 authority must submit quarterly reports to the caseload forecast work 20 group on the number of individuals who are likely eligible to receive health care coverage under Title XIX or Title XXI of the federal 21 22 social security act but are waiting for the authority to complete 23 eligibility determination, the number of individuals who were likely eligible but are now receiving health care coverage with the maximum 24 25 federal match under Title XIX or Title XXI of the federal social 26 security act, and outreach activities including the work with managed 27 care organizations.

28 (((56))) <u>(57)</u> \$10,695,000 of the general fund—state appropriation for fiscal year 2022, \$10,695,000 of the general fund-state 29 30 appropriation for fiscal year 2023, and \$54,656,000 of the general fund—federal appropriation are provided solely to maintain and 31 32 increase access for adult dental services for medicaid enrolled patients through increased provider rates beginning July 1, 2021. 33 Within the amounts provided in this subsection, the authority must 34 increase the medical assistance rates for adult dental services that 35 36 are reimbursed solely at the existing medical assistance rates on a 37 fee-for-service basis up to 100 percent above medical assistance 38 rates in effect on January 1, 2019.

1 (((57))) <u>(58)</u> \$551,000 of the general fund—state appropriation 2 for fiscal year 2022, \$770,000 of the general fund—state 3 appropriation for fiscal year 2023, and \$3,288,000 of the general 4 fund—federal appropriation are provided solely for the implementation 5 of Second Substitute Senate Bill No. 5195 (opioid overdose 6 medication). ((If the bill is not enacted by June 30, 2021, the 7 amounts provided in this subsection shall lapse.

8 (58))) (59) The authority must claim the enhanced federal medical 9 assistance participation rate for home and community-based services 10 offered under section 9817 of the American rescue plan act of 2021 11 (ARPA). Appropriations made that constitute supplementation of home 12 and community-based services as defined in section 9817 of ARPA are 13 listed in the LEAP omnibus document HCBS-2021.

(((59))) <u>(60)</u> \$250,000 of the general fund—state appropriation 14 for fiscal year 2022 and \$250,000 of the general fund-state 15 appropriation for fiscal year 2023 are provided solely for the 16 17 authority to continue a public-private partnership with a state-based oral health foundation to connect medicaid patients to dental 18 services and reduce barriers to accessing care. The authority shall 19 20 submit a progress report to the appropriate committees of the 21 legislature by June 30, 2022.

22 (((60))) <u>(61)</u>(a) \$35,000,000 of the coronavirus state fiscal 23 recovery account-federal appropriation is provided solely for the authority to distribute grants for the provision of health care 24 services for uninsured and underinsured individuals, regardless of 25 immigration status. Grants provided under this subsection must be 26 used for the direct care of uninsured and underinsured individuals 27 28 under 200 percent of the federal poverty level, including on-site 29 care as well as referrals to and payment for services provided offsite, for: 30

(i) The testing, assessment, or treatment of the severe acute respiratory syndrome coronavirus 2 (COVID-19), including facility and provider fees;

- 34 (ii) Primary and preventive care;
- 35 (iii) Behavioral health services;
- 36 (iv) Oral health care;

(v) Assessment, treatment, and management of acute or chronicconditions, including but not limited to the cost of laboratory,

1 prescription medications, specialty care, therapies, radiology, and 2 other diagnostics; and

3 (vi) Outreach and education needed to inform patients and 4 prospective patients that care is available free of charge.

5 (b) To be eligible for a grant under this subsection, a federally 6 qualified health center, rural health clinic, free clinic, public 7 hospital district, behavioral health provider or facility, behavioral 8 health administrative service organization, or community-based 9 organization must apply for a grant and agree to not:

10 (i) Bill individuals for any portion of the services provided 11 that involve the use of amounts appropriated in this section; or

(ii) Use the amounts provided in this subsection for services for which other funds are available, such as federal funds from the families first coronavirus response act and the American rescue plan act.

16 (c) Grants provided under this subsection may be used to provide 17 on-site care, care delivered via telehealth, and referrals to and 18 payments for services provided off-site. Recipients may use funds 19 distributed in this subsection to reimburse other providers or 20 facilities for the cost of care. Only free clinics may use grants 21 provided under this subsection to cover general operating costs, 22 including staffing, supplies, and equipment purchases.

(d) The agency shall employ fund allocation approaches that engage community residents, organizations, and leaders in identifying priorities and implementing projects and initiatives that reflect community values and priorities. At a minimum, this must include consultation with community health boards and organizations that advocate for access to health care for uninsured state residents.

(e) Recipients of the amounts provided in this subsection must submit reports to the authority on the use of grant funds, including data about utilization of services. The authority shall prepare and post on its website an annual report detailing the amount of funds disbursed and aggregating information submitted by recipients.

34 (f) The authority may retain no more than three percent of the 35 amounts provided in this subsection for administrative costs.

36 (g) As used in this subsection, "free clinics" mean private, 37 nonprofit, community, or faith-based organizations that provide 38 medical, dental, and mental health services at little or no cost to 39 uninsured and underinsured people through the use of volunteer health 1 professionals, community volunteers, and partnerships with other 2 health providers.

3 (((61))) (62) \$123,000 of the general fund—state appropriation for fiscal year 2022, \$46,000 of the general fund-state appropriation 4 for fiscal year 2023, and \$743,000 of the general fund-federal 5 appropriation are provided solely for the 6 implementation of Substitute House Bill No. 1348 (incarcerated persons/medical). ((If 7 8 the bill is not enacted by June 30, 2021, the amounts provided in 9 this subsection shall lapse.

10 (62)) (63) \$1,350,000 of the general fund—state appropriation 11 for fiscal year 2023 and \$2,570,000 of the general fund—federal 12 appropriation are provided solely for the implementation of House 13 Bill No. 1096 (nonmedicare plans). ((If the bill is not enacted by 14 June 30, 2021, the amounts provided in this subsection shall lapse.

15 (63)) (64) Within the amounts provided in this section, 16 sufficient funding is provided for the authority to implement Second 17 Substitute House Bill No. 1325 (behavioral health/youth).

18 (((64))) <u>(65)</u> \$184,000 of the general fund—state appropriation 19 for fiscal year 2022 and \$175,000 of the general fund—state 20 appropriation for fiscal year 2023 are provided solely for the 21 implementation of Engrossed Substitute House Bill No. 1196 (audio-22 only telemedicine). ((If the bill is not enacted by June 30, 2021, 23 the amounts provided in this subsection shall lapse.

(65)) (66) \$232,000 of the general fund—state appropriation for fiscal year 2022, \$300,000 of the general fund—state appropriation for fiscal year 2023, and \$599,000 of the general fund—federal appropriation are provided solely for reimbursement for a social worker as part of the medical assistance home health benefit.

(((66))) <u>(67)</u> \$1,303,000 of the general fund—state appropriation for fiscal year 2022 and \$285,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of Engrossed Substitute Senate Bill No. 5203 (generic prescription drugs). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.

35 (67)) (68) \$18,669,000 from the Indian health improvement 36 reinvestment account is provided solely for Indian health improvement 37 advisory plan projects, programs, and activities authorized by RCW 38 43.71B.030.

(((68))) <u>(69)</u> \$434,000 of the general fund—state appropriation 1 2 for fiscal year 2022 and \$489,000 of the general fund-state appropriation for fiscal year 2023 are provided solely for the 3 4 authority to partner with the department of social and health 5 services to create surge capacity in acute care hospitals by supporting non-citizens who are both in acute care hospitals awaiting 6 7 discharge and on the department of social and health services 8 waitlist for services. The amounts provided in this subsection are 9 for the authority to cover the cost of medical assistance for 20 new non-citizen clients. 10

11 (((69))) <u>(70)</u> \$25,000 of the general fund—state appropriation for 12 year 2022 and \$25,000 of the general fund—federal fiscal 13 appropriation are provided solely for the authority to develop an 14 implementation plan to incorporate medical and psychiatric respite 15 care as statewide medicaid benefits. The plan must include an analysis of the cost effectiveness of providing medical and 16 psychiatric respite care benefits for medicaid enrollees. 17 In 18 developing the plan, the authority shall consult with interested 19 stakeholders, including medicaid managed care organizations, 20 community health centers, organizations providing respite care, and 21 hospitals. Amounts provided in this subsection may be used for staff 22 support and one-time contracting. No later than January 15, 2022, the 23 authority shall report its findings to the relevant committees of the legislature, the office of the governor, and the office of financial 24 25 management.

26 (((70))) <u>(71)</u> \$281,000 of the general fund—state appropriation 27 for fiscal year 2022, \$192,000 of the general fund—state 28 appropriation for fiscal year 2023, and \$803,000 of the general fundfederal appropriation are provided solely for the implementation of 29 30 Engrossed Second Substitute Senate Bill No. 5304 (reentry services). ((If the bill is not enacted by June 30, 2021, the amounts provided 31 32 in this subsection shall lapse.

33 (71)) (72) The authority shall assess the feasibility and fiscal 34 impacts of an 1115 medicaid waiver to extend continuous eligibility 35 for apple health covered children ages zero through five as a 36 component of school readiness. The authority may seek support for the 37 analysis. Prior to submitting the waiver application, the authority 38 shall provide a status update no later than September 30, 2021, to 39 the governor and fiscal committees of the legislature.

1 (73) \$500,000 of the general fund—state appropriation for fiscal 2 year 2023 is provided solely for the health care authority to support 3 a perinatal support hotline that provides peer support, therapy, and 4 resources to new parents.

5 <u>(74)</u> \$1,213,000 of the general fund—state appropriation for 6 fiscal year 2023 and \$1,202,000 of the general fund—federal 7 appropriation are provided for the health care authority to work with 8 the department of social and health services to eliminate the asset 9 test eligibility factor for the medicare savings program no later 10 than January 1, 2023.

11 (75) \$77,000 of the general fund—state appropriation for fiscal 12 year 2022 and \$286,000 of the general fund—state appropriation for 13 fiscal year 2023 are provided solely for the health care authority to 14 establish the total cost of insulin work group.

15 <u>(76)(a) \$200,000 of the general fund—state appropriation for</u> 16 fiscal year 2023 is provided solely for a service utilization, cost, 17 and implementation analysis of requiring coverage for fertility 18 treatment as described in the department of health sunrise review— 19 mandated benefit review: infertility treatment, or as otherwise 20 specified by the health care authority, after having consulted with 21 the office of the insurance commissioner.

22

(b) The authority must contract with one or more consultants to:

(i) Obtain projected utilization and cost data from the state to provide an estimate of aggregate utilization and cost impacts of fertility treatment coverage for medicaid recipients, expressed as total annual cost and as a per member per month cost; and

27 (ii) Obtain projected utilization and cost data from public 28 employees benefits board and school employees benefits board 29 programs, to provide an estimate of aggregate utilization and cost 30 impacts of fertility treatment coverage, expressed as total annual 31 cost and as a per member per month cost.

32 (c) The analysis must include, but is not limited to, a 33 utilization and cost analysis of each of the following services and 34 others, if any, specified by the authority:

- 35 <u>(i) Diagnosis of infertility;</u>
- 36 (ii) Coverage of fertility medications;
- 37 <u>(iii) Intrauterine insemination (IUI);</u>
- 38 (iv) In vitro fertilization (IVF); and
- 39 <u>(v) Egg freezing.</u>

1 (d) The authority must report the findings of the analysis to the 2 appropriate committees of the legislature by June 30, 2023.

3 (77) (a) \$300,000 of the general fund-state appropriation for fiscal year 2022 is provided solely for the authority, in 4 consultation with the health and human services enterprise coalition 5 6 (coalition), to develop a report on the next steps required for a 7 community information exchange solution that will exchange and receive information from other state exchanges and integrate with the 8 department of health's community information exchange. The coalition 9 10 must be given the opportunity to comment on the report prior to its submission to the office of financial management and appropriate 11 12 committees of the legislature. This report is due by November 15, 13 2022.

14 (b) Once the report is submitted and upon receipt of a letter from the office of financial management accepting the authority's 15 16 plan and authorizing the implementation of that plan, \$1,910,000 of 17 the general fund-state appropriation for fiscal year 2023 and \$262,000 of the general fund-federal appropriation are provided 18 19 solely for community information exchange. These amounts are subject to the conditions, limitations, and review provided in section 701 of 20 21 this act.

(78) \$130,000 of the general fund—state appropriation for fiscal year 2023 and \$11,000 of the general fund—federal appropriation are provided solely to eliminate the mid-certification review for blind or disabled participants in the aged, blind, or disabled program.

26 <u>(79) \$808,000 of the general fund—state appropriation for fiscal</u> 27 <u>year 2022 and \$2,272,000 of the general fund—state appropriation for</u> 28 <u>fiscal year 2023 are provided solely for electronic consent</u> 29 <u>management and are subject to the conditions, limitations, and review</u> 30 <u>requirements of section 701 of this act.</u>

31 (80) \$9,971,000 of the general fund—state appropriation for 32 fiscal year 2022, \$12,155,000 of the general fund—state appropriation 33 for fiscal year 2023, and \$5,461,000 of the general fund—federal 34 appropriation are provided solely for electronic health record 35 expansion and are subject to the conditions, limitations, and review 36 requirements of section 701 of this act.

37 (81) \$3,000,000 of the general fund—state appropriation for
 38 fiscal year 2023 is provided solely for the health care authority to
 39 make information technology system and provider network upgrades

1 necessary for the anticipated expansion of health care coverage for undocumented immigrant adults in collaboration with the department of 2 social and health services. The anticipated program start date is 3 January 2024. 4 5 (82) \$211,000 of the general fund—state appropriation for fiscal year 2023 and \$291,000 of the general fund-federal appropriation are 6 provided solely for the implementation of an agreement reached 7 between the governor and the Washington federation of state employees 8 for the language access providers under the provisions of chapter 9 41.56 RCW for fiscal year 2023 as provided in section 936 of this 10 11 act. 12 Sec. 212. 2021 c 334 s 212 (uncodified) is amended to read as 13 follows: 14 FOR THE STATE HEALTH CARE AUTHORITY-PUBLIC EMPLOYEES' BENEFITS BOARD 15 AND EMPLOYEE BENEFITS PROGRAM 16 State Health Care Authority Administrative Account-17 18 \$39,213,000 19 School Employees' Insurance Administrative Account-

 20
 State Appropriation.
 \$604,000

 21
 TOTAL APPROPRIATION.
 ((\$37,403,000))

 22
 \$39,817,000

The appropriation in this section is subject to the following conditions and limitations:

(1) Any savings from reduced claims costs must be reserved for 25 funding employee benefits during the 2023-2025 fiscal biennium and 26 may not be used for administrative expenses. The health care 27 28 authority shall deposit any moneys received on behalf of the uniform 29 medical plan resulting from rebates on prescription drugs, audits of hospitals, subrogation payments, or any other moneys received as a 30 31 result of prior uniform medical plan claims payments, in the public 32 employees' and retirees' insurance account to be used for insurance 33 benefits.

34 (2) Any changes to benefits must be approved by the public 35 employees' benefits board. The board shall not make any changes to 36 benefits without considering a comprehensive analysis of the cost of 37 those changes, and shall not increase benefits unless offsetting cost 38 reductions from other benefit revisions are sufficient to fund the 1 changes. The board shall not make any change in retiree eligibility 2 criteria that reestablishes eligibility for enrollment in PEBB 3 benefits. <u>However, the funding provided anticipates that the public</u> 4 <u>employees' benefits board may increase the virtual access to</u> 5 <u>behavioral health resources and interventions and case management.</u>

6 (3) Except as may be provided in a health care bargaining 7 agreement, to provide benefits within the level of funding provided 8 in part IX of this bill, the public employees' benefits board shall 9 require or make any or all of the following: Employee premium 10 copayments, increases increase in point-of-service cost sharing, the 11 implementation of managed competition, or make other changes to 12 benefits consistent with RCW 41.05.065.

(4) The board shall collect a surcharge payment of not less than 13 twenty-five dollars per month from members who use tobacco products, 14 and a surcharge payment of not less than fifty dollars per month from 15 16 members who cover a spouse or domestic partner where the spouse or domestic partner has chosen not to enroll in another employer-based 17 group health insurance that has benefits and premiums with an 18 19 actuarial value of not less than ninety-five percent of the actuarial value of the public employees' benefits board plan with the largest 20 21 enrollment. The surcharge payments shall be collected in addition to 22 the member premium payment.

23 (5) The health care authority shall analyze and report on the potential impacts of providing a one-time enrollment window for 24 25 retirees to reestablish eligibility for enrollment in retiree 26 benefits under the public employees' benefit board program. The authority shall submit the report to the appropriate committees of 27 28 the legislature by January 1, 2022. At a minimum the report must 29 include an estimate of the employer cost and a description of the assumptions used. 30

(6) \$285,000 of the state health care authority administrative account—state appropriation is provided solely for a customer service scheduling tool, and is subject to the conditions, limitations, and review requirements of section 701 of this act.

35 Sec. 213. 2021 c 334 s 213 (uncodified) is amended to read as 36 follows:

FOR THE STATE HEALTH CARE AUTHORITY—SCHOOL EMPLOYEES' BENEFITS BOARD
 School Employees' Insurance Administrative Account—

1	State Appropriation	((\$25,771,000))
2		<u>\$27,468,000</u>
3	TOTAL APPROPRIATION	((\$25,771,000))
4		<u>\$27,468,000</u>

5 The appropriation in this section is subject to the following 6 conditions and limitations: \$15,000 of the school employees' 7 insurance administrative account—state appropriation is provided 8 solely for a customer service scheduling tool, and is subject to the 9 conditions, limitations, and review requirements of section 701 of 10 this act.

Sec. 214. 2021 c 334 s 214 (uncodified) is amended to read as follows:

13 FOR THE STATE HEALTH CARE AUTHORITY—HEALTH BENEFIT EXCHANGE

14 General Fund—State Appropriation (FY 2022).....\$4,831,000 15 General Fund—State Appropriation (FY 2023)..... ((\$4,543,000)) 16 <u>\$5,263,000</u> 17 18 \$80,017,000 19 Health Benefit Exchange Account—State Appropriation. ((\$77,710,000)) 20 \$80,710,000 21 State Health Care Affordability Account-State 2.2 23 24 \$220,821,000

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

(1) The receipt and use of medicaid funds provided to the health benefit exchange from the health care authority are subject to compliance with state and federal regulations and policies governing the Washington apple health programs, including timely and proper application, eligibility, and enrollment procedures.

32 (2) (a) By July 15th and January 15th of each year, the authority shall 33 make а payment of one-half the general fund-state 34 appropriation, one-half the health benefit exchange account-state 35 appropriation, and one-half the health care affordability account-36 state appropriation to the exchange. By July 15, 2021, the authority 37 shall make the payments of the general fund-federal appropriation 1 (CRRSA) and the general fund—federal appropriation (ARPA) to the 2 exchange.

3 (b) The exchange shall monitor actual to projected revenues and 4 make necessary adjustments in expenditures or carrier assessments to 5 ensure expenditures do not exceed actual revenues.

Payments made from general fund-state appropriation and 6 (C) health benefit exchange account-state appropriation shall be 7 8 available for expenditure for no longer than the period of the 9 appropriation from which it was made. When the actual cost of materials and services have been fully determined, and in no event 10 11 later than the lapsing of the appropriation, any unexpended balance of the payment shall be returned to the authority for credit to the 12 fund or account from which it was made, and under no condition shall 13 14 expenditures exceed actual revenue.

15 (3) (a) \$146,000 of the general fund—state appropriation for 16 fiscal year 2022 and \$554,000 of the general fund-federal 17 appropriation are provided solely for the exchange, in close 18 consultation with the health and human services enterprise coalition 19 (coalition), to develop a report on the next steps required for 20 information technology solutions for an integrated health and human 21 services eligibility solution. The report must include, but is not 22 limited to a:

23

(i) Technical approach and architecture;

(ii) Roadmap and implementation plan for modernizing and integrating the information technology eligibility and enrollment system for including, but not limited to, medicaid, basic food, child care assistance, cash assistance, and other health and human service program benefits, beginning with classic medicaid; and

29 (iii) Discussion of how an integrated health and human services 30 solution would:

31

(A) Comply with federal requirements;

32

33 (C) Support accurate and secure client eligibility information;

(D) Improve the client enrollment experience; and

34

35 (E) Provide other notable coalition agency impacts.

(B) Maximize efficient use of staff time;

36 (b) The exchange, in coordination with the coalition, must submit 37 the report to the governor and appropriate committees of the 38 legislature by January 15, 2022. 1 (4) \$1,634,000 of the health benefit exchange account—state 2 appropriation and \$592,000 of the general fund—federal appropriation 3 are provided solely for healthplanfinder enhancement activities. 4 These amounts are subject to the conditions, limitations, and review 5 provided in section 701 of this act.

6 (5) \$1,324,000 of the health benefit exchange account—state 7 appropriation and \$2,740,000 of the general fund—federal 8 appropriation are provided solely for the modernizing 9 healthplanfinder project. These amounts are subject to the 10 conditions, limitations, and review provided in section 701 of this 11 act.

(6) \$250,000 of the general fund—federal appropriation (CRRSA) and \$150,000 of the general fund—federal appropriation (ARPA) are provided solely for pass-through funding to one or more lead navigator organizations to promote access to health services through outreach and insurance plan enrollment assistance for employees working in a licensed child care facility.

(7) (a) \$25,171,000 of the general fund—federal appropriation (CRRSA) and \$5,095,000 of the general fund—federal appropriation (ARPA) are provided solely for the exchange to implement a health care insurance premium assistance program for employees who work in licensed child care facilities. The general fund—federal appropriation (CRRSA) must be expended by September 30, 2022.

(b) An individual is eligible for the child care premium assistance program for the remainder of the plan year if the individual:

27 (i) Is an employee working in a licensed child care facility;

28 (ii) Enrolls in a silver standardized health plan under RCW 29 43.71.095;

30 (iii) Prior to January 1, 2023, has income that is less than 300 31 percent of the federal poverty level;

32 (iv) Applies for and accepts all federal advance premium tax 33 credits for which he or she may be eligible before receiving any 34 state premium assistance;

35 (v) Is ineligible for minimum essential coverage through 36 medicare, a federal or state medical assistance program administered 37 by the health care authority under chapter 74.09 RCW, or for premium 38 assistance under RCW 43.71A.020; and 1 (vi) Meets other eligibility criteria as established by the 2 exchange.

3 (c) Subject to the availability of amounts provided in this 4 subsection, the exchange shall pay the premium cost for a qualified 5 health plan for an individual who is eligible for the child care 6 premium assistance program under (b) of this subsection.

7 (d) The exchange may disqualify a participant from the program if 8 the participant:

9 (i) No longer meets the eligibility criteria in (b) of this 10 subsection;

(ii) Fails, without good cause, to comply with procedural or documentation requirements established by the exchange in accordance with (e) of this subsection;

14 (iii) Fails, without good cause, to notify the exchange of a 15 change of address in a timely manner;

16

(iv) Voluntarily withdraws from the program; or

(v) Performs an act, practice, or omission that constitutes fraud, and, as a result, an insurer rescinds the participant's policy for the qualified health plan.

20 (e) 7

(e) The exchange shall establish:

(i) Procedural requirements for eligibility and continued participation in any premium assistance program under this section, including participant documentation requirements that are necessary to administer the program; and

25 (ii) Procedural requirements for facilitating payments to and 26 from carriers.

(f) The program must be implemented no later than November 1,28 2021.

(g) No later than October 1, 2022, the exchange shall submit a report to the governor and appropriate committees of the legislature on the implementation of the child care premium assistance program including, but not limited to:

33 (i) The number of individuals participating in the program to 34 date; and

35 (ii) The actual costs of the program to date, including agency 36 administrative costs.

(8) \$136,000 of the general fund—state appropriation for fiscal
 year 2022, \$136,000 of the general fund—state appropriation for
 fiscal year 2023, \$254,000 of the health benefit exchange account—

state appropriation, and \$274,000 of the general fund—federal appropriation are provided solely for pass through funding in the annual amount of \$100,000 for the lead navigator organization in the four regions with the highest concentration of COFA citizens to:

5 (a) Support a staff position for someone from the COFA community 6 to provide enrollment assistance to the COFA community beyond the 7 scope of the current COFA program; and

8 (b) Support COFA community led outreach and enrollment activities 9 that help COFA citizens obtain and access health and dental coverage.

(9) \$142,000 of the general fund—state appropriation for fiscal year 2022 and \$538,000 of the general fund—federal appropriation are provided solely for the implementation of Substitute Senate Bill No. 5068 (postpartum period/medicaid) and section 9812 of the American rescue plan act of 2021.

(10) \$8,012,000 of the health benefit exchange account—state appropriation is provided solely to implement Engrossed Second Substitute Senate Bill No. 5377 (standardized health plans). ((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.))

20 (11) \$50,000,000 of the health care affordability account-state appropriation is provided solely for the exchange to administer a 21 22 premium assistance program, beginning for plan year 2023, as established in Engrossed Second Substitute Senate Bill No. 5377 23 (standardized health plans), and this is the maximum amount the 24 25 exchange may expend for this purpose. An individual is eligible for 26 the premium assistance provided if the individual: (a) Has income up 27 to 250 percent of the federal poverty level; and (b) meets other eligibility criteria as established in section 1(4)(a) of Engrossed 28 29 Second Substitute Senate Bill No. 5377 (standardized health plans).

30 (12)(a) Within amounts appropriated in this section, the 31 exchange, in close consultation with the authority and the office of 32 the insurance commissioner, shall explore opportunities to facilitate 33 enrollment of Washington residents who do not qualify for non-34 emergency medicaid or federal affordability programs in a state-35 funded program no later than plan year 2024.

36 (b) If an opportunity to apply to the secretary of health and 37 human services under 42 U.S.C. Sec. 18052 for a waiver is identified 38 or other federal flexibilities are available, the exchange, in 39 collaboration with the office of the insurance commissioner and the 1 authority may develop an application to be submitted by the 2 authority. If an application is submitted, the authority must notify 3 the chairs and ranking minority members of the appropriate policy and 4 fiscal committees of the legislature.

5 (c) Any application submitted under this subsection must meet all 6 federal public notice and comment requirements under 42 U.S.C. Sec. 7 18052(a)(4)(B), including public hearings to ensure a meaningful 8 level of public input.

9 (13) \$720,000 of the general fund—state appropriation for fiscal 10 year 2023 is provided solely for system upgrades necessary for the 11 anticipated program to expand health care coverage to undocumented 12 immigrant adults in collaboration with the health care authority.

13 Sec. 215. 2021 c 334 s 215 (uncodified) is amended to read as 14 follows:

15 FOR THE STATE HEALTH CARE AUTHORITY—COMMUNITY BEHAVIORAL HEALTH

16 **PROGRAM**

17	General Fund—State Appropriation (FY 2022) ((\$667,948,000))
18	<u>\$713,832,000</u>
19	General Fund—State Appropriation (FY 2023) ((\$733,456,000))
20	<u>\$962,041,000</u>
21	General Fund—Federal Appropriation ((\$2,593,457,000))
22	<u>\$2,962,964,000</u>
23	General Fund—Private/Local Appropriation ((\$37,325,000))
24	<u>\$37,675,000</u>
25	Criminal Justice Treatment Account—State
26	Appropriation
27	Problem Gambling Account—State Appropriation ((\$1,963,000))
28	<u>\$2,113,000</u>
29	Dedicated Marijuana Account—State Appropriation
30	(FY 2022)\$28,493,000
31	Dedicated Marijuana Account—State Appropriation
32	(FY 2023)\$28,493,000
33	Coronavirus State Fiscal Recovery Fund—Federal
34	Appropriation
35	TOTAL APPROPRIATION
36	<u>\$4,788,599,000</u>
37	The appropriations in this section are subject to the following
38	conditions and limitations:

1 (1) For the purposes of this section, "behavioral health 2 entities" means managed care organizations and behavioral health 3 administrative services organizations <u>that reimburse providers for</u> 4 <u>behavioral health services</u>.

(2) Within the amounts appropriated in this section, funding is 5 6 provided for implementation of the settlement agreement under Trueblood, et al. v. Department of Social and Health Services, et 7 al., United States District Court for the Western District of 8 Washington, Cause No. 14-cv-01178-MJP. In addition to amounts 9 provided solely for implementation of the settlement agreement, class 10 11 members must have access to supports and services funded throughout 12 this section for which they meet eligibility and medical necessity requirements. The authority must include language in contracts that 13 requires regional behavioral health entities to develop and implement 14 plans for improving access to timely and appropriate treatment for 15 16 individuals with behavioral health needs and current or prior 17 criminal justice involvement who are eligible for services under these contracts. 18

19 (3) \$22,643,000 of the general fund—state appropriation for 20 fiscal year 2022, \$27,143,000 of the general fund—state appropriation for fiscal year 2023, and \$9,073,000 of the general fund-federal 21 appropriation are provided solely to continue the phase-in of the 22 23 settlement agreement under Trueblood, et al. v. Department of Social and Health Services, et al., United States District Court for the 24 Western District of Washington, Cause No. 14-cv-01178-MJP. 25 The 26 authority, in collaboration with the department of social and health 27 services and the criminal justice training commission, must implement the provisions of the settlement agreement pursuant to the timeline 28 29 and implementation plan provided for under the settlement agreement. 30 This includes implementing provisions related to competency evaluations, competency restoration, crisis diversion and supports, 31 education and training, and workforce development. 32

(4) <u>\$8,632,000 of the general fund—state appropriation for fiscal</u>
year 2023 and \$219,000 of the general fund—federal appropriation are
provided solely to continue the diversion grant programs funded
through contempt fines pursuant to *Trueblood, et al. v. Department of Social and Health Services, et al.*, United States District Court for
the Western District of Washington, Cause No. 14-cv-01178-MJP, to

1 provide assessments, mental health services, substance abuse 2 treatment, case management, employment, and social services.

3 (5) \$10,424,000 of the general fund—state appropriation for fiscal year 2022, \$10,424,000 of the general fund-state appropriation 4 5 for fiscal year 2023, and \$23,444,000 of the general fund-federal appropriation are provided solely for the authority and behavioral 6 7 health entities to continue to contract for implementation of high-8 intensity programs for assertive community treatment (PACT) teams. In 9 determining the proportion of medicaid and nonmedicaid funding provided to behavioral health entities with PACT teams, the authority 10 shall consider the differences between behavioral health entities in 11 the percentages of services and other costs associated with the teams 12 that are not reimbursable under medicaid. The authority may allow 13 14 behavioral health entities which have nonmedicaid reimbursable costs 15 that are higher than the nonmedicaid allocation they receive under 16 this section to supplement these funds with local dollars or funds received under subsection (((+))) (7) of this section. The authority 17 18 and behavioral health entities shall maintain consistency with all 19 essential elements of the PACT evidence-based practice model in programs funded under this section. 20

(((5))) (6) \$3,520,000 of the general fund—federal appropriation is provided solely for the authority to maintain a pilot project to incorporate peer bridging staff into behavioral health regional teams that provide transitional services to individuals returning to their communities.

26 (((6))) <u>(7)</u> \$95,066,000 of the general fund—state appropriation for fiscal year 2022 and \$95,066,000 of the general fund-state 27 28 appropriation for fiscal year 2023 are provided solely for persons and services not covered by the medicaid program. To the extent 29 30 possible, levels of behavioral health entity spending must be maintained in the following priority order: Crisis and commitment 31 32 services; community inpatient services; and residential care 33 services, including personal care and emergency housing assistance. 34 These amounts must be distributed to behavioral health entities as follows: 35

36 (a) \$72,275,000 of the general fund—state appropriation for 37 fiscal year 2022 and \$72,275,000 of the general fund—state 38 appropriation for fiscal year 2023 are provided solely for the 39 authority to contract with behavioral health administrative service organizations for behavioral health treatment services not covered under the medicaid program. Within these amounts, behavioral health administrative service organizations must provide a two percent rate increase to providers receiving state funds for nonmedicaid services under this section effective July 1, 2021.

6 (b) \$22,791,000 of the general fund—state appropriation for 2022 and \$22,791,000 of the general fund-state 7 fiscal vear appropriation for fiscal year 2023 are provided solely for the 8 9 authority to contract with medicaid managed care organizations for wraparound services to medicaid enrolled individuals that are not 10 covered under the medicaid program and for the state share of costs 11 12 for exceptional medicaid behavioral health personal care services. 13 Within the amounts provided in this subsection:

14 (i) Medicaid managed care organizations must provide a two 15 percent rate increase to providers receiving state funding for 16 nonmedicaid services under this section effective July 1, 2021.

(ii) The authority shall assure that managed care organizations 17 18 reimburse the department of social and health services aging and long 19 term support administration for the general fund-state cost of 20 exceptional behavioral health personal care services for medicaid 21 enrolled individuals who require these because of a psychiatric 22 disability. Funding for the federal share of these services is 23 separately appropriated to the department of social and health 24 services.

25 (c) The authority shall coordinate with the department of social 26 and health services to develop and submit to the centers for medicare 27 and medicaid services an application to provide a 1915(i) state plan home and community-based services benefit. The application shall be 28 29 developed to allow for the delivery of wraparound supportive 30 behavioral health services for individuals with mental illnesses who also have a personal care need. The waiver shall be developed to 31 32 standardize coverage and administration, improve the current benefit 33 design, and clarify roles in administration of the behavioral health 34 personal care services benefit. By December 1, 2021, the authority, in coordination with the department of social and health services, 35 36 must submit a report to the office of financial management and the 37 appropriate committees of the legislature which provides the 38 following:

(i) A description of the new benefit design developed for the
 waiver, including a description of the services to be provided and
 the responsibility for payment under the waiver;

4 (ii) Estimates of the number of individuals to be served annually
5 under the new waiver and the estimated state and federal fiscal costs
6 for the managed care organizations and the department of social and
7 health services;

8 (iii) A comparison estimate of the number of individuals to 9 receive behavioral health personal care services annually under the 10 current benefit structure and the estimated state and federal fiscal 11 costs for the managed care organizations and the department of social 12 and health services; and

(iv) A status update on the development and submission of the waiver with an estimated timeline for approval and implementation of the new wraparound services benefit.

16 (((7))) <u>(8)</u> The authority is authorized to continue to contract 17 directly, rather than through contracts with behavioral health 18 entities for children's long-term inpatient facility services.

19 (((8))) <u>(9)</u> \$1,204,000 of the general fund—state appropriation 20 for fiscal year 2022 and \$1,204,000 of the general fund—state 21 appropriation for fiscal year 2023 are provided solely to reimburse 22 Pierce and Spokane counties for the cost of conducting one hundred 23 eighty-day commitment hearings at the state psychiatric hospitals.

((-(9))) (10) Behavioral health entities may use local funds to 24 earn additional federal medicaid match, provided the locally matched 25 rate does not exceed the upper-bound of their federally allowable 26 27 rate range, and provided that the enhanced funding is used only to 28 provide medicaid state plan or waiver services to medicaid clients. 29 Additionally, behavioral health entities may use a portion of the state funds allocated in accordance with subsection (((-))) (7) of 30 this section to earn additional medicaid match, but only to the 31 extent that the application of such funds to medicaid services does 32 33 not diminish the level of crisis and commitment, community inpatient, 34 residential care, and outpatient services presently available to persons not eligible for medicaid. 35

36 (((10))) (11) \$2,291,000 of the general fund—state appropriation 37 for fiscal year 2022 and \$2,291,000 of the general fund—state 38 appropriation for fiscal year 2023 are provided solely for mental 39 health services for mentally ill offenders while confined in a county or city jail and for facilitating access to programs that offer mental health services upon release from confinement. The authority must collect information from the behavioral health entities on their plan for using these funds, the numbers of individuals served, and the types of services provided and submit a report to the office of financial management and the appropriate fiscal committees of the legislature by December 1st of each year of the biennium.

8 (((11))) <u>(12)</u> Within the amounts appropriated in this section, 9 funding is provided for the authority to develop and phase in 10 intensive mental health services for high needs youth consistent with 11 the settlement agreement in *T.R. v. Dreyfus and Porter*.

12 (((12))) (13) The authority must establish minimum and maximum funding levels for all reserves allowed under behavioral health 13 administrative service organization contracts and include contract 14 language that clearly states the requirements and limitations. The 15 16 authority must monitor and ensure that behavioral health 17 administrative service organization reserves do not exceed maximum 18 levels. The authority must monitor revenue and expenditure reports 19 must require a behavioral health administrative service and organization to submit a corrective action plan on how it will spend 20 21 its excess reserves within a reasonable period of time, when its 22 reported reserves exceed maximum levels established under the 23 contract. The authority must review and approve such plans and monitor to ensure compliance. If the authority determines that a 24 25 behavioral health administrative service organization has failed to 26 provide an adequate excess reserve corrective action plan or is not complying with an approved plan, the authority must reduce payments 27 to the entity in accordance with remedial actions provisions included 28 in the contract. These reductions in payments must continue until the 29 authority determines that the entity has come into substantial 30 31 compliance with an approved excess reserve corrective action plan.

32 (((13))) (14) During the 2021-2023 fiscal biennium, any amounts 33 provided in this section that are used for case management services 34 for pregnant and parenting women must be contracted directly between 35 the authority and pregnant and parenting women case management 36 providers.

37 (((14))) (15) Within the amounts appropriated in this section, 38 the authority may contract with the University of Washington and 39 community-based providers for the provision of the parent-child 40 assistance program or other specialized chemical dependency case

1 management providers for pregnant, post-partum, and parenting women.
2 For all contractors: (a) Service and other outcome data must be
3 provided to the authority by request; and (b) indirect charges for
4 administering the program must not exceed ten percent of the total
5 contract amount.

6 (((15))) <u>(16)</u> \$3,500,000 of the general fund—federal 7 appropriation is provided solely for the continued funding of 8 existing county drug and alcohol use prevention programs.

9 (((16))) (17) Within the amounts provided in this section, 10 behavioral health entities must provide outpatient chemical dependency treatment for offenders enrolled in the medicaid program 11 12 who are supervised by the department of corrections pursuant to a 13 term of community supervision. Contracts with behavioral health entities must require that behavioral health entities include in 14 their provider network specialized expertise in the provision of 15 manualized, evidence-based chemical dependency treatment services for 16 17 offenders. The department of corrections and the authority must 18 develop a memorandum of understanding for department of corrections 19 offenders on active supervision who are medicaid eligible and meet medical necessity for outpatient substance use disorder treatment. 20 21 The agreement will ensure that treatment services provided are 22 coordinated, do not result in duplication of services, and maintain access and quality of care for the individuals being served. The 23 24 authority must provide all necessary data, access, and reports to the 25 department of corrections for all department of corrections offenders 26 that receive medicaid paid services.

27 (((17))) (18) The criminal justice treatment account—state 28 appropriation is provided solely for treatment and treatment support 29 services for offenders with a substance use disorder pursuant to RCW 30 71.24.580. The authority must offer counties the option to administer 31 share of the distributions provided for under their RCW 71.24.580(5)(a). If a county is not interested in administering the 32 funds, the authority shall contract with behavioral health entities 33 34 to administer these funds consistent with the plans approved by local panels pursuant to RCW 71.24.580(5)(b). Funding from the criminal 35 36 justice treatment account may be used to provide treatment and support services through the conclusion of an individual's treatment 37 38 plan to individuals participating in a drug court program as of February 24, 2021, if that individual wishes to continue treatment 39 40 following dismissal of charges they were facing under RCW

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69.50.4013(1). Such participation is voluntary and contingent upon substantial compliance with drug court program requirements. The authority must provide a report to the office of financial management and the appropriate committees of the legislature which identifies the distribution of criminal justice treatment account funds by September 30, 2021.

7 (((18))) (19) \$6,858,000 of the general fund—state appropriation for fiscal year 2022, \$6,858,000 of the general fund-state 8 appropriation for fiscal year 2023, and \$8,046,000 of the general 9 fund—federal appropriation are provided solely to maintain crisis 10 11 triage or stabilization centers that were originally funded in the 2017-2019 fiscal biennium. Services in these facilities may include 12 crisis stabilization and intervention, individual counseling, peer 13 14 support, medication management, education, and referral assistance. 15 The authority shall monitor each center's effectiveness at lowering 16 the rate of state psychiatric hospital admissions.

17 (((19))) <u>(20)</u> \$9,795,000 of the general fund—state appropriation 18 for fiscal year 2022, \$10,015,000 of the general fund-state appropriation for fiscal year 2023, and \$15,025,000 of the general 19 fund-federal appropriation are provided solely for the operation of 20 21 secure withdrawal management and stabilization facilities. The 22 authority may not use any of these amounts for services in facilities 23 that are subject to federal funding restrictions that apply to institutions for mental diseases, unless they have received a waiver 24 25 that allows for full federal participation in these facilities. Within these amounts, funding is provided to increase the fee for 26 service rate for these facilities up to \$650 per day. The authority 27 28 must require in contracts with behavioral health entities that, beginning in calendar year 2020, they pay no lower than the fee for 29 30 service rate. The authority must coordinate with regional behavioral health entities to identify and implement purchasing strategies or 31 32 regulatory changes that increase access to services for individuals 33 with complex behavioral health needs at secure withdrawal management and stabilization facilities. 34

(((20))) <u>(21)</u> \$23,090,000 of the general fund—state appropriation for fiscal year 2022, \$23,090,000 of the general fund—state appropriation for fiscal year 2023, and \$92,444,000 of the general fund—federal appropriation are provided solely to maintain the enhancement of community-based behavioral health services that was

1 initially funded in fiscal year 2019. Twenty percent of the general 2 fund—state appropriation amounts for each regional service area must be contracted to the behavioral health administrative services 3 organizations and used to increase their nonmedicaid funding 4 allocations and the remainder must be provided to the medicaid 5 6 managed care organizations providing apple health integrated managed 7 care. The medicaid funding is intended to maintain increased rates for behavioral health services provided by licensed and certified 8 9 community behavioral health agencies as defined by the department of behavioral health 10 health. For the administrative services organizations, this funding must be allocated to each region based 11 12 upon the population of the region. For managed care organizations, 13 this funding must be provided through the behavioral health portion 14 of the medicaid integrated managed care capitation rates. The 15 authority must require the managed care organizations to provide a report that details the methodology the managed care organization 16 used to distribute this funding to their contracted behavioral health 17 providers. The report submitted by behavioral health administrative 18 19 service organizations and managed care organizations must identify mechanisms employed to disperse the funding as well as estimated 20 21 impacts to behavioral health providers in the community. The 22 authority must submit a report to the legislature by December 1st of each year of the biennium, summarizing the information regarding the 23 24 distribution of the funding provided under this subsection.

(((21))) (22) \$1,401,000 of the general fund—state appropriation for fiscal year 2022, \$1,401,000 of the general fund—state appropriation for fiscal year 2023, and \$3,210,000 of the general fund—federal appropriation are provided solely for the implementation of intensive behavioral health treatment facilities within the community behavioral health service system pursuant to chapter 324, Laws of 2019 (2SHB 1394).

32 (((22))) <u>(23)</u>(a) \$12,878,000 of the dedicated marijuana account— 33 state appropriation for fiscal year 2022 and \$12,878,000 of the 34 dedicated marijuana account—state appropriation for fiscal year 2023 35 are provided for:

36 (i) A memorandum of understanding with the department of 37 children, youth, and families to provide substance abuse treatment 38 programs; (ii) A contract with the Washington state institute for public
 policy to conduct a cost-benefit evaluation of the implementations of
 chapter 3, Laws of 2013 (Initiative Measure No. 502);

4 (iii) Designing and administering the Washington state healthy
5 youth survey and the Washington state young adult behavioral health
6 survey;

7 (iv) Maintaining increased services to pregnant and parenting 8 women provided through the parent child assistance program;

9 (v) Grants to the office of the superintendent of public 10 instruction for life skills training to children and youth;

(vi) Maintaining increased prevention and treatment service provided by tribes and federally recognized American Indian organization to children and youth;

14 (vii) Maintaining increased residential treatment services for 15 children and youth;

16 (viii) Training and technical assistance for the implementation 17 of evidence-based, research based, and promising programs which 18 prevent or reduce substance use disorder;

19 (ix) Expenditures into the home visiting services account; and

20 (x) Grants to community-based programs that provide prevention 21 services or activities to youth.

(b) The authority must allocate the amounts provided in (a) of this subsection amongst the specific activities proportionate to the fiscal year 2021 allocation.

25 (((23))) (24)(a) \$1,125,000 of the general fund—state 26 appropriation for fiscal year 2022 and \$1,125,000 of the general fund 27 —state appropriation for fiscal year 2023 is provided solely for 28 Spokane behavioral health entities to implement services to reduce 29 utilization and the census at eastern state hospital. Such services 30 must include:

(i) High intensity treatment team for persons who are high utilizers of psychiatric inpatient services, including those with cooccurring disorders and other special needs;

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

37 (iii) Mental health services provided in nursing facilities to 38 individuals with dementia, and consultation to facility staff 39 treating those individuals; and (iv) Services at the sixteen-bed evaluation and treatment
 facility.

3 (b) At least annually, the Spokane county behavioral health 4 entities shall assess the effectiveness of these services in reducing 5 utilization at eastern state hospital, identify services that are not 6 optimally effective, and modify those services to improve their 7 effectiveness.

(((24))) (25) \$1,850,000 of the general fund—state appropriation 8 for fiscal year 2022, \$1,850,000 of the general fund-state 9 appropriation for fiscal year 2023, and \$13,312,000 of the general 10 fund—federal appropriation are provided solely for substance use 11 12 disorder peer support services included in behavioral health capitation rates in accordance with section 213(5)(ss), chapter 299, 13 14 Laws of 2018. The authority shall require managed care organizations 15 to provide access to peer support services for individuals with substance use disorders transitioning from emergency departments, 16 17 inpatient facilities, or receiving treatment as part of hub and spoke 18 networks.

19 (((25))) (26) \$1,256,000 of the general fund—state appropriation 20 for fiscal year 2022, \$1,256,000 of the general fund—state 21 appropriation for fiscal year 2023, and \$2,942,000 of the general 22 fund—federal appropriation are provided solely for the authority to 23 maintain an increase in the number of residential beds for pregnant 24 and parenting women originally funded in the 2019-2021 fiscal 25 biennium.

26 (((26))) <u>(27)</u> \$1,423,000 of the general fund—state appropriation for fiscal year 2022, \$1,423,000 of the general fund-state 27 appropriation for fiscal year 2023, and \$5,908,000 of the general 28 fund—federal appropriation are provided solely for the authority to 29 30 continue to implement discharge wraparound services for individuals 31 with complex behavioral health conditions transitioning or being diverted from admission to psychiatric inpatient programs. 32 The authority must coordinate with the department of social and health 33 34 services in establishing the standards for these programs.

35 (((27))) (28) \$350,000 of the general fund—federal appropriation 36 is provided solely to contract with a nationally recognized recovery 37 residence organization and to provide technical assistance to 38 operators of recovery residences seeking certification in accordance 39 with chapter 264, Laws of 2019 (2SHB 1528). 1 (((28))) <u>(29)</u> \$500,000 of the general fund—state appropriation 2 for fiscal year 2022, \$500,000 of the general fund—state 3 appropriation for fiscal year 2023, and \$1,000,000 of the general 4 fund—federal appropriation are provided solely for the authority to 5 maintain a memorandum of understanding with the criminal justice 6 training commission to provide funding for community grants pursuant 7 to chapter 378, Laws of 2019 (2SHB 1767).

(((29))) (30) \$3,396,000 of the general fund—state appropriation 8 for fiscal year 2022, \$3,396,000 of the general fund-state 9 appropriation for fiscal year 2023, and \$16,200,000 of the general 10 fund—federal appropriation are provided solely for support of and to 11 12 continue to increase clubhouse ((facilities)) programs across the 13 state. The authority shall work with the centers for medicare and medicaid services to review opportunities to include clubhouse 14 services as an optional "in lieu of" service in managed care 15 organization contracts in order to maximize federal participation. 16 17 The authority must provide a report to the office of financial management and the appropriate committees of the legislature on the 18 19 status of efforts to implement clubhouse programs and receive federal 20 approval for including these services in managed care organization 21 contracts as an optional "in lieu of" service by December 1, 2022.

22 (((30))) <u>(31)</u> \$947,000 of the general fund—state appropriation for fiscal year 2022, \$947,000 of the 23 general fund—state 24 appropriation for fiscal year 2023, and \$1,896,000 of the general fund—federal appropriation are provided solely for the authority to 25 implement a statewide plan to implement evidence-based coordinated 26 27 specialty care programs that provide early identification and 28 intervention for psychosis in behavioral health agencies in accordance with chapter 360, Laws of 2019 (2SSB 5903). 29

30 (((31))) <u>(32)</u> \$708,000 of the general fund—state appropriation 31 for fiscal year 2022, \$708,000 of the general fund—state 32 appropriation for fiscal year 2023, and \$1,598,000 of the general 33 fund—federal appropriation are provided solely for implementing 34 mental health peer respite centers and a pilot project to implement a 35 mental health drop-in center in accordance with chapter 324, Laws of 36 2019 (2SHB 1394).

37 (((32))) <u>(33)</u> \$800,000 of the general fund—state appropriation 38 for fiscal year 2022, \$800,000 of the general fund—state 39 appropriation for fiscal year 2023, and \$1,452,000 of the general 1 fund—federal appropriation are provided solely for the authority to 2 implement the recommendations of the state action alliance for 3 suicide prevention, to include suicide assessments, treatment, and 4 grant management.

5 (((33))) <u>(34)</u> \$446,000 of the general fund—state appropriation for fiscal year 2022, \$446,000 of the general fund-state 6 appropriation for fiscal year 2023, and \$178,000 of the general fund-7 federal appropriation are provided solely for the University of 8 Washington's evidence-based practice institute which supports the 9 identification, evaluation, and implementation of evidence-based or 10 11 promising practices. The institute must work with the authority to 12 develop a plan to seek private, federal, or other grant funding in 13 order to reduce the need for state general funds. The authority must 14 collect information from the institute on the use of these funds and 15 submit a report to the office of financial management and the appropriate fiscal committees of the legislature by December 1st of 16 17 each year of the biennium.

((((34))) (35) As an element of contractual network adequacy 18 19 requirements and reporting, the authority shall direct managed care 20 organizations to make all reasonable efforts to develop or maintain 21 contracts with provider networks that leverage local, federal, or 22 philanthropic funding to enhance effectiveness of medicaid-funded integrated care services. These networks must promote medicaid 23 clients' access to a system of services that addresses additional 24 25 social support services and social determinants of health as defined 26 in RCW 43.20.025 in a manner that is integrated with the delivery of behavioral health and medical treatment services. 27

((((35))) (36) \$500,000 of the problem gambling account—state 28 29 appropriation is provided solely for the authority to contract for a 30 problem gambling adult prevalence study. The prevalence study must review both statewide and regional results about beliefs and 31 32 attitudes toward gambling, gambling behavior and preferences, and awareness of treatment services. The study should also estimate the 33 level of risk for problem gambling and examine correlations with 34 broader behavioral and mental health measures. The health care 35 36 authority shall submit results of the prevalence study to the problem 37 gambling task force and the legislature by June 30, 2022.

38 (((36))) <u>(37)</u> \$9,000,000 of the criminal justice treatment 39 account—state appropriation is provided solely for the authority to 1 maintain funding for new therapeutic courts created or expanded 2 during fiscal year 2021, or to maintain the fiscal year 2021 3 expansion of services being provided to an already existing 4 therapeutic court that engages in evidence-based practices, to 5 include medication assisted treatment in jail settings pursuant to 6 RCW 71.24.580. Funding provided under this subsection shall not 7 supplant existing funds utilized for this purpose.

(((37))) (38) In establishing, re-basing, enhancing, or otherwise 8 updating medicaid rates for behavioral health services, the authority 9 10 and contracted actuaries shall use a transparent process that provides an opportunity for medicaid managed care organizations, 11 12 behavioral health administrative service organizations, and behavioral health provider agencies, and their representatives, to 13 review and provide data and feedback on proposed rate changes within 14 their region or regions of service operation. The authority and 15 16 contracted actuaries shall transparently incorporate the information 17 gained from this process and make adjustments allowable under federal 18 law when appropriate.

19 (((38))) <u>(39)</u> The authority shall seek input from representatives of the managed care organizations (MCOs), licensed community 20 21 behavioral health agencies, and behavioral health administrative service organizations to develop the format of a report which 22 addresses revenues and expenditures for the community behavioral 23 health programs. The report shall include, but not be limited to: (a) 24 25 Revenues and expenditures for community behavioral health programs, 26 including medicaid and nonmedicaid funding; (b) ((access to services, 27 service denials, and)) medicaid utilization by state plan modality; 28 (c) ((claims denials and record of timely payment to providers; (d)); and client demographics((; and (e) social and recovery 29 measures and managed care organization performance measures)). The 30 authority shall submit the report for the preceding calendar year to 31 32 the governor and appropriate committees of the legislature on or 33 before ((July 1st)) December 30th of each year.

34 (((39))) (40) \$3,377,000 of the general fund—state appropriation 35 for fiscal year 2022 and \$5,177,000 of the general fund—state 36 appropriation for fiscal year 2023 are provided solely for the 37 authority to implement two pilot programs for intensive outpatient 38 services and partial hospitalization services for certain children 39 and adolescents.

(a) The effective date of the pilot sites is January 1, 2021.

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1 (b) The two pilots must be contracted with a hospital that 2 provides psychiatric inpatient services to children and adolescents 3 in a city with the largest population east of the crest of the 4 Cascade mountains and a hospital that provides psychiatric inpatient 5 services to children and adolescents in a city with the largest 6 population west of the crest of the Cascade mountains.

7 (c) The authority must establish minimum standards, eligibility 8 criteria, authorization and utilization review processes, and payment 9 methodologies for the pilot programs in contract.

10 (d) Eligibility for the pilot sites is limited pursuant to the 11 following:

(i) Children and adolescents discharged from an inpatient
hospital treatment program who require the level of services offered
by the pilot programs in lieu of continued inpatient treatment;

(ii) Children and adolescents who require the level of services offered by the pilot programs in order to avoid inpatient hospitalization; and

18 (iii) Services may not be offered if there are less costly 19 alternative community based services that can effectively meet the 20 needs of an individual referred to the program.

(e) The authority must collect data on the pilot sites and work with the actuaries responsible for establishing managed care rates for medicaid enrollees to develop and submit a report to the office of financial management and the appropriate committees of the legislature. A preliminary report must be submitted by December 1, 2021, and a final report must be submitted by December 1, 2022. The reports must include the following information:

(i) A narrative description of the services provided at each
pilot site and identification of any specific gaps the sites were
able to fill in the current continuum of care;

31 (ii) Clinical outcomes and estimated reductions in psychiatric 32 inpatient costs associated with each of the pilot sites;

33 (iii) Recommendations for whether either or both of the pilot 34 models should be expanded statewide; whether modifications should be 35 made to the models to better address gaps in the continuum identified 36 through the pilot sites, whether the models could be expanded to 37 community behavioral health providers, and whether statewide 38 implementation should be achieved through a state plan amendment or 39 some other mechanism for leveraging federal medicaid match; and

1 (iv) Actuarial projections on the statewide need for services 2 related to the pilot sites and estimated costs of adding each of the 3 services to the medicaid behavioral health benefit for children and 4 adolescents and adults.

(((40))) (41)(a) \$100,000 of the 5 general fund—federal 6 appropriation is provided solely for the authority to convene a task 7 force to examine impacts and changes proposed to the use of criminal background checks in employment in behavioral health settings, with 8 the goal of reducing barriers to developing and retaining a robust 9 10 behavioral health workforce, while maintaining patient safety 11 measures. The task force membership must include representatives 12 from:

13 (i) The office of the attorney general;

14 (ii) The department of health;

15 (iii) The department of social and health services;

16 (iv) The office of the governor; and

(v) Others appointed by the authority, including behavioral health employers and those with lived experience.

(b) The task force shall consider any relevant information and recommendations made available by the work group created under Substitute House Bill No. 1411 (health care workforce).

(c) By December 1, 2021, the authority must submit a report of the task force's recommendations to the governor and the appropriate committees of the legislature.

(((41))) <u>(42)</u> \$6,042,000 of the general fund—state appropriation 25 26 for fiscal year 2022, \$561,000 of the general fund-state appropriation for fiscal year 2023, and \$35,415,000 of the general 27 fund—federal appropriation (CRSSA) are provided solely to promote the 28 29 recovery of individuals with substance use disorders through 30 expansion of substance use disorder services. The authority shall implement this funding to promote integrated, whole-person care to 31 32 individuals with opioid use disorders, stimulant use disorders, and 33 other substance use disorders. The authority shall use this funding to support evidence-based and promising practices as follows: 34

(a) \$11,170,000 of the general fund—federal appropriation (CRSSA)
is provided solely for treatment services to low-income individuals
with substance use disorders who are not eligible for services under
the medicaid program and for treatment services that are not covered
under the medicaid program. A minimum of \$9,070,000 of this amount

1 must be contracted through behavioral health administrative services organizations. The amounts in this subsection may be used for 2 3 services including, but not limited to, outpatient treatment, residential treatment, mobile opioid use disorder treatment programs, 4 law enforcement assisted diversion programs, contingency management 5 6 interventions, modified assertive community treatment, trauma 7 informed care, crisis respite, and for reimbursement of one-time start-up operating costs for opening new beds in withdrawal 8 9 management treatment programs.

10 (b) \$2,407,000 of the general fund state—appropriation for fiscal year 2022, \$561,000 of the general fund-state appropriation for 11 12 fiscal year 2023, and \$3,245,000 of the general fund-federal appropriation (CRSSA) are provided solely for outreach programs that 13 14 link individuals with substance use disorders to treatment options to 15 include medication for opioid use disorder. The authority must contract for these services with programs that use interdisciplinary 16 teams, which include peer specialists, to engage and facilitate 17 18 linkage to treatment for individuals in community settings such as 19 homeless encampments, shelters, emergency rooms, harm reduction programs, churches, community service offices, food banks, libraries, 20 21 legal offices, and other settings where individuals with substance 22 use disorders may be engaged. The services must be coordinated with emergency housing assistance and other services administered by the 23 24 authority to promote access to a full continuum of treatment and 25 recovery support options.

(c) \$1,535,000 of the general fund—state appropriation for fiscal year 2022 and \$10,417,000 of the general fund—federal appropriation (CRSSA) are provided solely for substance use disorder recovery support services not covered by the medicaid program including, but not limited to, emergency housing, recovery housing vouchers, supported employment, skills training, peer support, peer drop-in centers, and other community supports.

(d) \$1,100,000 of the general fund—state appropriation for fiscal year 2022 and \$1,750,000 of the general fund—federal appropriation (CRSSA) are provided solely for efforts to support the recovery of American Indians and Alaska natives with substance use disorders. This funding may be used for grants to urban Indian organizations, tribal opioid prevention media campaigns, and support for government 1 to government communication, planning, and implementation of opioid 2 use disorder related projects.

3 (e) \$1,000,000 of the general fund—state appropriation for fiscal 4 year 2022 is provided solely for a public awareness campaign to 5 educate youth and young adults with opioid use disorders about harm 6 reduction, secondary prevention, overdose awareness, fentanyl, and 7 naloxone.

8 (f) \$7,083,000 of the general fund—federal appropriation (CRSSA) 9 is provided solely for community services grants that support the 10 implementation and evaluation of substance use disorder prevention 11 services.

12 (g) Up to \$1,750,000 of the general fund—federal appropriation 13 (CRSSA) may be used for the authority's administrative costs 14 associated with services funded in this subsection (((41))) <u>(42)</u>.

15 (((42))) <u>(43)</u> \$3,109,000 of the general fund—state appropriation for fiscal year 2022 and \$3,109,000 of the general fund-state 16 17 appropriation for fiscal year 2023 are provided solely for short-term 18 rental subsidies for individuals with mental health or substance use disorders. This funding may be used for individuals enrolled in the 19 foundational community support program while waiting for a longer 20 term resource for rental support or for individuals transitioning 21 from behavioral health treatment facilities or 22 local jails. Individuals who would otherwise be eligible for the foundational 23 community support program but are not eligible because of their 24 25 citizenship status may also be served. By December 1, 2021, and 26 December 1, 2022, the authority must submit a report identifying the 27 expenditures and number of individuals receiving short-term rental supports through the agency budget during the prior fiscal year 28 29 broken out by region, treatment need, and the demographics of those 30 served, including but not limited to age, country of origin within racial/ethnic categories, gender, and immigration status. 31

32 (((43))) <u>(44)</u> Within the amounts provided in this section, 33 sufficient funding is provided for the authority to implement 34 requirements to provide up to five sessions of intake and assessment 35 pursuant to Second Substitute House Bill No. 1325 (behavioral health/ 36 youth).

37 (((44))) (45) \$19,000,000 of the general fund—federal 38 appropriation (CRSSA) and \$1,600,000 of the general fund—federal 39 appropriation (ARPA) are provided solely to promote the recovery of 1 individuals with mental health disorders through expansion of mental 2 health services. The authority shall implement this funding to 3 promote integrated, whole-person care through evidence based and 4 promising practices as follows:

(a) \$7,303,000 of the general fund—federal appropriation (CRSSA) 5 6 is provided solely for treatment services to low-income individuals with mental health disorders who are not eligible for services under 7 the medicaid program and for treatment services that are not covered 8 under the medicaid program. A minimum of \$6,150,000 of this amount 9 10 must be contracted through behavioral health administrative services organizations. The amounts in this subsection may be used for 11 12 services including, but not limited to, outpatient treatment, 13 residential treatment, law enforcement assisted diversion programs, 14 modified assertive community treatment, and trauma informed care.

(b) \$6,344,000 of the general fund—federal appropriation (CRSSA) is provided solely for mental health recovery support services not covered by the medicaid program including, but not limited to, supportive housing, emergency housing vouchers, supported employment, skills training, peer support, peer drop-in centers, and other community supports.

(c) \$961,000 of the general fund—federal appropriation (CRSSA) is
 provided solely for efforts to support the recovery of American
 Indians and Alaska natives with mental health disorders.

(d) \$1,346,000 of the general fund—federal appropriation (CRSSA)
is provided solely to enhance crisis services and may be used for
crisis respite care.

(e) \$2,307,000 of the general fund—federal appropriation (CRSSA)
 is provided solely for the expansion of first episode psychosis
 programs.

30 (f) Up to \$961,000 of the general fund—federal appropriation 31 (CRSSA) may be used for the authority's administrative costs 32 associated with services funded in this subsection.

33 (((45))) (46) The authority must pursue opportunities for 34 shifting state costs to the state's unused allocation of federal 35 institutions for mental disease disproportionate share hospital 36 funding. The authority must submit a report to the office of 37 financial management and the appropriate committees of the 38 legislature by December 1, 2021, which identifies any activities the 39 authority has implemented or identified to shift state costs to the

1 unused federal funds and an analysis of the fiscal impacts for these 2 activities and options.

3 ((((46))) (47) \$500,000 of the general fund—state appropriation for fiscal year 2022 and \$500,000 of the general fund-state 4 5 appropriation for fiscal year 2023 are provided solely for the authority to implement one-time behavioral health workforce pilot 6 7 programs and training support grants pursuant to Engrossed Second Substitute House Bill No. 1504 (workforce education development act). 8 9 Of these amounts, \$440,000 of the general fund-state appropriation 10 for fiscal year 2022 and \$440,000 of the general fund-state 11 appropriation for fiscal year 2023 are provided solely for the three behavioral health workforce pilot programs and \$60,000 of the general 12 fund—state appropriation for fiscal year 2022 and \$60,000 of the 13 general fund-state appropriation for fiscal year 2023 are provided 14 15 solely for training support grants. ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse. 16

17 (47))) (48) \$2,500,000 of the general fund—state appropriation for fiscal year 2022 and \$2,500,000 of the general fund-state 18 appropriation for fiscal year 2023 are provided solely for the 19 20 authority to expand efforts to provide opioid use disorder medication 21 in city, county, regional, and tribal jails. The authority must submit a report to the office of financial management and the 22 appropriate committees of the legislature by December 1, 2021, on the 23 24 allocation of the fiscal year 2021 funding within this subsection. 25 The authority must provide a report to the office of financial 26 management and the appropriate committees of the legislature by December 1, 2022, on the allocation of the fiscal year 2022 funding 27 28 and the expenditures and number of individuals served in fiscal year 2021 by location. 29

30 (((48))) <u>(49)</u> \$500,000 of the general fund—federal appropriation 31 is provided solely to establish an emotional support network program 32 for individuals employed as peer specialists. The authority must 33 contract for these services which shall include, but not be limited 34 to, facilitating support groups for peer specialists, support for the 35 recovery journeys of the peer specialists themselves, and targeted 36 support for the secondary trauma inherent in peer work.

37 (((49))) <u>(50)</u> \$1,800,000 of the general fund—federal 38 appropriation is provided solely for the authority to contract on a 39 one-time basis with the University of Washington behavioral health

institute to continue and enhance its efforts related to training and 1 workforce development. The behavioral health institute shall develop 2 and disseminate model programs and curricula to address the treatment 3 needs of individuals with substance use disorders and cooccurring 4 disorders. The behavioral health institute shall provide consultation 5 6 and training to behavioral health agencies in order to improve the delivery of evidence-based and promising practices and overall 7 quality of care. Training for providers may include technical 8 assistance related to payment models, integration of peers, team-9 based care, utilization reviews, care transitions, and the infusion 10 recovery and resiliency into programming and culture. 11 of 12 Additionally, the behavioral health institute shall provide continued access to telehealth training and support, including innovative 13 digital health content. The behavioral health institute 14 shall evaluate behavioral health inequities in Washington and create a 15 16 center of excellence to address behavioral health inequity, including 17 the need for a more diverse workforce. The behavioral health institute shall offer an annual conference on race, equity, and 18 social justice and create a learning management system to provide 19 access to training for publicly funded behavioral health providers 20 21 across a range of topics. Specific curricula to be developed within the amounts provided in this subsection must include: 22

(a) A training for law enforcement officers focused on understanding substance use disorder and the recovery process and options and procedures for diversion from the criminal legal system for individuals with substance use disorder, to be developed in consultation with the criminal justice training commission; and

(b) A curriculum for correctional officers and community corrections officers focused on motivational interviewing, recovery coaching, and trauma informed care, developed in consultation with the department of corrections.

((((50))) (51) \$300,000 of the general fund—state appropriation 32 33 for fiscal year 2022 and \$300,000 of the general fund-state 34 appropriation for fiscal year 2023 are provided solely for a grant to 35 north sound behavioral health administrative services the 36 organization to provide trauma-informed counseling services to 37 children and youth in Whatcom county schools. The services must be 38 provided by licensed behavioral health professionals who have training in the provision of trauma-informed care. The behavioral 39 health administrative services organization must request, from the 40

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office of the superintendent of public instruction, a listing of the Whatcom county schools that are eligible for high-poverty allocations from the learning assistance program and prioritize services in these schools.

(((51))) <u>(52)</u> \$200,000 of the general fund—state appropriation 5 for fiscal year 2022 and \$200,000 of the general fund-state 6 appropriation for fiscal year 2023 are provided on a one-time basis 7 solely for the authority to contract with the north sound behavioral 8 health administrative services organization to establish the Whatcom 9 county crisis stabilization center as a pilot project for diversion 10 11 from the criminal justice system to appropriate community based 12 treatment. The pilot shall allow for police officers to place 13 involuntary holds for up to 12 hours for persons placed at the facility in accordance with RCW 10.31.110. The amounts provided must 14 15 be used to pay for the cost of services at the site not covered under the medicaid program. The authority must submit a report to the 16 office of financial management and the appropriate committees of the 17 18 legislature by December 1, 2022, including the following information:

19 (a) The total number of individuals served in the crisis 20 stabilization center broken out by those served on a voluntary basis 21 versus those served under involuntary treatment holds placed pursuant 22 to RCW 10.31.110;

(b) A summary of the outcomes for each of the groups identifiedin (a) of this subsection; and

(c) Identification of methods to incentivize or require managed care organizations to implement payment models for crisis stabilization providers that recognize the need for the facilities to operate at full staffing regardless of fluctuations in daily census.

29 (((52))) <u>(53)</u> \$1,250,000 of the general fund—state appropriation for fiscal year 2022 and \$1,250,000 of the general fund-state 30 appropriation for fiscal year 2023 are provided solely for the 31 authority to contract with the King county behavioral health 32 33 administrative services organization to maintain children's crisis outreach response system services that were previously funded through 34 35 the department of children, youth, and families. The authority, in 36 consultation with the behavioral health administrative services 37 organization, medicaid managed care organizations, and the actuaries 38 responsible for developing medicaid managed care rates, must work to 39 maximize federal funding provided for the children's crisis outreach

1 response system program and submit a report to the office of 2 financial management and the appropriate committees of the 3 legislature by December 1, 2021, on the status of these efforts and 4 the associated savings in state funds.

(((53) \$1,762,000)) (54) \$881,000 of the general fund—((federal)) 5 6 state appropriation ((is)) for fiscal year 2022 and \$881,000 of the general fund-state for fiscal year 2023 are provided on a one-time 7 basis solely for maintaining and increasing resources for peer 8 support programs and for the authority to contract with 9 an organization to assist with the recruitment of individuals to work as 10 11 behavioral health peers with a specific focus on black, indigenous, 12 and people of color communities. The authority must submit a 13 preliminary report to the office of financial management and the appropriate committees of the legislature on the status of these 14 efforts by December 1, 2021, and 15 а final report including 16 identification of the number and demographics of individuals recruited into behavioral health peer positions by December 1, 2022. 17

(((54))) <u>(55)</u> \$250,000 of the general fund—federal appropriation 18 19 is provided solely for the authority to provide crisis response 20 training to behavioral health peer specialists. The authority must 21 use these amounts to contract for the development of a specialized 40 22 hour crisis response training curriculum for behavioral health peer 23 specialists and to conduct a minimum of one statewide training session during fiscal year 2022 and one statewide training session 24 25 during fiscal year 2023. The training shall focus on preparing 26 behavioral health peer specialists to work with individuals in 27 crisis, including providing peer services in emergency departments, as coresponders with law enforcement, and as part of mobile crisis 28 teams. The training sessions must be offered free of charge to the 29 30 participants and may be offered either virtually or in person as determined by the authority. By December 1, 2022, the authority must 31 32 a report to the office of financial management and the submit 33 appropriate committees of the legislature on the peer crisis response 34 curriculum and the number of individuals that received training.

35 (((55))) (56) \$500,000 of the general fund—federal appropriation 36 is provided solely for the authority to contract on a one-time basis 37 with the University of Washington alcohol and drug abuse institute to 38 develop policy solutions in response to the public health challenges 39 of high tetrahydrocannabinol potency cannabis. The institute must use 1 this funding to: Conduct individual interviews with stakeholders and representing different perspectives, facilitate 2 experts joint 3 meetings with stakeholders to identify areas of common ground and consensus, and develop recommendations for state policies related to 4 cannabis potency and mitigating detrimental health impacts. The 5 authority must submit the following reports to the office of 6 7 financial management and the appropriate committees of the legislature: 8

9 (a) An initial report must be submitted by December 31, 2021, and 10 shall summarize progress made to date, preliminary policy 11 recommendations, and next steps; and

(b) A final report must be submitted by December 31, 2022, and shall summarize the analysis conducted by the institute, the process and stakeholders involved, an inventory of relevant cannabis policies in other states, and recommendations for policy changes to reduce the negative impacts of high potency cannabis in Washington state.

17 (((56))) (57) \$8,197,000 of the general fund—state appropriation 18 for fiscal year 2022, \$8,819,000 of the general fund-state appropriation for fiscal year 2023, and \$38,025,000 of the general 19 20 fund—federal appropriation are provided solely to continue in the 2021-2023 fiscal biennium the two percent increase to medicaid 21 22 reimbursement for community behavioral health providers contracted 23 through managed care organizations that was provided in April 2021. 24 The authority must employ mechanisms such as directed payment or 25 other options allowable under federal medicaid law to assure the 26 funding is used by the managed care organizations for a two percent 27 provider rate increase as intended and verify this pursuant to the process established in chapter 285, Laws of 2020 (EHB 2584). The rate 28 29 increase shall be implemented to all behavioral health inpatient, 30 residential, and outpatient providers receiving payment for services 31 under this section contracted through the medicaid managed care 32 organizations.

(((57))) (58) \$9,901,000 of the general fund—state appropriation for fiscal year 2023 and \$18,052,000 of the general fund—federal appropriation are provided solely to implement a 4.5 percent increase to medicaid reimbursement for community behavioral health providers contracted through managed care organizations to be effective January 1, 2023. The authority must employ mechanisms such as directed payment or other options allowable under federal medicaid law to 1 assure the funding is used by the managed care organizations for a
2 4.5 percent provider rate increase as intended and verify this
3 pursuant to the process established in chapter 285, Laws of 2020 (EHB
4 2584). The rate increase shall be implemented to all behavioral
5 health inpatient, residential, and outpatient providers contracted
6 through the medicaid managed care organizations.

7 (59) \$114,000 of the general fund—state appropriation for fiscal 8 year 2022, \$114,000 of the general fund—state appropriation for 9 fiscal year 2023, and \$228,000 of the general fund—federal 10 appropriation are provided solely to increase rates for community 11 children's long-term inpatient program providers by two percent 12 effective July 1, 2021.

13 (((58))) (60) \$117,000 of the general fund—state appropriation 14 for fiscal year 2022, \$117,000 of the general fund—state 15 appropriation for fiscal year 2023, and \$168,000 of the general fund— 16 federal appropriation are provided solely to increase rates for 17 parent child assistance program providers by two percent effective 18 July 1, 2021.

19 (((59))) <u>(61)</u> \$200,000 of the general fund—state appropriation 20 for fiscal year 2022 and \$200,000 of the general fund—federal 21 appropriation are provided solely to support actuarial work required 22 for the authority to develop behavioral health comparison rates.

23 (((60))) <u>(62)</u> \$205,000 of the general fund—state appropriation for fiscal year 2022 and \$205,000 of the general fund-state 24 appropriation for fiscal year 2023 are provided solely for the 25 26 authority to contract with the Washington state behavioral health 27 institute to engage consumers, the University of Washington evidence 28 based practice institute, and other stakeholders to review current 29 and emerging data and research and make recommendations regarding best practices for virtual behavioral health services to children 30 from prenatal stages through age 25. This work shall focus on the 31 32 development of services and supports that deliver clinically-33 effective outcomes for children and families and identify safeguards for "in-person," "audio-video," and "audio only" modes. The review 34 35 conducted by the institute shall include the collection and analysis of data about clinical efficacy of behavioral health services and 36 37 supports through virtual modes and methods for determining and 38 maximizing the health benefits of the different modes. The authority 39 shall submit data required for this research to the behavioral health

1 institute in accordance with federal and state laws regarding client 2 protected information. The department shall submit the following 3 reports to the office of financial management and the appropriate 4 committees of the legislature:

5 (a) A preliminary report on the 2022 workplan by December 31, 6 2021;

7 (b) An initial report with recommendations for standards of care 8 and best practices for behavioral health services by June 30, 2022; 9 and

10 (c) A final report with additional refined recommendations and a 11 research agenda and proposed budget for fiscal year 2024 and beyond 12 by December 31, 2022.

13 (((61))) <u>(63)</u> The authority must claim the enhanced federal 14 medical assistance participation rate for home and community-based 15 services offered under section 9817 of the American rescue plan act 16 of 2021 (ARPA). Appropriations made that constitute supplementation 17 of home and community-based services as defined in section 9817 of 18 ARPA are listed in LEAP omnibus document HCBS-2021.

19 (((62))) <u>(64)</u> \$150,000 of the general fund—federal appropriation 20 is provided solely for training of behavioral health consumer 21 advocates. Beginning in July 2022, the authority must enter into a 22 memorandum of understanding with the department of commerce to 23 provide support for training of behavioral health consumer advocates 24 pursuant to Engrossed Second Substitute House Bill No. 1086 25 (behavioral health consumers).

(((63))) (65) \$5,000,000 of the general fund—federal 26 27 appropriation is provided solely for the authority to maintain 28 funding for grants to law enforcement assisted diversion programs 29 outside of King county established pursuant to chapter 314, Laws of 30 2019 (SSB 5380). By December 1, 2023, the authority, in coordination with the law enforcement assisted diversion national support bureau, 31 must collect information and submit a report to the office of 32 33 financial management and the appropriate committees of the 34 legislature on the grant program including a description of the program model or models used and the number, demographic information, 35 36 and measurable outcomes of the individuals served with the funding provided under this subsection. 37

38 (((64))) <u>(66)</u> \$250,000 of the general fund—state appropriation 39 for fiscal year 2022 and \$250,000 of the general fund—state

1 appropriation for fiscal year 2023 are provided solely for the authority to contract with a statewide mental health nonprofit 2 organization that provides free community and school-based mental 3 health education and support programs for consumers and families. The 4 contractor must use this funding to provide access to programs 5 6 tailored to peers living with mental illness as well as family members of people with mental illness and the community at large. 7 Services provided by the contracted program shall include education, 8 support, and assistance to reduce isolation and help consumers and 9 families understand the services available in their communities. 10

11 (((65))) (67) \$13,374,000 of the general fund—state appropriation for fiscal year 2022, \$12,474,000 of the general fund-state 12 13 appropriation for fiscal year 2023, and \$12,731,000 of the general fund—federal appropriation are provided solely for increasing local 14 15 behavioral health mobile crisis response team capacity and ensuring 16 each region has at least one adult and one children and youth mobile crisis team that is able to respond to calls coming into the 988 17 18 crisis hotline.

(a) In prioritizing this funding, the health care authority shall
assure that a minimum of six new children and youth mobile crisis
teams are created and that there is one children and youth mobile
crisis team in each region by the end of fiscal year 2022.

(b) In implementing funding for adult and youth mobile crisis response teams, the authority must establish standards in contracts with managed care organizations and behavioral health administrative services organizations for the services provided by these teams.

(((66) \$42,987,000)) (68) \$44,138,000 of the general fund—state 27 appropriation for fiscal year 2022, ((\$57,253,000)) <u>\$62,456,000</u> of 28 29 the general fund-state appropriation for fiscal year 2023, and ((\$80,040,000)) <u>\$61,934,000</u> of the general fund—federal appropriation 30 are provided solely for the department to contract with community 31 32 hospitals or freestanding evaluation and treatment centers to provide long-term inpatient care beds as defined in RCW 71.24.025. Within 33 34 these amounts, the authority must meet the requirements for reimbursing counties for the judicial services for patients being 35 served in these settings in accordance with RCW 71.05.730. The 36 37 authority must coordinate with the department of social and health in developing 38 services the contract requirements, selecting contractors, and establishing processes for identifying patients that 39

1 will be admitted to these facilities. Of the amounts in this 2 subsection, sufficient amounts are provided in fiscal year 2022 and 3 fiscal year 2023 for the authority to reimburse community hospitals 4 and nonhospital residential treatment centers serving clients in 5 long-term inpatient care beds as defined in RCW 71.24.025 as follows:

6 (a) For a hospital licensed under chapter 70.41 RCW that requires a hospital specific medicaid inpatient psychiatric per diem payment 7 rate for long-term civil commitment patients because the hospital has 8 completed a medicare cost report, the authority shall analyze the 9 most recent medicare cost report of the hospital after a minimum of 10 11 200 medicaid inpatient psychiatric days. The authority shall 12 establish the inpatient psychiatric per diem payment rate for longterm civil commitment patients for the hospital at 100 percent of the 13 allowable cost of care, based on the most recent medicare cost report 14 15 of the hospital.

16 (b) For a hospital licensed under chapter 70.41 RCW that has not 17 completed a medicare cost report with more than 200 medicaid inpatient psychiatric days, the authority shall establish the 18 medicaid inpatient psychiatric per diem payment rate for long-term 19 civil commitment patients for the hospital at the higher of the 20 21 hospital's current medicaid inpatient psychiatric rate; or the annually updated statewide average of the medicaid 22 inpatient 23 psychiatric per diem payment rate of all acute care hospitals licensed under chapter 70.41 RCW providing long-term civil commitment 24 25 services.

26 (c) For a hospital licensed under chapter 71.12 RCW and currently 27 providing long-term civil commitment services, the authority shall 28 establish the medicaid inpatient psychiatric per diem payment rate at \$940 plus adjustments that may be needed to capture costs associated 29 with long-term psychiatric patients that are not allowable on the 30 31 medicare cost report or reimbursed separately. The hospital may provide the authority with supplemental data to be considered and 32 33 used to make appropriate adjustments to the medicaid inpatient psychiatric per diem payment rate of the hospital. Adjustment of 34 costs may include: 35

36 (i) Costs associated with professional services and fees not 37 accounted for in the hospital's medicare cost report or reimbursed 38 separately; (ii) Costs associated with the hospital providing the long-term
 psychiatric patient access to involuntary treatment court services
 that are not reimbursed separately; and

4 (iii) Other costs associated with caring for long-term 5 psychiatric patients that are not reimbursed separately.

6 (d) For a hospital licensed under chapter 71.12 RCW that requires 7 an initial medicaid inpatient psychiatric per diem payment rate for 8 long-term civil commitment services because it has not yet completed 9 a medicare cost report, the authority shall establish the medicaid 10 inpatient psychiatric per diem payment rate at the higher of:

11 (i) The hospital's current medicaid inpatient psychiatric rate; 12 or

(ii) The annually updated statewide average of the medicaid longterm inpatient psychiatric per diem payment rate of all freestanding psychiatric hospitals licensed under chapter 71.12 RCW providing long-term civil commitment services.

(e) For nonhospital residential treatment centers certified to provide long-term inpatient care beds as defined in RCW 71.24.025, the authority shall increase the fiscal year 2021 rate by three percent each year of the biennium.

(f) Beginning in fiscal year 2023, provider payments for vacant bed days shall not exceed six percent of their annual contracted bed days.

(g) The legislature intends to recognize the additional costs associated with student teaching related to long-term civil commitment patients to be provided in a new teaching hospital expected to open during the 2023-2025 fiscal biennium.

28 (h) The authority, in coordination with the department of social and health services, the office of the governor, the office of 29 financial management, and representatives from medicaid managed care 30 31 organizations, behavioral health administrative service 32 organizations, and community providers, must develop and implement a plan to continue the expansion of civil community long-term inpatient 33 capacity. The plan shall identify gaps and barriers in the current 34 array of community long-term inpatient beds in serving higher need 35 individuals including those committed to a state hospital pursuant to 36 the dismissal of criminal charges and a civil evaluation ordered 37 under RCW 10.77.086 or 10.77.088. The plan shall identify strategies 38 39 to overcome these barriers including, but not limited to, potential 40 rate enhancements for high needs clients. The authority must submit

1 its implementation plan to the office of financial management and the 2 appropriate fiscal committees of the legislature by December 1, 2021, 3 and submit a status update on the implementation plan by October 15, 4 2022.

(((67))) (69)(a) \$31,000,000 of the ((general fund federal 5 appropriation (CSFRF) is)) coronavirus state fiscal recovery fund 6 federal appropriation and \$50,000,000 of the general fund-state 7 8 appropriation for fiscal year 2023 are provided on a one-time basis 9 solely for the authority to provide assistance payments to behavioral 10 health providers serving medicaid and state-funded clients. In prioritizing the allocation of this funding, the authority must take 11 the following into account: 12

13 (i) The differential impact the pandemic has had on different 14 types of providers;

(ii) Other state and federal relief funds providers have received or are eligible to apply for; and

17 (iii) Equitable distribution of assistance including 18 consideration of geographic location and providers serving members of 19 historically disadvantaged communities.

20 (b) To be eligible for assistance, the behavioral health 21 providers must:

(i) Have experienced lost revenue or increased expenses that area result of the COVID-19 public health emergency;

24 (ii) Self-attest that the lost revenue or expenses are not funded 25 by any other government or private entity;

26 (iii) Agree to operate in accordance with the requirements of 27 applicable federal, state, and local public health guidance and 28 directives; and

(iv) Agree to comply with federal guidance on the use ofcoronavirus state and local fiscal recovery funds.

31 (c) Provider assistance is subject to the availability of amounts 32 provided in this subsection.

(((68))) <u>(70)</u>(a) \$375,000 of the general fund—state appropriation for fiscal year ((2021)) <u>2022</u> and \$375,000 of the general fund—state appropriation for fiscal year ((2022)) <u>2023</u> are provided solely for a one-time grant to Island county to fund a pilot program to improve behavioral health outcomes for young people in rural communities. In administering the pilot program, Island county shall coordinate with school districts, community groups, and health care providers to 1 increase access to behavioral health programs for children and youth aged birth to 24 years of age. The grant funds shall be used to 2 coordinate and expand behavioral health services. The grant funding 3 must not be used to supplant funding from existing programs. No more 4 than 10 percent of the funds may be used for administrative costs 5 6 incurred by Island county in administering the program. Services that 7 may be provided with the grant funding include, but are not limited 8 to:

9 (i) Support for children and youth with significant behavioral 10 health needs to address learning loss caused by COVID-19 and remote 11 learning;

12 (ii) School based behavioral health education, assessment, and 13 brief treatment;

14 (iii) Screening and referral of children and youth to long-term 15 treatment services;

16 (iv) Behavioral health supports provided by community agencies 17 serving youth year-round;

(v) Expansion of mental health first aid, a program designed to prepare adults who regularly interact with youth for how to help people in both crisis and noncrisis mental health situations;

21

(vi) Peer support services; and

(vii) Compensation for the incurred costs of clinical supervisors and internships.

(b) The authority, in coordination with Island county, must submit the following reports to the legislature:

(i) By December 1, 2022, a report summarizing how the funding was
used and providing the number of children and youth served by the
pilot during fiscal year 2022; and

(ii) By December 1, 2023, a report summarizing how the funding was used and providing the number of children and youth served by the pilot during fiscal year 2023.

32 (((69))) (71) State general fund appropriations in this section 33 and in sections 219 and 221 of this act are made to address the harms 34 caused to the state and its citizens by the opioid epidemic, and 35 these include appropriations of \$13,466,000 attributable to the 36 settlement in *State v. McKinsey & Co., Inc.*

37 (((70))) <u>(72)</u> \$260,000 of the general fund—state appropriation 38 for fiscal year 2022, \$3,028,000 of the general fund—state 39 appropriation for fiscal year 2023, and \$3,028,000 of the general

fund—federal appropriation are provided solely for the authority to 1 2 contract for a twelve bed children's long-term inpatient program facility specializing in the provision of habilitative mental health 3 services for children and youth with intellectual or developmental 4 disabilities who have intensive behavioral health support needs. The 5 authority must provide a report to the office of financial management 6 and the appropriate committees of the legislature providing data on 7 the demand and utilization of this facility by June 30, 2023. 8

9 (((71))) <u>(73)</u> \$300,000 of the general fund—state appropriation 10 for fiscal year 2022 and \$300,000 of the general fund—state 11 appropriation for fiscal year 2023 are provided solely for the 12 authority to continue the University of Washington's project 13 extension for community health care outcomes (ECHO) for:

(a) Telecommunication consultation with local physicians to
 discuss medications appropriate to patients who have developmental
 disabilities and behavioral issues; and

17 (b) Training to both behavioral health and developmental 18 disabilities professionals to support individuals with both 19 developmental disabilities and behavioral health needs.

20 (((72))) (74) No more than ((\$1,535,000)) \$1,991,000 of the general fund—federal appropriation and ((\$810,000)) \$1,147,000 of the 21 general fund-local appropriation may be expended for supported 22 housing and employment services described in initiative 3a and 3b of 23 the medicaid transformation demonstration waiver under healthier 24 25 Washington. Under this initiative, the authority and the department 26 of social and health services shall ensure that allowable and necessary services are provided to eligible clients as identified by 27 the authority or its providers or third party administrator. The 28 29 department and the authority in consultation with the medicaid 30 forecast work group, shall ensure that reasonable reimbursements are established for services deemed necessary within an identified limit 31 32 per individual. The authority shall not increase general fund-state expenditures under this initiative. The secretary in collaboration 33 with the director of the authority shall report to the joint select 34 committee on health care oversight no less than quarterly on 35 financial and health outcomes. The secretary in cooperation with the 36 37 director shall also report to the fiscal committees of the 38 legislature all of the expenditures of this subsection and shall

1 provide such fiscal data in the time, manner, and form requested by 2 the legislative fiscal committees.

3 (((73))) (75) \$396,000 of the general fund—state appropriation for fiscal year 2022, \$329,000 of the general fund-state 4 5 appropriation for fiscal year 2023, and \$3,153,000 of the general fund—federal appropriation are provided solely to support the 6 7 administrative costs associated with the application and 8 implementation of a federal waiver allowing for full federal 9 participation in mental health treatment facilities identified as institutions of mental diseases. 10

11 (((74))) <u>(76)</u>(a) \$150,000 of the general fund—state appropriation 12 for fiscal year 2022 is provided solely for the authority to convene 13 a work group to develop a recommended teaching clinic enhancement 14 rate for behavioral health agencies training and supervising students 15 and those seeking their certification or license. This work should include: Developing standards for classifying a behavioral health 16 agency as a teaching clinic; a cost methodology to determine a 17 teaching clinic enhancement rate; and a timeline for implementation. 18 19 The work group must include representatives from:

20 (i) The

(i) The department of health;

21 (ii) The office of the governor;

22 (iii) The Washington workforce training and education board;

23 (iv) The Washington council for behavioral health;

24

25 (vi) Higher education institutions.

(b) By October 15, 2021, the health care authority must submit a report of the work group's recommendations to the governor and the appropriate committees of the legislature.

(v) Licensed and certified behavioral health agencies; and

(((75))) (77) \$343,000 of the general fund—state appropriation for fiscal year 2022, \$344,000 of the general fund—state appropriation for fiscal year 2023, and \$687,000 of the general fund federal appropriation are provided solely for increasing services to pregnant and parenting women provided through the parent child assistance program.

35 (((76))) <u>(78)</u> \$130,000 of the general fund—state appropriation 36 for fiscal year 2022 and \$130,000 of the general fund—state 37 appropriation for fiscal year 2023 are provided solely for 38 maintaining and increasing the capabilities of a tool to track 39 medication assisted treatment provider capacity. 1 (((77))) <u>(79)</u> \$500,000 of the general fund—state appropriation 2 for fiscal year 2022 and \$500,000 of the general fund—state 3 appropriation for fiscal year 2023 are provided solely for grants to 4 support substance use disorder family navigators across the state.

5 (((78))) <u>(80)</u> \$125,000 of the general fund—state appropriation 6 for fiscal year 2022 and \$125,000 of the general fund—state 7 appropriation for fiscal year 2023 are provided solely for grants to 8 support recovery cafes across the state.

9 (((79))) <u>(81)</u> \$69,000 of the general fund—state appropriation for 10 fiscal year 2022, \$63,000 of the general fund—state appropriation for 11 fiscal year 2023, and \$198,000 of the general fund—federal 12 appropriation are provided solely for the implementation of Engrossed 13 Second Substitute Senate Bill No. 5071 (civil commitment transition). 14 ((If the bill is not enacted by June 30, 2021, the amounts provided 15 in this subsection shall lapse.

(80))) (82) \$200,000 of the general fund—state appropriation for 16 fiscal year 2022, \$195,000 of the general fund-state appropriation 17 for fiscal year 2023, and \$755,000 of the general fund-federal 18 19 appropriation are provided solely for a grant program to award funding to fire departments in the state of Washington to implement 20 21 safe station pilot programs. Programs that combine the safe station 22 approach with fire department mobile integrated health programs such as the community assistance referral and education services program 23 24 under RCW 35.21.930 are encouraged. Certified substance use disorder 25 peer specialists may be employed in a safe station pilot program if the authority determines that a plan is in place to provide 26 27 appropriate levels of supervision and technical support. Safe station 28 pilot programs shall collaborate with behavioral health administrative services organizations, local crisis providers, and 29 other stakeholders to develop a streamlined process for referring 30 31 safe station clients to the appropriate level of care. Funding for 32 pilot programs under this subsection shall be used for new or 33 expanded programs and may not be used to supplant existing funding.

34 (((81))) <u>(83)</u> \$71,000 of the general fund—state appropriation for 35 fiscal year 2022, \$66,000 of the general fund—state appropriation for 36 fiscal year 2023, and \$136,000 of the general fund—federal 37 appropriation are provided solely for the implementation of Second 38 Substitute Senate Bill No. 5195 (opioid overdose medication). ((If 1 the bill is not enacted by June 30, 2021, the amounts provided in

2 this subsection shall lapse.

3 (82))) (84) \$150,000 of the general fund—state appropriation for 4 fiscal year 2022 is provided solely for the authority to evaluate 5 options for a medicaid waiver to provide respite care for youth with 6 behavioral health challenges while avoiding adverse impacts with 7 respite waivers at the department of social and health services 8 developmental disabilities administration and the department of 9 children, youth, and families.

10 (((83))) <u>(85)</u> \$2,000,000 of the general fund—federal 11 appropriation is provided solely for grants to law enforcement and 12 other first responders to include a mental health professional on the 13 team of personnel responding to emergencies.

14 (((84))) <u>(86)</u> \$375,000 of the general fund—state appropriation 15 for fiscal year 2022 and \$375,000 of the general fund-state appropriation for fiscal year 2023 are provided solely for a grant to 16 17 the city of Arlington in partnership with the North County regional fire authority for a mobile integrated health pilot project. The 18 project shall provide mobile integrated health services for residents 19 20 who cannot navigate resources through typical methods through brief 21 therapeutic intervention, biopsychosocial assessment and referral, 22 and community care coordination.

23 (((85))) (87) \$26,000 of the general fund—state appropriation for fiscal year 2022, \$26,000 of the general fund-state appropriation for 24 year 2023, and \$48,000 of the 25 fiscal general fund—federal 26 appropriation are provided solely for the implementation of Engrossed 27 Substitute House Bill No. 1196 (audio only telemedicine). ((If the 28 bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse. 29

30 (86))) (88) \$400,000 of the general fund—state appropriation for 31 fiscal year 2022 and \$400,000 of the general fund—state appropriation 32 for fiscal year 2023 are provided solely for the implementation of 33 Substitute Senate Bill No. 5073 (involuntary commitment). ((If the 34 bill is not enacted by June 30, 2021, the amounts provided in this 35 subsection shall lapse.

36 (87) \$2,834,000)) (89) \$600,000 of the general fund—state
37 appropriation for fiscal year 2022, \$5,229,000 of the general fund—
38 state appropriation for fiscal year 2023, and ((\$1,813,000))
39 \$3,096,000 of the general fund—federal appropriation are provided

solely for the authority to <u>administer and</u> contract for two distinct 1 16 bed programs in a facility located in Clark county to provide 2 long-term inpatient care beds as defined in RCW 71.24.025. The beds 3 must be used to provide treatment services for individuals who have 4 been involuntarily committed to long-term 5 inpatient treatment 6 pursuant to the dismissal of criminal charges and a civil evaluation ordered under RCW 10.77.086 or 10.77.088. The authority, 7 in coordination with the department of social and health services, must 8 develop and implement a protocol to assess the risk of patients being 9 considered for placement in this facility and determine whether the 10 level of security and treatment services is appropriate to meet the 11 12 patient's needs. The department must submit a report to the office of financial management and the appropriate committees of 13 the legislature by December 1, 2022, providing a description of the 14 15 protocol and a status update on progress toward opening the new 16 facility.

17 (90) \$52,000 of the general fund—state appropriation for fiscal 18 year 2022 and \$1,549,000 of the general fund—state appropriation for 19 fiscal year 2023 are provided solely for health information 20 technology necessary to amend the medicaid transformation waiver and 21 are subject to the conditions, limitations, and review requirements 22 of section 701 of this act.

(91) \$331,000 of the general fund—state appropriation for fiscal year 2022 and \$1,591,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for wraparound with intensive services for youth ineligible for medicaid as outlined in the settlement agreement under AGC v. Washington State Health Care Authority, Thurston county superior court no. 21-2-00479-34.

(92) \$19,338,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for belated claims for services rendered to medicaid eligible clients admitted to institutions of mental disease prior to fiscal year 2022 that were determined to be unallowable for federal reimbursement due to medicaid's institutions for mental disease exclusion rules.

35 (93) \$10,000,000 of the general fund—state appropriation for 36 fiscal year 2023 is provided solely for the authority, in 37 coordination with the department of health, to purchase and 38 distribute opioid overdose reversal medications. The authority is 1 <u>encouraged to use these funds to leverage federal funding for this</u>
2 purpose to expand buying power.

3 (94) \$4,550,000 of the general fund—state appropriation for 4 fiscal year 2023 and \$12,300,000 of the general fund—federal 5 appropriation are provided solely for a transition to medicare 6 bundled payment arrangement methodology for opioid treatment 7 providers. This increase is effective January 1, 2023, and payment 8 shall include coverage for those items identified as covered by the 9 medicare benefit.

10 (95) \$2,387,000 of the general fund—state appropriation for 11 fiscal year 2023 is provided solely to support the creation of a 12 bridge period for individuals also enrolled in the foundational 13 community supports initiative who are transitioning from benefits 14 under RCW 74.04.805 due to increased income or other changes in 15 eligibility. The authority, department of social and health services, 16 and department of commerce shall collaborate on this effort.

(96) No more than \$16,596,000 of the general fund-state 17 appropriation for fiscal year 2023 may be expended to provide 18 19 supported housing and employment services similar to the services 20 described in initiative 3a and 3b of the medicaid transformation 21 demonstration waiver to individuals who are ineligible for medicaid. Under this initiative, the authority and the department of social and 22 health services shall ensure that allowable and necessary services 23 are provided to eligible clients as identified by the department or 24 25 its third-party administrator. Before authorizing services, eligibility for initiative 3a and 3b of the medicaid transformation 26 27 demonstration waiver must first be determined.

28 (97) \$5,441,000 of the general fund—state appropriation for fiscal year 2023 and \$5,712,000 of the general fund-federal 29 appropriation are provided solely for a program of medical care for 30 individuals without housing that are not sick enough to be in a 31 32 hospital or were recently discharged from a hospital but not well enough or capable of providing self-care on their own. Services must 33 34 meet quality standards and best practices developed nationally by the national <u>health care for the homeless council and may include, but</u> 35 are not limited to, medical oversight and health education, care 36 transitions, and discharge planning to and from primary care, 37 38 inpatient hospital, emergency rooms, and supportive housing.

1 (98) \$2,110,000 of the general fund—state appropriation for 2 fiscal year 2023 is provided solely to create a regional landlord 3 liaison program which provides financial and other support to 4 landlords who are willing to rent to tenants with behavioral health 5 needs using rental assistance to mitigate damages that are not 6 attributable to normal wear and tear that may be caused by tenants.

7 (99) \$490,000 of the general fund—state appropriation for fiscal 8 year 2023 is provided solely to create a master leasing incentive 9 program with specific emphasis on *Trueblood* programs. The authority 10 shall also create a toolkit for use by landlords serving special 11 populations. The authority and department of commerce shall 12 collaborate on this effort.

(100) \$3,679,000 of the general fund—state appropriation for 13 fiscal year 2023 and \$1,226,000 of the general fund-federal 14 15 appropriation are provided solely to create a program which provides regional behavioral health mobile crisis response teams focused on 16 supported housing to prevent individuals with behavioral health 17 conditions at high risk of losing housing from becoming homeless, 18 identify and prioritize serving the most vulnerable people 19 20 experiencing homelessness, and increase alternative housing options 21 to include short-term alternatives which may temporarily deescalate situations where there is high risk of a household from becoming 22 23 homeless.

24 (101) \$6,027,000 of the general fund-state appropriation for fiscal year 2023 and \$2,009,000 of the general fund-federal 25 appropriation are provided solely to create and expand access to no 26 barrier, low-barrier, and transitional housing programs using a 27 28 housing first model designed to assist and stabilize housing supports 29 for adults with behavioral health conditions. Housing supports and services shall be made available with no requirement for treatment 30 for their behavioral health condition and must be individualized to 31 32 the needs of the individual. The authority and department of commerce 33 shall collaborate on this effort.

34 <u>(102) \$775,000 of the general fund—state appropriation for fiscal</u> 35 <u>year 2023 is provided solely to create a bridge program and implement</u> 36 <u>strategies to reduce instances where an individual leaves a state</u> 37 <u>hospital or private behavioral health provider directly into</u> 38 <u>homelessness.</u>

1	(103) \$300,000 of the general fund—state appropriation for fiscal
2	year 2023 is provided solely for the children and youth behavioral
3	health work group to consider and develop longer term strategies and
4	recommendations regarding the delivery of behavioral health services
5	for prenatal through 25, and their families. The authority shall
6	submit a brief report to the appropriate committees of the
7	legislature and the office of the governor by November 1, 2022.
8	Sec. 216. 2021 c 334 s 216 (uncodified) is amended to read as
9	follows:
10	FOR THE HUMAN RIGHTS COMMISSION
11	General Fund—State Appropriation (FY 2022) ((\$2,946,000))
12	<u>\$3,229,000</u>
13	General Fund—State Appropriation (FY 2023) ((\$2,966,000))
14	<u>\$3,661,000</u>
15	General Fund—Federal Appropriation ((\$2,572,000))
16	<u>\$2,706,000</u>
17	TOTAL APPROPRIATION
18	<u>\$9,596,000</u>
19	The appropriations in this section are subject to the following
20	conditions and limitations: \$1,000 of the general fund-state
21	appropriation for fiscal year 2022 and \$1,000 of the general fund-
22	state appropriation for fiscal year 2023 are provided solely for the
23	implementation of Senate Bill No. 5027 (television closed captions).
24	((If the bill is not enacted by June 30, 2021, the amounts provided
25	in this subsection shall lapse.))
26	Sec. 217. 2021 c 334 s 217 (uncodified) is amended to read as
27	follows:
28	FOR THE BOARD OF INDUSTRIAL INSURANCE APPEALS
29	Worker and Community Right to Know Fund—State
30	Appropriation
31	Accident Account—State Appropriation ((\$24,093,000))
32	<u>\$25,251,000</u>
33	Medical Aid Account—State Appropriation ((\$24,090,000))
34	\$25,247,000

35

36

((\$48,193,000))

<u>\$50,508,000</u>

1 The appropriations in this section are subject to the following 2 conditions and limitations: \$12,000 of the accident account—state 3 appropriation and \$10,000 of the medical aid account—state 4 appropriation are provided solely for the implementation of Engrossed 5 Substitute House Bill No. 1097 (worker safety pandemic response). 6 ((If the bill is not enacted by June 30, 2021, the amounts provided 7 in this subsection shall lapse.))

8 Sec. 218. 2021 c 334 s 218 (uncodified) is amended to read as 9 follows:

10 FOR THE CRIMINAL JUSTICE TRAINING COMMISSION

11	General Fund—State Appropriation (FY 2022) ((\$34,677,000))
12	<u>\$36,799,000</u>
13	General Fund—State Appropriation (FY 2023) ((\$34,509,000))
14	<u>\$39,518,000</u>
15	General Fund—Private/Local Appropriation ((\$5,961,000))
16	<u>\$7,902,000</u>
17	Death Investigations Account—State Appropriation ((\$1,216,000))
18	<u>\$1,598,000</u>
19	Municipal Criminal Justice Assistance Account—State
20	Appropriation
21	Washington Auto Theft Prevention Authority Account-
22	State Appropriation
23	<u>Washington Internet Crimes Against Children Account—</u>
24	<u>State Appropriation</u>
25	24/7 Sobriety Account—State Appropriation \$20,000
26	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>
27	Appropriation
28	TOTAL APPROPRIATION
29	<u>\$99,560,000</u>

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

(1) \$5,000,000 of the general fund—state appropriation for fiscal year 2022 and \$5,000,000 of the general fund—state appropriation for fiscal year 2023, are provided to the Washington association of sheriffs and police chiefs solely to verify the address and residency of registered sex offenders and kidnapping offenders under RCW 9A.44.130.

1 (2) ((\$1,504,000)) <u>\$3,474,000</u> of the general fund—state 2 appropriation for fiscal year 2022 and ((\$1,513,000)) \$4,892,000 of 3 the general fund-state appropriation for fiscal year 2023 are provided solely for 75 percent of the costs of providing ((five)) 4 5 nine and one-half additional statewide basic law enforcement trainings in ((each)) fiscal year 2022 and 13.5 additional statewide 6 basic law enforcement trainings in fiscal year 2023. The criminal 7 justice training commission must schedule its funded classes to 8 minimize wait times throughout each fiscal year and meet statutory 9 wait time requirements. The criminal justice training commission must 10 11 track and report the average wait time for students at the beginning 12 of each class and provide the findings in an annual report to the 13 legislature due in December of each year. At least three classes must 14 be held in Spokane each year.

(3) The criminal justice training commission may not run a basiclaw enforcement academy class of fewer than 30 students.

((\$5,000,000)) <u>\$4,000,000</u> of the general fund—state 24 (5) appropriation for fiscal year 2022 and ((\$5,000,000)) <u>\$4,000,000</u> of 25 general fund-state appropriation for fiscal year 2023 are 26 the provided solely for the mental health field response team program 27 28 administered by the Washington association of sheriffs and police 29 chiefs. The association must distribute \$7,000,000 in grants to the 30 phase one and phase two regions as outlined in the settlement agreement under Trueblood, et. al. v. Department of Social and Health 31 32 Services, et. al., U.S. District Court-Western District, Cause No. 33 14-cv-01178-MJP. The association must submit an annual report to the 34 Governor and appropriate committees of the legislature by September 35 1st of each year of the biennium. The report shall include best practice recommendations on law enforcement and behavioral health 36 field response and include outcome measures on all grants awarded. 37

(6) \$899,000 of the general fund—state appropriation for fiscal
 year 2022 and \$899,000 of the general fund—state appropriation for

fiscal year 2023 are provided solely for crisis intervention training for the phase one regions as outlined in the settlement agreement under *Trueblood*, et. al. v. Department of Social and Health Services, et. al., U.S. District Court-Western District, Cause No. 14-cv-01178-MJP.

6 (7) ((\$1,216,000)) <u>\$1,598,000</u> of the death investigations account 7 —state appropriation is provided solely for the commission to provide 8 240 hours of medicolegal forensic investigation training to coroners 9 and medical examiners to meet the recommendations of the national 10 commission on forensic science for certification and accreditation.

(8) \$13,000 of the general fund—state appropriation for fiscal year 2022, \$26,000 of the general fund—state appropriation for fiscal year 2023, and \$12,000 of the general fund—local appropriation are provided solely for an increase in vendor rates on the daily meals provided to basic law enforcement academy recruits during their training.

(9) (a) \$200,000 of the general fund—state appropriation for fiscal year 2022 and \$200,000 of the general fund—state appropriation for fiscal year 2023 are provided solely to implement chapter 378, Laws of 2019 (alternatives to arrest/jail).

(b) \$300,000 of the general fund—state appropriation for fiscal year 2022 and \$300,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for evaluation of grant-funded programs under chapter 378, Laws of 2019 (alternatives to arrest/ jail).

26 (10) \$750,000 of the general fund—state appropriation for fiscal 27 year 2022 and \$750,000 of the general fund-state appropriation for 28 fiscal year 2023 are provided solely for the Washington association of sheriffs and police chiefs to administer the sexual assault kit 29 initiative project under RCW 36.28A.430, to assist multidisciplinary 30 31 community response teams seeking resolutions to cases tied to previously unsubmitted sexual assault kits, and to provide support to 32 survivors of sexual assault offenses. The commission must report to 33 the governor and the chairs of the senate committee on ways and means 34 35 and the house of representatives committee on appropriations by June 30, 2022, on the number of sexual assault kits that have been tested, 36 37 the number of kits remaining to be tested, the number of sexual 38 assault cases that had hits to other crimes, the number of cases that have been reinvestigated, the number of those cases that were 39

1 reinvestigated using state funding under this appropriation, and the 2 local jurisdictions that were a recipient of a grant under the sexual 3 assault kit initiative project.

4 (11) \$20,000 of the general fund—state appropriation for fiscal 5 year 2022 and \$20,000 of the general fund—state appropriation for 6 fiscal year 2023 are provided solely for a helmet distribution 7 program in order to reduce traumatic brain injuries throughout the 8 state. Of these amounts:

9 (a) \$10,000 of the general fund—state appropriation for fiscal 10 year 2022 and \$10,000 of the general fund—state appropriation for 11 fiscal year 2023 are provided solely for a grant to the Washington 12 fire chiefs association to provide helmets to persons contacted by an 13 official of a local fire department for not wearing a helmet while 14 riding a skateboard or bicycle; and

(b) \$10,000 of the general fund—state appropriation for fiscal year 2022 and \$10,000 of the general fund—state appropriation for fiscal year 2023 are provided solely to the Washington association of sheriffs and police chiefs to distribute to local law enforcement agencies to provide helmets to persons contacted by an official of a local law enforcement agency for not wearing a helmet while riding a skateboard or bicycle.

(12) \$307,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for chapter 294, Laws of 2020 (critical stress management programs).

(13) \$727,000 of the general fund—state appropriation for fiscal year 2022, \$727,000 of the general fund—state appropriation for fiscal year 2023, and \$248,000 of the general fund—local appropriation are provided solely for chapter 119, Laws of 2020 (correctional officer certification).

(14) \$406,000 of the general fund—state appropriation for fiscal 30 year 2022 and \$408,000 of the general fund-state appropriation for 31 fiscal year 2023 are provided to the Washington association of 32 sheriffs and police chiefs solely to establish a behavioral health 33 support and suicide prevention program for law enforcement officers. 34 35 The program will begin with grants to three pilot locations and will leverage access to mental health professionals, critical stress 36 37 management, and resiliency training.

38 (15) \$1,883,000 of the general fund—state appropriation for 39 fiscal year 2022 and \$1,986,000 of the general fund—state 1 appropriation for fiscal year 2023 are provided solely for 2 implementation of Engrossed Second Substitute Senate Bill No. 5051 3 (peace officer oversight). ((If the bill is not enacted by June 30, 4 2021, the amounts provided in this subsection shall lapse.))

5 (16) \$474,000 of the general fund—state appropriation for fiscal 6 year 2022 and \$446,000 of the general fund—state appropriation for 7 fiscal year 2023 are provided solely for implementation of Substitute 8 Senate Bill No. 5066 (officer duty to intervene). ((If the bill is 9 not enacted by June 30, 2021, the amounts provided in this subsection 10 shall lapse.))

(17) \$151,000 of the general fund—state appropriation for fiscal year 2022 and \$148,000 of the general fund—state appropriation for fiscal year 2023 are provided solely to support the participation of the Washington association of sheriffs and police chiefs in the joint legislative task force on jail standards created in section 957 of this act.

(18) \$374,000 of the general fund—state appropriation for fiscal year 2022 and \$296,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of Engrossed Substitute House Bill No. 1267 (office of independent investigations). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(19) \$31,000 of the general fund—state appropriation for fiscal year 2022 and \$31,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of Substitute House Bill No. 1088 (impeachment disclosures). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(20) \$269,000 of the general fund—state appropriation for fiscal year 2022 and \$261,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of House Bill No. 1001 (law enforcement professional development). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(21) \$25,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for the implementation of Engrossed Substitute House Bill No. 1054 (peace officer tactics and equipment). ((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.)) 1 (22) \$40,000 of the general fund—state appropriation for fiscal 2 year 2022 and \$40,000 of the general fund—state appropriation for 3 fiscal year 2023 are provided solely for the implementation of 4 Engrossed Second Substitute House Bill No. 1310 (use of force). ((If 5 the bill is not enacted by June 30, 2021, the amounts provided in 6 this subsection shall lapse.))

7 (23) \$25,000 of the general fund—state appropriation for fiscal 8 year 2022 and \$25,000 of the general fund—state appropriation for 9 fiscal year 2023 are provided solely for the implementation of 10 Engrossed Substitute House Bill No. 1109 (victims of sexual assault). 11 ((If the bill is not enacted by June 30, 2021, the amounts provided 12 in this subsection shall lapse.))

13 Sec. 219. 2021 c 334 s 219 (uncodified) is amended to read as 14 follows:

15 FOR THE OFFICE OF INDEPENDENT INVESTIGATIONS

16	General	Fund—Sta	te Appropriatio	n (FY	2022).	•	•	•	•	•	((\$7,063,000))
17											<u>\$8,540,000</u>
18	General	Fund—Sta	te Appropriatio	n (FY	2023).	•	•	•	•	•	((\$12,657,000))
19											<u>\$15,656,000</u>
20		TOTAL APP	PROPRIATION	• •		•	•	•	•		((\$19,720,000))
21											<u>\$24,196,000</u>

22 The appropriations in this section are subject to the following 23 conditions and limitations: The appropriations in this section are 24 provided solely for the implementation of Engrossed Substitute House 25 Bill No. 1267 (establishing an office of independent investigations), 26 to create an office within the office of the governor for the 27 purposes of investigating deadly force incidents involving peace 28 officers. ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.)) 29

30 Sec. 220. 2021 c 334 s 220 (uncodified) is amended to read as 31 follows: 32 FOR THE DEPARTMENT OF LABOR AND INDUSTRIES 33 General Fund—State Appropriation (FY 2022)..... ((\$13,752,000)) 34 \$11,969,000 35 General Fund—State Appropriation (FY 2023).... ((\$15,492,000)) 36 \$20,042,000

1 \$20,839,000 2 3 \$598,000 4 Electrical License Account—State Appropriation. . . . ((\$56,707,000)) 5 \$59,730,000 Farm Labor Contractor Account—State Appropriation. \$28,000 6 Worker and Community Right to Know Fund-State 7 8 9 \$1,062,000 10 Construction Registration Inspection Account-State 11 ((\$28,947,000)) 12 \$30,439,000 13 Public Works Administration Account-State 14 \$11,796,000 15 16 Manufactured Home Installation Training Account-17 ((\$395,000)) 18 \$424,000 19 Accident Account—State Appropriation. ((\$366,060,000)) 20 \$385,667,000 21 Accident Account—Federal Appropriation. ((\$16,047,000)) 22 \$16,071,000 23 Medical Aid Account—State Appropriation. ((\$366,663,000)) 24 \$385,165,000 25 Medical Aid Account—Federal Appropriation. ((\$3,608,000)) 26 \$3,617,000 27 Plumbing Certificate Account—State Appropriation. . . ((\$3,316,000)) 28 \$3,498,000 29 Pressure Systems Safety Account—State Appropriation. . ((\$4,582,000)) 30 \$4,847,000 31 32 \$955,792,000 The appropriations in this section are subject to the following 33 34 conditions and limitations:

35 (1) ((\$8,551,000)) \$5,247,000 of the accident account—state 36 appropriation and ((\$8,551,000)) \$5,247,000 of the medical aid 37 account—state appropriation are provided solely for the labor and 38 industries workers' compensation information system replacement

1 project. This subsection is subject to the conditions, limitations, 2 and review provided in section 701 of this act. The department must:

3 (a) Submit a report by August 1, 2021, on the quantifiable 4 deliverables accomplished in fiscal years 2020 and 2021 and the 5 amount spent by each deliverable in each of the following 6 subprojects:

- 7 (i) Business readiness;
- 8 (ii) Change readiness;
- 9 (iii) Commercial off the shelf procurement;
- 10 (iv) Customer access;
- 11 (v) Program foundations;
- 12 (vi) Independent assessment; and
- 13 (vii) In total by fiscal year;

14 (b) Submit quarterly data within 30 calendar days of the end of 15 each quarter, effective July 1, 2021, on:

16 (i) All of the quantifiable deliverables accomplished by 17 subprojects identified in (a)(i) through (vi) of this subsection and 18 in total and the associated expenditures by each deliverable by 19 fiscal month;

(ii) The contract full time equivalent charged by subprojects identified in (a)(i) through (vi) of this subsection, and in total, compared to the budget spending plan by month for each contracted vendor and what the ensuing contract equivalent budget spending plan by subprojects identified in (a)(i) through (vi) of this subsection, and in total, assumes by fiscal month;

(iii) The performance metrics by subprojects identified in (a)(i)
through (vi) of this subsection, and in total, that are currently
used, including monthly performance data; and

(iv) The risks identified independently by at least the quality assurance vendor and the office of the chief information officer, and how the project:

32 (A) Has mitigated each risk; and

33 (B) Is working to mitigate each risk, and when it will be 34 mitigated;

35 (c) Submit the reports in (a) and (b) of this subsection to 36 fiscal and policy committees of the legislature; and

37 (d) Receive an additional gated project sign off by the office of 38 financial management, effective September 1, 2021. Prior to spending 39 any project funding in this subsection each quarter, there is an 40 additional gate of approval required for this project. The director of financial management must agree that the ((reporting data provided each quarter)) project shows accountability, effective and appropriate use of the funding, and that risks are being mitigated to the spending and sign off on the spending for the ensuing quarter.

(2) \$250,000 of the medical aid account-state appropriation and 5 \$250,000 of the accident account-state appropriation are provided 6 solely for the department of labor and industries safety and health 7 assessment and research for prevention program to conduct research to 8 9 address the high injury rates of the janitorial workforce. The research must quantify the physical demands of common janitorial work 10 11 tasks and assess the safety and health needs of janitorial workers. 12 The research must also identify potential risk factors associated 13 with increased risk of injury in the janitorial workforce and measure 14 workload based on the strain janitorial work tasks place on janitors' 15 bodies. The department must conduct interviews with janitors and 16 their employers to collect information on risk factors, identify the tools, technologies, and methodologies used to complete work, and 17 18 understand the safety culture and climate of the industry. The 19 department must produce annual progress reports through the year 2022 20 or until the tools are fully developed and deployed. The annual progress report must be submitted to the governor and legislature by 21 22 December 1st of each year such report is due.

23 (3) \$258,000 of the accident account—state appropriation and 24 \$258,000 of the medical aid account-state appropriation are provided 25 solely for the department of labor and industries safety and health 26 assessment research for prevention program to conduct research to prevent the types of work-related injuries that require immediate 27 28 hospitalization. The department will develop and maintain a tracking 29 system to identify and respond to all immediate in-patient 30 hospitalizations and will examine incidents in defined high-priority areas, as determined from historical data and public priorities. The 31 32 research must identify and characterize hazardous situations and 33 contributing factors using epidemiological, safety-engineering, and human factors/ergonomics methods. The research must also identify 34 35 common factors in certain types of workplace injuries that lead to 36 hospitalization. The department must submit a report to the governor 37 appropriate legislative committees by August 30, 2021, and and 38 annually thereafter, summarizing work-related immediate 39 hospitalizations and prevention opportunities, actions that employers

1 and workers can take to make workplaces safer, and ways to avoid 2 severe injuries.

3 (4) (a) \$2,000,000 of the general fund—state appropriation for fiscal year 2022 and \$2,000,000 of the general fund-state 4 5 appropriation for fiscal year 2023 are provided solely for grants to promote workforce development in aerospace and aerospace related 6 7 supply chain industries by: Expanding the number of registered apprenticeships, preapprenticeships, and aerospace-related programs; 8 and providing support for registered apprenticeships or programs in 9 10 aerospace and aerospace-related supply chain industries.

11

(b) Grants awarded under this section may be used for:

12 (i) Equipment upgrades or new equipment purchases for training 13 purposes;

14 (ii) New training space and lab locations to support capacity 15 needs and expansion of training to veterans and veteran spouses, and 16 underserved populations;

17 (iii) Curriculum development and instructor training for industry 18 experts;

(iv) Tuition assistance for degrees in engineering and high-demand degrees that support the aerospace industry; and

(v) Funding to increase capacity and availability of child care options for shift work schedules.

23 (c) An entity is eligible to receive a grant under this subsection if it is a nonprofit, nongovernmental, or institution of 24 higher education that provides training opportunities, 25 including 26 apprenticeships, preapprenticeships, preemployment training, 27 aerospace-related degree programs, or incumbent worker training to prepare workers for the aerospace and aerospace-related supply chain 28 29 industries.

30 (d) The department may use up to 5 percent of these funds for 31 administration of these grants.

(5) \$3,632,000 of the accident account—state appropriation and \$876,000 of the medical aid account—state appropriation are provided solely for the creation of an agriculture compliance unit within the division of occupational safety and health. The compliance unit will perform compliance inspections and provide bilingual outreach to agricultural workers and employers.

38 (6) \$2,849,000 of the construction registration inspection 39 account—state appropriation, \$152,000 of the accident account—state appropriation, and \$31,000 of the medical aid account—state appropriation are provided solely for the conveyance management system replacement project and are subject to the conditions, limitations, and review provided in section 701 of this act.

5 (7) ((\$4,380,000)) (a) \$4,044,000 of the medical aid account— 6 state appropriation is provided solely for the implementation of the 7 provider credentialing system project and is subject to the 8 conditions, limitations, and review provided in section 701 of this 9 act.

10 (b) \$336,000 of the medical aid account—state appropriation is 11 provided solely for the maintenance and operation of the provider 12 credentialing project.

(8) \$530,000 of the accident account—state appropriation and \$94,000 of the medical aid account—state appropriation are provided solely for the department to conduct infectious disease rule making to ensure the state has general guidelines to follow in the case of an infectious disease outbreak and to provide education and outreach.

(9) \$334,000 of the accident account—state appropriation and \$60,000 of the medical aid account—state appropriation are provided for the maintenance and operating costs of the isolated worker protection information technology project.

22 (10) \$125,000 of the general fund—state appropriation for fiscal 23 year 2022 and \$125,000 of the general fund-state appropriation for fiscal year 2023 are provided solely for the department to analyze 24 patients who are maintained on chronic opioids. The department must 25 submit a report of its findings to the governor and the appropriate 26 27 committees of the legislature no later than October 1, 2023. The report shall include analysis of patient data, describing the 28 29 characteristics of patients who are maintained on chronic opioids and 30 their clinical needs, and a preliminary evaluation of potential 31 interventions to improve care and reduce harms in this population.

(11) \$100,000 of the general fund—state appropriation for fiscal year 2022 and \$50,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for a grant to an organization in Pierce county experienced in providing peer-to-peer training, in order to develop and implement a program aimed at reducing workplace sexual harassment in the agricultural sector, with the following deliverables: (a) Peer-to-peer training and evaluation of sexual harassment
 training curriculum; and

3 (b) The building of a statewide network of peer trainers as 4 farmworker leaders whose primary purpose is to prevent workplace 5 sexual harassment and assault through leadership, education, and 6 other tools.

7 (12) \$150,000 of the general fund—state appropriation for fiscal 8 year 2022 and \$100,000 of the general fund—state appropriation for 9 fiscal year 2023 are provided solely for a work group to investigate 10 how to make Washington's industrial insurance system easier to access 11 for employers and hiring entities to provide industrial insurance 12 coverage for domestic workers.

13 (a) Domestic workers include, but are not limited to: 14 Housecleaners, nannies, gardeners, and day laborers, including but 15 not limited to those who may perform maintenance or repair work in or 16 about the private home of the employer or hiring entity.

(b) The work group shall make recommendations to the governor and 17 18 appropriate legislative committees on legislative, regulatory, or 19 other changes that would make the industrial insurance system easier 20 for day laborers and their employers to access. This work group will 21 explore the possible role of intermediary also nonprofit 22 organizations that assist and refer domestic workers and day 23 laborers.

(c) The work group shall be comprised of the followingrepresentatives, to be appointed by the governor by July 1, 2021:

(i) Two representatives who are directly impacted domesticworkers who work for private home employers or hiring entities;

(ii) Two representatives who are directly impacted day laborerswho work for private home employers or hiring entities;

30 (iii) Two representatives from unions, workers' centers, or 31 intermediary nonprofit organizations that assist and/or refer such 32 directly impacted workers;

33 (iv) Two employer or hiring entity representatives who directly 34 employ or hire single domestic workers in private homes;

35 (v) One employer or hiring entity representative who directly 36 employs or hires day laborers in a private home;

37 (vi) One representative from a nonprofit organization that 38 educates and organizes household employers; and

39 (vii) Representatives from the department, serving in an ex 40 officio capacity.

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1 (d) The department shall convene the work group by August 1, 2 2021, and shall meet at least once every two months and may meet 3 remotely in order to accommodate the involvement of domestic worker 4 and day laborer representatives.

5 (e) The work group shall deliver its report and recommendations 6 to the governor and the appropriate committees of the legislature no 7 later than November 4, 2022.

8 (13) \$237,000 of the accident account—state appropriation and 9 \$184,000 of the medical aid account—state appropriation are provided 10 solely for costs associated with the implementation of Engrossed 11 Substitute Senate Bill No. 5115 (health emergency/labor). ((If the 12 bill is not enacted by June 30, 2021, the amounts provided in this 13 subsection shall lapse.))

14 (14) ((\$825,000)) <u>\$1,228,000</u> of the accident account—state 15 appropriation and ((\$620,000)) \$217,000 of the medical aid accountstate appropriation are provided solely for costs associated with the 16 17 implementation of Engrossed Substitute Senate Bill No. 5172 (agricultural overtime). ((If the bill is not enacted by June 30, 18 19 2021, the amounts provided in this subsection shall lapse.))

(15) \$760,000 of the general fund—state appropriation for fiscal year 2022 and \$1,393,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of Second Substitute Senate Bill No. 5183 (nonfatal strangulation). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(16) \$367,000 of the accident account—state appropriation and \$366,000 of the medical aid account—state appropriation are provided solely for the implementation of Engrossed Substitute Senate Bill No. 5190 (health care workers/benefits). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

31 (17) \$1,626,000 of the accident account-state appropriation and 32 \$288,000 of the medical aid account-state appropriation are provided 33 solely for the purpose of providing a temporary 7.5 percent increase to the base rate of pay for the compliance field positions in the 34 35 following job classifications: Safety and health specialist 3, safety and health specialist 4, industrial hygienist 3, and industrial 36 37 hygienist 4, who are responsible for inspections, investigations, and 38 enforcement related to the COVID-19 pandemic, not including consultation staff within these classifications. The increase shall 39

be effective July 1, 2021, until June 30, 2023. Expenditure of the amount provided for this purpose is contingent upon execution of an appropriate memorandum of understanding between the governor or the governor's designee and the exclusive bargaining representative, consistent with the terms of this subsection.

6 (18) \$298,000 of the accident account—state appropriation and 7 \$53,000 of the medical aid account—state appropriation are provided 8 solely for the implementation of Engrossed Substitute House Bill No. 9 1097 (increasing worker protections). ((If the bill is not enacted by 10 June 30, 2021, the amounts provided in this subsection shall lapse.))

11 (19) \$1,360,000 of the accident account-state appropriation and 12 \$240,000 of the medical aid account-state appropriation are provided 13 solely for the department of labor and industries, in coordination 14 Washington state apprenticeship training council, to with the 15 establish behavioral health apprenticeship programs. The behavioral 16 health apprenticeship programs shall be administered by the 17 state apprenticeship training council. Washington The amounts provided in this subsection must be used to compensate behavioral 18 19 health providers for the incurred operating costs associated with the 20 apprenticeship program, including apprentice compensation, staff 21 support and supervision of apprentices, development of on-the-job 22 training catalogs for apprentices, and provider incentives for 23 implementing a behavioral health apprenticeship program. In awarding 24 this funding, special preference must be given to small or rural 25 behavioral health providers and those that serve higher percentages 26 of individuals from black, indigenous, and people of color communities. 27

(20) \$65,000 of the accident account—state appropriation and \$66,000 of the medical aid account—state appropriation are provided solely for the implementation of Substitute House Bill No. 1455 (social security/L&I & ESD). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

33 (21) \$584,000 of the accident account—state appropriation and \$584,000 of the medical aid account—state appropriation are provided \$584,000 of the medical aid account—state appropriation are provided \$584,000 of the medical aid account—state appropriation are provided \$584,000 of the medical aid account—state appropriation are provided \$584,000 of the medical aid account—state appropriation are provided \$584,000 of the medical aid account—state appropriation are provided \$584,000 of the medical aid account—state appropriation are provided \$584,000 of the medical aid account—state appropriation are provided \$584,000 of the medical aid account—state appropriation are provided \$584,000 of the medical aid account—state appropriation are provided \$584,000 of the medical aid account—state appropriation are provided \$584,000 of the medical aid account—state appropriation are provided \$584,000 of the medical aid account—state appropriation are provided \$584,000 of the medical aid account—state appropriation are provided \$584,000 of the medical aid account—state appropriation are provided \$584,000 of the medical aid account—state appropriation are provided \$584,000 of the medical aid account—state appropriation are provided \$584,000 of the medical aid account—state appropriation are provided \$584,000 of the medical aid account—state appropriation are provided \$584,000 of the medical aid account—state appropriation are provided \$584,000 of the medical aid account—state appropriation are provided \$584,000 of the medical aid account—state appropriation are provided \$584,000 of the medical aid account—state appropriation are provided \$584,000 of the medical aid account—state appropriation are provided \$584,000 of the medical aid account—state appropriate approximate approximate approximate approximate \$584,000 of the medical aid account approximate approximate approximate approximate approximate \$584,000 of the medical approximate approximate approximate approximate approximate approximate approximate approximate appr 1 <u>eligible for reimbursement from the federal emergency management</u> 2 <u>agency.</u>

3 (22) \$961,000 of the accident account—state appropriation and 4 \$169,000 of the medical aid account—state appropriation are provided 5 solely for enhancements to the apprenticeship registration and 6 tracking computer system to align data collection with federal 7 regulations and to create functionality that allows for web-based 8 document uploading. This project is subject to the conditions, 9 limitations, and review provided in section 701 of this act.

10 (23) \$350,000 of the accident account—state appropriation and 11 \$350,000 of the medical aid account—state appropriation are provided 12 solely for the completion of the licensing and certification 13 administrators IT project to meet the implementation requirements of 14 chapter 277, Laws of 2020 (SHB 2409). This project is subject to the 15 conditions, limitations, and review provided in section 701 of this 16 act.

17 (24) \$560,000 of the public works administration account-state 18 appropriation is provided solely for the implementation of House/ Senate Bill No. . . (Z-0321.4/22) (adding references to contractor 19 licensing laws in workers' compensation, public works, and prevailing 20 wage statutes). If the bill is not enacted by June 30, 2022, the 21 22 amount provided in this subsection shall lapse. This project is subject to the conditions, limitations, and review provided in 23 section 701 of this act. 24

25 (25) \$72,000 of the accident account-state appropriation and \$73,000 of the medical aid account-state appropriation is provided 26 solely to implement House/Senate Bill No. . . . (Z-0301/22) (adding 27 28 psychologists for mental health only claims to the list of those who 29 can act as an attending provider). If the bill is not enacted by June 30, 2022, the amounts provided in this subsection shall lapse. System 30 enhancements associated with this policy change are subject to the 31 32 conditions, limitations, and review provided in section 701 of this 33 act.

34 (26) \$897,000 of the medical aid account—state appropriation is 35 provided solely to cover the overhead rent costs to increase the 36 number of labor and industry vocational specialists embedded in 37 WorkSource offices and to implement a comprehensive quality-assurance 38 team to ensure the continuous improvement of vocational services for 39 injured workers through the workers' compensation program. 1 (27) \$616,000 of the public works administration account—state
2 appropriation is provided solely to expand capacity to investigate
3 and enforce prevailing-wage complaints.

4 (28) \$794,000 of the public works administration account—state 3 appropriation is provided solely for planning and requirements 6 gathering to make system improvements to the prevailing wage program 7 information technology system. Of the amount in this subsection, 8 \$300,000 is for two permanent information technology developers to 9 maintain the system. This project is subject to the conditions, 10 limitations, and review provided in section 701 of this act.

11 (29) \$2,500,000 of the general fund—state appropriation is 12 provided solely to create and administer a grant program intended to 13 modernize the technology and remote learning infrastructure within 14 existing state registered apprenticeship programs. Grant applications 15 must include a plan to sustain the investment over time. Up to five 16 percent of the total within this subsection can be used to cover 17 administrative expenses.

18 (30) \$4,000,000 of the general fund—state appropriation is 19 provided solely to create and administer a grant program intended to 20 upgrade apprenticeship program equipment to better replicate 21 conditions on the job during the training of apprentices. The grant 22 program is limited to state registered apprenticeship programs. Up to 23 five percent of the total within this subsection can be used to cover 24 administrative expenses.

25 (31) \$205,000 of the general fund-state appropriation is provided 26 solely to start conducting a four-year retention study of state registered apprentices. The study shall include the collection of 27 data from all apprentices three months into their apprenticeship to 28 understand challenges and barriers they face towards program 29 participation. The aggregate data by trade must be displayed on a 30 publicly available dashboard. Study data must be provided with 31 32 apprenticeship coordinators to implement an early response to connect apprentices with needed supports. The department shall submit an 33 34 annual report to the governor and appropriate legislative committees 35 beginning June 30, 2023.

36 Sec. 221. 2021 c 334 s 221 (uncodified) is amended to read as 37 follows:

38 FOR THE DEPARTMENT OF VETERANS AFFAIRS

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

(a) The department of veterans affairs shall not initiate any 3 services that will require expenditure of state general fund moneys 4 unless expressly authorized in this act or other law. The department 5 6 may seek, receive, and spend, under RCW 43.79.260 through 43.79.282, federal moneys that are unrelated to the coronavirus response and not 7 anticipated in this act as long as the federal funding does not 8 require expenditure of state moneys for the program in excess of 9 10 amounts anticipated in this act. If the department receives unanticipated unrestricted federal moneys that are unrelated to the 11 12 coronavirus response, those moneys must be spent for services authorized in this act or in any other legislation that provides 13 appropriation authority, and an equal amount of appropriated state 14 15 moneys shall lapse. Upon the lapsing of any moneys under this subsection, the office of financial management shall notify the 16 17 legislative fiscal committees. As used in this subsection, "unrestricted federal moneys" includes block grants and other funds 18 19 that federal law does not require to be spent on specifically defined projects or matched on a formula basis by state funds. 20

21 (b) Each year, there is fluctuation in the revenue collected to 22 support the operation of the state veteran homes. When the department 23 has foreknowledge that revenue will decrease, such as from a loss of census or from the elimination of a program, the legislature expects 24 25 the department to make reasonable efforts to reduce expenditures in a commensurate manner and to demonstrate that it has made such efforts. 26 27 In response to any request by the department for general fund-state appropriation to backfill a loss of revenue, the legislature shall 28 29 consider the department's efforts in reducing its expenditures in light of known or anticipated decreases to revenues. 30

31 (2) HEADQUARTERS

32	General Fund—State Appropriation (FY 2022) ((\$3,966,000))
33	<u>\$4,183,000</u>
34	General Fund—State Appropriation (FY 2023) ((\$3,791,000))
35	<u>\$4,686,000</u>
36	Charitable, Educational, Penal, and Reformatory
37	
57	Institutions Account—State Appropriation \$10,000
38	Institutions Account—State Appropriation

(3)	FIELD SERVICES
General	Fund—State Appropriation (FY 2022) ((\$8,121,000))
	<u>\$8,143,000</u>
General	Fund—State Appropriation (FY 2023) ((\$7,878,000))
	<u>\$8,808,000</u>
General	Fund—Federal Appropriation ((\$4,412,000))
	<u>\$9,116,000</u>
General	<pre>Fund—Private/Local Appropriation ((\$4,959,000))</pre>
	<u>\$6,730,000</u>
Veteran	Estate Management Account—Private/Local
App	ropriation
	TOTAL APPROPRIATION
	\$33,514,000
	General General General General Veteran

14 The appropriations in this subsection are subject to the 15 following conditions and limitations:

16 (a) \$449,000 of the general fund-state appropriation for fiscal 17 year 2022 and \$449,000 of the general fund-state appropriation for fiscal year 2023 are provided solely for supporting the statewide 18 19 plan to reduce suicide among service members, veterans, and their 20 families. No later than December 1, 2022, the department must submit 21 to the appropriate fiscal committees of the legislature a report that 22 describes how the funding provided in this subsection was spent, 23 including the numbers of individuals served and the types of services 24 provided.

25 (b) \$233,000 of the general fund—state appropriation for fiscal year 2022 and \$233,000 of the general fund-state appropriation for 26 27 fiscal year 2023 are provided solely for the traumatic brain injury 28 program to reduce homelessness, domestic violence, and intimate partner violence impacts to the behavioral health system and justice 29 30 system. No later than December 1, 2022, the department must submit to 31 the appropriate fiscal committees of the legislature a report that 32 describes how the funding provided in this subsection was spent, 33 including the numbers of individuals served and the types of services 34 provided.

35 (c) \$300,000 of the general fund—state appropriation for fiscal 36 year 2022 and \$300,000 of the general fund—state appropriation for 37 fiscal year 2023 are provided solely for two veterans service 1 officers, one located in eastern Washington and one located in 2 western Washington.

3 (4) ((INSTITUTIONAL SERVICES)) STATE VETERANS HOMES PROGRAM 4 5 \$16,801,000 6 General Fund—State Appropriation (FY 2023). ((\$12,510,000)) 7 \$24,184,000 General Fund—Federal Appropriation. ((\$108,522,000)) 8 9 \$109,304,000 General Fund—Private/Local Appropriation. ((\$21,794,000)) 10 \$21,799,000 11 12 13 \$172,088,000

14 The appropriations in this subsection are subject to the 15 following conditions and limitations:

(a) If the department receives additional unanticipated federal 16 17 resources that are unrelated to the coronavirus response at any point during the remainder of the 2021-2023 fiscal biennium, an equal 18 amount of general fund-state must be placed in unallotted status so 19 as not to exceed the total appropriation level specified in this 20 subsection. The department may submit as part of the policy level 21 22 budget submittal documentation required by RCW 43.88.030 a request to 23 maintain the general fund-state resources that were unallotted as 24 required by this subsection.

(b) \$234,000 of the general fund—state appropriation for fiscal year 2022 and \$222,000 of the general fund—state appropriation for fiscal year 2023 are provided solely to implement Substitute House Bill No. 1218 (long-term care residents). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

31 (5) CEMETERY SERVICES

32	General	Fund—State Appropriation	(FY	2022).	•	•	•	•	•	•	• •	\$85 , 000
33	General	Fund—State Appropriation	(FY	2023).	•	•	•	•	•		((\$	101,000))
34												<u>\$124,000</u>
35	General	Fund—Federal Appropriatio	n.		•	•	•	•	•		•••	\$710,000
36		TOTAL APPROPRIATION	•		•	•	•	•	•	•	((\$	896,000))
37												<u>\$919,000</u>

1 Sec. 222. 2021 c 334 s 222 (uncodified) is amended to read as 2 follows: 3 FOR THE DEPARTMENT OF HEALTH 4 5 \$210,580,000 6 7 \$305,378,000 8 9 \$580,748,000 General Fund—Private/Local Appropriation. ((\$234,627,000)) 10 11 \$249,174,000 12 Hospital Data Collection Account—State Appropriation. . . \$428,000 13 Health Professions Account—State Appropriation. . . ((\$146,975,000)) 14 \$158,227,000 Aquatic Lands Enhancement Account-State 15 16 17 \$637,000 18 Emergency Medical Services and Trauma Care Systems 19 Trust Account—State Appropriation. ((\$10,053,000)) 20 \$10,105,000 21 Safe Drinking Water Account—State Appropriation. . . . ((\$5,976,000)) 22 \$7,244,000 23 Drinking Water Assistance Account-Federal 24 ((\$16,759,000)) 25 \$20,913,000 26 Waterworks Operator Certification Account-State 27 28 \$2,006,000 29 Drinking Water Assistance Administrative Account-30 31 \$1,634,000 32 Site Closure Account—State Appropriation. ((\$180,000)) 33 \$186,000 34 Biotoxin Account—State Appropriation. ((\$1,675,000)) 35 \$1,727,000 Model Toxics Control Operating Account-State 36 37 38 \$7,750,000 39 Medical Test Site Licensure Account-State

1 ((\$3,187,000)) 2 \$3,275,000 3 Secure Drug Take-Back Program Account-State 4 5 \$1,435,000 Youth Tobacco and Vapor Products Prevention Account-6 7 8 \$3,242,000 9 Dedicated Marijuana Account—State Appropriation (FY 2022).... 10 ((\$10, 538, 000))11 \$10,625,000 12 Dedicated Marijuana Account-State Appropriation (FY 2023)..... 13 ((\$10, 562, 000))14 \$13,553,000 15 Public Health Supplemental Account—Private/Local 16 ((\$3,619,000)) 17 \$3,702,000 18 Accident Account—State Appropriation. ((\$348,000)) 19 \$368,000 20 Medical Aid Account—State Appropriation. ((\$53,000)) 21 \$57,000 2.2 Medicaid Fraud Penalty Account-State Appropriation. \$17,000 Statewide 988 Behavioral Health Crisis Response Line 23 24 Coronavirus State Fiscal Recovery Account—Federal 25 26 27 28 \$1,618,251,000

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

(1) The department of health shall not initiate any services that 31 32 will require expenditure of state general fund moneys unless 33 expressly authorized in this act or other law. The department of health and the state board of health shall not implement any new or 34 35 amended rules pertaining to primary and secondary school facilities 36 until the rules and a final cost estimate have been presented to the 37 legislature, and the legislature has formally funded implementation of the rules through the omnibus appropriations act or by statute. 38 39 The department may seek, receive, and spend, under RCW 43.79.260

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

(2) During the 2021-2023 fiscal biennium, each person subject to
RCW 43.70.110(3)(c) is required to pay only one surcharge of up to
twenty-five dollars annually for the purposes of RCW 43.70.112,
regardless of how many professional licenses the person holds.

(3) In accordance with RCW 43.70.110 and 71.24.037, the 18 department is authorized to adopt license and certification fees in 19 fiscal years 2022 and 2023 to support the costs of the regulatory 20 program. The department's fee schedule shall have differential rates 21 22 for providers with proof of accreditation from organizations that the department has determined to have substantially equivalent standards 23 to those of the department, including but not limited to the joint 24 25 commission on accreditation of health care organizations, the commission on accreditation of rehabilitation facilities, and the 26 council on accreditation. To reflect the reduced costs associated 27 28 with regulation of accredited programs, the department's fees for organizations with such proof of accreditation must reflect the lower 29 costs of licensing for these programs than for other organizations 30 31 which are not accredited.

32 (4) Within the amounts appropriated in this section, and in 33 accordance with RCW 70.41.100, the department shall set fees to 34 include the full costs of the performance of inspections pursuant to 35 RCW 70.41.080.

36 (5) In accordance with RCW 43.70.110 and 71.24.037, the 37 department is authorized to adopt fees for the review and approval of 38 mental health and substance use disorder treatment programs in fiscal 39 years 2022 and 2023 as necessary to support the costs of the 40 regulatory program. The department's fee schedule must have

1 differential rates for providers with proof of accreditation from organizations that the department has determined 2 to have substantially equivalent standards to those of the department, 3 including but not limited to the joint commission on accreditation of 4 health care organizations, the commission on accreditation of 5 6 rehabilitation facilities, and the council on accreditation. То reflect the reduced costs associated with regulation of accredited 7 programs, the department's fees for organizations with such proof of 8 accreditation must reflect the lower cost of licensing for these 9 programs than for other organizations which are not accredited. 10

(6) The health care authority, the health benefit exchange, the 11 12 department of social and health services, the department of health, and the department of children, youth, and families shall work 13 together within existing resources to establish the health and human 14 services enterprise coalition (the coalition). The coalition, led by 15 16 the health care authority, must be a multi-organization collaborative 17 that provides strategic direction and federal funding guidance for 18 projects that have cross-organizational or enterprise impact, including information technology projects that affect organizations 19 within the coalition. The office of the chief information officer 20 21 shall maintain a statewide perspective when collaborating with the 22 coalition to ensure that projects are planned for in a manner that 23 ensures the efficient use of state resources, supports the adoption of a cohesive technology and data architecture, and maximizes federal 24 25 financial participation. ((The work of the coalition and any project identified as a coalition project is subject to the conditions, 26 27 limitations, and review provided in section 701 of this act.))

(7) \$150,000 of the general fund—state appropriation for fiscal year 2022 and \$150,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the midwifery licensure and regulatory program to supplement revenue from fees. The department shall charge no more than five hundred twenty-five dollars annually for new or renewed licenses for the midwifery program.

34 (8) Within the amounts appropriated in this section, and in 35 accordance with RCW 43.70.110 and 71.12.470, the department shall set 36 fees to include the full costs of the performance of inspections 37 pursuant to RCW 71.12.485.

38 (9) \$26,855,000 of the general fund—local appropriation is 39 provided solely for the department to provide core medical services,

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1 case management, and support services for individuals living with 2 human immunodeficiency virus.

3 (10) \$17,000 of the health professions account—state 4 appropriation is provided solely for the implementation of Senate 5 Bill No. 5018 (acupuncture and eastern med.) ((If the bill is not 6 enacted by June 30, 2021, the amount provided in this subsection 7 shall lapse.))

8 (11) \$703,000 of the general fund—state appropriation for fiscal 9 year 2022 and \$703,000 of the general fund—state appropriation for 10 fiscal year 2023 are provided solely for the implementation of 11 Engrossed Second Substitute Senate Bill No. 5052 (health equity 12 zones). ((If the bill is not enacted by June 30, 2021, the amounts 13 provided in this subsection shall lapse.))

(12) ((\$73,000 of the general fund state appropriation for fiscal year 2022 is provided solely for the implementation of Second Substitute Senate Bill No. 5062 (data). If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.

(13)) \$79,000 of the general fund—state appropriation for fiscal year 2022 and \$76,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of Engrossed Substitute Senate Bill No. 5119 (individuals in custody). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.

(14)) (13) \$1,333,000 of the general fund—state appropriation for fiscal year 2022 and \$1,117,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of Engrossed Second Substitute Senate Bill No. 5141 (env. justice task force recs). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.

30 (15)) (14) \$13,000 of the general fund—state appropriation for 31 fiscal year 2022 and \$13,000 of the general fund—state appropriation 32 for fiscal year 2023 are provided solely for the implementation of 33 Second Substitute Senate Bill No. 5195 (opioid overdose medication). 34 ((If the bill is not enacted by June 30, 2021, the amounts provided 35 in this subsection shall lapse.

36 (16)) (15) \$74,000 of the general fund—state appropriation for 37 fiscal year 2022 and \$74,000 of the general fund—federal 38 appropriation are provided solely for the implementation of Engrossed 39 Substitute Senate Bill No. 5229 (health equity continuing ed.). ((Iff) 1 the bill is not enacted by June 30, 2021, the amounts provided in

2 this subsection shall lapse.

(17))) (16) \$50,000 of the general fund—state appropriation for 3 fiscal year 2022 is provided solely for a grant to the Pierce county 4 center for dispute resolution to convene a task force, staffed by the 5 Pierce county center for dispute resolution, to review and make 6 7 recommendations on bringing the current practice of dental therapy on tribal lands to a statewide scale, and on the practice, supervision, 8 and practice settings needed to maximize the effectiveness of dental 9 therapy. The Pierce county center for dispute resolution must submit 10 a report to the legislature by December 1, 2021. 11

12

(a) Members of the task force must include:

(i) Three representatives from different organizations that represent individuals or underserved communities, including but not limited to children, seniors, African Americans, Latino Americans, Native Americans, Pacific Islander Americans, and low income and rural communities;

18

(ii) One member of the dental quality assurance commission;

19 (iii) One representative from the University of Washington school 20 of dentistry;

21 (iv) One member from the Washington state dental association;

(v) One member from the Washington state dental hygienists' association;

24 (vi) One dental therapist;

25 (vii) One dentist who has or is currently supervising a dental 26 therapist or therapists;

27 (viii) One representative from a dental only integrated delivery 28 system;

29 (ix) One representative from an urban Indian health clinic;

30 (x) One representative from a federally qualified health center 31 or the Washington association for community health;

32

(xi) One representative from a dental therapy education program;

33 (xii) One representative from a Washington tribe that currently34 employs dental therapists; and

35 (xiii) One representative from a labor union representing care 36 providers that has experience providing dental coverage and promoting 37 dental care among their members.

38 (b) In addition, members of the task force may include members 39 from the legislature as follows: 1 (i) The president of the senate may appoint one member from each 2 of the two largest caucuses of the senate; and

3 (ii) The speaker of the house of representatives may appoint one 4 member from each of the two largest caucuses of the house of 5 representatives.

6 (((18))) (17) \$492,000 of the general fund—state appropriation for fiscal year 2022 and \$492,000 of the general fund-state 7 appropriation for fiscal year 2023 are provided solely for the 8 department to coordinate with local health jurisdictions to establish 9 and maintain comprehensive group B programs to ensure safe drinking 10 11 These funds shall be used to support the costs of the water. 12 development and adoption of rules, policies, and procedures, and for 13 technical assistance, training, and other program-related costs.

14 (((19))) (18) \$96,000 of the general fund—state appropriation for 15 fiscal year 2022 and \$92,000 of the general fund—state appropriation 16 for fiscal year 2023 are provided solely for community outreach to 17 prepare culturally and linguistically appropriate hepatitis B 18 information in a digital format to be distributed to ethnic and 19 cultural leaders and organizations to share with foreign-born and 20 limited or non-English speaking community networks.

(((20))) <u>(19)</u> \$750,000 of the general fund—state appropriation 21 22 for fiscal year 2022 and \$750,000 of the general fund-state appropriation for fiscal year 2023 are provided solely to continue 23 the collaboration between the local public health jurisdiction, 24 related accountable communities of health, and health care providers 25 to reduce potentially preventable hospitalizations in Pierce county. 26 This collaboration will build from the first three years of the 27 28 project, planning to align care coordination efforts across health care systems and support the related accountable communities of 29 30 health initiatives, including innovative, collaborative models of care. Strategies to reduce costly hospitalizations include the 31 32 following: (a) Working with partners to prevent chronic disease; (b) 33 improving heart failure rates; (c) incorporating community health 34 workers as part of the health care team and improving care coordination; (d) supporting the COVID-19 response with improved 35 access to immunizations; and (e) the use of community health workers 36 37 to provide necessary resources to prevent hospitalization of people 38 who are in isolation and quarantine.

(((21))) <u>(20)</u>(a) ((\$200,000)) <u>\$65,000</u> of the general fund—state 1 appropriation for fiscal year 2022 ((is)) and \$135,000 of the general 2 3 fund—state appropriation for fiscal year 2023 are provided solely for 4 a task force, chaired by the secretary of the department, implemented by August 1, 2021, to assist with the development of a "parks Rx" 5 health and wellness pilot program that can be implemented in the 6 7 Puget Sound, eastern Washington, and southwest Washington regions of Washington state. 8

9 10 (b) Members of the task force must include:

(i) The secretary of health, or the secretary's designee;

11 (ii) The following members to be appointed by the secretary of 12 health:

(A) Two representatives of local parks and recreation agencies,
 from recommendations by the Washington recreation and park
 association;

16 (B) Two representatives of health care providers and community 17 health workers, from recommendations by the association of Washington 18 healthcare plans from recommendations by the department community 19 health worker training program;

20 (C) Two representatives from drug-free health care professions, 21 one representing the interests of state associations representing 22 chiropractors and one representing the interests of physical 23 therapists and athletic trainers from recommendations by their 24 respective state associations;

(D) Two representatives from hospital and health systems, from
 recommendations by the Washington state hospital association;

(E) Two representatives of local public health agencies, from
 recommendations by the Washington state association of local public
 health officials; and

30 (F) Two representatives representing health carriers, from 31 recommendations from the association of Washington healthcare plans; 32 and

(iii) A representative from the Washington state parks, asdesignated by the Washington state parks and recreation commission.

35 (c) The secretary of health or the secretary's designee must 36 chair the task force created in this subsection. Staff support for 37 the task force must be provided by the department of health.

(d) The task force shall establish an ad hoc advisory committee
 in each of the three pilot regions for purposes of soliciting input
 on the design and scope of the parks Rx program. Advisory committee

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1 membership may not exceed 16 persons and must include diverse 2 representation from the pilot regions, including those experiencing 3 significant health disparities.

4 (e) The task force must meet at least once bimonthly through June 5 2022.

6 (f) The duties of the task force are to advise the department of 7 health on issues including but not limited to developing:

8 (i) A process to establish the pilot program described in this 9 subsection around the state with a focused emphasis on diverse 10 communities and where systematic inequities and discrimination have 11 negatively affected health outcomes;

(ii) Model agreements that would enable insurers to offer incentives to public, nonprofit, and private employers to create wellness programs that offer employees a discount on health insurance in exchange for a certain usage level of outdoor parks and trails for recreation and physical activity; and

17 (iii) Recommendations on ways in which a public-private 18 partnership approach may be utilized to fund the implementation of 19 the pilot program described in this subsection.

20 (g) The members of the task force are encouraged to consider 21 grant funding and outside funding options that can be used toward the 22 pilot program.

(h) The department of health must report findings and recommendations of the task force to the governor and relevant committees of the legislature in compliance with RCW 43.01.036 by September 1, 2022.

(((22))) (21) \$50,000 of the general fund—state appropriation for fiscal year 2022 and \$50,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for a work group to make recommendations concerning funding and policy initiatives to address the spread of sexually transmitted infections in Washington.

32 (a) The work group membership must include, but is not limited33 to, the following members appointed by the governor:

34 (i) A representative from the department of health office of 35 infectious disease;

36 (ii) A representative from the pharmacy quality assurance 37 commission;

38 (iii) A representative from the Washington medical commission;

39 (iv) A representative from an organization representing health 40 care providers; (v) A representative from a local health jurisdiction located
 east of the crest of the Cascade mountains;

3 (vi) A representative from a local health jurisdiction located 4 west of the crest of the Cascade mountains;

5 (vii) At least one representative from an organization working to 6 address health care access barriers for LGBTQ populations;

7 (viii) At least one representative from an organization working 8 to address health care access barriers for communities of color; and

9 (ix) At least one representative from an organization working to 10 address health care access barriers for justice involved individuals.

(b) Staff support for the work group shall be provided by the department of health.

(c) The work group shall submit a report to the legislature by December 1, 2022, that includes recommendations to: (i) Eradicate congenital syphilis and hepatitis B by 2030; (ii) control the spread of gonorrhea, syphilis, and chlamydia; (iii) end the need for confirmatory syphilis testing by the public health laboratory; and (d) expand access to PrEP and PEP.

19 (d) Recommendations provided by the work group must be 20 prioritized based on need and available funding.

(((23))) <u>(22)</u> \$236,000 of the general fund—state appropriation for fiscal year 2022 and \$236,000 of the general fund—state appropriation for fiscal year 2023 are provided solely to implement Engrossed Second Substitute House Bill No. 1152 (comprehensive public health districts). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.

27 (24)) (23) \$332,000 of the general fund—state appropriation for 28 fiscal year 2022 and \$1,885,000 of the general fund—state 29 appropriation for fiscal year 2023 are provided solely for the 30 department to establish and operate regional shared service centers, 31 regional health officers, and regional coordinators, as follows:

32 (a) The role and duties of the regional shared service centers 33 shall be determined by the department and may include the 34 coordination and facilitation of shared delivery of services under 35 the foundational public health services, the implementation of 36 Engrossed Second Substitute Senate Bill No. 5052 (health equity 37 zones), and the development of relationships with other regional 38 bodies, such as accountable communities of health. 1 (b) Regional health officers and regional coordinators must be 2 employees of the department. The department may seek to colocate 3 these employees with local health jurisdictions or other government 4 agencies.

(c) The regional health officers shall be deputies of the state 5 6 health officer. Regional health officers may: (i) Work in partnership 7 with local health jurisdictions, the department, the state board of federally recognized Indian tribes to provide 8 health, and coordination across counties; (ii) provide support to local health 9 officers and serve as an alternative for local health officers during 10 vacations and other absences, emergencies, and vacancies; and (iii) 11 12 provide mentorship and training to new local health officers.

13 (d) A regional health officer must meet the same qualifications14 as local health officers provided in RCW 70.05.050.

(((25))) <u>(24)</u> \$34,000 of the general fund—state appropriation for fiscal year 2022 and \$58,000 of the general fund—local appropriation are provided solely for implementation of Second Substitute House Bill No. 1148 (acute care hospitals). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.

20 (26))) (25) \$832,000 of the general fund—local appropriation and 21 \$554,000 of the health professions account—state appropriation are 22 provided solely for implementation of Engrossed Second Substitute 23 House Bill No. 1086 (behavioral health consumers). ((If the bill is 24 not enacted by June 30, 2021, the amounts provided in this subsection 25 shall lapse.

26 (27)) (26) \$21,000 of the health professions account—state 27 appropriation is provided solely for implementation of House Bill No. 28 1063 (behav. health credentials). ((If the bill is not enacted by 29 June 30, 2021, the amount provided in this subsection shall lapse.

30 (28))) (27) \$374,000 of the general fund—state appropriation for 31 fiscal year 2022 and \$362,000 of the general fund—state appropriation 32 for fiscal year 2023 are provided solely for implementation of 33 Engrossed Substitute House Bill No. 1443 (cannabis industry/equity). 34 ((If the bill is not enacted by June 30, 2021, the amount provided in 35 this subsection shall lapse.

36 (29)) (28) \$97,000 of the general fund—local appropriation is 37 provided solely for implementation of House Bill No. 1031 (birth 38 cert., stillbirth). ((If the bill is not enacted by June 30, 2021, 39 the amount provided in this subsection shall lapse. 1 (30) \$200,000 of the general fund state appropriation for fiscal 2 year 2022 and \$98,000 of the general fund state appropriation for 3 fiscal year 2023 are provided solely for implementation of Second 4 Substitute House Bill No. 1127 (COVID-19 health data privacy). If the 5 bill is not enacted by June 30, 2021, the amounts provided in this 6 subsection shall lapse.

7 (31)) (29) \$17,000 of the health professions account—state 8 appropriation is provided solely for implementation of Substitute 9 House Bill No. 1007 (supervised exp./distance). ((If the bill is not 10 enacted by June 30, 2021, the amount provided in this subsection 11 shall lapse.

12 (32)) (30) \$596,000 of the general fund—state appropriation for 13 fiscal year 2022, \$58,000 of the general fund—state appropriation for 14 fiscal year 2023, and \$64,000 of the hospital data collection account 15 —state appropriation are provided solely for implementation of 16 Engrossed Second Substitute House Bill No. 1272 (health system 17 transparency). ((If the bill is not enacted by June 30, 2021, the 18 amounts provided in this subsection shall lapse.

19 (33)) (31) \$71,000 of the health professions account—state 20 appropriation is provided solely for implementation of Substitute 21 House Bill No. 1129 (international medical grads). ((If the bill is 22 not enacted by June 30, 2021, the amount provided in this subsection 23 shall lapse.

(34)) (32) \$2,809,000 of the model toxics control operating account—state appropriation is provided solely for implementation of Engrossed Second Substitute House Bill No. 1139 (lead in drinking water). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.

29 (35)) (33) \$17,000 of the general fund—state appropriation for 30 fiscal year 2022 is provided solely for implementation of Substitute 31 House Bill No. 1383 (respiratory care). ((If the bill is not enacted 32 by June 30, 2021, the amount provided in this subsection shall lapse.

33 (36))) (34) \$92,000 of the general fund—state appropriation for 34 fiscal year 2022 is provided solely for implementation of Engrossed 35 Substitute House Bill No. 1184 (risk-based water standards). ((If the 36 bill is not enacted by June 30, 2021, the amount provided in this 37 subsection shall lapse.

38 (37)) (35) \$516,000 of the general fund—state appropriation for 39 fiscal year 2022 and \$1,873,000 of the general fund—state 1 appropriation for fiscal year 2023 are provided solely for 2 implementation of Substitute House Bill No. 1225 (school-based health 3 centers). ((If the bill is not enacted by June 30, 2021, the amounts 4 provided in this subsection shall lapse.

5 (38)) (36) \$301,000 of the secure drug take-back program account 6 —state appropriation is provided solely for implementation of Second 7 Substitute House Bill No. 1161 (drug take-back programs). ((If the 8 bill is not enacted by June 30, 2021, the amount provided in this 9 subsection shall lapse.

10 (39)) (37) \$22,000 of the general fund—state appropriation for 11 fiscal year 2022 and \$78,000 of the general fund—state appropriation 12 for fiscal year 2023 are provided solely for implementation of 13 Engrossed House Bill No. 1311 (SUD apprenticeships/certs). ((If the 14 bill is not enacted by June 30, 2021, the amounts provided in this 15 subsection shall lapse.

16 (40)) (38) \$17,000 of the general fund—state appropriation for 17 fiscal year 2022 is provided solely for implementation of House Bill 18 No. 1378 (medical assistants). ((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.

20 (41)) (39) Within amounts appropriated in this section from the 21 health professions account, the Washington nursing commission shall 22 contract with the state auditor's office to conduct a performance 23 audit, specifically addressing the length of time required to license 24 individuals who come from other states. The audit should address the 25 obstacles contributing to any delay and make recommendations for 26 improvement.

(((42))) <u>(40)</u> Within amounts appropriated in this section from 27 28 the health professions account, the Washington medical commission shall contract with the state auditor's office to conduct a 29 30 performance audit, which must address the length of time required to 31 license individuals and comparatively analyze disciplinary processes 32 with those of other states. The audit should address the obstacles 33 contributing to inefficiencies and make recommendations for 34 improvement.

35 (((43))) <u>(41)</u> Within amounts appropriated in this section, the 36 Washington nursing commission must hire sufficient staff to process 37 applications for nursing licenses so that the time required for 38 processing does not exceed seven days.

(((44))) (42) \$600,000 of the general fund—state appropriation 1 2 for fiscal year 2022 and \$600,000 of the general fund-state appropriation for fiscal year 2023 are provided solely for the 3 4 department to contract with a community-based nonprofit organization 5 located in Yakima Valley to develop a Spanish language public radio media campaign aimed at providing education on the COVID-19 pandemic 6 7 through an outreach program. The goal of the radio media campaign is 8 to reach residents considered "essential workers," including but not 9 limited to farmworkers, and provide information on best practices for limiting exposure, preventing transmission, and seeking treatment for 10 11 COVID-19. The nonprofit organization must coordinate with medical 12 professionals and other stakeholders on the content of the radio 13 media campaign. The department, in coordination with the nonprofit, 14 must provide a preliminary report to the legislature no later than December 31, 2021. A final report to the legislature must be 15 16 submitted no later than June 30, 2023. Both reports must include: (a) A description of the outreach program and its implementation; (b) the 17 18 number of individuals reached through the outreach program; and (c) 19 any relevant demographic data regarding those individuals.

20 (((45))) (43) \$500,000 of the general fund—state appropriation 21 for fiscal year 2022 and \$500,000 of the general fund—state 22 appropriation for fiscal year 2023 is provided solely for the 23 Washington poison center. This funding is provided in addition to 24 funding pursuant to RCW 69.50.540.

25 (((46))) <u>(44)</u> \$400,000 of the general fund—state appropriation for fiscal year 2022 and \$400,000 of the general fund-state 26 27 appropriation for fiscal year 2023 are provided solely for the 28 department to contract with a community-based nonprofit organization 29 located in Yakima Valley to develop a Spanish-language public radio 30 media campaign aimed at preventing opioid use disorders through education outreach programs. The goal of the radio media campaign is 31 32 reaching underserved populations, who may have limited literacy and who may experience cultural and informational isolation, to address 33 34 prevention, education and treatment for opioid users or those at risk for opioid use. The nonprofit organization must coordinate with 35 36 stakeholders who are engaged in promoting healthy and educated 37 choices about drug use and abuse to host four workshops and two 38 conferences that present the latest research and best practices. The department, in coordination with the nonprofit, must provide a 39

1 preliminary report to the legislature no later than December 31, 2022. A final report must be submitted to the legislature no later 2 3 than June 30, 2023. Both reports must include: (a) A description of the outreach programs and their implementation; (b) a description of 4 the workshops and conferences held; (c) the number of individuals who 5 6 participated in or received services in relation to the outreach 7 programs; and (d) any relevant demographic data regarding those individuals. 8

9 (((47))) <u>(45)</u> \$2,122,000 of the general fund—state appropriation 10 for fiscal year 2022 and \$2,122,000 of the general fund—state 11 appropriation for fiscal year 2023 are provided solely for the 12 ongoing operations and maintenance of the prescription monitoring 13 program maintained by the department.

14 (((48))) <u>(46)</u> \$2,325,000 of the general fund—state appropriation 15 for fiscal year 2022 and \$2,625,000 of the general fund—state 16 appropriation for fiscal year 2023 are provided solely for:

(a) Staffing by the department, the department of veterans affairs, and the department of corrections to expand statewide suicide prevention efforts, which efforts include suicide prevention efforts for military service members and veterans and incarcerated persons;

(b) A suicide prevention public awareness campaign to provide education regarding the signs of suicide, interventions, and resources for support;

25 (c) Additional staffing for call centers to support the increased 26 volume of calls to suicide hotlines;

27 (d) Training for first responders to identify and respond to 28 individuals experiencing suicidal ideation;

29

(e) Support for tribal suicide prevention efforts;

30 (f) Strengthening behavioral health and suicide prevention 31 efforts in the agricultural sector;

32 (g) Support for the three priority areas of the governor's 33 challenge regarding identifying suicide risk among service members 34 and their families, increasing the awareness of resources available 35 to service members and their families, and lethal means safety 36 planning;

37 (h) Expansion of training for community health workers to include38 culturally informed training for suicide prevention;

1 (i) Coordination with the office of the superintendent of public 2 instruction; and

3 (j) Support for the suicide prevention initiative housed in the4 University of Washington.

5 (((49))) <u>(47)</u> \$1,500,000 of the general fund—state appropriation 6 for fiscal year 2022 and \$1,500,000 of the general fund—state 7 appropriation for fiscal year 2023 are provided solely for the fruit 8 and vegetable incentive program.

9 (((50))) <u>(48)</u> \$474,000 of the general fund—state appropriation 10 for fiscal year 2022 is provided solely to implement Substitute House 11 Bill No. 1218 (long-term care residents). ((If the bill is not 12 enacted by June 30, 2021, the amount provided in this subsection 13 shall lapse.

14 (51)) (49) \$1,779,000 of the health professions account—state 15 appropriation is provided solely to implement Engrossed Second 16 Substitute Senate Bill No. 1504 (workforce education development 17 act). ((If the bill is not enacted by June 30, 2021, the amount 18 provided in this subsection shall lapse.

19 (52))) (50) \$627,000 of the general fund—state appropriation for 20 fiscal year 2022 and \$627,000 of the general fund—state appropriation 21 for fiscal year 2023 are provided solely to implement the 22 recommendations from the community health workers task force to 23 provide statewide leadership, training, and integration of community 24 health workers with insurers, health care providers, and public 25 health systems.

26 (((53))) (51) \$250,000 of the general fund—state appropriation 27 for fiscal year 2022 is provided solely for one-time grants to family 28 planning clinics that are at risk of imminent closure, did not 29 receive a paycheck protection program loan, and are ineligible for 30 funding through the coronavirus aid, relief, and economic security 31 (CARES) act or the coronavirus response and relief supplemental 32 appropriations act of 2021 (CRRSA).

33 (((54))) (52) \$450,000 of the general fund—state appropriation 34 for fiscal year 2022 is provided solely for the nursing care quality 35 assurance commission, in collaboration with the workforce training 36 and education coordinating board and the department of labor and 37 industries, to plan a home care aide to nursing assistant certified 38 to licensed practical nurse (HCA-NAC-LPN) apprenticeship pathway. The 39 plan must provide the necessary groundwork for the launch of at least

1 three licensed practical nurse apprenticeship programs in the next phase of work. The plan for the apprenticeship programs must include 2 programs in at least three geographically disparate areas of the 3 state experiencing high levels of long-term care workforce shortages 4 corresponding health professions and 5 for incorporate the 6 participation of local workforce development councils for 7 implementation.

8 (((55))) <u>(53)</u> \$85,000 of the general fund—state appropriation for 9 fiscal year 2022 and \$23,000 of the health professions account—state 10 appropriation are provided solely to implement Senate Bill No. 5124 11 (colon hydrotherapy). ((If the bill is not enacted by June 30, 2021, 12 the amounts provided in this subsection shall lapse.))

13 (54) Within the amounts appropriated in this section, the 14 Washington nursing commission will manage a grant process to 15 incentivize nurses to supervise nursing students in health care 16 settings. The goal of the grant program is to create more clinical 17 placements for nursing students to complete required clinical hours 18 to earn their nursing degree and related licensure.

(55) Within the amounts appropriated in this section, the 19 Washington nursing commission will continue to implement virtual 20 21 nursing assistant training and testing modalities, create an apprenticeship pathway into nursing for nursing assistants, implement 22 23 rule changes to support a career path for nursing assistants, and collaborate with the workforce training and educational coordinating 24 board on a pilot project to transform the culture and practice in 25 long term care settings. The goal of these activities is to expand 26 27 the nursing workforce for long term care settings.

(56) \$33,296,000 of the general fund—federal appropriation (CRF) is provided solely for COVID-19 response activities including staffing, increased travel, equipment, and grants to local health jurisdictions and tribes, and to manage hospital capacity issues. This funding expires December 31, 2021.

33 Sec. 223. 2021 c 334 s 223 (uncodified) is amended to read as 34 follows:

35 FOR THE DEPARTMENT OF CORRECTIONS

36 <u>The appropriations to the department of corrections in this act</u> 37 <u>shall be expended for the programs and in the amounts specified in</u> 38 <u>this act. However, after May 1, 2022, after approval by the director</u>

1 of financial management and unless specifically prohibited by this 2 act, the department may transfer general fund-state appropriations for fiscal year 2022 between programs. The department may not 3 transfer funds, and the director of financial management may not 4 approve the transfer, unless the transfer is consistent with the 5 objective of conserving, to the maximum extent possible, the 6 7 expenditure of state funds. To the extent that transfers under this section are insufficient to fund actual expenditures made as a 8 response to the COVID-19 pandemic, the department may transfer state 9 10 appropriations that are provided solely for a specified purpose. The 11 director of financial management shall notify the appropriate fiscal committees of the legislature in writing seven days prior to 12 13 approving any deviations from appropriation levels. The written notification must include a narrative explanation and justification 14 of the changes, along with expenditures and allotments by budget unit 15 and appropriation, both before and after any allotment modifications 16 17 or transfers.

18 (1) ADMINISTRATION AND SUPPORT SERVICES

27

19	General Fund—State Appropriation (FY 2022) ((\$77,278,000))
20	<u>\$82,522,000</u>
21	General Fund—State Appropriation (FY 2023) ((\$79,651,000))
22	<u>\$96,655,000</u>
23	General Fund—Federal Appropriation \$400,000
24	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>
25	Appropriation
26	TOTAL APPROPRIATION

\$179,714,000

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

30 (a) \$1,135,000 of the general fund—state appropriation for fiscal 31 year 2022 and \$1,731,000 of the general fund—state appropriation for 32 fiscal year 2023 are provided solely for expansion of reentry 33 supports and transition services for incarcerated individuals 34 including development and implementation of a coaching model approach 35 to supervision.

36 (b) Within the amounts provided in (a) of this subsection, 37 \$100,000 of the general fund—state appropriation for fiscal year 2022 38 is provided solely for the department to develop an implementation 39 plan for a community supervision coaching model to begin in fiscal

1 year 2023. The department must solicit input from incarcerated individuals, family members of incarcerated individuals, experts in 2 supervision and reentry, community stakeholder and advocacy groups, 3 and impacted labor organizations. The plan shall propose appropriate 4 policies and procedures for the coaching model, including ongoing 5 6 training and organizational culture assessments. During development of the plan, the department must consider potential inequities that 7 may arise from any changes or additional requirements of supervision 8 resulting from the model and mitigate those concerns to the greatest 9 extent possible in its final plan. This plan must be submitted to the 10 11 office of financial management prior to implementation.

(c) Within the amounts provided in (a) of this subsection, \$706,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for implementation of the plan to be developed under (b) of this subsection and for the department to submit an initial report to the legislature on the progress of implementation of the coaching supervision model by no later than February 1, 2023.

(d) \$17,000 of the general fund—state appropriation for fiscal year 2022 and \$17,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5304 (providing reentry services to persons releasing from state and local institutions). ((If this bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(e) \$197,000 of the general fund—state appropriation for fiscal year 2022 and \$187,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5259 (law enforcement data). ((If this bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(f) (i) \$779,000 of the general fund—state appropriation for fiscal year 2022 and \$817,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for increasing access to educational opportunities for incarcerated individuals.

(ii) Of the amounts provided in (f)(i) of this subsection, \$680,000 of the general fund—state appropriation for fiscal year 2022 and \$285,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Second Substitute House Bill No. 1044 (prison to postsecondary ed.). ((If this bill is

1	not enacted by June 30, 2021, the amounts provided in this subsection
2	<pre>shall lapse.))</pre>
3	(g) \$1,116,000 of the general fund—state appropriation for fiscal
4	year 2023 is provided solely to acquire and implement a sentencing
5	calculation module for the offender management network information
6	system and is subject to the conditions, limitations, and review
7	requirements of section 701 of this act.
8	(2) CORRECTIONAL OPERATIONS
9	General Fund—State Appropriation (FY 2022) ((\$602,497,000))
10	<u>\$459,608,000</u>
11	General Fund—State Appropriation (FY 2023) ((\$605,877,000))
12	<u>\$690,252,000</u>
13	General Fund—Federal Appropriation ((\$1,300,000))
14	<u>\$1,393,000</u>
15	<u>General Fund—Private/Local Appropriation \$335,000</u>
16	Washington Auto Theft Prevention Authority Account—
17	State Appropriation
18	\$4,477,000
19	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>
20	Appropriation\$29,992,000
21	TOTAL APPROPRIATION
22	<u>\$1,186,057,000</u>

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

25 (a) The department may contract for local jail beds statewide to 26 the extent that it is at no net cost to the department. The 27 department shall calculate and report the average cost per offender 28 per day, inclusive of all services, on an annual basis for a facility 29 that is representative of average medium or lower offender costs. The 30 department shall not pay a rate greater than \$85 per day per offender 31 excluding the costs of department of corrections provided services, 32 including evidence-based substance abuse programming, dedicated on-site corrections classification staff 33 department of for 34 individualized case management, transportation of offenders to and from department of corrections facilities, and gender responsive 35 training for jail staff. The capacity provided at local correctional 36 37 facilities must be for offenders whom the department of corrections 38 defines as close medium or lower security offenders. Programming provided for offenders held in local jurisdictions is included in the 39

1 rate, and details regarding the type and amount of programming, and any conditions regarding transferring offenders must be negotiated 2 3 with the department as part of any contract. Local jurisdictions must provide health care to offenders that meets standards set by the 4 department. The local jail must provide all medical care including 5 6 unexpected emergent care. The department must utilize a screening process to ensure that offenders with existing extraordinary medical/ 7 mental health needs are not transferred to local jail facilities. If 8 extraordinary medical conditions develop for an inmate while at a 9 jail facility, the jail may transfer the offender back to the 10 11 department, subject to terms of the negotiated agreement. Health care 12 costs incurred prior to transfer are the responsibility of the jail.

(b) \$501,000 of the general fund—state appropriation for fiscal year 2022 and \$501,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the department to maintain the facility, property, and assets at the institution formerly known as the maple lane school in Rochester.

18 (c) Funding in this subsection is sufficient for the department 19 to track and report to the legislature on the changes in working 20 conditions and overtime usage as a result of increased funding 21 provided for custody relief and health care delivery by December 1, 22 2022.

(d) \$39,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for implementation of Engrossed Substitute House Bill No. 1054 (peace officer tactics, equip). ((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.))

(e) \$2,000,000 of the general fund—state appropriation for fiscal year 2023 is provided solely to acquire and implement a sentencing calculation module for the offender management network information system and is subject to the conditions, limitations, and review requirements of section 701 of this act.

33 (3) COMMUNITY SUPERVISION

 34
 General Fund—State Appropriation (FY 2022).... ((\$248,374,000))

 35
 \$187,051,000

 36
 General Fund—State Appropriation (FY 2023).... ((\$274,412,000))

 37
 \$242,416,000

 38
 Coronavirus State Fiscal Recovery Fund—Federal

39 <u>Appropriation.....\$1,962,000</u>

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

1

2

(a) The department of corrections shall contract with local and 5 6 tribal governments for jail capacity to house offenders who violate 7 the terms of their community supervision. ((A contract rate increase may not exceed five percent each year.)) The department may negotiate 8 9 to include medical care of offenders in the contract rate if medical 10 payments conform to the department's offender health plan and pharmacy formulary, and all off-site medical expenses are preapproved 11 by department utilization management staff. ((If medical care of 12 13 offender is included in the contract rate, the contract rate may exceed five percent to include the cost of that service.)) 14

(b) The department shall engage in ongoing mitigation strategies to reduce the costs associated with community supervision violators, including improvements in data collection and reporting and alternatives to short-term confinement for low-level violators.

(c) \$7,394,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for implementation of the plan to be developed under subsection (1)(b) of this section.

(d) Within existing resources the department must update the response to violations and new criminal activity policy to reflect the savings assumed in this section as related to mandatory maximum confinement sanctions.

26 of the general (e) ((\$1,124,000)) <u>\$1,028,000</u> fund-state 27 appropriation for fiscal year 2022 and ((\$523,000)) \$1,887,000 of the 28 general fund-state appropriation for fiscal year 2023 are provided solely for increased costs associated with the relocation of leased 29 30 facilities. The department shall engage in ongoing strategies to 31 reduce the need for relocating facilities and when necessary contract 32 only with lessors with rates that align with comparable market rates 33 in the area.

(f) \$59,000 of the general fund—state appropriation for fiscal year 2022 and \$23,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5071 (civil commitment transition). ((If this bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(g) \$450,000 of the general fund—state appropriation for fiscal 1 2 year 2022 is provided solely for conducting a community corrections caseload study. The department of corrections shall contract with an 3 independent third party to provide a comprehensive review of the 4 community corrections staffing model and develop an updated staffing 5 model for use by the department of corrections. The updated model 6 7 must include additional time and flexibility for community corrections officers to focus on case management, engagement, and 8 interventions. The department of corrections shall submit a report, 9 10 including a summary of the review and update, to the governor and appropriate committees of the legislature by July 1, 2022. 11

12 (h) \$2,521,000 of the general fund—state appropriation for fiscal 13 year 2023 is provided solely to acquire and implement a sentencing 14 calculation module for the offender management network information 15 system and is subject to the conditions, limitations, and review 16 requirements of section 701 of this act.

(i) \$1,629,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for implementation of House/Senate Bill No. . . (Z-0406.2/22) (concerning the cost of supervision), to backfill for revenue loss due to the repeal of the cost of supervision account and related fees.

22 (4) CORRECTIONAL INDUSTRIES

23	General	Fund—State Appropriation (FY 2022)	((\$7,324,000))
24			<u>\$8,774,000</u>
25	General	Fund—State Appropriation (FY 2023)	((\$7,539,000))
26			<u>\$9,097,000</u>
27	<u>Coronavi</u>	rus State Fiscal Recovery Fund—Federal	
28	Appr	opriation	\$426,000
29	I	TOTAL APPROPRIATION	((\$14,863,000))
30			<u>\$18,297,000</u>
31	(5)	INTERAGENCY PAYMENTS	
32	General	Fund—State Appropriation (FY 2022)	((\$58,651,000))
33			<u>\$59,045,000</u>
34	General	Fund—State Appropriation (FY 2023)	((\$52,702,000))

1	The appropriations in this subsection are subject to the
2	following conditions and limitations: \$21,000 of the general fund—
3	state appropriation for fiscal year 2023 is provided solely to
4	acquire and implement a sentencing calculation module for the
5	offender management network information system and is subject to the
6	conditions, limitations, and review requirements of section 701 of
7	this act.
8	(6) OFFENDER CHANGE
9	General Fund—State Appropriation (FY 2022) ((\$77,046,000))
10	<u>\$74,146,000</u>
11	General Fund—State Appropriation (FY 2023) ((\$77,596,000))
12	<u>\$83,347,000</u>
13	General Fund—Federal Appropriation \$215,000
14	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>
15	Appropriation
16	TOTAL APPROPRIATION
17	\$157,816,000

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

(a) The department of corrections shall use funds appropriated in 20 21 this subsection (6) for offender programming. The department shall 22 develop and implement a written comprehensive plan for offender programming that prioritizes programs which follow the risk-needs-23 24 responsivity model, are evidence-based, and have measurable outcomes. 25 The department is authorized to discontinue ineffective programs and 26 to repurpose underspent funds according to the priorities in the written plan. 27

28 (b) The department of corrections shall collaborate with the 29 state health care authority to explore ways to utilize federal medicaid funds as a match to fund residential substance use disorder 30 treatment-based alternative beds under RCW 9.94A.664 under the drug 31 32 offender sentencing alternative program and residential substance use 33 disorder treatment beds that serve individuals on community custody. The department of corrections must complete a report and submit its 34 35 findings and recommendations to the appropriate committees of the 36 legislature by December 15, 2021.

1 (c) \$3,106,000 of the general fund—state appropriation for fiscal 2 year 2022 and \$3,106,000 of the general fund—state appropriation for 3 fiscal year 2023 are provided solely for the housing voucher program.

4 (d) \$3,300,000 of the general fund—state appropriation for fiscal 5 year 2022 is provided solely for temporary court facilities, 6 staffing, and to provide release assistance, including limited 7 housing and food assistance, and other costs associated with 8 individuals resentenced or ordered released from confinement as a 9 result of the *State v. Blake* decision.

10 (e)(i) \$1,001,000 of the general fund—state appropriation for 11 fiscal year 2022 and \$675,000 of the general fund—state appropriation 12 for fiscal year 2023 are provided solely for increasing access to 13 educational opportunities for incarcerated individuals.

(ii) Of the amounts provided in (e)(i) of this subsection, \$272,000 of the general fund—state appropriation for fiscal year 2022 and \$247,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Second Substitute House Bill No. 1044 (prison to postsecondary ed.). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(f) \$121,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for the department of corrections to collaborate with the Washington state board for community and technical colleges and the department of licensing to develop a prerelease commercial driving license training pilot program.

26 (7) HEALTH CARE SERVICES

27 General Fund—State Appropriation (FY 2022).... ((\$174,184,000)) 28 \$143,407,000 General Fund—State Appropriation (FY 2023). ((\$175,599,000)) 29 30 \$219,338,000 31 General Fund—Federal Appropriation. \$1,400,000 32 33 Coronavirus State Fiscal Recovery Fund—Federal 34 35 36 \$367,546,000 37 The appropriations in this subsection are subject to the 38 following conditions and limitations:

1 (a) The state prison medical facilities may use funds 2 appropriated in this subsection to purchase goods, supplies, and 3 services through hospital or other group purchasing organizations 4 when it is cost effective to do so.

5 (b) \$183,000 of the general fund—state appropriation for fiscal 6 year 2022 and \$167,000 of the general fund—state appropriation for 7 fiscal year 2023 are provided solely for implementation of Engrossed 8 Second Substitute Senate Bill No. 5304 (providing reentry services to 9 persons releasing from state and local institutions). ((If the bill 10 is not enacted by June 30, 2021, the amounts provided in this 11 subsection shall lapse.))

12 Sec. 224. 2021 c 334 s 224 (uncodified) is amended to read as 13 follows:

14 FOR THE DEPARTMENT OF SERVICES FOR THE BLIND

15	General	Fund—State Appropriation (FY 2022) ((\$3,534,000))
16		\$4,919,000
17	General	Fund—State Appropriation (FY 2023) ((\$3,573,000))
18		\$6,471,000
19	General	Fund—Federal Appropriation ((\$25,544,000))
20		<u>\$25,660,000</u>
21	General	Fund—Private/Local Appropriation \$60,000
22		TOTAL APPROPRIATION
23		<u>\$37,110,000</u>
24	The	appropriations in this subsection are subject to the

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

(1) \$50,000 of the general fund-state appropriation for fiscal 26 27 year 2022 is provided solely for the department to consult with a 28 food service architect to determine the feasibility and cost of remodels to select cafes owned by entrepreneurs participating in the 29 30 business enterprise program, and to prepare a report that includes the results, recommendations, cost, and potential funding sources 31 that could be used to assist with remodels. The report is due to the 32 33 governor and appropriate legislative committees by November 1, 2021.

34 (2) \$70,000 of the general fund—state appropriation is provided
 35 solely for the department to provide individualized training to its
 36 blind, visually-impaired, deaf, and hearing-impaired staff in
 37 Microsoft 365 programs.

1 <u>(3) \$100,000 of the general fund—state appropriation for fiscal</u> 2 year 2023 is provided solely for the department to contract with a 3 consultant and create a report that identifies new or expanded 4 enterprise opportunities for blind individuals, potential revenue 5 sources, and new needs and methods for preparing individuals to 6 effectively manage these enterprises. The report is due to the 7 governor and appropriate legislative committees by June 30, 2023.

8 <u>(4) \$1,093,000 of the general fund—state appropriation for fiscal</u> 9 year 2022 and \$1,962,000 of the general fund—state appropriation for 10 fiscal year 2023 is provided solely to remodel and upgrade equipment 11 for select cafes owned by entrepreneurs participating in the business 12 enterprise program to help them adjust to the changing needs of 13 dining caused by the COVID-19 pandemic.

Sec. 225. 2021 c 334 s 225 (uncodified) is amended to read as follows:

16 FOR THE EMPLOYMENT SECURITY DEPARTMENT

17	General Fund—State Appropriation (FY 2022) ((\$1,757,000))
18	<u>\$3,448,000</u>
19	General Fund—State Appropriation (FY 2023) ((\$2,834,000))
20	\$11,216,000
21	General Fund—Federal Appropriation ((\$382,529,000))
22	<u>\$321,014,000</u>
23	General Fund—Private/Local Appropriation ((\$36,416,000))
24	<u>\$37,449,000</u>
25	Unemployment Compensation Administration Account—
26	Federal Appropriation
27	\$433,282,000
28	Administrative Contingency Account—State
29	Appropriation
30	<u>\$27,512,000</u>
31	Employment Service Administrative Account—State
32	Appropriation
33	<u>\$68,002,000</u>
34	Family and Medical Leave Insurance Account—State
35	Appropriation
36	\$143,311,000
37	Workforce Education Investment Account—State
38	Appropriation

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\$12,287,000

2	Long-Term Services and Supports Trust Account—State
3	Appropriation
4	\$32,267,000
5	Coronavirus State Fiscal Recovery Fund—Federal
6	Appropriation
7	<u>\$66,128,000</u>
8	Unemployment Insurance Relief Account—State
9	Appropriation
10	<u>Clean Energy Transformation Workforce Account—State</u>
11	Appropriation\$24,780,000
12	TOTAL APPROPRIATION
13	<u>\$1,680,696,000</u>

1

14 The appropriations in this subsection are subject to the 15 following conditions and limitations:

16 (1) The department is directed to maximize the use of federal 17 funds. The department must update its budget annually to align 18 expenditures with anticipated changes in projected revenues.

19 (2) \$30,458,000 of the long-term services and supports trust 20 account-state appropriation is provided solely for implementation of 21 the long-term services and support trust program. Of this amount, 22 \$10,932,833 is provided for implementation of the long-term services 23 and support trust program information technology project and is 24 subject to the conditions, limitations, and review provided in 25 section 701 of this act.

(3) Within existing resources, the department must reassess its ongoing staffing and funding needs for the paid family medical leave program and submit documentation of the updated need to the governor and appropriate committees of the legislature by September 1, 2021, and annually thereafter.

(4) \$101,000 of the employment service administrative account state appropriation is provided solely for information technology enhancements necessary for implementation of job title reporting and is subject to the conditions, limitations, and review provided in section 701 of this act.

36 (5)(a) Within existing resources, the department shall coordinate 37 outreach and education to paid family and medical leave benefit 38 recipients with a statewide family resource, referral, and linkage 39 system that connects families with children prenatal through age five 1 and residing in Washington state to appropriate services and 2 community resources. This coordination shall include but is not 3 limited to placing information about the statewide family resource, 4 referral, and linkage system on the paid family and medical leave 5 program web site and in printed materials, and conducting joint 6 events.

(b) Within existing resources, by December 1, 2021, and each year 7 thereafter, the department shall submit a report to the governor and 8 the appropriate committees of the legislature concerning the ability 9 for the paid family and medical leave program and a statewide family 10 11 resource, referral, and linkage system to provide integrated services 12 to eligible beneficiaries. The report shall include an analysis of any statutory changes needed to allow information and data to be 13 shared between the statewide family resource, referral, and linkage 14 system and the paid family and medical leave program. 15

16 (6) Within existing resources, the department shall report the 17 following to the legislature and the governor by September 30, 2021, 18 and each year thereafter:

(a) An inventory of the department's programs, services, and activities, identifying federal, state, and other funding sources for each;

(b) Federal grants received by the department, segregated by line of business or activity, for the most recent five fiscal years, and the applicable rules;

(c) State funding available to the department, segregated by line
 of business or activity, for the most recent five fiscal years;

(d) A history of staffing levels by line of business or activity, identifying sources of state or federal funding, for the most recent five fiscal years;

(e) A projected spending plan for the employment services
 administrative account and the administrative contingency account.
 The spending plan must include forecasted revenues and estimated
 expenditures under various economic scenarios.

(7) \$3,264,000 of the employment services administrative account—
 state appropriation is provided solely for the continuation of the
 office of agricultural and seasonal workforce services.

(8) \$476,000 of the unemployment compensation administration account—federal appropriation is provided for the department to implement chapter 2, Laws of 2021 (unemployment insurance). If the department does not receive adequate funding from the United States

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1 department of labor to cover these costs, the department may use 2 funding made available to the state through section 903 (d), (f), and 3 (g) of the social security act (Reed act) in an amount not to exceed 4 the amount provided in this subsection (8).

5 (9)<u>(a)</u> \$875,000 of the general fund—state appropriation for 6 fiscal year 2022((, \$875,000 of the general fund state appropriation 7 for fiscal year 2023,)) and ((\$7,385,000)) <u>\$8,260,000</u> of the 8 workforce education investment account—state appropriation are 9 provided solely for career connected learning grants as provided in 10 RCW 28C.30.050.

11 (b) \$3,000,000 of the workforce education investment account 12 state appropriation is provided solely for career connect learning 13 grants to sector intermediaries. Up to five percent of the amount in 14 this subsection may be used for administrative expenses associated 15 with the sector intermediary grant program.

16 (c) \$1,000,000 of the workforce education investment account— 17 state appropriation is provided solely for career connect learning 18 grants to public and private four-year institutions to create and 19 promote career launch pathways.

(10) \$1,222,000 of the employment services administrative account —state appropriation and \$1,500,000 of the family and medical leave insurance account—state appropriation are provided solely for the maintenance and operation of the disaster recovery continuity of operations information technology project.

(11) \$80,000 of the employment services administrative account-25 26 state appropriation is provided solely for the department to produce a report on the feasibility of replicating the existing unemployment 27 insurance program to serve individuals not eligible for unemployment 28 insurance due to immigration status. The study shall identify 29 30 programmatic differences that would mitigate barriers to access and 31 reduce fear of participation and identify the operational and caseload costs associated with the replication. If using a replica of 32 the unemployment insurance program conflicts with federal law, the 33 study shall assess the operational and caseload costs of similar 34 social net programs that serve individuals regardless of their 35 citizenship status. The departments shall 36 jointly submit recommendations required by this section to the governor and 37 appropriate legislative committees no later than November 5, 2021. 38 39 The department shall:

(a) Work with the departments of labor and industries, social and
 health services, and commerce and the office of the governor;

3 (b) Convene and meet at least three times with a group of eight 4 to ten external stakeholders comprised of representatives from 5 geographically diverse immigrant advocacy groups, labor organizations 6 with a state-wide presence, workers' rights groups, and legal and 7 policy advocacy groups focused on immigration and employment law; and

8

(c) Hold at least one listening session with community members.

(12) ((\$41,456,000)) <u>\$31,288,000</u> of the ((general fund federal 9 appropriation (ARPA) and)) coronavirus state fiscal recovery fund-10 federal appropriation, \$2,684,000 of the 11 general fund—federal appropriation (CRF), and \$13,063,000 of the unemployment compensation 12 administration account-federal appropriation are provided solely for 13 the department to address the impacts of COVID-19 on the state 14 15 unemployment system in order to prevent and detect fraud, promote equitable access to the unemployment insurance system, and ensure the 16 17 timely payment of unemployment insurance benefits. Of the amounts provided in this subsection: 18

(a) \$22,346,000 of the ((general fund-federal appropriation
 (ARPA)) coronavirus state fiscal recovery fund-federal appropriation
 is provided solely for the department to address an anticipated
 increase in the unemployment insurance appeals caseload.

(b) ((\$5,768,000)) \$6,223,000 of the ((general fund federal appropriation (ARPA))) unemployment compensation account—federal appropriation is provided solely for the department to ensure adequate security measures are in place to prevent unemployment insurance fraud and cases are investigated in a timely manner.

28 \$4,465,000 of the ((general fund-federal appropriation (C) (ARPA))) coronavirus state fiscal recovery fund—federal appropriation 29 30 is provided solely for the department to migrate and upgrade the unemployment insurance customer call center phone system to a cloud-31 32 based system. Prior to executing a contract, the department shall 33 consult with the office of the chief information officer. The 34 department must ensure that the project plan, timeline with 35 quantifiable deliverables, and budget by fiscal year by fund, to 36 include ongoing costs by fiscal year, are adhered to. The department 37 shall report on the status of the project to the office of financial 38 management and the relevant committees of the legislature by December 39 1, 2021.

(d) ((\$400,000 of the general fund federal appropriation (ARPA)
 is provided solely for translation of documents and letters and other
 improvements to ensure customer ease-of-access.

4 (e)) \$4,477,000 of the ((general fund federal appropriation
5 (ARPA)) coronavirus state fiscal recovery fund federal appropriation
6 is provided for the department to process the unemployment insurance
7 claimant backlog and to make program changes that enhance user
8 experience in order to reduce claimant errors.

9 (((f))) <u>(e)</u> \$1,417,000 of the general fund—federal appropriation 10 (CRF) is provided solely for the department to contract with the 11 national guard to assist the department with its unemployment 12 insurance claims backlog.

13 (((g))) <u>(f)</u> \$1,267,000 of the general fund—federal appropriation 14 (CRF) is provided solely for the department to contract with a vendor 15 to provide fact-finding services related to unemployment insurance 16 claims.

(((h) \$4,000,000)) (q) \$6,840,000 of the ((general fund-federal 17 18 appropriation (ARPA) for fiscal year 2022)) unemployment compensation 19 administration account-federal appropriation is provided solely for the department to ((translate notices)) implement the federal United 20 States department of labor equity grant. This grant includes 21 22 improving the translation of notices sent to claimants as part of their unemployment insurance claims into any of the 10 languages most 23 24 frequently spoken in the state and other equity initiatives approved 25 by the grantor. The department must also ensure that letters, alerts, 26 and notices produced manually or by the department's unemployment 27 insurance technology system are written in plainly understood 28 language and evaluated for ease of claimant comprehension before they 29 are approved for use.

30 (13) \$10,000,000 of the unemployment compensation administration 31 account-federal appropriation is provided solely for the department 32 information technology improvements to to make improve user 33 experience and increase security to prevent unemployment insurance fraud. If the department does not receive adequate funding from the 34 35 United States department of labor to cover these costs, the department may use funding made available to the state through 36 section 903 (d), (f), and (g) of the social security act (Reed act) 37 in an amount not to exceed the amount provided in this subsection. 38

1 This subsection is subject to the conditions, limitations, and review 2 provided in section 701 of this act.

3 (14) Within existing resources, the department shall report to 4 the legislature by September 2, 2021, the following information 5 pertaining to the unemployment insurance program:

6 (a) The number of full time equivalent employees of the 7 department who were working in the unemployment insurance program, including those who were reassigned internally to the unemployment 8 insurance program, the number of full time equivalent employees that 9 were contracted by the department from other state agencies, and the 10 11 number of contractors or consultants engaged by the department, on a 12 monthly basis beginning March 1, 2020, through the latest available 13 month;

(b) A projection of full-time equivalent staffing or contractor needs that would be affordable within anticipated base and above-base federal unemployment administrative revenues;

(c) A spending plan for anticipated federal unemployment revenues other than base or above-base revenues, including any proposed additional full-time equivalent staff, consultants, contractors, or other investments related to helping the department reduce the backlog of unemployment insurance claims, appeals, denials, overpayments, and other claimant issues; and

(d) A budget for the unemployment insurance program, showing
 expenditures by object and fund source, for fiscal years 2022 and
 2023, along with any projected shortfalls in revenues.

(15) \$797,000 of the general fund—state appropriation for fiscal year 2022, \$1,874,000 of the general fund—state appropriation for fiscal year 2023, and \$979,000 of the family medical leave insurance account—state appropriation is provided solely for the implementation of Engrossed Substitute Senate Bill No. 5097 (paid leave coverage). ((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.))

(16) \$90,000 of the unemployment account—federal appropriation is provided solely for the implementation of Engrossed Substitute Senate Bill No. 5190 (health care workers/benefits). ((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.))

38 (17) \$5,322,000 of the unemployment account—federal appropriation 39 is provided solely for the department to implement Engrossed

Substitute Senate Bill No. 5193 (unemployment ins. system). ((If the bill is not enacted by July 1, 2021, the amount provided in this subsection shall lapse.))

(18) ((\$168,745,000)) <u>\$34,840,000</u> of the coronavirus state fiscal 4 recovery account-federal appropriation is provided solely for the 5 implementation of Engrossed Second Substitute House Bill No. 1073 6 7 (paid leave coverage). ((Of the amount provided in this subsection, at least 95 percent is provided solely for grants and assistance 8 awarded by the department pursuant to the bill. If the bill is not 9 enacted by June 30, 2021, the amount provided in this subsection 10 11 shall lapse.))

(19) \$500,000,000 of the unemployment insurance relief fund—state appropriation is provided solely for the implementation of unemployment insurance relief provided pursuant to Engrossed Substitute Senate Bill No. 5478 (unemployment insurance). ((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.)) The department is directed to implement the bill within existing resources.

(20) \$1,806,000 of the long-term services and supports trust account—state appropriation is provided solely for the implementation of Substitute House Bill No. 1323 (long-term services trust). ((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.))

(21) \$1,075,000 of the unemployment account—federal appropriation
is provided solely for the implementation of Substitute House Bill
No. 1455 (social security/L&I & ESD). ((If the bill is not enacted by
June 30, 2021, the amount provided in this subsection shall lapse.))

(22) \$10,571,000 of the general fund—federal appropriation is provided solely for administration costs related to the federal unemployment insurance programs extended under the American rescue plan act of 2021, P.L. 117-2.

(23) \$50,000 of the general fund—state appropriation for fiscal year 2022 and \$50,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the North Central educational service district 171 to support the development of industry and education partnerships and expand career awareness, exploration and preparation activities for youth in Grant county.

38 (24) \$1,691,000 of the general fund—state appropriation for 39 fiscal year 2022 and \$3,049,000 of the general fund—state 1 appropriation for fiscal year 2023 are provided solely for the 2 department to temporarily hire additional staff during the COVID-19 3 pandemic if existing resources are not sufficient to manage 4 unemployment insurance program claims and backlogs. Prior to hiring 5 additional staff under this subsection, the department must consult 6 with the office of financial management.

7 (25) \$4,843,000 of the employment service administrative accountstate appropriation is provided solely for the replacement of the 8 9 WorkSource integrated technology platform. The replacement system must support the workforce administration statewide to ensure 10 adoption of the United States department of labor's integrated 11 12 service delivery model and program performance requirements for the 13 state's workforce innovation and opportunity act and other federal grants. This subsection is subject to the conditions, limitations, 14 15 and review provided in section 701 of this act.

16 (26) \$24,780,000 of the clean energy transition workforce account 17 is provided solely to support House/Senate Bill No. . . 18 (Z-0425.1/22) (office of financial management request legislation 19 concerning accounts). If the bill is not enacted by June 30, 2022, 20 the amount provided in this subsection shall lapse. No funds shall be 21 expended until program criteria and expenditure authority are 22 established in statute.

(27) \$6,208,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for the continuation of the economic security for all program. The department must collect quarterly data on the number of participants that participate in the program, the costs associated with career, training, and other support services provided, and progress made towards selfsufficiency.

30 Sec. 226. 2021 c 334 s 226 (uncodified) is amended to read as 31 follows:

32 FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES-GENERAL

(1) (a) The appropriations to the department of children, youth, and families in this act shall be expended for the programs and in the amounts specified in this act. ((Appropriations made in this act to the department of children, youth, and families shall initially be allotted as required by this act. The department shall seek approval from the office of financial management prior to transferring moneys

1 between sections of this act except as expressly provided in this act. Subsequent allotment modifications shall not include transfers 2 of moneys between sections of this act except as expressly provided 3 in this act, nor shall allotment modifications permit moneys that are 4 provided solely for a specified purpose to be used for other than 5 6 that purpose.)) However, after May 1, 2022, unless prohibited by this 7 act, the department may transfer general fund-state appropriations for fiscal year 2022 among programs after approval by the director of 8 the office of financial management. However, the department may not 9 10 transfer state appropriations that are provided solely for a 11 specified purpose except as expressly provided in (b) of this 12 subsection.

13 (b) To the extent that transfers under (a) of this subsection are 14 insufficient to fund actual expenditures in excess of fiscal year 15 2022 caseload forecasts and utilization assumptions in the foster 16 care, adoption support, child protective services, working 17 connections child care, and the juvenile rehabilitation programs or 18 in response to the COVID-19 pandemic, the department may transfer 19 appropriations that are provided solely for a specified purpose.

(2) The health care authority, the health benefit exchange, the 20 21 department of social and health services, the department of health, 22 and the department of children, youth, and families shall work 23 together within existing resources to establish the health and human 24 services enterprise coalition (the coalition). The coalition, led by the health care authority, must be a multi-organization collaborative 25 26 that provides strategic direction and federal funding guidance for 27 projects that have cross-organizational or enterprise impact, including information technology projects that affect organizations 28 within the coalition. The office of the chief information officer 29 shall maintain a statewide perspective when collaborating with the 30 coalition to ensure that projects are planned for in a manner that 31 32 ensures the efficient use of state resources, supports the adoption of a cohesive technology and data architecture, and maximizes federal 33 financial participation. ((The work of the coalition and any project 34 35 identified as a coalition project is subject to the conditions, 36 limitations, and review provided in section 701 of this act.))

(3) Information technology projects or investments and proposed
 projects or investments impacting time capture, payroll and payment
 processes and systems, eligibility, case management, and

authorization systems within the department are subject to technical
 oversight by the office of the chief information officer.

3 Sec. 227. 2021 c 334 s 227 (uncodified) is amended to read as follows: 4 FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES-CHILDREN AND 5 6 FAMILIES SERVICES PROGRAM 7 General Fund—State Appropriation (FY 2022).... ((\$389,597,000)) 8 \$387,070,000 General Fund—State Appropriation (FY 2023).... ((\$403,209,000)) 9 10 \$465,117,000 General Fund—Federal Appropriation. ((\$475,829,000)) 11 12 \$499,421,000 13 General Fund—Private/Local Appropriation. \$2,824,000 Coronavirus State Fiscal Recovery Fund—Federal 14 15 16 \$16,126,000 17 18 \$1,370,558,000

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

21 (1) \$748,000 of the general fund-state appropriation for fiscal 22 year 2022 and \$748,000 of the general fund-state appropriation for 23 fiscal year 2023 are provided solely to contract for the operation of one pediatric interim care center. The center shall provide 24 residential care for up to thirteen children through two years of 25 age. Seventy-five percent of the children served by the center must 26 27 be in need of special care as a result of substance abuse by their mothers. The center shall also provide on-site training to 28 biological, adoptive, or foster parents. The center shall provide at 29 30 least three months of consultation and support to the parents accepting placement of children from the center. The center may 31 32 recruit new and current foster and adoptive parents for infants 33 served by the center. The department shall not require case 34 management as a condition of the contract. No later than December 1, 2021, the department must, in consultation with the health care 35 authority, report to the appropriate legislative committees on 36 37 potential options to maximize federal funding for the center,

including any potential for the center to bill managed care
 organizations for services provided to medicaid recipients.

3 (2) \$453,000 of the general fund—state appropriation for fiscal 4 year 2022 and \$453,000 of the general fund—state appropriation for 5 fiscal year 2023 are provided solely for the costs of hub home foster 6 families that provide a foster care delivery model that includes a 7 hub home. Use of the hub home model is intended to support foster 8 parent retention, improve child outcomes, and encourage the least 9 restrictive community placements for children in out-of-home care.

(3) \$579,000 of the general fund—state appropriation for fiscal year 2022 and \$579,000 of the general fund—state appropriation for fiscal year 2023 and \$110,000 of the general fund—federal appropriation are provided solely for a receiving care center east of the Cascade mountains.

(4) \$1,245,000 of the general fund—state appropriation for fiscal year 2022 and \$1,245,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for services provided through children's advocacy centers.

19 (5) In fiscal year 2022 and in fiscal year 2023, the department shall provide a tracking report for social service specialists and 20 21 corresponding social services support staff to the office of 22 financial management, and the appropriate policy and fiscal committees of the legislature. The report shall detail progress 23 24 toward meeting the targeted 1:18 caseload ratio standard for child and family welfare services caseload-carrying staff and targeted 1:8 25 26 caseload ratio standard for child protection services caseload carrying staff. To the extent to which the information is available, 27 28 the report shall include the following information identified 29 separately for social service specialists doing case management work, supervisory work, and administrative support staff, and identified 30 31 separately by job duty or program, including but not limited to intake, child protective services investigations, child protective 32 services family assessment response, and child and family welfare 33 34 services:

(a) Total full time equivalent employee authority, allotments and
 expenditures by region, office, classification and band, and job duty
 or program;

38 (b) Vacancy rates by region, office, and classification and band; 39 and 1 (c) Average length of employment with the department, and when 2 applicable, the date of exit for staff exiting employment with the 3 department by region, office, classification and band, and job duty 4 or program.

5 (6) \$94,000 of the general fund—state appropriation for fiscal 6 year 2022 and \$94,000 of the general fund—state appropriation for 7 fiscal year 2023 are provided solely for a contract with a child 8 advocacy center in Spokane to provide continuum of care services for 9 children who have experienced abuse or neglect and their families.

10 (7) (a) \$539,000 of the general fund—state appropriation for 11 fiscal year 2022, \$540,000 of the general fund—state appropriation 12 for fiscal year 2023, \$656,000 of the general fund private/local appropriation, and \$252,000 of the general fund-federal appropriation 13 14 are provided solely for a contract with an educational advocacy 15 provider with expertise in foster care educational outreach. The amounts in this subsection are provided solely for contracted 16 17 education coordinators to assist foster children in succeeding in K-12 and higher education systems and to assure a focus on education 18 during the department's transition to performance-based contracts. 19 Funding must be prioritized to regions with high numbers of foster 20 care youth, or regions where backlogs of youth that have formerly 21 22 requested educational outreach services exist. The department is 23 encouraged to use private matching funds to maintain educational advocacy services. 24

25 (b) The department shall contract with the office of the 26 superintendent of public instruction, which in turn shall contract 27 with a nongovernmental entity or entities to provide educational 28 advocacy services pursuant to RCW 28A.300.590.

29 (8) \$375,000 of the general fund—state appropriation for fiscal year 2022, \$375,000 of the general fund-state appropriation for 30 31 fiscal year 2023, and \$112,000 of the general fund-federal appropriation are provided solely for the department to develop, 32 implement, and expand strategies to improve 33 the capacity, reliability, and effectiveness of contracted visitation services for 34 children in temporary out-of-home care and their parents and 35 siblings. Strategies may include, but are not limited to, increasing 36 mileage reimbursement for providers, offering transportation-only 37 contract options, and mechanisms to reduce the level of parent-child 38 39 supervision when doing so is in the best interest of the child. The

department shall report to the office of financial management and the relevant fiscal and policy committees of the legislature regarding these strategies by November 1, 2022. The report shall include the number and percentage of parents requiring supervised visitation and the number and percentage of parents with unsupervised visitation, prior to reunification.

(9) For purposes of meeting the state's maintenance of effort for 7 the state supplemental payment program, the department of children, 8 youth, and families shall track and report to the department of 9 social and health services the monthly state supplemental payment 10 11 amounts attributable to foster care children who meet eligibility 12 requirements specified in the state supplemental payment state plan. Such expenditures must equal at least \$3,100,000 annually and may not 13 14 claimed toward any other federal maintenance of effort be requirement. Annual state supplemental payment expenditure targets 15 16 must continue to be established by the department of social and 17 health services. Attributable amounts must be communicated by the department of children, youth, and families to the department of 18 social and health services on a monthly basis. 19

(10) \$2,230,000 of the general fund—state appropriation for fiscal year 2022, \$2,230,000 of the general fund—state appropriation for fiscal year 2023, and \$156,000 of the general fund—federal appropriation are provided solely to increase the travel reimbursement for in-home service providers.

(11) \$197,000 of the general fund—state appropriation for fiscal year 2022 and \$197,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the department to conduct biennial inspections and certifications of facilities, both overnight and day shelters, that serve those who are under 18 years old and are homeless.

(12) \$6,195,000 of the general fund—state appropriation for fiscal year 2022, \$6,195,000 of the general fund—state appropriation for fiscal year 2023, and \$1,188,000 of the general fund—federal appropriation are provided solely for the department to operate emergent placement and enhanced emergent placement contracts.

36 (a) The department shall not include the costs to operate 37 emergent placement contracts in the calculations for family foster 38 home maintenance payments and shall submit as part of the budget 39 submittal documentation required by RCW 43.88.030 any costs

1 associated with increases in the number of emergent placement 2 contract beds after the effective date of this section that cannot be 3 sustained within existing appropriations.

(b) Beginning October 1, 2021, and every quarter thereafter, the 4 department shall publish on its website the rates or fees paid for 5 6 emergent placement contracts, the number of beds retained, and the number of beds purchased. If the department determines that there is 7 a need to increase the rates or fees paid or the number of beds 8 retained or purchased under this subsection, the secretary shall 9 request authorization from the office of financial management and 10 11 notify the fiscal committees of the legislature.

12 (13) Beginning January 1, 2022, and continuing through the 2021-2023 fiscal biennium, the department must provide semi-annual 13 14 reports to the governor and appropriate legislative committees that includes the number of in-state behavioral rehabilitation services 15 providers and licensed beds, the number of out-of-state behavioral 16 17 rehabilitation services placements, and a comparison of these numbers to the same metrics expressed as an average over the prior six 18 months. The report shall identify separately beds with the enhanced 19 behavioral rehabilitation services rate. Effective January 1, 2022, 20 and to the extent the information is available, the report will 21 22 include the same information for emergency placement services beds and enhanced emergency placement services beds. 23

(14) \$250,000 of the general fund—state appropriation for fiscal year 2022 and \$250,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementing the supportive visitation model that utilizes trained visit navigators to provide a structured and positive visitation experience for children and their parents.

30 (15) \$600,000 of the general fund—state appropriation for fiscal year 2022 and \$600,000 of the general fund-state appropriation for 31 32 fiscal year 2023 are provided solely for enhanced adoption placement 33 services for legally free children in state custody, through a partnership with a national nonprofit organization with private 34 35 matching funds. These funds must supplement, but not supplant, the 36 work of the department to secure permanent adoptive homes for children with high needs. 37

38 (16) The department of children, youth, and families shall make 39 foster care maintenance payments to programs where children are

1 placed with a parent in a residential program for substance abuse 2 treatment. These maintenance payments are considered foster care 3 maintenance payments for purposes of forecasting and budgeting at 4 maintenance level as required by RCW 43.88.058.

5 (17) \$2,000,000 of the general fund—state appropriation for 6 fiscal year 2022 and \$2,000,000 of the general fund—federal 7 appropriation for fiscal year 2023 are provided solely for the 8 department to contract with one or more nonprofit, nongovernmental 9 organizations to purchase and deliver concrete goods to low-income 10 families.

(18) \$5,500,000 of the ((general fund federal appropriation (ARPA/CSFRF))) coronavirus state fiscal recovery fund—federal appropriation is provided solely for one-time \$250 per child grants to families on behalf of up to 22,000 children who may be at risk of child welfare system involvement and have experienced economic impacts of the COVID-19 pandemic.

(19) The department is authorized to use the amounts provided in this section for services and maintenance payments to former dependent youth as authorized and directed in the supporting foster youth and families through the pandemic act, P.L. 116-260, division X.

(20) \$387,000 of the general fund—state appropriation for fiscal year 2022, \$393,000 of the general fund—state appropriation for fiscal year 2023, and \$143,000 of the general fund—federal appropriation are provided solely to increase all fees paid to childplacing agencies by 7.5 percent, effective July 1, 2021.

(21) (a) \$739,000 of the general fund-state appropriation for 27 fiscal year 2022, \$702,000 of the general fund-state appropriation 28 for fiscal year 2023, and \$482,000 of the general fund-federal 29 30 appropriation are provided solely for the department of children, youth, and families to create and implement a new approach to 31 32 transition planning for young people preparing to exit the child 33 welfare system and juvenile rehabilitation institutions, pursuant to the recommendations in the improving stability for youth exiting 34 35 systems of care report submitted in January 2020 as required by RCW 36 43.330.720. The department must engage young people, caregivers, 37 providers, and other stakeholders in the creation and implementation 38 of the approach by:

1 (i) Providing one statewide adolescent transitions program 2 manager and six adolescent liaisons, one in each region of the 3 department, who are dedicated to supporting the transition planning 4 approaches developed by the department, providing program oversight, 5 and supporting improved outcomes for adolescents during the 6 transition to adulthood; and

(ii) Strengthening the administration and competency of the 7 independent living program and direct independent living services. No 8 later than June 1, 2022, the department must 9 centralize 10 administration of its independent living program and develop a 11 framework for service delivery, including best practice recommendations. The framework must be codesigned with adolescents, 12 caregivers, providers, and stakeholders. No later than June 30, 2022, 13 the department must develop and launch a competitive request for 14 proposal process to solicit bidders to provide independent living 15 16 services under the new framework.

17 (b) No later than November 30, 2022, the department must report 18 to the governor and appropriate legislative committees on the implementation of the new approach to transition planning, the new 19 independent living framework, and the state's capacity to provide 20 high-quality transition services, including independent living 21 services, to youth and young adults exiting the child welfare system 22 23 and juvenile rehabilitation institutions. The report must identify any remaining service gaps that prevent statewide implementation and 24 25 address the additional resources needed to improve outcomes for young 26 people exiting these systems of care.

(22) \$2,400,000 of the general fund—state appropriation for fiscal year 2022 and \$2,400,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of performance-based contracts for family support and related services pursuant to RCW 74.13B.020.

(23) The appropriations in this section include sufficient
 funding for continued implementation of chapter 80, Laws of 2018
 (2SSB 6453) (kinship caregiver legal support).

35 (24) The appropriations in this section include sufficient 36 funding to implement chapter 51, Laws of 2020 (SHB 2873) (families in 37 conflict).

(25) \$511,000 of the general fund—state appropriation for fiscal
 year 2023 and \$153,000 of the general fund—federal appropriation are

provided solely to implement Second Substitute House Bill No. 1219
(youth counsel/dependency). ((If the bill is not enacted by June 30,
2021, the amounts provided in this subsection shall lapse.))

4 (26) \$219,000 of the general fund—state appropriation for fiscal
5 year 2022, \$208,000 of the general fund—state appropriation for
6 fiscal year 2023, and \$295,000 of the general fund—federal
7 appropriation are provided solely to implement Second Substitute
8 House Bill No. 1061 (child welfare/developmental disability). ((Iff
9 the bill is not enacted by June 30, 2021, the amounts provided in
10 this subsection shall lapse.))

(27) ((\$29,000 of the general fund state appropriation for fiscal year 2022 is provided solely to implement Second Substitute House Bill No. 1127 (COVID-19 health data privacy). If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.

16 (28))) \$451,000 of the general fund—state appropriation for 17 fiscal year 2022 and \$662,000 of the general fund—state appropriation 18 for fiscal year 2023 are provided solely for the department to 19 contract with a community organization with expertise in the LifeSet 20 case management model to serve youth and adults currently being 21 served in or exiting the foster care, juvenile justice, and mental 22 health systems to successfully transition to adulthood.

(((29))) <u>(28)</u> \$326,000 of the general fund—state appropriation for fiscal year 2022, \$326,000 of the general fund—state appropriation for fiscal year 2023, and \$148,000 of the general fund federal appropriation are provided solely to implement Engrossed Second Substitute House Bill No. 1194 (parent-child visitation). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.

30 (30))) (29) \$499,000 of the general fund—state appropriation for fiscal year 2022, \$499,000 of the general fund-state appropriation 31 32 for fiscal year 2023, and \$310,000 of the general fund-federal appropriation are provided solely to expand the family connections 33 program in two areas of the state in which the program is not already 34 35 established as of the effective date of this section. One expansion 36 site must be located west of the crest of the Cascade mountain range and the other expansion site must be located east of the crest of the 37 Cascade mountain range. The program expansion must follow the family 38 39 connections program model pursuant to RCW 74.13.715. To operate the

1 two expansion sites, the department must contract with a community2 based organization that has experience working with the foster care
3 population and administering the family connections program.

4 (((31))) (30) \$25,000 of the general fund—state appropriation for 5 fiscal year 2023 and \$25,000 of the general fund—federal 6 appropriation (ARPA) are provided solely for the department to 7 implement Engrossed Second Substitute House Bill No. 1227 (child 8 abuse allegations). ((If the bill is not enacted by June 30, 2021, 9 the amounts provided in this subsection shall lapse.

10 (32)) (31) If the department receives an allocation of federal 11 funding through an unanticipated receipt, the department shall not 12 expend more than what was approved or for another purpose than what 13 was approved by the governor through the unanticipated receipt 14 process pursuant to RCW 43.79.280.

15 (32) \$1,513,000 of the general fund—state appropriation for 16 fiscal year 2023 is provided solely for a new behavioral 17 rehabilitation services facility in Vancouver.

18 (33) Within the amounts provided in this section, sufficient 19 funding is provided for the department to refer cases to the division 20 of child support enforcement for child support collection only after 21 a good cause analysis consistent with WAC 110-50-0320 has been 22 conducted within the first 180 days of an out-of-home placement for 23 cases where the permanency plan is reunification.

24 (34) \$800,000 of the general fund-state appropriation for fiscal 25 year 2023 and \$200,000 of the general fund-federal appropriation are 26 provided solely for the department to contract for a child welfare 27 workload study, which must include an evaluation of workload impacts required by state and federal law, including those authorized in 28 legislation as forthcoming such as in the keeping families together 29 act, chapter 211, Laws of 2021. The work streams included in the 30 31 study must include, at a minimum, all child welfare case-carrying workers including but not limited to: Child protective services, 32 child welfare case workers, and child welfare licensing staff, 33 including foster care assessment, safety and monitoring, and child 34 protective services licensing. In addition, the workload study must 35 36 evaluate the workload impacts related to changes in the application of the federal Indian child welfare act, 25 U.S.C. Secs. 1901-1963 37 and the Washington state Indian child welfare act, chapter 13.38 RCW 38 39 as required by In re Dependency of G.J.A., A.R.A., S.S.A., J.J.A.,

1 <u>and V.A., 197 Wn.2d 868 (2021) and In re Dependency of Z.J.G. and</u> 2 <u>M.E.J.G., 196 Wn.2d 152 (2020). A final report must be submitted to</u> 3 <u>the governor and appropriate fiscal committees of the legislature by</u> 4 <u>June 30, 2023.</u>

5 (35) Within the amounts provided in this section, sufficient 6 funding is provided for the department to contract with a community 7 organization to administer monthly stipends to young adults who were 8 impacted by the federal moratorium that prohibited states from 9 discharging them from extended foster care due to age through 10 September 30, 2021, and young adults who age out of extended foster 11 care between October 1, 2021, and June 30, 2023.

12 (36) \$200,000 of the general fund—state appropriation for fiscal 13 year 2022 is provided solely for the department to contract for a 14 systems assessment of state and federally funded services and 15 benefits for young adults enrolled in or exiting extended foster care 16 and make recommendations to improve the continuum of supports for the 17 extended foster care population to support successful transitions to 18 independent adulthood.

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(a) The systems assessment must include, but is not limited to, the following:

21 (i) A survey of state and federally funded services and benefits, 2.2 and the utilization of such services and benefits, including but not limited to economic services, housing programs and payment vouchers, 23 24 independent living programs, educational supports, and access to postsecondary opportunities, including vocational training and 25 placement programs, legal services, navigation assistance, and peer 26 27 mentoring. The survey must examine how these services and benefits 28 contribute to a continuum of supports for young adults enrolled in 29 extended foster care and those who have exited since September 2021;

30 (ii) A young adult needs assessment, including collecting data on 31 young adults enrolled in extended foster care and those who have 32 exited since September 2021. The needs assessment must also gauge 33 young adults' awareness of and ability to access the available 34 services and benefits;

35 <u>(iii) Identification of gaps or redundancies within the existing</u> 36 <u>array of state and federally funded programs serving the extended</u> 37 <u>foster care population;</u>

38 (iv) Identification of funding sources or programs that could be 39 used to address any gaps in the array of services and benefits 40 available; and 1 <u>(v) An assessment of the various data systems currently used or</u> 2 <u>capable of being used to report on the young adult population served</u> 3 <u>by the extended foster care program. The data assessment must include</u> 4 <u>a discussion of any system limitations and recommendations to support</u> 5 <u>future data tracking of outcomes for this population.</u>

6 (b) The department and contractor must engage with state agencies administering relevant programs, contracted organizations serving the 7 extended foster care population, and young adults currently in 8 extended foster care and those who have exited since September 2021 9 10 to conduct the systems assessment. A status update must be submitted to the governor and appropriate fiscal and policy committees of the 11 legislature by November 30, 2022. A final report must be submitted to 12 the governor and appropriate fiscal and policy committees by June 30, 13 14 2023.

15 Sec. 228. 2021 c 334 s 228 (uncodified) is amended to read as 16 follows:

17 FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES—JUVENILE

18 REHABILITATION PROGRAM

19	General Fund—State Appropriation (FY 2022) ((\$127,325,000))
20	<u>\$123,632,000</u>
21	General Fund—State Appropriation (FY 2023) ((\$129,690,000))
22	<u>\$133,617,000</u>
23	General Fund—Federal Appropriation ((\$3,464,000))
24	<u>\$694,000</u>
25	General Fund—Private/Local Appropriation ((\$1,787,000))
26	<u>\$174,000</u>
27	Washington Auto Theft Prevention Authority Account—
28	State Appropriation
29	TOTAL APPROPRIATION
30	<u>\$258,313,000</u>

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

(1) ((\$331,000 of the general fund state appropriation for fiscal year 2022 and \$331,000 of the general fund state appropriation for fiscal year 2023 are provided solely for deposit in the county criminal justice assistance account for costs to the criminal justice system associated with the implementation of chapter 338, Laws of 1997 (juvenile code revisions). The amounts provided in this 1 subsection are intended to provide funding for county adult court 2 costs associated with the implementation of chapter 338, Laws of 1997 3 and shall be distributed in accordance with RCW 82.14.310.

4 (2))) \$2,841,000 of the general fund—state appropriation for 5 fiscal year 2022 and \$2,841,000 of the general fund-state appropriation for fiscal year 2023 are provided solely for grants to 6 county juvenile courts for the juvenile justice programs identified 7 by the Washington state institute for public policy in its report: 8 "Inventory of Evidence-based, Research-based, and Promising Practices 9 for Prevention and Intervention Services for Children and Juveniles 10 in the Child Welfare, Juvenile Justice, and Mental Health Systems." 11 12 Additional funding for this purpose is provided through an 13 interagency agreement with the health care authority. County juvenile 14 courts shall apply to the department of children, youth, and families 15 for funding for program-specific participation and the department shall provide grants to the courts consistent with the per-16 participant treatment costs identified by the institute. 17

18 (((3))) <u>(2)</u> \$1,537,000 of the general fund—state appropriation for fiscal year 2022 and \$1,537,000 of the general fund-state 19 20 appropriation for fiscal year 2023 are provided solely for expansion 21 of the juvenile justice treatments and therapies in department of 22 children, youth, and families programs identified by the Washington 23 state institute for public policy in its report: "Inventory of Evidence-based, Research-based, and Promising Practices 24 for 25 Prevention and Intervention Services for Children and Juveniles in the Child Welfare, Juvenile Justice, and Mental Health Systems." The 26 department may concentrate delivery of these treatments and therapies 27 28 at a limited number of programs to deliver the treatments in a cost-29 effective manner.

30 (((++))) (3) (a) \$6,198,000 of the general fund—state appropriation for fiscal year 2022 and \$6,198,000 of the general fund-state 31 32 appropriation for fiscal year 2023 are provided solely to implement 33 evidence- and research-based programs through community juvenile accountability grants, administration of the grants, and evaluations 34 of programs funded by the grants. In addition to funding provided in 35 36 this subsection, funding to implement alcohol and substance abuse 37 treatment programs for locally committed offenders is provided 38 through an interagency agreement with the health care authority.

1 (b) The department of children, youth, and families shall administer a block grant to county juvenile courts for the purpose of 2 serving youth as defined in RCW 13.40.510(4)(a) in the county 3 juvenile justice system. Funds dedicated to the block grant include: 4 Consolidated juvenile service (CJS) funds, community juvenile 5 6 accountability act (CJAA) grants, chemical dependency/mental health disposition alternative (CDDA), and suspended disposition alternative 7 (SDA). The department of children, youth, and families shall follow 8 the following formula and must prioritize evidence-based programs and 9 disposition alternatives and take into account juvenile courts 10 program-eligible youth in conjunction with the number of youth served 11 12 in each approved evidence-based program or disposition alternative: (i) Thirty-seven and one-half percent for the at-risk population of 13 14 youth ten to seventeen years old; (ii) fifteen percent for the 15 assessment of low, moderate, and high-risk youth; (iii) twenty-five 16 percent for evidence-based program participation; (iv) seventeen and 17 one-half percent for minority populations; (v) three percent for the 18 chemical dependency and mental health disposition alternative; and 19 (vi) two percent for the suspended dispositional alternatives. Funding for the special sex offender disposition alternative (SSODA) 20 21 shall not be included in the block grant, but allocated on the 22 average daily population in juvenile courts. Funding for the 23 evidence-based expansion grants shall be excluded from the block grant formula. Funds may be used for promising practices when 24 25 approved by the department of children, youth, and families and juvenile courts, through the community juvenile accountability act 26 27 committee, based on the criteria established in consultation with 28 Washington state institute for public policy and the juvenile courts.

29 (c) The department of children, youth, and families and the 30 juvenile courts shall establish a block grant funding formula 31 oversight committee with equal representation from the department of 32 children, youth, and families and the juvenile courts. The purpose of this committee is to assess the ongoing implementation of the block 33 grant funding formula, utilizing data-driven decision making and the 34 most current available information. The committee will be co-chaired 35 by the department of children, youth, and families and the juvenile 36 courts, who will also have the ability to change members of the 37 committee as needed to achieve its purpose. The committee may make 38 39 changes to the formula categories in (d)(ii) of this subsection if it 40 determines the changes will increase statewide service delivery or

effectiveness of evidence-based program or disposition alternative resulting in increased cost/benefit savings to the state, including long-term cost/benefit savings. The committee must also consider these outcomes in determining when evidence-based expansion or special sex offender disposition alternative funds should be included in the block grant or left separate.

(d) The juvenile courts and administrative office of the courts 7 must collect and distribute information and provide access to the 8 data systems to the department of children, youth, and families and 9 the Washington state institute for public policy related to program 10 and outcome data. The department of children, youth, and families and 11 12 the juvenile courts must work collaboratively to develop program outcomes that reinforce the greatest cost/benefit to the state in the 13 implementation of evidence-based practices 14 and disposition 15 alternatives.

16 (((5) \$1,352,000)) (4) \$645,000 of the general fund—state 17 appropriation for fiscal year 2022 and ((\$1,352,000)) \$645,000 of the 18 general fund—state appropriation for fiscal year 2023 are provided 19 solely for funding of the teamchild project.

20 (((6) \$283,000 of the general fund state appropriation for fiscal 21 year 2022 and \$283,000 of the general fund state appropriation for 22 fiscal year 2023 are provided solely for the juvenile detention 23 alternatives initiative.

(7))) (5) \$500,000 of the general fund—state appropriation for 24 fiscal year 2022 and \$500,000 of the general fund—state appropriation 25 26 for fiscal year 2023 are provided solely for a grant program focused on criminal street gang prevention and intervention. The department 27 of children, youth, and families may award grants under this 28 subsection. The department of children, youth, and families shall 29 30 give priority to applicants who have demonstrated the greatest problems with criminal street gangs. Applicants composed of, at a 31 32 minimum, one or more local governmental entities and one or more 33 nonprofit, nongovernmental organizations that have a documented 34 history of creating and administering effective criminal street gang prevention and intervention programs may apply for funding under this 35 subsection. Each entity receiving funds must report to the department 36 of children, youth, and families on the number and types of youth 37 38 served, the services provided, and the impact of those services on 39 the youth and the community.

1 (((8))) <u>(6)</u> The juvenile rehabilitation institutions may use 2 funding appropriated in this subsection to purchase goods, supplies, 3 and services through hospital group purchasing organizations when it 4 is cost-effective to do so.

(((9))) (7) \$50,000 of the general fund—state appropriation for 5 fiscal year 2022 and \$50,000 of the general fund-state appropriation 6 for fiscal year 2023 are provided solely for grants to county 7 juvenile courts to establish alternative detention facilities similar 8 to the proctor house model in Jefferson county, Washington, that will 9 provide less restrictive confinement alternatives to youth in their 10 local communities. County juvenile courts 11 shall apply to the 12 department of children, youth, and families for funding and each 13 entity receiving funds must report to the department on the number 14 and types of youth serviced, the services provided, and the impact of 15 those services on the youth and the community.

16 (((10))) (8) \$432,000 of the general fund—state appropriation for 17 fiscal year 2022 and \$432,000 of the general fund—state appropriation 18 for fiscal year 2023 are provided solely for the department to 19 provide housing services to clients releasing from incarceration into 20 the community.

(((11))) (9) \$100,000 of the general fund—state appropriation for 21 fiscal year 2022 is provided solely to assess the juvenile court 22 assessment tool. The juvenile rehabilitation program shall contract 23 with the Washington state institute for public policy to review the 24 25 standardized juvenile court assessment tool to access whether it 26 accurately determines eligibility criteria and properly assigns youth 27 to programs that meet their needs. The institute must work in collaboration with the juvenile block grant proviso committee. 28

(((12))) (10) (a) \$773,000 of the general fund—state appropriation for fiscal year 2022 and \$986,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Engrossed Second Substitute House Bill No. 1186 (concerning juvenile rehabilitation community transition services). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

36 (b) Of the amounts provided in (a) of this subsection, \$50,000 of 37 the general fund—state appropriation for fiscal year 2022 and 38 \$105,000 of the general fund—state appropriation for fiscal year 2023 39 are provided solely for housing vouchers.

1 (((13))) (11) \$128,000 of the general fund—state appropriation 2 for fiscal year 2022 is provided solely for implementation of 3 Engrossed Second Substitute House Bill No. 1295 (institutional ed./ 4 release). ((If the bill is not enacted by June 30, 2021, the amount 5 provided in this subsection shall lapse.

(14)) (12) \$122,000 of the general fund—state appropriation for
fiscal year 2022 and \$123,000 of the general fund—state appropriation
for fiscal year 2023 are provided solely for implementation of
Engrossed Substitute Senate Bill No. 5118 (supporting successful
reentry). ((If the bill is not enacted by June 30, 2021, the amounts
provided in this subsection shall lapse.

12 (15)) (13) Sufficient funding is provided within this section 13 for implementation of Engrossed Second Substitute Senate Bill No. 14 5304 (reentry services/state and local institutions).

15 (((16))) <u>(14)</u> Within existing resources, the department shall 16 evaluate the Martin hall juvenile detention facility located in 17 Medical Lake as an option for increased capacity needs for the 18 juvenile rehabilitation program.

19 (15) \$703,000 of the general fund—state appropriation for fiscal 20 year 2022 and \$947,000 of the general fund—state appropriation for 21 fiscal year 2023 are provided solely for implementation of House/ 22 Senate Bill No. . . (Z-0304.1/22) (repealing requirements for 23 parent payment of the cost of their child's support, treatment, and 24 confinement in juvenile rehabilitation residential facilities).

25 Sec. 229. 2021 c 334 s 229 (uncodified) is amended to read as 26 follows:

27 FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES-EARLY LEARNING 28 PROGRAM 29 General Fund—State Appropriation (FY 2022).... ((\$289,936,000)) 30 \$293,701,000 31 General Fund—State Appropriation (FY 2023). ((\$348,787,000)) 32 \$446,251,000 33 34 \$1,079,237,000 35 36 \$100,000 37 Education Legacy Trust Account—State Appropriation. . ((\$28,127,000)) 38 \$28,172,000

Home Visiting Services Account—State Appropriation. . ((\$23,966,000)) 1 2 \$25,579,000 3 Home Visiting Services Account—Federal Appropriation. . . \$29,776,000 4 Washington Opportunity Pathways Account-State 5 6 Workforce Education Investment Account-State 7 <u>Coronavirus State</u> Fiscal Recovery Fund—Federal 8 9 10 11 \$2,012,298,000

12 The appropriations in this section are subject to the following 13 conditions and limitations:

14 (1) (a) \$80,273,000 of the general fund—state appropriation for 15 fiscal year 2022, \$119,932,000 of the general fund-state appropriation for fiscal year 2023, \$24,070,000 of the education 16 17 legacy trust account-state appropriation, \$80,000,000 of the opportunity pathways account-state appropriation, and \$25,452,000 of 18 the general fund-federal appropriation (CRRSA/GEER) are provided 19 20 solely for the early childhood education and assistance program. 21 These amounts shall support at least 15,162 slots in fiscal year 2022 and 15,912 slots in fiscal year 2023. Of the total slots in each 22 fiscal year, 100 slots must be reserved for foster children to 23 24 receive school-year-round enrollment.

25 (b) Of the amounts provided in this subsection, \$14,930,000 of 26 the general fund-state appropriation for fiscal year 2023 and \$14,889,000 of the general fund—federal appropriation (CRRSA/GEER) 27 28 are for a slot rate increase of ten percent beginning July 1, 2021. 29 funding provided in this subsection is sufficient for the The 30 department to increase rates according to inflation, pursuant to Engrossed Second Substitute Senate Bill No. 5237 (child care & early 31 32 dev. exp.), beginning in fiscal year 2023 and annually thereafter.

33 (c) The department of children, youth, and families must develop 34 a methodology to identify, at the school district level, the 35 geographic locations of where early childhood education and 36 assistance program slots are needed to meet the entitlement specified 37 in RCW 43.216.556. This methodology must be linked to the caseload 38 forecast produced by the caseload forecast council and must include 39 estimates of the number of slots needed at each school district and 1 the corresponding facility needs required to meet the entitlement in 2 accordance with RCW 43.216.556. This methodology must be included as 3 part of the budget submittal documentation required by RCW 43.88.030.

4 (2) \$200,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$200,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely to develop and provide
7 culturally relevant supports for parents, family, and other
8 caregivers.

9 (3) The department is the lead agency for and recipient of the 10 federal child care and development fund grant. Amounts within this 11 grant shall be used to fund child care licensing, quality 12 initiatives, agency administration, and other costs associated with 13 child care subsidies.

(4) The legislature recognizes that the federal government has 14 15 provided substantial additional funding through the coronavirus response and relief supplemental appropriations act, P.L. 116-260, 16 division M. and the American rescue plan act of 2021, P.L. 117-2. The 17 18 purpose of the additional federal funding is to ensure access to 19 affordable child care and to stabilize and support child care 20 providers from the effects of the COVID-19 pandemic. The legislature intends with the passage of Engrossed Second Substitute Senate Bill 21 22 No. 5237 (child care & early dev. exp.) to implement these federal 23 purposes by expanding eligibility for subsidized child care, reducing 24 parent copayments, increasing provider base rates to recognize increased costs, and providing other financial support to stabilize 25 the child care sector to remain open or to reopen. The legislature 26 27 finds that the state lacked the fiscal capacity to make these 28 investments and the additional federal funding has provided the 29 opportunity to supplement state funding to expand and accelerate 30 child care access, affordability, and provider support as the state navigates the COVID-19 pandemic and its aftermath. 31

32 (5) \$20,110,000 of the general fund—state appropriation in fiscal 33 year 2022, \$45,757,000 of the general fund-state appropriation in fiscal year 2023, \$8,482,000 of the workforce education investment 34 account-state appropriation, \$283,375,000 of the general fund-35 36 federal appropriation, \$59,893,000 of the general fund-federal appropriation (CARES), \$65,482,000 of the general fund-federal 37 appropriation (CRRSA), and \$111,252,000 of the general fund-federal 38 39 appropriation (ARPA) are provided solely for the working connections 1 child care program under RCW 43.216.135. Of the amounts provided in 2 this subsection:

(a) The department of children, youth, and families shall work in 3 collaboration with the department of social and health services to 4 determine the appropriate amount of state expenditures for the 5 6 working connections child care program to claim towards the state's maintenance of effort for the temporary assistance for needy families 7 program. The departments will also collaborate to track the average 8 monthly child care subsidy caseload and expenditures by fund type, 9 including child care development fund, 10 general fund—state appropriation, and temporary assistance for needy families for the 11 12 purpose of estimating the annual temporary assistance for needy 13 families reimbursement from the department of social and health 14 services to the department of children, youth, and families. Effective December 1, 2022, and annually thereafter, the department 15 of children, youth, and families must report to the governor and the 16 17 appropriate fiscal and policy committees of the legislature the total state contribution for the working connections child care program 18 claimed the previous fiscal year towards the state's maintenance of 19 effort for the temporary assistance for needy families program and 20 21 the total temporary assistance for needy families reimbursement from 22 the department of social and health services for the previous fiscal 23 year.

(b) \$6,390,000 is for the compensation components of the 25 2021-2023 collective bargaining agreement covering family child care 26 providers as provided in section 947 of this act. Of the amounts 27 provided in this subsection:

(i) \$4,410,000 is for a 35 cent per hour per child rate increase
 for family, friends, and neighbor providers (FFNs) beginning July 1,
 2022;

(ii) \$854,000 is to increase the rate paid to providers who reach level 3.5 of the state's early achievers quality rating system by two percent beginning July 1, 2021; and

(iii) \$1,126,000 is to increase the nonstandard hour care rate by\$10.00 per child per month beginning July 1, 2021.

36 (c) \$27,508,000 of the general fund—state appropriation and 37 \$21,000,000 of the coronavirus state fiscal recovery account—federal 38 appropriation for fiscal year 2023 are provided solely for the 39 implementation of an agreement reached between the governor and the service employees international union local 925 for a cost of care rate enhancement for family child care providers under the provisions of chapter 41.56 RCW for fiscal year 2023 as provided in section 938 of this act.

5 (d) \$59,893,000 of the general fund—federal appropriation 6 (CARES), \$65,925,000 of the general fund—federal appropriation 7 (CRRSA), and \$99,918,000 of the general fund—federal appropriation 8 (ARPA) are provided solely for enhancements to the working child care 9 connections program, pursuant to Engrossed Second Substitute Senate 10 Bill No. 5237 (child care & early dev. exp.). Of the amounts provided 11 in this subsection:

12 (i) \$28,759,000 of the general fund—federal appropriation (CARES), \$11,993,000 of the general fund—federal appropriation 13 (CRRSA), and \$35,979,000 of the general fund—federal appropriation 14 15 (ARPA) are provided solely for the implementation of reduced household child care monthly copayments. For households at or below 16 50 percent of the state median income, copayments are capped at \$115 17 18 through January 1, 2022, and \$90 from January 1, 2022, through fiscal 19 year 2023. For households at or below 60 percent of the state median income, copayments are capped at \$115 through June 30, 2023. 20

(ii) \$31,134,000 of the general fund—federal appropriation 21 22 (CARES), \$40,195,000 of the general fund—federal appropriation 23 (CRRSA), and \$45,476,000 of the general fund-federal appropriation (ARPA) are provided solely to increase subsidy base rates to the 85th 24 percentile of market for child care providers. The state and the 25 representative for family child care providers must enter into 26 27 bargaining over the implementation of subsidy rate increases, and 28 apply those increases consistent with the terms of this proviso and 29 the agreement reached between the parties.

30 (iii) \$3,930,000 of the general fund—federal appropriation 31 (CRRSA) and \$4,903,000 of the general fund—federal appropriation 32 (ARPA) are provided solely to waive work requirements for student 33 parents utilizing the working connections child care program.

(iv) \$6,726,000 of the general fund—federal appropriation (CRRSA) and \$10,633,000 of the general fund—federal appropriation (ARPA) are provided solely to expand eligibility for the working connections child care program to households at or below 60 percent of state median income, beginning October 1, 2021. (v) \$1,549,000 of the general fund—federal appropriation (CRRSA)
and \$982,000 of the general fund—federal appropriation (ARPA) are
provided solely for the department to implement an infant rate
enhancement for child care providers.

5 (((d) In order to not exceed the appropriated amount, the 6 department shall manage the program so that the average monthly 7 caseload does not exceed 33,000 households and the department shall 8 give prioritized access into the program according to the following 9 order:

10 (i) Families applying for or receiving temporary assistance for 11 needy families (TANF);

12 (ii) TANF families curing sanction;

13 (iii) Foster children;

14 (iv) Families that include a child with special needs;

15 (v) Families in which a parent of a child in care is a minor who 16 is not living with a parent or guardian and who is a full-time 17 student in a high school that has a school-sponsored on-site child 18 care center;

19 (vi) Families with a child residing with a biological parent or 20 guardian who have received child protective services, child welfare 21 services, or a family assessment response from the department in the 22 past six months, and have received a referral for child care as part 23 of the family's case management;

24 (vii) Families that received subsidies within the last thirty
25 days and:

26

(A) Have reapplied for subsidies; and

27 (B) Have household income of 60 percent of the state median 28 income or below; and

29

(viii) All other eligible families.))

30 (e) On July 1, 2021, and July 1, 2022, the department, in 31 collaboration with the department of social and health services, must 32 report to the governor and the appropriate fiscal and policy 33 committees of the legislature on the status of overpayments in the 34 working connections child care program. The report must include the 35 following information for the previous fiscal year:

36 (i) A summary of the number of overpayments that occurred;

37 (ii) The reason for each overpayment;

38 (iii) The total cost of overpayments;

39 (iv) A comparison to overpayments that occurred in the past two 40 preceding fiscal years; and 1 (v) Any planned modifications to internal processes that will 2 take place in the coming fiscal year to further reduce the occurrence 3 of overpayments.

(6) Within available amounts, the department in consultation with 4 the office of financial management shall report enrollments and 5 6 active caseload for the working connections child care program to the governor and the legislative fiscal committees and the legislative-7 executive WorkFirst poverty reduction oversight task force on an 8 agreed upon schedule. The report shall also identify the number of 9 cases participating in both temporary assistance for needy families 10 and working connections child care. The department must also report 11 12 on the number of children served through contracted slots.

(7) \$623,000 of the general fund—state appropriation for fiscal year 2022, \$935,000 of the general fund—state appropriation for fiscal year 2023, and \$6,701,000 of the general fund—federal appropriation are provided solely for the seasonal child care program.

(8) \$871,000 of the general fund—state appropriation for fiscal year 2022 and \$871,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the department of children, youth, and families to contract with a countywide nonprofit organization with early childhood expertise in Pierce county for a pilot project to prevent child abuse and neglect using nationally recognized models.

(a) The nonprofit organization must continue to implement a countywide resource and referral linkage system for families of children who are prenatal through age five.

(b) The nonprofit organization must offer a voluntary brief 28 29 newborn home visiting program. The program must meet the diverse 30 needs of Pierce county residents and, therefore, it must be flexible, culturally appropriate, and culturally responsive. The department, in 31 32 collaboration with the nonprofit organization, must examine the feasibility of leveraging federal and other fund sources, including 33 federal Title IV-E and medicaid funds, for home visiting provided 34 through the pilot. The department must report its findings to the 35 governor and appropriate legislative committees by September 1, 2022. 36

37 (9)(a) \$5,899,000 of the general fund—state appropriation for 38 fiscal year 2022 and \$8,382,000 of the general fund—state 39 appropriation for fiscal year 2023 are provided solely for the early

1 childhood intervention prevention services (ECLIPSE) program. The 2 department shall contract for ECLIPSE services to provide therapeutic 3 child care and other specialized treatment services to abused, 4 neglected, at-risk, and/or drug-affected children. The department 5 shall pursue opportunities to leverage other funding to continue and 6 expand ECLIPSE services. Priority for services shall be given to 7 children referred from the department.

(b) Of the amounts provided in this subsection (9), \$1,246,000 of 8 the general fund-state appropriation for fiscal year 2022 and 9 \$3,719,000 of the general fund-state appropriation for fiscal year 10 2023 are provided solely for the expansion of ECLIPSE services, 11 12 pursuant to Engrossed Second Substitute Senate Bill No. 5237 (child 13 care & early dev. exp.). Funding provided for the expansion of 14 services is intended to serve new geographic areas not currently served by ECLIPSE services. ((If the bill is not enacted by June 30, 15 2021, the amounts provided in this subsection (9) (b) shall lapse.)) 16

17 (10) The department shall place a ten percent administrative 18 overhead cap on any contract entered into with the University of 19 Washington. In a bi-annual report to the governor and the 20 legislature, the department shall report the total amount of funds 21 spent on the quality rating and improvements system and the total 22 amount of funds spent on degree incentives, scholarships, and tuition 23 reimbursements.

(11) \$1,728,000 of the general fund—state appropriation for fiscal year 2022 and \$1,728,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for reducing barriers for low-income providers to participate in the early achievers program.

(12) \$300,000 of the general fund—state appropriation for fiscal year 2022 and \$300,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for a contract with a nonprofit entity experienced in the provision of promoting early literacy for children through pediatric office visits.

34 (13) \$4,000,000 of the education legacy trust account—state 35 appropriation is provided solely for early intervention assessment 36 and services.

37 (14) The department shall work with state and local law 38 enforcement, federally recognized tribal governments, and tribal law 39 enforcement to develop a process for expediting fingerprinting and data collection necessary to conduct background checks for tribal
 early learning and child care providers.

3 (15) \$100,000 of the general fund—state appropriation for fiscal 4 year 2022 and \$100,000 of the general fund—state appropriation for 5 fiscal year 2023 are provided solely for implementation of chapter 6 202, Laws of 2017 (children's mental health).

7 (16) Within existing resources, the department shall implement 8 chapter 409, Laws of 2019 (early learning access).

9 (17) (a) \$7,355,000 of the general fund-state appropriation for fiscal year 2022, \$11,126,000 of the general fund—state appropriation 10 11 for fiscal year 2023, \$11,032,000 of the general fund-federal 12 appropriation (CRRSA), and \$9,632,000 of the general fund-federal 13 appropriation (ARPA) are provided solely for the implementation of Engrossed Second Substitute Senate Bill No. 5237 (child care & early 14 dev. exp.). ((If the bill is not enacted by June 30, 2021, the 15 amounts provided in this subsection shall lapse.)) The legislature 16 17 intends for the appropriations provided in this subsection to 18 stabilize and support child care providers and early learning contractors and to expand families' access to affordable, quality 19 child care and early learning during and after the COVID-19 public 20 21 health emergency. Of the amounts provided in this subsection:

(i) \$2,535,000 of the general fund—state appropriation for fiscal year 2022, \$2,535,000 of the general fund—state appropriation for fiscal year 2023, and \$4,604,000 of the general fund—federal appropriation (CRRSA) are provided solely for the implementation of complex needs funds.

(ii) \$966,000 of the general fund—federal appropriation (CRRSA) and \$1,836,000 of the general fund—federal appropriation (ARPA) are provided solely for the implementation of trauma-informed care supports.

(iii) \$180,000 of the general fund—state appropriation for fiscal year 2022 and \$3,200,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the department to implement dual language rate enhancements.

(iv) \$671,000 of the general fund—state appropriation for fiscal year 2022, \$656,000 of the general fund—state appropriation for fiscal year 2023, and \$3,982,000 of the general fund—federal appropriation (ARPA) are provided solely for the implementation of equity grants.

(v) \$773,000 of the general fund—state appropriation for fiscal 1 year 2022, ((\$773,000)) \$1,033,000 of the general fund-state 2 appropriation for fiscal year 2023, \$1,500,000 of the general fund-3 federal appropriation (CRRSA), and \$900,000 of the general fund-4 5 federal appropriation (ARPA) are provided solely for infant and early 6 childhood mental health consultation. Funding provided in this subsection is sufficient for the department to contract for two 7 tribal mental health consultants, one located east of the crest of 8 the Cascade mountains and one located west of the crest of the 9 10 Cascade mountains, who will provide culturally relevant infant and 11 early childhood mental health supports for tribal child care and early learning programs. The department must consult with federally 12 recognized tribes through the Indian policy early learning committee 13 14 during the contracting process for the tribal mental health 15 consultants.

16 (vi) \$365,000 of the general fund—federal appropriation (CRRSA) 17 and \$495,000 of the general fund—federal appropriation (ARPA) are 18 provided solely for the expansion of family, friend, and neighbor 19 child care play and learn groups.

(vii) \$930,000 of the general fund—state appropriation for fiscal 20 21 year 2022, \$1,075,000 of the general fund—state appropriation for fiscal year 2023, \$3,597,000 of the general fund-federal 22 appropriation (CRRSA), and \$2,419,000 of the general fund-federal 23 appropriation (ARPA) are provided solely for the implementation of 24 25 trainings, early achievers scholarships, and other professional development activities. Amounts provided in this subsection may be 26 27 used to contract with a nonprofit organization that provides 28 relationship-based professional development support to family, 29 friend, and neighbor, child care center, and licensed family care 30 providers.

(viii) \$1,585,000 of the general fund—state appropriation for fiscal year 2022 and \$2,196,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the department to expand the birth-to-three early childhood education and assistance program.

36 (ix) \$421,000 of the general fund—state appropriation for fiscal 37 year 2022 and \$408,000 of the general fund—state appropriation for 38 fiscal year 2023 are provided solely for the department to 1 collaborate with the department of commerce on technical assistance to employers interested in providing child care to employees. 2

3 (b) The state and the representative for family child care providers must enter into bargaining over the implementation of 4 grants and rate increases included in this proviso, and apply those 5 6 increases consistent with the terms of this proviso and the agreement 7 reached between the parties.

(18) \$265,000 of the general fund—state appropriation for fiscal 8 year 2022 and \$265,000 of the general fund-state appropriation for 9 fiscal year 2023 are provided solely for a statewide family resource 10 11 referral linkage system, with coordinated access point of and 12 resource navigators who will connect families with children prenatal 13 through age five with services, programs, and community resources 14 through a facilitated referral and linkage process.

15 (19) (a) \$414,000 of the general fund—federal appropriation (ARPA) is provided solely for the department to establish a pilot project to 16 17 determine the feasibility of a child care license category for multi-18 site programs operating under one owner or one entity. The department 19 shall adopt rules to implement the pilot project and may waive or adapt licensing requirements when necessary to allow 20 for the 21 operation of a new license category. Pilot participants must include, at least: 22

23 (i) One governmental agency;

24 25

(iii) One for-profit private business.

(ii) One nonprofit organization; and

26 (b) New or existing license child care providers may participate 27 in the pilot. When selecting and approving pilot project locations, 28 the department shall aim to select a mix of rural, urban, and 29 suburban locations. By July 1, 2024, the department shall submit to 30 the relevant committees of the legislature recommendations on whether 31 to permanently implement this license category and what, if any, 32 changes are needed to law to accomplish this.

the home visiting account-state 33 (20) (a) \$2,771,000 of appropriation for fiscal year 2022, \$5,299,000 of the home visiting 34 account-state appropriation for fiscal year 2023, and \$3,000,000 of 35 the general fund-federal appropriation (ARPA) are provided to expand 36 home visiting services, enhance data collection, and support the 37 38 local implementing agencies providing home visiting services. The department shall: 39

1 (i) Contract with local implementing agencies to expand home 2 visiting services by October 1, 2021; and

3 (ii) Provide semiannual updates to the home visiting advisory 4 committee established in RCW 43.216.130 that includes an updated 5 number of families served in home visiting programs and a status of 6 the home visiting services account balance.

(iii) The home visiting advisory committee established in RCW 7 43.216.130 shall make recommendations to the department and the 8 legislature by June 1, 2022, containing strategies for supporting 9 home visiting providers and serving additional 10 families. Recommendations should include, but are not limited to, strategies in 11 12 the 2019 report to the legislature Opportunities and Considerations for Expanding Home Visiting Services in Washington State, such as 13 14 enhancing data system collections and reporting, professional development supports, and rate adjustments to reimburse for the true 15 16 cost of service delivery.

(b) Of the amounts provided in (a) of this subsection, \$2,528,000 of the home visiting account—state appropriation for fiscal year 2023 and \$3,000,000 of the general fund—federal appropriation (ARPA) are provided for additional home visiting services in order to implement Engrossed Second Substitute Senate Bill No. 5237 (child care & early dev. exp.). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(21) The appropriations in this section are sufficient funding to
 implement section 29 of Substitute Senate Bill No. 5151 (foster care
 & child care).

27 (22)(a) \$390,600,000 of the general fund—federal appropriation 28 (ARPA) and \$9,400,000 of the general fund-federal appropriation 29 (CARES) are provided solely for the department to distribute grants 30 to child care providers to stabilize the child care industry as part of the state's response to the COVID-19 public health emergency. 31 32 Child care providers are eligible for grants if they are eligible for 33 child care development fund moneys or if they are licensed, regulated, or registered within the state. The funding provided in 34 35 this subsection must be expended consistent with federal law. Of the 36 amounts provided in this subsection:

37 (i) \$27,342,000 of the general fund—federal appropriation (ARPA)
 38 is provided solely for the department to administer the grant
 39 program, including but not limited to costs related to creating and

1 administering the online grant application, providing technical 2 assistance and support for applying for and accessing the grants, 3 publicizing the availability of the grants, and processing 4 applications on a rolling basis.

5 (ii) \$11,718,000 of the general fund—federal appropriation (ARPA) 6 is provided solely for the department to contract with an 7 organization to provide language access support to child care 8 providers during the grant application process, including but not 9 limited to translation services, community-based support related to 10 the grant application process, and other grant application support.

(iii) \$351,540,000 of the general fund—federal appropriation 11 12 (ARPA) and \$9,400,000 of the general fund—federal appropriation 13 (CARES) are provided solely for child care stabilization grants to eligible child care providers as defined in section 2202 of the 14 American rescue plan act of 2021 (ARPA). In applying for grants, 15 child care providers are expected to 16 meet the certification requirements defined in section 2202(d)(2)(D)(i) of ARPA. To the 17 extent practicable, at least 10 percent of each grant awarded to an 18 19 eligible child care provider must be used for compensation increases 20 to employees working at a provider's facility. The department must make its best efforts to distribute 75 percent of the funding 21 provided in this subsection by January 1, 2022, with the remaining 25 22 23 percent distributed by June 30, 2022. To the extent practicable, the 24 department must prioritize: Providers in child care deserts; providers serving or located in marginalized, low-income communities 25 26 or communities of color; and providers that help support racial 27 equity across the state. In processing applications, to the extent 28 practicable the department must also prioritize grant applications 29 that include funding for the following purposes:

30

(A) Rent or mortgage payments;

31 (B) Copayment or tuition waivers for families receiving care, 32 including refunds or credits to families who are not attending but 33 are paying tuition in order to maintain a child's spot in the 34 facility;

- 35 (C) Child care for historically disadvantaged populations;
- 36 (D) Child care during the summer months;
- 37 (E) Child care during nonstandard hours;
- 38 (F) Child care for school-age children;

1 (G) Outreach to families who may have stopped attending due to 2 cost;

3

(H) Mental health supports for children and employees;

4 (I) Broadband access for child care providers that care for 5 school-age children; and

6 (J) Personnel costs, including compensation, benefits, health 7 care premium pay, or paid leave.

8 (b) Nothing in this subsection changes the department's 9 responsibility to collectively bargain over mandatory subjects 10 consistent with RCW 41.56.028(3) or limits the legislature's 11 authority to make programmatic modifications to licensed child care 12 and early learning programs consistent with legislative reservation 13 of rights under RCW 41.56.028(4)(d).

(23) \$500,000 of the general fund—federal appropriation (CARES) is provided solely for the department to hire two temporary language access coordinators with specialties in Spanish and Somali to address immediate language access needs at the department related to COVID-19 child care relief and recovery in department programs, including but not limited to:

20

(a) Translation of department materials;

(b) Outreach to community organizations serving multilingual children and families regarding department programs;

(c) Webinars and other technical assistance provided in Spanishand Somali for department programs; and

(d) Other means of increasing language access and equity for early learning providers and caregivers in health and safety, licensing and regulations, and public funding opportunities for programs offered by the department.

(24) \$100,000 of the general fund-state appropriation for fiscal 29 30 year 2022 and \$30,000 of the general fund-state appropriation for fiscal year 2023 are provided solely for the department to convene a 31 32 work group that assesses and provides recommendations for creating infrastructures and funding streams that support youth 33 new 34 development. The work group must include representatives from community-based organizations providing youth development programs, 35 36 including expanded learning, mentoring, school age child care, and 37 wrap around supports and integrated student support. The department 38 must report its findings and recommendations to the governor and 1 legislature by September 1, 2022. The report must include the 2 following recommendations:

3 (a) Programmatic changes for breaking down silos and barriers for
4 youth programming between state agencies;

5 (b) The appropriate program within the department to develop 6 meaningful youth-level, research-based prevention and promotion 7 outcomes, and to support community-based organizations providing 8 those outcomes;

9 (c) The establishment of a state grant program to provide quality 10 youth development opportunities for children and youth ages five 11 through high school graduation; and

12 (d) Strategies to increase access to youth development programs 13 for prioritized populations such as children of color, foster 14 children, children experiencing homelessness, and children involved 15 in the justice system.

16 (25) ((\$27,000 of the general fund state appropriation for fiscal year 2022 is provided solely for the implementation of Second Substitute House Bill No. 1127 (COVID-19 health data privacy). If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.

21 (26))) \$5,548,000 of the general fund—federal appropriation 22 (ARPA) is provided solely for allocations from federal funding as 23 authorized in section 2014, the American rescue plan act of 2021, 24 P.L. 117-2.

25 $(((\frac{27}{2})))$ (26) (a) The department must provide to the education 26 research and data center, housed at the office of financial 27 management, data on all state-funded early childhood programs. These 28 programs include the early support for infants and toddlers, early 29 childhood education and assistance program (ECEAP), and the working 30 connections and seasonal subsidized childcare programs including license-exempt facilities or family, friend, and neighbor care. The 31 data provided by the department to the education research data center 32 33 must include information on children who participate in these 34 programs, including their name and date of birth, and dates the child received services at a particular facility. 35

36 (b) ECEAP early learning professionals must enter any new 37 qualifications into the department's professional development 38 registry starting in the 2015-16 school year, and every school year 39 thereafter. By October 2017, and every October thereafter, the department must provide updated ECEAP early learning professional
 data to the education research data center.

3 (c) The department must request federally funded head start 4 programs to voluntarily provide data to the department and the 5 education research data center that is equivalent to what is being 6 provided for state-funded programs.

7 (d) The education research and data center must provide an 8 updated report on early childhood program participation and K-12 9 outcomes to the house of representatives appropriations committee and 10 the senate ways and means committee using available data every March 11 for the previous school year.

(e) The department, in consultation with the department of social and health services, must withhold payment for services to early childhood programs that do not report on the name, date of birth, and the dates a child received services at a particular facility.

16 (((28))) <u>(27)</u> Funding in this section is sufficient for the 17 department to collaborate with the department of commerce to jointly convene and facilitate a child care collaborative task force to 18 19 continue the work of the task force created in chapter 368, Laws of 2019 (2SHB 1344) to establish a true cost of quality of child care. 20 The task force shall report its findings and recommendations to the 21 22 governor and the appropriate committees of the legislature by 23 November 1, 2022.

(((29))) <u>(28)</u> \$900,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for the department to provide early childhood education and assistance program services during July and August of 2021 to address learning loss and to meet the unique educational and other needs of 468 children whose enrollment was interrupted or delayed due to the COVID-19 public health emergency.

30 (29) \$1,358,000 of the general fund—state appropriation for 31 fiscal year 2022 and \$4,612,000 of the general fund—state 32 appropriation for fiscal year 2023 are provided solely for the 33 department to provide early childhood education and assistance 34 program services during summer 2022.

35 (30) \$409,000 of the general fund—state appropriation for fiscal 36 year 2022 and \$859,000 of the general fund—state appropriation for 37 fiscal year 2023 are provided solely for a quality support rate for 38 the early childhood education and assistance program.

1 Sec. 230. 2021 c 334 s 230 (uncodified) is amended to read as 2 follows: FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES-PROGRAM SUPPORT 3 4 General Fund—State Appropriation (FY 2022). ((\$171,339,000)) 5 \$197,326,000 General Fund—State Appropriation (FY 2023).... ((\$171,554,000)) 6 7 \$214,189,000 8 9 \$193,173,000 10 General Fund—Private/Local Appropriation. ((\$394,000)) 11 \$459,000 12 Education Legacy Trust Account—State Appropriation. . . . \$180,000 13 Home Visiting Services Account—State Appropriation. . . ((\$458,000)) 14 \$472,000 Home Visiting Services Account—Federal Appropriation. . . \$380,000 15 16 17 \$606,179,000

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

(1) \$400,000 of the general fund—state appropriation for fiscal year 2022 and \$400,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for a Washington state mentoring organization to continue its public-private partnerships providing technical assistance and training to mentoring programs that serve at-risk youth.

26 (2) (a) \$1,000 of the general fund-state appropriation for fiscal year 2022, \$1,000 of the general fund-state appropriation for fiscal 27 28 year 2023, and \$2,000 of the general fund-federal appropriation are 29 provided solely for the implementation of an agreement reached 30 between the governor and the Washington federation of state employees 31 for the language access providers under the provisions of chapter 41.56 RCW for the 2021-2023 fiscal biennium, as provided in section 32 945 of this act. 33

34 (b) \$6,000 of the general fund—state appropriation for fiscal 35 year 2023 and \$2,000 of the general fund—federal appropriation are 36 provided solely for the implementation of an agreement reached 37 between the governor and the Washington federation of state employees 38 for the language access providers under the provisions of chapter 1 <u>41.56 RCW for fiscal year 2023 as provided in section 936 of this</u> 2 <u>act.</u>

3 (3) \$100,000 of the general fund—state appropriation for fiscal 4 year 2022 and \$100,000 of the general fund—state appropriation for 5 fiscal year 2023 are provided solely for a full-time employee to 6 coordinate policies and programs to support pregnant and parenting 7 individuals receiving chemical dependency or substance use disorder 8 treatment.

9 (4) \$505,000 of the general fund-state appropriation for fiscal year 2022 and \$505,000 of the general fund-state appropriation for 10 solely for the department 11 fiscal year 2023 are provided to 12 collaborate with the office of the superintendent of public 13 instruction to complete a report with options and recommendations for 14 administrative efficiencies and long-term strategies that align and 15 integrate high-quality early learning programs administered by both agencies and consistent with implementation of Engrossed Second 16 Substitute Senate Bill No. 5237 (child care dev. exp.). The report, 17 due September 1, 2022, shall address capital needs, data collection 18 and data sharing, licensing changes, quality standards, options for 19 20 community-based and school-based settings with inclusive facilities 21 and operations, fiscal modeling, statutory changes needed to achieve 22 administrative efficiencies, and all other requirements of Engrossed 23 Second Substitute Senate Bill No. 5237 (child care & early dev. 24 exp.).

25 (5) Within existing resources, the department shall submit a brief report to the governor and appropriate legislative committees 26 by December 1, 2022, outlining options for creating a new dedicated 27 account for adoption support that will meet 42 U.S.C. 28 Sec. 473 29 requirements. The report shall include a methodology for calculating 30 savings in a manner that can be incorporated into the adoption 31 support forecast budget process, statutory needs, and expenditure 32 guidelines for the account.

33 (6) \$150,000 of the general fund—state appropriation for fiscal 34 year 2022 and \$150,000 of the general fund-state appropriation for fiscal year 2023 are provided solely for a statewide nonprofit with 35 36 demonstrated capability of partnering with state agencies and community organizations to develop public-facing regionalized data 37 38 dashboards and reports to support the goals of the department and the early learning advisory council, pursuant 39 to Engrossed Second

Substitute Senate Bill No. 5237 (child care & early learning dev.
 exp.).

(7) \$2,500,000 of the general fund—state appropriation for fiscal year 2022, \$2,500,000 of the general fund—state appropriation for fiscal year 2023, and \$5,000,000 of the general fund—federal appropriation are provided solely for the implementation of Engrossed Second Substitute House Bill No. 1227 (child abuse allegations). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(8) \$20,000 of the general fund—state appropriation for fiscal year 2022 and \$20,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of Engrossed Substitute Senate Bill No. 5118 (reentry). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(9) \$6,532,000 of the general fund—state appropriation for fiscal 16 17 year 2022, \$7,385,000 of the general fund-state appropriation for fiscal year 2023, and \$6,083,000 of the general fund-federal 18 appropriation (CRRSA) are provided solely for the department to 19 20 migrate the social service payment system to a cloud-based payment 21 system in order to implement child care stabilization grants, child care subsidy rate enhancements, and other payments intended to 22 support child care providers during and after the COVID-19 public 23 24 health emergency, to implement changes to the social service payment system necessary to implement these payments, and for other 25 improvements necessary for the successful implementation of Engrossed 26 Second Substitute Senate Bill No. 5237 (child care & early dev. 27 28 exp.). The amounts in this section are subject to the conditions, limitations, and review provided in section 701 of this act. 29

(10) \$250,000 of the general fund—federal appropriation (CARES) is provided solely for the department to develop or contract to develop a language access plan that addresses equity and access for immigrant, multilingual providers, caregivers, and families. The plan must be submitted to the appropriate committees of the legislature by June 30, 2022. The plan must include, but is not limited to, the following:

37 (a) A needs assessment and staffing recommendation for program
 38 accessibility at the department for individuals with limited English

and a geographic landscape analysis of language needs for providers,
 caregivers, and families in their interactions with the department;

3 (b) A review of successful language access policies and practices
4 in public agencies to effectively address the needs of non-English
5 speaking families, providers, and other stakeholders;

6 (c) An alignment of best practices across the department in 7 multilingual workforce development;

8 (d) A framework for proactive community engagement to provide 9 child care providers, early learning providers, or families that 10 speak languages other than English access to information and support 11 in navigating English-dominant state resources at the department;

12 (e) Recommendations for a continuous improvement model of 13 measuring progress and success in language access at the department; 14 and

15

(f) Compliance with federal and state laws at the department.

(11) \$40,000 of the general fund—federal appropriation (CRRSA) is 16 17 provided solely for the department to establish a process for informing, upon clearance of required background checks, employees of 18 19 licensed family home, center-based, and outdoor nature-based childcares about available financial supports and options for 20 21 accessing health coverage. On at least an annual basis, no less than 22 45 days before the start of open-enrollment, the department must share with the health benefits exchange (exchange) and designated 23 24 navigator organizations, but no additional third-party entity, workforce data identifying licensed childcare employees for the sole 25 26 purpose of outreach, enrollment, verification, and other program 27 implementation activities identified by the exchange. The department 28 must share with the exchange and designated navigator organizations, 29 but no additional third-party entity, workforce data identifying newly licensed childcare employees on an ongoing basis as needed 30 during the plan year for the sole purpose of outreach, enrollment, 31 32 verification, and other program implementation activities identified by the exchange. 33

(12) \$1,494,000 of the general fund—federal appropriation is provided solely for the department to implement the family first prevention services act requirements, including technology enhancements to support the automated assessments, data quality, and reporting requirements. Funding provided in this subsection is subject to the conditions, limitations, and review provided in section 701 of this act.

1 (13) \$267,000 of the general fund—state appropriation for fiscal 2 year 2022, \$717,000 of the general fund—state appropriation for 3 fiscal year 2023, and \$223,000 of the general fund—federal 4 appropriation are provided solely for the implementation of Second 5 Substitute House Bill No. 1219 (youth counsel/dependency). ((If the 6 bill is not enacted by June 30, 2021, the amounts provided in this 7 subsection shall lapse.))

8 (14) \$85,000 of the general fund—state appropriation for fiscal 9 year 2022 is provided solely for the implementation of Engrossed 10 Second Substitute House Bill No. 1295 (institutional ed/release). 11 ((If the bill is not enacted by June 30, 2021, the amount provided in 12 this subsection shall lapse.))

(15) \$848,000 of the general fund—state appropriation for fiscal year 2022, \$848,000 of the general fund—state appropriation for fiscal year 2023, and \$384,000 of the general fund—federal appropriation are provided solely for the implementation of Engrossed Second Substitute House Bill No. 1194 (parent-child visitation). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

20 (16) (a) \$1,000,000 of the general fund—state appropriation for 21 fiscal year 2023 is provided solely for the department to expand its 22 housing pilot to two additional sites. The housing pilot will serve 23 hard-to-place foster youth who are at least 16 years old with housing 24 and intensive case management.

25 (b) \$96,000 of the general fund—state appropriation for fiscal 26 year 2022 and \$24,000 of the general fund—federal appropriation are 27 provided solely for the extraordinary litigation expenses of the 28 attorney general's office related to the case of *D.S., et al. v.* 29 *DCYF*, United States district court western district of Washington 30 case no. 2:21-cv-00111-BJR.

(End of part)

1	PART III
2	NATURAL RESOURCES
3	Sec. 301. 2021 c 334 s 301 (uncodified) is amended to read as
4	follows:
5	FOR THE COLUMBIA RIVER GORGE COMMISSION
6	General Fund—State Appropriation (FY 2022)\$752,000
7	General Fund—State Appropriation (FY 2023) ((\$820,000))
8	<u>\$850,000</u>
9	General Fund—Federal Appropriation \$32,000
10	General Fund—Private/Local Appropriation ((\$1,354,000))
11	\$1,379,000
12	TOTAL APPROPRIATION
13	\$3,013,000
14	The appropriations in this section are subject to the following
15	conditions and limitations:
16	(1) \$94,000 of the general fund—state appropriation for fiscal
17	year 2022 and \$94,000 of the general fund-state appropriation for
18	fiscal year 2023 are provided solely for a land use planner to
19	provide land use planning services dedicated to Klickitat county.
20	Because the activities of the land use planner are solely for the
21	benefit of Washington state, Oregon is not required to provide
22	matching funds for this activity.
23	(2) \$88,000 of the general fund—state appropriation for fiscal
24	year 2022, \$125,000 of the general fund—state appropriation for
25	fiscal year 2023, and \$213,000 of the general fund-private/local
26	appropriation are provided solely for the access database replacement
27	project, and is subject to the conditions, limitations, and review
28	provided in section 701 of this act.
29	Sec. 302. 2021 c 334 s 302 (uncodified) is amended to read as
30	follows:
31	FOR THE DEPARTMENT OF ECOLOGY
32	General Fund—State Appropriation (FY 2022) ((\$47,364,000))
33	<u>\$45,530,000</u>
34	General Fund—State Appropriation (FY 2023) ((\$39,868,000))
35	\$53,368,000
36	General Fund—Federal Appropriation ((\$98,760,000))
37	\$101,200,000
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General Fund—Private/Local Appropriation. ((\$26,999,000)) 1 2 \$27,545,000 3 Reclamation Account—State Appropriation. ((\$4,286,000)) 4 <u>\$4,453,000</u> 5 Flood Control Assistance Account—State Appropriation. ((\$4,066,000)) \$4,200,000 6 7 Aquatic Lands Enhancement Account-State 8 9 State Emergency Water Projects Revolving Account-10 11 Waste Reduction, Recycling, and Litter Control 12 13 \$29,036,000 14 State Drought Preparedness Account—State 15 16 State and Local Improvements Revolving Account-Water 17 Supply Facilities—State Appropriation. \$186,000 18 Water Rights Tracking System Account-State 19 20 Site Closure Account—State Appropriation. \$582,000 21 Wood Stove Education and Enforcement Account-State 22 23 \$580,000 24 Worker and Community Right to Know Fund-State 25 26 \$2,053,000 27 Water Rights Processing Account—State Appropriation. . . . \$39,000 28 Water Quality Permit Account—State Appropriation. . . ((\$46,578,000)) 29 \$50,077,000 30 Underground Storage Tank Account—State Appropriation. ((\$3,876,000)) 31 \$4,228,000 32 Biosolids Permit Account—State Appropriation. . . . ((\$2,594,000)) 33 \$2,730,000 34 Hazardous Waste Assistance Account-State 35 36 \$7,753,000 37 Radioactive Mixed Waste Account—State Appropriation. ((\$22,281,000)) \$23,605,000 38 39 Air Pollution Control Account—State Appropriation. . . ((\$4,135,000)) p. 361 HB 1816

1 \$4,366,000 2 Oil Spill Prevention Account—State Appropriation. . . ((\$6,446,000)) 3 \$7,073,000 4 Air Operating Permit Account—State Appropriation. . . ((\$4,786,000)) 5 \$5,017,000 6 Wastewater Treatment Plant Operator Certification 7 8 Oil Spill Response Account—State Appropriation. \$7,076,000 9 Model Toxics Control Operating Account-State 10 11 \$300,805,000 12 Model Toxics Control Operating Account-Local 13 14 Voluntary Cleanup Account—State Appropriation. \$344,000 15 Paint Product Stewardship Account—State 16 17 Dedicated Marijuana Account—State Appropriation 18 19 \$284,000 20 Dedicated Marijuana Account—State Appropriation 21 22 \$306,000 23 Water Pollution Control Revolving Administration 24 25 \$5,485,000 26 Clean Fuels Program Account—State Appropriation. \$382,000 27 Climate Investment Account—State Appropriation. . . . ((\$5,139,000)) 28 \$7,138,000 29 30 \$697,074,000 31 The appropriations in this section are subject to the following 32 conditions and limitations: 33 (1) ((\$910,000 of the model toxics control operating account-34 state appropriation is)) \$455,000 of the general fund—state appropriation for fiscal year 2022 and \$455,000 of the general fund-35 state appropriation for fiscal year 2023 are provided solely for the 36 37 department to grant to the northwest straits commission to distribute 38 equally among the seven Puget Sound marine resource committees.

1 (2) \$2,024,000 of the model toxics control operating account— 2 state appropriation is provided solely for additional staff to 3 process an increased workload of clean water act certification 4 requests and to process all United States army corps of engineers 5 permitted projects in Washington within the sixty-day processing 6 requirement, should it be implemented.

(3) ((Within the amounts appropriated in this section,)) \$287,000
of the model toxics control operating account—state appropriation is
provided solely for the department ((must)) to adopt rules to
implement the provisions of RCW 88.40.025.

(4) \$739,000 of the general fund—state appropriation for fiscal year 2022 and \$363,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of Engrossed Second Substitute House Bill No. 1050 (fluorinated gases). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(5) \$2,277,000 of the general fund—state appropriation for fiscal year 2022, \$897,000 of the general fund—state appropriation for fiscal year 2023, and \$382,000 of the clean fuels program account state appropriation are provided solely for the implementation of Engrossed Third Substitute House Bill No. 1091 (transportation fuel/ carbon). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(6) \$262,000 of the model toxics control operating account—state
appropriation is provided solely for the implementation of Engrossed
Second Substitute House Bill No. 1382 (salmon recovery projects).
((If the bill is not enacted by June 30, 2021, the amount provided in
this subsection shall lapse.))

(7) \$170,000 of the oil spill prevention account—state appropriation is provided solely for a contract with the University of Washington's sea grant program to continue an educational program targeted to small spills from commercial fishing vessels, ferries, cruise ships, ports, and marinas.

(8) ((\$204,000 of the model toxics control operating accountstate appropriation is)) \$102,000 of the general fund—state appropriation for fiscal year 2022 and \$102,000 of the general fund state appropriation for fiscal year 2023 are provided solely for implementation of Executive Order No. 12-07, Washington's response to ocean acidification.

(9) \$14,000,000 of the model toxics control operating account—state appropriation is provided solely for the department to providegrants to local governments for the purpose of supporting local solidwaste and financial assistance programs.

5 (10) \$150,000 of the aquatic lands enhancement account-state appropriation is provided solely for implementation of the state 6 7 marine management plan and ongoing costs of the Washington coastal as 8 marine advisory council to serve a forum and provide 9 recommendations on coastal management issues.

(11) \$588,000 of the general fund—state appropriation for fiscal year 2022 and \$662,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the department to address outstanding water rights issues. Of the amounts provided in this subsection:

15 (a) \$463,000 of the general fund—state appropriation for fiscal year 2022 and \$537,000 of the general fund-state appropriation for 16 fiscal year 2023 are provided solely for preparation and filing of 17 18 adjudications of state water rights in the Nooksack (water resource inventory area 1) and lake Roosevelt and middle tributaries (water 19 20 resource inventory area 58) watersheds. The department will not file 21 an adjudication in water resource inventory area 1 prior to June 1, 22 2023; and

23 (b) \$125,000 of the general fund—state appropriation for fiscal year 2022 and \$125,000 of the general fund-state appropriation for 24 fiscal year 2023 are provided solely for Whatcom county to support a 25 collaborative process among local water users and water right holders 26 that can complement water rights adjudication in the Nooksack (water 27 28 resources inventory area 1) watershed. Funding is provided for facilitation and mediation among parties, development of planning and 29 30 technical information, and assessment of local solutions. At a minimum, the collaborative process must seek to provide opportunities 31 32 for discussion of increasing salmon populations and preserving farmland. 33

(12) ((\$242,000)) \$178,000 of the model toxics control operating
 account—state appropriation is provided solely for an equipment cache
 grant for the Jamestown S'klallam Tribe for a new response vehicle.

(13) \$398,000 of the model toxics control operating account—state
 appropriation is provided solely for consumer product testing data

validation services to support increases to the agency's product
 testing program.

(14) \$2,305,000 of the model toxics control operating account-3 state appropriation is provided solely to increase the department's 4 capacity to test for toxics in children's products and other general 5 6 consumer goods, to implement needed policy changes resulting from 7 product testing, to communicate results to the public, and to conduct a feasibility study to add an inorganics component to the plan for 8 new laboratory space at the department's headquarters building in 9 Lacey, Washington. 10

(15) \$497,000 of the general fund—state appropriation for fiscal 11 year 2022 and \$497,000 of the general fund-state appropriation for 12 fiscal year 2023 are provided solely for the department to provide 13 14 grants to conservation organizations and certain tribes for the purpose of coordination, monitoring, and research related to Puget 15 Sound kelp conservation and recovery. Of the amounts provided in this 16 shall distribute grants as 17 subsection the department follows: 18 \$175,000 each fiscal year to the Northwest Straits commission; 19 \$72,000 each fiscal year to the Lower Elwha Klallam Tribe; \$100,000 each fiscal year to the Samish Indian Nation; and \$150,000 each 20 21 fiscal year to the Puget Sound Restoration Fund.

(16) \$2,000,000 of the model toxics control operating account state appropriation is provided solely for the Spokane river regional toxics task force to address elevated levels of polychlorinated biphenyls in the Spokane river.

26 (17) \$150,000 of the general fund—state appropriation for fiscal 27 year 2022 is provided solely for the department to grant to Clark county for the purpose of designing the process for developing a 28 29 long-term plan to restore and maintain the health of Vancouver lake, a category 5 303(d) status impaired body of water, as well as 30 designing an institutional structure to take responsibility for the 31 32 plan's implementation in a financially sustainable manner. The plan will build on existing work completed by the county, state agencies, 33 and nonprofit organizations. The department will support the work of 34 the county to include involvement by property owners around the lake 35 36 and within the watersheds that drain to the lake, the department of 37 natural resources, the department of fish and wildlife, other state agencies and local governments with proprietary or regulatory 38 jurisdiction, tribes, and nonprofit organizations advocating for the 39

1 lake's health. The design should address timelines for plan development, roles and responsibilities of governmental and nonprofit 2 entities, potential funding sources and options for 3 plan implementation, including formation of a potential lake management 4 district under chapter 36.61 RCW, and the management objectives to be 5 6 included in the plan.

7 (18) \$80,000 of the general fund—state appropriation for fiscal 8 year 2022 is provided solely for the department to work with the 9 Guemes island planning advisory committee to follow on to a United 10 States geologic survey study of the island's aquifer recharge areas, 11 quantify an updated water budget, and provide an accurate water-level 12 analysis and water-table map of the two aquifers on the island.

(19) \$150,000 of the general fund—state appropriation for fiscal year 2022 and \$150,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the department to support the Pierce county health department and the friends of Spanaway lake to treat and clean up elevated phosphorus and algae levels in Spanaway lake.

(20) \$92,000 of the general fund—state appropriation for fiscal year 2022 is provided solely to San Juan county for a study to build on the existing knowledge of the islands' water resources to gain a current understanding of the state of groundwater in the county, including hydrologic data evaluation, completing recharge estimates, and updating the water balance.

(21) \$146,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for the department to work with landowners, state agencies, and others to analyze the water quality of Deep lake.

(22) \$195,000 of the model toxics control operating account—state appropriation is provided solely for the department to carry out an assessment of potential hazards of 6PPD (CAS 793-24-8) and other chemicals or chemical classes and breakdown products used as antioxidants and/or antiozonants in tires and submit a technical memo to the appropriate committees of the legislature by December 1, 2021.

35 (23) \$523,000 of the model toxics control operating account—state 36 appropriation is provided solely for the department to work with the 37 department of transportation, University of Washington-Tacoma, and 38 Washington State University-Puyallup to identify priority areas 39 affected by 6PPD or other related chemicals toxic to aquatic life

1 from roads and transportation infrastructure and on best management 2 practices for reducing toxicity. This includes developing a standard 3 method for the laboratory measurement of 6PPD-quinone and related 4 chemicals. The department will submit a report to the appropriate 5 committees of the legislature by November 1, 2022.

6 (24) \$1,090,000 of the general fund-state appropriation for fiscal year 2022 and \$1,090,000 of the general fund-state 7 appropriation for fiscal year 2023 are provided solely for the 8 department to create a database, monitoring program, and laboratory 9 assessment method regarding polychlorinated biphenyls 10 (PCB). ((Within)) Of the amount provided in this subsection, \$440,000 is 11 12 provided to enhance the environmental information management 13 database; \$1,200,000 is provided to create a long-term statewide PCB monitoring program; and \$540,000 is provided for developing a PCB 14 15 specific laboratory method for conducting analysis. The department must coordinate with the department of fish and wildlife on the 16 implementation of this subsection and for recommending PCB clean-up 17 18 projects for legislative funding in subsequent appropriations.

(25) \$847,000 of the model toxics control operating account—state appropriation is provided solely for the implementation of Engrossed Second Substitute Senate Bill No. 5022 (recycling, waste, & litter). ((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.))

24 ((\$11,716,000)) <u>\$11,068,000</u> of the general fund—state (26)appropriation for fiscal year 2022, ((\$6,284,000)) <u>\$7,788,000</u> of the 25 general fund—state appropriation for fiscal year 26 2023, and 27 ((\$5,139,000)) \$6,589,000 of the climate investment account—state 28 appropriation are provided solely for the implementation of Engrossed Second Substitute Senate Bill No. 5126 (climate commitment act). ((If 29 30 the bill is not enacted by June 30, 2021, the amounts provided in 31 this subsection shall lapse.))

32 (27) \$95,000 of the general fund-state appropriation for fiscal year 2022, \$105,000 of the general fund-state appropriation for 33 34 fiscal year 2023, \$61,000 of the waste reduction, recycling, and litter control account—state appropriation, \$231,000 of the water 35 quality permit account-state appropriation, \$31,000 of the hazardous 36 waste assistance account—state appropriation, \$31,000 of the oil 37 spill prevention account-state appropriation, and \$983,000 of the 38 model toxics control operating account-state appropriation are 39

provided solely for the implementation of Engrossed Second Substitute Senate Bill No. 5141 (environmental justice task force recommendations). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

5 (28) \$43,000 of the model toxics control operating account—state 6 appropriation is provided solely for the implementation of Substitute 7 Senate Bill No. 5381 (fish passage project permits). ((If the bill is 8 not enacted by June 30, 2021, the amount provided in this subsection 9 shall lapse.))

(29) \$52,000 of the general fund-state appropriation for fiscal 10 year 2022, \$52,000 of the general fund-state appropriation for fiscal 11 year 2023, \$8,000 of the reclamation account-state appropriation, 12 \$8,000 of the flood control assistant account-state appropriation, 13 14 \$32,000 of the waste reduction, recycling, and litter control account --state appropriation, \$4,000 of the worker and community right-to-15 know account-state appropriation, \$120,000 of the water quality 16 17 permit account—state appropriation, \$10,000 of the underground 18 storage tank account—state appropriation, \$6,000 of the bio solids permit account-state appropriation, \$18,000 of the hazardous waste 19 20 assistance account-state appropriation, \$52,000 of the radioactive 21 mixed waste account-state appropriation, \$10,000 of the air pollution 22 control account—state appropriation, \$20,000 of the oil spill prevention account-state appropriation, \$12,000 of the air operating 23 24 permit account—state appropriation, \$514,000 of the model toxics 25 control operating account-state appropriation, and \$80,000 of the water pollution control revolving administration account-state 26 appropriation are provided solely for the department to maintain and 27 license the new eHub system. Funding is subject to the conditions, 28 29 limitations, and review requirements of section 701 of this act.

30 (30) \$250,000 of the general fund-state appropriation for fiscal year 2022 and \$250,000 of the general fund-state appropriation for 31 32 fiscal year 2023 are provided solely for the department to enter into 33 a contract with a qualified third party to develop standards that 34 provide a framework for assessing the quality of volume, validity, and durability of potential future carbon dioxide removal projects. 35 The resulting product should be adequate to allow in-state entities 36 to analyze proposed carbon removal project for conformity with state 37 38 carbon reduction laws, rules, and goals. The selected vendor should build upon previously completed analyses by the state of Washington and the federal government.

3 (31) \$40,000 of the general fund—state appropriation for fiscal
4 year 2022 is provided solely for the department to:

5 (a) Develop recommendations and implement actions under existing 6 authority to modify the process for the review of water banks to 7 ensure that key information is made available to the public. The 8 changes should consider requirements such as:

(i) A description of a proposed banking and operations plan, 9 including the needs and customers the bank intends to serve, the 10 geographic area to be served, the portfolio of available mitigating 11 12 rights and their allowed uses, any anticipated change in use of 13 available mitigating rights, any limitations the bank intends to impose in offering water rights for use, and anything else the 14 15 department deems necessary to promote transparency and the public 16 interest;

17 (ii) Reporting requirements that include any changes in the 18 intended customers or needs being serviced by the bank, any change in 19 the geographic area to be served, any anticipated change in the use 20 of available mitigating rights, any change in limitation the banks 21 intends to impose in offering water right for use, and any other 22 change the department deems necessary to promote transparency and the 23 public interest; and

(iii) Reporting requirements for publishing each change andproviding notice to pertinent parties and soliciting public comment.

26 (b) The department must build off its work directed under chapter 27 357, Laws of 2020 to refine recommendations on improving the state's framework for water banking, water trust, and water right transfers. 28 Recommendations should address issues of private investment in water 29 banking and the merits of incentives and regulations pertaining to 30 the out-of-basin transfer of water rights. 31 In refining its 32 recommendations, the department shall consult with tribes and consider input from stakeholders with expertise in water banking. 33

34 (c) By December 31, 2021, the department shall update the 35 appropriate committees of the legislature on its progress on refining 36 policy recommendations under this section, including any recommended 37 statutory changes, and on the status of the pilot grant program 38 established under subsection (32) of this section.

39 (d) By December 1, 2022, the department shall submit a report to 40 the appropriate committees of the legislature on work conducted

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pursuant to this section and on the pilot grant program established 1 under this section. The report should include but is not limited to a 2 summary of water banking activity funded including success and 3 challenges, a summary of outcomes of the pilot grant program, a 4 summary of actions taken under current authority, 5 and policy 6 recommendations. The policy recommendations may also come in the form 7 of agency request legislation.

(32) ((\$4,500,000 of the general fund state appropriation for 8 fiscal year 2022 and \$4,500,000 of the general fund-state 9 appropriation for fiscal year 2023 are provided solely for the 10 department to administer the pilot grant program for water banking 11 strategies to meet water needs as described in this section. Within 12 available appropriations, grants must be awarded to qualified 13 applicants according to (c) of this subsection. Grant awards must be 14 15 limited to not more than \$2,000,000 per applicant.

16

(a) Grant awards may only be used for:

17 (i) Development of water banks in rural counties as defined in 18 RCW 82.14.370(5) that have the headwaters of a major watershed within their borders and only for water banking strategies within the county 19 of origin. A major watershed has the same meaning as shoreline of the 20 state in RCW 90.58.030(2)(f)(v) (A) and (B); 21

(ii) Acquisition of water rights appropriate for use in a water 22 23 bank including all costs necessary to evaluate the water right for eligibility for its intended use; and 24

25 (iii) Activities necessary to facilitate the creation of a water 26 bank.

27 (b) For the purposes of a grant pursuant to this section, a water bank must meet water needs, which include but are not limited to 28 agricultural use and instream flow for fish and wildlife. The water 29 bank must preserve water rights for use in the county of origin and 30 31 for permanent instream flows for fish and wildlife through the 32 primary and secondary reaches of the water right.

33

(c) To be qualified for these funds, an applicant must also show:

34 (i) That the applicant has sufficient expertise and capacity to 35 develop and maintain a water bank consistent with the purposes of 36 this appropriation;

(ii) That the applicant has secured a valid interest to purchase 37 38 a water right;

39 (iii) That the water rights appear to be adequate for the 40 intended use;

1 (iv) That the applicant agrees to have one-third of any water 2 right purchased with the funds appropriated under this section to 3 have its purpose of use changed permanently to instream flow 4 benefiting fish and wildlife; and

5 (v) That the applicant is a public entity or a participant in a 6 public/private partnership with a public entity.

7 (33)) \$500,000 of the general fund—state appropriation for 8 fiscal year 2022 and \$500,000 of the general fund—state appropriation 9 for fiscal year 2023 are provided solely for the department to:

(a) Establish and administer a pilot grant program for
 11 implementing water banking strategies to meet local water needs;

(b) Review water banking grant applications submitted under thissection, including evaluation of water right suitability; and

14 (c) Develop and finalize water banking agreements, trust water 15 right agreements, and other necessary legal instruments with entities 16 selected to receive grants under this section.

17 (((34))) (33) \$30,000 of the general fund—state appropriation for 18 fiscal year 2022 is provided solely for the department to designate a 19 regional clean air agency to convene a stakeholder group to assess 20 and develop recommendations for reducing and mitigating air quality 21 impacts in the form of noxious odors resulting from asphalt plants in Sound region. The stakeholder group should include 22 the Puget 23 representatives from the asphalt industry, cities within a county in 24 the region in which an asphalt plant is located, the Puget Sound 25 clean air agency, local and state health departments, research 26 institutions, and а community or environmental organization 27 representative with expertise in air pollution, toxicology, or other 28 relevant fields. The recommendations must address steps needed for 29 asphalt production facilities to develop odor control plans and best 30 management practices to reduce noxious odors that negatively impact 31 neighboring residents, businesses and persons utilizing publicly 32 owned recreational facilities. A report containing recommendations 33 must be submitted to the appropriate committees of the legislature by 34 December 1, 2021.

35 (34) \$233,000 of the model toxics control operating account—state 36 appropriation and \$100,000 of the oil spill prevention account—state 37 appropriation are provided solely for additional staff to develop and 38 implement new area contingency plans related to spill response in 39 Washington state. 1 (35) \$1,642,000 of the model toxics control operating account— 2 state appropriation and \$115,000 of the underground storage tank 3 account—state appropriation are provided solely for additional staff 4 to meet environmental protection agency underground storage tank site 5 inspection requirements and oversee the cleanup of known contaminated 6 leaking underground storage tank sites in Washington.

7 <u>(36)</u> \$1,800,000 of the waste reduction, recycling, and litter 8 control account—state appropriation is provided solely for 9 implementation of the food waste reduction act of 2019, chapter 255 10 Laws of 2019, through a series of food waste reduction campaigns, in 11 addition to continuing to invest in litter prevention campaigns to 12 address the state's ongoing litter problem.

13 (37) \$1,382,000 of the model toxics control operating account— 14 state appropriation is provided solely to develop methods and analyze 15 6PPD compounds in water and sediment, establish baseline monitoring 16 data, and fund projects to identify best management practices and 17 treatment devices that remove 6PPD from stormwater.

(38) \$1,322,000 of the model toxics control operating account-18 state appropriation is provided solely for the department to complete 19 a full safer alternatives assessment of the 6PPD compounds used in 20 tires. The assessment shall incorporate and evaluate toxicity data of 21 22 alternatives on Coho and other species. Of the amounts provided in this subsection, \$246,000 of the model toxics control operating 23 account-state appropriation is provided to support materials science 24 expertise and collection of industry data necessary to evaluate 25 feasibility of alternatives. The department shall provide a completed 26 assessment to the governor's office, office of financial management, 27 28 and the appropriate committees of the legislature, and, if the department finds safer alternatives exist, include recommended 29 regulatory, policy, or legislative actions to advance safer 30 31 alternatives.

32 (39) \$4,000,000 of the model toxics control operating accountstate appropriation is provided solely for grants to local stormwater 33 municipalities for expanding capacity to address stormwater 34 35 management needs and meeting new municipal stormwater permit 36 requirements, including stormwater management action planning to ensure that capital stormwater retrofit projects and other local 37 stormwater management actions are prioritized, planned, and scheduled 38 39 for construction or implementation.

(40) \$350,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for the department to establish a permit assistance unit to facilitate the timely and efficient processing of permits for low carbon energy facilities and projects.

5 <u>(41) \$1,378,000 of the general fund—state appropriation for</u> 6 <u>fiscal year 2023 and \$549,000 of the climate investment account—state</u> 7 <u>appropriation is provided solely for the department to increase air</u> 8 <u>quality monitoring in overburdened communities as directed under RCW</u> 9 <u>70A.65.020(1).</u>

10 <u>(42) \$557,000 of the general fund—state appropriation for fiscal</u> 11 <u>year 2023 is provided solely for coordinating regulatory efforts to</u> 12 <u>address temperature and other water quality issues associated with</u> 13 <u>dams on the Columbia and Snake rivers, and for additional staff to</u> 14 <u>assist with hydropower relicensing and license implementation.</u>

15 <u>(43) (a) \$709,000 of the general fund—state appropriation for</u> 16 fiscal year 2023 is provided solely for the department to develop 17 recommendations for changes to water resource management statutes 18 that would enable management of water resources to more effectively 19 address increasing demand, adapt to climate change, and improve 20 critical stream flows to aid salmon recovery.

(b) The department shall convene and facilitate meetings of stakeholders, water law experts, and tribes to assess changes needed to standardize and update the laws that govern the department's water right permitting and compliance actions. The department shall seek and consider all input from stakeholders on potential policy changes to improve water resource management.

27 (c) The department shall consult with federally recognized tribes
28 located in Washington and bordering areas and solicit input to
29 consider in the department's recommendations.

30 (d) By December 1, 2022, the department must update the 31 legislature on its progress in the implementation of this section.

32 (e) By November 1, 2023, the department must make recommendations 33 to the legislature in accordance with RCW 43.01.036. At a minimum, 34 recommendations will address changes to the water code to:

35 <u>(i) Protect senior water rights from impairment, including</u> 36 <u>adopted instream flows;</u>

37 <u>(ii) Provide incentives for water conservation and use of</u> 38 <u>reclaimed water;</u>

39 (iii) Address climate change in water management; and

1 <u>(iv) Strengthen linkages between water right permitting and</u>
2 compliance with growth management obligations to protect instream
3 resources.

4 <u>(44) \$264,000 of the general fund—state appropriation for fiscal</u> 5 year 2023 is provided solely for the department to administer grants, 6 funded under section 3008, chapter . . ., Laws of 2022 (the 2022 7 supplemental omnibus capital budget), to identify and implement new 8 tools and incentives needed to advance and accelerate riparian 9 standard implementation to protect and improve water quality and 10 salmon habitat in priority impaired watersheds.

11 (45) \$500,000 of the general fund—state appropriation for fiscal 12 year 2023 is provided solely for the department to develop and 13 administer green infrastructure for stream resilience projects, 14 funded under section 3009, chapter . ., Laws of 2022 (the 2022 15 supplemental omnibus capital budget), to boost stream flows during 16 critical periods to improve stream resilience due to climate change 17 impacts.

18 <u>(46)</u> \$4,232,000 of the general fund—state appropriation for 19 fiscal year 2023 is provided solely for the department to administer 20 grants to the federally recognized Indian tribes whose ancestral 21 lands and territories lie within the borders of Washington state, to 22 support tribal government review of and consultation regarding 23 climate commitment act funded projects and programs. Of the amounts 24 provided in this subsection:

25 (a) \$232,000 is provided solely for the department to administer
26 the grants.

27 (b) \$4,000,000 is provided solely for grants distributed equally 28 to the 29 federally recognized tribes. If a tribe decides not to 29 request a grant the agency may distribute unallocated amounts to the

30 participating tribes.

31 Sec. 303. 2021 c 334 s 303 (uncodified) is amended to read as 32 follows: 33 FOR THE WASHINGTON POLLUTION LIABILITY INSURANCE PROGRAM

1	Pollution Liability Insurance Program Trust Account—
2	State Appropriation
3	<u>\$1,449,000</u>
4	TOTAL APPROPRIATION
5	<u>\$3,160,000</u>
6	Sec. 304. 2021 c 334 s 304 (uncodified) is amended to read as
7	follows:
8	FOR THE STATE PARKS AND RECREATION COMMISSION
9	General Fund—State Appropriation (FY 2022) ((\$29,059,000))
10	\$29,604,000
11	General Fund—State Appropriation (FY 2023) ((\$29,036,000))
12	\$32,241,000
13	General Fund—Federal Appropriation ((\$7,058,000))
14	\$7,154,000
15	Winter Recreation Program Account—State
16	Appropriation
17	<u>\$4,906,000</u>
18	<u>Millersylvania Park Current Account—State</u>
19	Appropriation
20	ORV and Nonhighway Vehicle Account—State
21	Appropriation
22	\$387,000
23	Snowmobile Account—State Appropriation ((\$5,645,000))
24	<u>\$5,682,000</u>
25	Aquatic Lands Enhancement Account—State
26	Appropriation
27	Parks Renewal and Stewardship Account—State
28	Appropriation
29	<u>\$143,355,000</u>
30	Parks Renewal and Stewardship Account—Private/Local
31	Appropriation
32	TOTAL APPROPRIATION
33	\$224,121,000
34	The appropriations in this section are subject to the following
35	conditions and limitations:
36	(1) \$129,000 of the general fund—state appropriation for fiscal
37	year 2022 and \$129,000 of the general fund—state appropriation for
51	Joar 2022 and 7129,000 of the general fund State appropriation for

1 fiscal year 2023 are provided solely for a grant for the operation of 2 the Northwest weather and avalanche center.

3 (2) \$100,000 of the general fund—state appropriation for fiscal 4 year 2022 and \$100,000 of the general fund—state appropriation for 5 fiscal year 2023 are provided solely for the commission to pay 6 assessments charged by local improvement districts.

7 (3) ((\$406,000)) <u>\$514,000</u> of the general fund—state appropriation 8 for fiscal year 2022, ((\$322,000)) <u>\$663,000</u> of the general fund—state 9 appropriation for fiscal year 2023, and ((\$88,000)) <u>\$249,000</u> of the 10 parks renewal and stewardship account—state appropriation are 11 provided solely for operating budget impacts from capital budget 12 projects funded in the 2019-2021 fiscal biennium.

(4) ((\$272,000)) \$80,000 of the general fund—state appropriation for fiscal year 2022 and ((\$272,000)) \$464,000 of the general fund state appropriation for fiscal year 2023 are provided solely for an update to the Seashore conservation area survey and plan.

(5) \$130,000 of the general fund—state appropriation for fiscal year 2022 and \$130,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the commission to hire a diversity, equity, and inclusion coordinator to expand the diversity of the agency's workforce.

22 (6) \$85,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for the facilitation of a work group 23 that includes representation from the state parks and recreation 24 25 commission, the commission on African American affairs, and 26 stakeholders with expertise of the black experience in outdoor 27 identify barriers to inclusion and develop recreation to 28 recommendations to increase participation of Black Washingtonians in the state parks system and other outdoor recreation spaces and public 29 parks. The work group will be selected by the governor's office and 30 31 will consist of at least twelve participants representing diverse 32 geographic, socioeconomic, and experiential backgrounds. The parks 33 commission will enter into an interagency agreement with the commission on African American affairs to procure a contractor to 34 35 facilitate the work group and develop a report with recommendations. The amount provided in this subsection may also be used for a survey 36 37 or focus group to assess the needs of Black Washingtonians related to state parks and outdoor recreation. The work group will submit a 38

1 report to the governor's office and appropriate committees of the 2 legislature no later than ((January)) April 1, 2022.

3 (7) \$7,900,000 of the general fund—state appropriation for fiscal 4 year 2022 and \$7,900,000 of the general fund—state appropriation for 5 fiscal year 2023 are provided solely for the commission to increase 6 customer service, conduct more custodial maintenance, expand 7 interpretive services, accelerate work on preventative maintenance 8 and improve the conditions of park facilities, and expand public 9 safety.

(8) \$90,000 of the general fund—state appropriation for fiscal year 2022 and \$6,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of Engrossed Second Substitute Senate Bill No. 5259 (law enforcement data). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

16 (9) \$76,000 of the general fund—state appropriation for fiscal 17 year 2022 and \$907,000 of the general fund—state appropriation for 18 fiscal year 2023 are provided solely for the commission to address 19 needs identified in the "2017 vulnerability assessment" conducted by 20 the climate impacts group and to install electric-vehicle charging 21 stations for park-use vehicles.

(10) \$114,000 of the general fund—state appropriation for fiscal year 2022 and \$705,000 of the general fund—state appropriation for 2023 are provided solely for the commission to dedicate resources to government-to-government consultations with Indian tribes and implement executive order 21-02, archaeological and cultural resources.

28 Sec. 305. 2021 c 334 s 305 (uncodified) is amended to read as 29 follows:

30 FOR THE RECREATION AND CONSERVATION OFFICE

31	General	Fund—	State	Appropria	ation	(FY	2022)	• •	•	•	•	•	((\$4	,11	9,000))
32														<u>\$4</u> ,	<u>273,0</u>	<u>00</u>
33	General	Fund—	-State	Appropria	ation	(FY	2023)			•	•	•	((\$3	,65	5,000))
34														<u>\$4</u> ,	<u>458,0</u>	<u>00</u>
35	General	Fund—	Federa	al Appropr	riatio	n	• •		•	•	•	•	((\$3	,71	6,000))
36														<u>\$4</u> ,	329 , 0	00
37	General	Fund—	-Privat	e/Local A	Approp	riat	ion.			•	•	•••			\$24 , 0	00
38	Aquatic	Lands	Enhan	cement Aco	count-	—Sta	ite									

1 ((\$320,000)) 2 \$385,000 Firearms Range Account—State Appropriation. \$37,000 3 4 Recreation Resources Account—State Appropriation. . . ((\$3,999,000)) 5 \$4,405,000 6 NOVA Program Account—State Appropriation. ((\$1,444,000)) 7 \$1,486,000 8 Youth Athletic Facility Nonappropriated Account-9 10 11 \$19,578,000 12 The appropriations in this section are subject to the following 13 conditions and limitations:

(1) \$125,000 of the general fund—state appropriation for fiscal year 2022 and \$125,000 of the general fund—state appropriation for fiscal year 2023 are provided solely to pass through to the Spokane tribe of Indians for a pilot study of salmon migratory behavior and survival upstream of the Chief Joseph and Grand Coulee dams.

19 (2)(a) \$375,000 of the general fund—state appropriation for 20 fiscal year 2022 is provided solely to conduct a comprehensive equity 21 review of state grant programs administered by the office. The office 22 may, in consultation with the interested parties identified in (d) of 23 this subsection, contract with a consultant to assist with the 24 community engagement and review necessary to complete this review 25 process.

26 (b) The purposes of this comprehensive equity review are:

27 (i) To reduce barriers to historically underserved populations'
 28 participation in recreation and conservation office grant programs;

29 (ii) To redress inequities in existing recreation and 30 conservation office policies and programs; and

31 (iii) To improve the equitable delivery of resources and benefits 32 in these programs.

33 (c) In completing the comprehensive equity review required under 34 this section, the office shall:

35 (i) Identify changes to policy and operational norms and 36 practices in furtherance of the equity review purposes identified in 37 (b) of this subsection; 1 (ii) Identify new investments and programs that prioritize 2 populations and communities that have been historically underserved 3 by conservation and recreation policies and programs; and

4 (iii) Include consideration of historic and systemic barriers
5 that may arise due to any of the following factors: Race, ethnicity,
6 religion, income, geography, disability, and educational attainment.

(d) The office must collaborate with: (i) The Washington state 7 commission on African American affairs; (ii) the Washington state 8 commission on Asian Pacific American affairs; (iii) the Washington 9 state commission on Hispanic affairs; (iv) the governor's office of 10 11 Indian affairs; (v) the governor's committee on disability issues and 12 employment; (vi) the office of equity; (vii) the office of minority and women's business enterprises; (viii) the environmental justice 13 14 council if established by passage of Engrossed Second Substitute Senate Bill No. 5141; and (ix) other interested parties as 15 16 appropriate to develop and conduct a community engagement process to 17 inform the review.

18 (e) The office must complete the comprehensive equity review 19 under this section and submit a final report, containing all of the 20 elements and considerations specified in this section, to the 21 legislature by June 30, 2022.

(3) \$76,000 of the general fund—state appropriation for fiscal year 2022 and \$76,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of Engrossed Second Substitute House Bill No. 1382 (salmon recovery projects). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(4) \$200,000 of the general fund—federal appropriation, \$12,000 of the general fund—private/local appropriation, and ((\$112,000)) <u>\$116,000</u> of the aquatic lands enhancement account—state appropriation are provided solely for the implementation of Senate Bill No. 5063 (invasive species council expiration). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(5) \$37,000 of the firearms range account—state appropriation is provided solely to the recreation and conservation funding board for administration of the firearms range grant program as described in RCW 79A.25.210. 1 (6) ((\$3,999,000)) <u>\$4,405,000</u> of the recreation resources account 2 —state appropriation is provided solely to the recreation and 3 conservation funding board for administrative and coordinating costs 4 of the recreation and conservation office and the board as described 5 in RCW 79A.25.080(1).

6 (7) ((\$1,444,000)) \$1,486,000 of the NOVA program account—state
7 appropriation is provided solely to the recreation and conservation
8 funding board for administration of the nonhighway and off-road
9 vehicle activities program as described in chapter 46.09 RCW.

10 (8) \$1,809,000 of the general fund—state appropriation for fiscal 11 year 2022 and \$1,809,000 of the general fund—state appropriation for 12 fiscal year 2023 are provided solely for a grant to a nonprofit 13 organization with a mission for salmon and steelhead restoration to 14 install near-term solutions to prevent steelhead mortality at the 15 Hood Canal bridge.

(9) \$140,000 of the general fund—state appropriation for fiscal year 2022 and \$140,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the governor's salmon recovery office to coordinate ongoing recovery efforts of southern resident orcas and monitor progress toward implementation of recommendations from the governor's southern resident killer whale task force.

23 (10) \$175,000 of the youth athletic facility nonappropriated 24 account-state appropriation is provided solely for a task force to consider ways to improve equitable access to K-12 schools' fields and 25 26 athletic facilities and local parks agency facilities with the goal 27 of increasing physical activity for youth and families. The task 28 force shall be created and managed by the recreation and conservation 29 office. A portion of the funds must be used to inventory K-12 school fields and athletic facilities and park agency facilities, and for 30 use agreements for these facilities. The task 31 joint force participants must represent geographic diversity and must include 32 representatives from the office of the superintendent of public 33 34 instruction, the Washington association of school administrators, the 35 association of Washington principals, and the Washington recreation 36 and parks association; participants with a background in public health; and stakeholders who represent diverse communities and 37 communities of color. The task force shall consider joint use 38 39 agreements, partnerships, improved scheduling practices with local

parks agencies including facility rental fees, and other strategies, and submit a report with best practices and policy recommendations to the recreation and conservation funding board. A final report from the board must be submitted to the governor's office and legislature no later than February 1, 2022.

6 (11) \$209,000 of the general fund—state appropriation for fiscal 7 year 2022 and \$209,000 of the general fund—state appropriation for 8 fiscal year 2023 are provided solely to contract for implementation 9 of the Nisqually watershed stewardship plan.

(12) \$30,000 of the general fund—state appropriation for fiscal 10 year 2022 is provided solely for the office to facilitate the 11 transfer of management authority over the project known as the beach 12 lake conservation area from the current owner to a local public 13 government entity. If the current owner does not accept the offer to 14 15 transfer management authority, then the office must pursue all legal means to enforce the right of public access consistent with the deed 16 restrictions as set forth in the contract PSAR #15-1045. The amount 17 18 provided in this subsection is intended to secure daily public 19 access, during daylight hours, with minimal closures to the beach lake conservation area. 20

21 (13) \$345,000 of the general fund—state appropriation for fiscal year 2022 and \$345,000 of the general fund-state appropriation for 22 23 fiscal year 2023 are provided solely for the connections program to provide outdoor learning experiences and virtual learning support for 24 25 vulnerable youth in the Blaine and Mount Baker school districts. Of the amounts provided in this subsection, \$25,000 in each fiscal year 26 is provided solely for an organization in Whatcom county that 27 increases access to environmental education. 28

29 (14) \$139,000 of the general fund-state appropriation for fiscal year 2023 is provided solely for the governor's salmon recovery 30 office to implement the governor's salmon recovery strategy update by 31 32 convening the natural resources sub-cabinet on a regular basis and developing biennial statewide work priorities with a recommended 33 34 budget for salmon recovery pursuant to RCW 77.85.030(4)(e) that align with tribal priorities and regional salmon recovery plans. The office 35 shall submit the biennial implementation plan to the governor's 36 office and the office of financial management no later than October 37 38 31, 2022.

(15) \$250,000 of the general fund-state appropriation for fiscal 1 2 year 2023 is provided solely for the governor's salmon recovery 3 office to provide recommendations on establishing a dedicated funding source for salmon recovery. The office shall consult with the office 4 of financial management when developing the recommendations. The 5 recommendations shall include prioritized options of long-term, 6 7 reliable funding for salmon recovery, a cost and feasibility analysis of each recommendation, a legal analysis of proposed recommendations, 8 and a summary of input received, including consultation with Indian 9 10 tribes. The office shall submit a final report to the appropriate committees of the legislature and the office of financial management 11 12 by June 30, 2023.

13 (16) \$50,000 of the general fund—state appropriation for fiscal 14 year 2022 and \$150,000 of the general fund-state appropriation for fiscal year 2023 are provided solely for the governor's salmon 15 recovery office to provide a grant to the Spokane Tribe of Indians 16 for purposes of forming a Spokane river watershed lead entity 17 18 pursuant to RCW 77.85.050(1) and developing a habitat restoration 19 strategy to support reintroduction of salmon upstream of Chief Joseph 20 and Grand Coulee dams.

21 (17) \$100,000 of the general fund-state appropriation for fiscal year 2022 and \$200,000 of general fund-state appropriation for fiscal 22 year 2023 are provided solely for motorized and nonmotorized boater 23 education and outreach on Lake Union, with a specific goal of 24 preventing boat and airplane conflicts on the lake during peak 25 recreation season. Funds are to be made available to appropriate 26 local government or federal government agencies, or appropriate 27 28 nonprofit organizations.

29 Sec. 306. 2021 c 334 s 306 (uncodified) is amended to read as 30 follows: 31 FOR THE ENVIRONMENTAL AND LAND USE HEARINGS OFFICE 32 General Fund—State Appropriation (FY 2022)..... ((\$2,686,000)) 33 \$2,737,000 34 General Fund—State Appropriation (FY 2023).... ((\$2,728,000)) 35 \$3,144,000 36 37 \$5,881,000

1 Sec. 307. 2021 c 334 s 307 (uncodified) is amended to read as 2 follows: 3 FOR THE CONSERVATION COMMISSION 4 5 \$10,889,000 6 7 \$14,248,000 8 General Fund—Federal Appropriation. \$2,482,000 9 General Fund—Private/Local Appropriation. \$100,000 Public Works Assistance Account—State Appropriation. . ((\$8,450,000)) 10 11 \$8,464,000 12 Model Toxics Control Operating Account—State 13 14 15 \$37,293,000 16 The appropriations in this section are subject to the following 17 conditions and limitations: (1) \$2,000,000 of the general fund—state appropriation for fiscal 18 \$100,000 of the general fund-private/local 19 year 2023 and 20 appropriation ((is)) are provided solely for the sustainable farms 21 and fields program created in RCW 89.08.615 to provide technical 22 assistance, education, and outreach to promote carbon storage and 23 reduce greenhouse gas emissions. Grant funds may be used to promote 24 cover crops, cost-share opportunities such as purchases of equipment, seeds, soil amendments, and development of conservation plans that 25 26 increase carbon storage and reduce greenhouse gas emissions.

(2) \$1,500,000 of the general fund—state appropriation for fiscal 27 year 2022 and \$1,500,000 of the general fund-state appropriation for 28 29 fiscal year 2023 are provided solely for conservation district technical assistance, project cultural resources review, project 30 31 engineering, agency administration, and cost-share grants to 32 landowners for recovery from wildfire damage, including, but not 33 limited to, rebuilding fences, seeding unstable slopes, controlling 34 weeds, and planting shrubs and trees for wildlife habitat.

(3) \$85,000 of the general fund—state appropriation for fiscal
 year 2022 and \$40,000 of the general fund—state appropriation for
 fiscal year 2023 are provided solely for the commission to:

(a) Enter into an agreement with the department of ecology for awater bank in Okanogan county, which must focus solely on retaining

1 agricultural water rights for use by other agricultural producers in 2 the watershed of origin; and

3 (b) Report to the appropriate committees of the legislature by 4 December 31, 2022, on the effectiveness of the Okanogan water bank at 5 retaining agricultural water rights, and the potential for developing 6 additional water banks in Washington using this model.

7 (4) ((\$8,450,000)) \$8,464,000 of the public works assistance
8 account—state appropriation is provided solely for implementation of
9 the voluntary stewardship program. This amount may not be used to
10 fund agency indirect and administrative expenses.

(5) \$170,000 of the general fund—state appropriation for fiscal year 2022 and \$170,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the commission to continue to convene and facilitate a food policy forum.

(6) \$1,000,000 of the general fund—state appropriation for fiscal year 2022 and \$1,000,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the commission to share evenly with conservation districts to increase assistance to landowners to achieve environmental stewardship and agricultural sustainability.

(7) \$23,000 of the general fund—state appropriation for fiscal year 2022 and \$4,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of Second Substitute Senate Bill No. 5253 (pollinator health). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(8) \$1,300,000 of the general fund—state appropriation for fiscal 27 year 2023 is provided solely for the commission to develop a riparian 28 plant propagation program of native trees and shrubs to implement 29 riparian restoration projects that meet riparian zone requirements 30 31 established by the department of fish and wildlife. Plants will be made available for free or at a reduced cost to restoration projects 32 where a landowner is meeting the riparian zone requirement pursuant 33 to House/Senate Bill No. . . (Z-0441/22) (governor request 34 legislation concerning salmon recovery habitat). 35

36 Sec. 308. 2021 c 334 s 308 (uncodified) is amended to read as 37 follows:

38 FOR THE DEPARTMENT OF FISH AND WILDLIFE

1	General Fund—State Appropriation (FY 2022) ((\$89,387,000))
2	<u>\$99,859,000</u>
3	General Fund—State Appropriation (FY 2023) ((\$87,617,000))
4	<u>\$153,076,000</u>
5	General Fund—Federal Appropriation ((\$130,092,000))
6	<u>\$133,898,000</u>
7	General Fund—Private/Local Appropriation ((\$62,539,000))
8	<u>\$64,966,000</u>
9	ORV and Nonhighway Vehicle Account—State
10	Appropriation
11	<u>\$678,000</u>
12	Aquatic Lands Enhancement Account—State
13	Appropriation
14	<u>\$12,630,000</u>
15	Recreational Fisheries Enhancement Account—State
16	Appropriation
17	<u>\$3,363,000</u>
18	Warm Water Game Fish Account—State Appropriation ((\$2,779,000))
19	\$3,481,000
20	Eastern Washington Pheasant Enhancement Account—
21	State Appropriation
22	\$865,000
23	Limited Fish and Wildlife Account—State
24	Appropriation
25	\$39,317,000
26	Special Wildlife Account—State Appropriation ((\$2,891,000))
27	\$2,911,000
28	Special Wildlife Account—Federal Appropriation ((\$518,000))
29	\$520,000
30	Special Wildlife Account—Private/Local Appropriation. ((\$3,634,000))
31	\$3,688,000
32	Wildlife Rehabilitation Account—State Appropriation \$661,000
33	Ballast Water and Biofouling Management Account—
34	State Appropriation. \$10,000
35	Regional Fisheries Enhancement Salmonid Recovery
36	Account—Federal Appropriation
37	Oil Spill Prevention Account—State Appropriation ((\$1,163,000))
38	State Appropriation $((\frac{1}{100,000}))$ $\frac{1}{219,000}$
39	Aquatic Invasive Species Management Account—State
59	Aquatic invasive species Management Account—State

1 2 Model Toxics Control Operating Account—State 3 4 \$2,979,000 5 Fish, Wildlife, and Conservation Account—State 6 7 \$74,755,000 8 Oyster Reserve Land Account—State Appropriation. \$524,000 9 \$605,438,000 10

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

(1) \$45,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for the implementation of Engrossed Substitute House Bill No. 1054 (peace officer tactics, equip). ((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.))

(2) \$29,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for the implementation of Engrossed Second Substitute House Bill No. 1310 (uses of force by officers). ((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.))

(3) \$534,000 of the general fund—state appropriation for fiscal year 2022 and \$472,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of Engrossed Second Substitute House Bill No. 1382 (salmon recovery projects). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

29 (4) \$1,777,000 of the general fund—state appropriation for fiscal 30 year 2022 and \$1,777,000 of the general fund-state appropriation for fiscal year 2023 are provided solely to grant to the northwest Indian 31 32 fisheries commission for hatchery operations that are prioritized to increase prey abundance for southern resident orcas, including 33 34 \$200,000 per fiscal year for tagging and marking costs, and the 35 remainder to grant to tribes in the following amounts per fiscal 36 year: \$150,000 for the Quinault Indian Nation, \$199,000 for the 37 Tulalip Tribes, \$268,000 for the Quileute Tribe, \$186,000 for the Puyallup Tribe, \$122,000 for the Port Gamble S'Klallam Tribe, \$25,000 38 for the Muckleshoot Indian Tribe, \$207,000 for the Squaxin Island 39

1 Tribe, \$142,000 for the Skokomish Indian Tribe, and \$278,000 for the 2 Lummi Nation. It is the intent of the legislature to continue this 3 funding in future biennia.

(5) \$330,000 of the general fund—state appropriation for fiscal year 2022 and \$330,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the department to provide to the Yakama Nation for hatchery operations that are prioritized to increase prey abundance for southern resident orcas. It is the intent of the legislature to continue this funding in future biennia.

10 (6) \$175,000 of the general fund—state appropriation for fiscal 11 year 2022 and \$175,000 of the general fund—state appropriation for 12 fiscal year 2023 are provided solely to grant to public utility 13 districts for additional hatchery production that is prioritized to 14 increase prey abundance for southern resident orcas. It is the intent 15 of the legislature to continue this funding in future biennia.

16 (7) \$500,000 of the general fund—state appropriation for fiscal 17 year 2022 and \$500,000 of the general fund—state appropriation for 18 fiscal year 2023 are provided solely to the department for hatchery 19 maintenance.

(8) ((\$467,000)) \$3,139,000 of the general fund—state appropriation for fiscal year 2022 and \$467,000 of the general fund state appropriation for fiscal year 2023 are provided solely to pay for emergency fire suppression costs. These amounts may not be used to fund agency indirect and administrative expenses.

(9) \$503,000 of the general fund—state appropriation for fiscal
 year 2022, \$503,000 of the general fund—state appropriation for
 fiscal year 2023, and \$440,000 of the general fund—federal
 appropriation are provided solely for county assessments.

(10) \$400,000 of the general fund—state appropriation for fiscal year 2022 and \$400,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for a state match to support the Puget Sound nearshore partnership between the department and the United States army corps of engineers.

general ((\$378,000)) <u>\$555,000</u> of the 34 (11)fund—state appropriation for fiscal year 2022 and $((\frac{378,000}{558,000}))$ 35 general fund-state appropriation for fiscal year 2023 are provided 36 solely for operating budget impacts from capital budget projects 37 38 funded in the 2019-2021 fiscal biennium.

1 (12) \$477,000 of the general fund—state appropriation for fiscal year 2022 and \$477,000 of the general fund-state appropriation for 2 3 fiscal year 2023 are provided solely to develop conflict mitigation 4 strategies for wolf recovery and staff resources in northeast Washington for response to wolf-livestock conflicts. The department 5 must provide focus on minimizing wolf-livestock issues in the Kettle 6 7 range. The department is discouraged from the use of firearms from helicopters for removing wolves. 8

9 (13) \$251,000 of the general fund—state appropriation for fiscal year 2022 and \$251,000 of the general fund-state appropriation for 10 11 fiscal year 2023 are provided solely for suppression, eradication, and monitoring of northern pike in the Columbia river. The department 12 13 must work with the Spokane Tribe of Indians, the Confederated Tribes of the Colville Reservation, and the Kalispel Tribe of Indians on 14 15 identifying appropriate actions to reduce threats to anadromous 16 salmon from invasive northern pike.

(14) \$753,000 of the general fund—state appropriation for fiscal year 2022 and \$753,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for expanded management of pinniped populations on the lower Columbia river and its tributaries with the goal of increasing chinook salmon abundance and prey availability for southern resident orcas.

(15) \$1,262,000 of the general fund—state appropriation for 23 24 fiscal year 2022 and \$1,262,000 of the general fund-state appropriation for fiscal year 2023 are provided solely for the costs 25 for the department to maintain shellfish sanitation activities 26 necessary to implement its memorandum of understanding with the 27 department of health to ensure the state is compliant with its 28 federal obligations under the model ordinance of the national 29 30 shellfish sanitation program.

(16) \$603,000 of the general fund—state appropriation for fiscal year 2022 and \$603,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the department to create a statewide permittee assistance program as part of hydraulic project approvals, in which department staff collaborate with landowners during construction to help resolve risks of permit noncompliance.

37 (17) \$470,000 of the general fund—state appropriation for fiscal 38 year 2022 and \$470,000 of the general fund—state appropriation for 39 fiscal year 2023 are provided solely for the department to expand

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efforts to survey the diets of seals and sea lions in Puget Sound and identify nonlethal management actions to deter them from preying on salmon and steelhead.

4 (((19))) (18) \$518,000 of the general fund—state appropriation 5 for fiscal year 2022 and \$519,000 of the general fund-state appropriation for fiscal year 2023 are provided solely for the 6 department to continue to provide policy and scientific support to 7 department of ecology regarding surface 8 the and groundwater 9 90.94 RCW management issues as part of implementing chapter 10 streamflow restoration.

(((20))) <u>(19)</u> \$271,000 of the general fund—state appropriation 11 12 for fiscal year 2022 and \$271,000 of the general fund-state appropriation for fiscal year 2023 are provided solely for the 13 implementation of chapter 291, Laws of 2019 (southern resident orca 14 15 whales-protection from vessels), contracts with nonprofit organizations to monitor vessel traffic and educate boaters to be 16 17 whale wise, and participation in other orca recovery efforts.

(((21))) <u>(20)</u> Within amounts appropriated in this section, the 18 19 department, in coordination with statewide law enforcement agencies, 20 must provide a report to the legislature by January, 2022 on the 21 number of cougars reported to the department as harvested by local 22 government law enforcement agencies, training opportunities provided 23 to local law enforcement agencies, and how cougar removals by local 24 enforcement agencies impact the department's cougar management 25 strategies.

26 (((22))) <u>(21)</u> \$200,000 of the general fund—state appropriation 27 for fiscal year 2022 and \$200,000 of the general fund-state appropriation for fiscal year 2023 are provided solely for the 28 department to implement priority actions in the state pinto abalone 29 30 recovery plan. Of the amounts provided, \$85,000 each fiscal year must be used to locate, monitor, and safeguard wild populations of pinto 31 32 abalone along the strait of Juan de Fuca, outer coast, and San Juan 33 islands and the remaining amounts must be granted to the Puget Sound 34 restoration fund to increase production, diversity, and resilience of out-planted abalone. 35

36 (((23))) <u>(22)</u> \$315,000 of the general fund—state appropriation 37 for fiscal year 2022 and \$315,000 of the general fund—state 38 appropriation for fiscal year 2023 are provided solely for the 39 department to research and monitor the impacts of polychlorinated

biphenyls (PCB) on indicator species. The department must coordinate
 with the department of ecology on implementation of this subsection.

(((24))) (23) \$125,000 of the general fund—state appropriation 3 for fiscal year 2022 and \$125,000 of the general fund-state 4 5 appropriation for fiscal year 2023 are provided solely for the department to conduct an evaluation of the forest practices adaptive 6 management program. The evaluation will be carried out generally 7 consistent with the proposal provided to the timber, fish, and 8 9 wildlife (TFW) policy committee in January 2020 titled Assessing Changes in Uncertainty During Adaptive Management: A Case Study of 10 11 the Washington State Forest Practices Habitat Conservation Plan. To 12 the extent practicable, the evaluation shall satisfy the cooperative 13 monitoring, evaluation, and research five-year peer review process as 14 required in WAC 222-12-045(2)(f), and support other ongoing forest 15 practices adaptive management program evaluation and improvement 16 efforts. The department shall consult with TFW policy caucus participants during the evaluation and provide for public review and 17 18 comment of the draft report. A progress report shall be delivered to 19 TFW policy participants and appropriate committees of the legislature 20 by December 31, 2022, and a final report by June 30, 2023.

(((25))) <u>(24)</u> \$1,175,000 of the general fund—state appropriation for fiscal year 2022 and \$1,175,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the department to restore shrubsteppe habitat and associated wildlife impacted by wildfires.

(a) This funding is intended for the restoration of habitat on
public lands as well as private lands by landowners who are willing
to participate. The restoration effort must be coordinated with other
natural resource agencies and interested stakeholders.

30 (b) Restoration actions may include: (i) Increasing the 31 availability of native plant materials; (ii) increasing the number of 32 certified and trained personnel for implementation at scale; (iii) 33 support for wildlife-friendly fencing replacement; (iv) support for private landowners/ranchers to defer wildland grazing and allow 34 35 natural habitat regeneration; and (v) species-specific recovery 36 actions.

37 (c) The department must submit a progress report to the 38 appropriate committees of the legislature on the investments made under this subsection by December 1, 2022, with a final report
 submitted by September 1, 2023.

(d) Within the amounts provided in this subsection, \$250,000 must 3 be used by the department to form a collaborative group process 4 representing diverse stakeholders and facilitated by a neutral third-5 6 party to develop a long-term strategy for shrubsteppe conservation 7 and fire preparedness, response, and restoration to meet the needs of shrubsteppe wildlife and human communities. 8 the state's The collaborative may serve as providing expertise and advice to the 9 wildland fire advisory committee administered by the department of 10 11 natural resources and build from the wildland fire 10-year strategic 12 plan. Components to be addressed by the collaborative include the restoration actions described in (b) of this subsection and on 13 spatial priorities for shrubsteppe conservation, filling gaps in fire 14 coverage, management tools to reduce fire-prone conditions on public 15 16 and private lands, and identifying and making recommendations on any 17 other threats. Any reports and findings resulting from the collaborative may be included in the report specified in (c) of this 18 19 subsection.

(((26))) (25) \$80,000 of the general fund—state appropriation for 20 fiscal year 2022 and \$60,000 of the general fund-state appropriation 21 for fiscal year 2023 are provided solely for the department to 22 23 contract with the Washington state academy of sciences to provide policymakers with a report on current evidence on pinniped predation 24 25 of salmon, with an emphasis on Washington's portion of the Salish sea and Washington's outer coast. The academy must provide an independent 26 27 study that reviews the existing science regarding pinniped predation 28 of salmonids, including what is known about pinniped predation of 29 salmonids, and with what level of certainty; where the knowledge gaps 30 are; where additional research is needed; how the science may inform decisionmakers; and assessment of the scientific and technical 31 aspects of potential management actions. Early in this process, the 32 33 academy must convene separate meetings with comanagers and scientists 34 to share relevant research and data and provide context for the 35 academy's work.

36 (((27))) <u>(26)</u> \$198,000 of the general fund—state appropriation 37 for fiscal year 2022 and \$70,000 of the general fund—state 38 appropriation for fiscal year 2023 are provided solely for the 39 implementation of Second Substitute Senate Bill No. 5253 (pollinator 1 health). ((If the bill is not enacted by June 30, 2021, the amounts
2 provided in this subsection shall lapse.

3 (28))) (27) \$21,000 of the general fund—state appropriation for 4 fiscal year 2022 is provided solely for the implementation of 5 Substitute Senate Bill No. 5273 (shoreline armoring). ((If the bill 6 is not enacted by June 30, 2021, the amount provided in this 7 subsection shall lapse.

8 (29))) (28) \$44,000 of the general fund—state appropriation for 9 fiscal year 2022 and \$24,000 of the general fund—state appropriation 10 for fiscal year 2023 are provided solely for the implementation of 11 Substitute Senate Bill No. 5381 (fish passage project permits). ((If 12 the bill is not enacted by June 30, 2021, the amounts provided in 13 this subsection shall lapse.

14 (30)) (29) \$132,000 of the general fund—state appropriation for 15 fiscal year 2022 and \$48,000 of the general fund—state appropriation 16 for fiscal year 2023 are provided solely for the implementation of 17 Engrossed Substitute Senate Bill No. 5452 (electric-assisted 18 bicycles). ((If the bill is not enacted by June 30, 2021, the amount 19 provided in this subsection shall lapse.

(31)) (30) \$600,000 of the general fund—state appropriation for 20 21 fiscal year 2022 is provided solely for the department to conduct a pilot project to test New Zealand style elk fencing, similar to the 22 23 style used by the United States Department of Agriculture at the 24 Starkey Experimental Forest and Range, including materials and construction techniques, and determine the cost and effectiveness of 25 26 fence design in reducing damage to school property and the agricultural lands within the range of the north Cascades elk herd. 27 28 The department of fish and wildlife shall work with at least one agricultural property owner in Skagit county with property abutting 29 state highway 20 and one school district located in Skagit county 30 with enrollment of less than 650 students that volunteer to build and 31 test the elk fence design and, in compliance with RCW 43.01.036, 32 33 report back to the natural resources committees of the legislature by November 1, 2022, on the results of the pilot project. 34

35 (((32))) <u>(31)</u> \$155,000 of the general fund—state appropriation 36 for fiscal year 2022 and \$310,000 of the general fund—state 37 appropriation for fiscal year 2023 are provided solely for the 38 department to implement strategies to control against chronic wasting 39 disease in native species of the state. 1 (((33) \$1,682,000 of the fish, wildlife and conservation account state appropriation is)) (32) \$860,000 of the general fund—state appropriation for fiscal year 2022 and \$822,000 of the general fund— 4 state appropriation for fiscal year 2023 are provided solely for the 5 department to work with stakeholders to improve steelhead spawning 6 estimates for improved fishing regulations such that enhanced 7 conservation and equitable fisheries are established.

(((34))) (33) \$50,000 of the general fund—state appropriation for 8 fiscal year 2022 and \$50,000 of the general fund-state appropriation 9 for fiscal year 2023 are provided solely for the department to assist 10 11 local jurisdictions in responding to cougar related public safety 12 issues. The funding is available to a local jurisdiction if they have 13 a signed agreement with the department that recognizes cougar 14 management authority is vested in the department and provides 15 criteria to determine if a cougar creates an actionable public safety risk eligible for financial assistance. For the purposes of this 16 17 subsection, a cougar presence on private property alone does not 18 create an actionable public safety risk.

19 (((35))) (34) \$90,000 of the general fund—state appropriation for 20 fiscal year 2022 is provided solely for the department to complete 21 the final phase of the Cowlitz river salmon and steelhead hook 22 mortality study. No less than \$60,000 of the amount provided in this 23 subsection is provided for the original contractor of the study to 24 complete their work. A final report shall be provided to the 25 appropriate committees of the legislature by December 31, 2022.

26 (((36))) (35) \$130,000 of the general fund—state appropriation 27 for fiscal year 2022 and \$130,000 of the general fund—state 28 appropriation for fiscal year 2023 are provided solely for an 29 external facilitator to seek solutions through a collaborative 30 process using the department's wolf advisory group.

31 (((37))) (36) \$200,000 of the general fund—state appropriation 32 for fiscal year 2022 and \$100,000 of the general fund-state 33 appropriation for fiscal year 2023 are provided solely for the department to develop a plan to protect native and hatchery produced 34 35 steelhead for each river system of Grays harbor, Willapa bay, and coastal Olympic peninsula. The plan must adequately protect those 36 37 fisheries for healthy runs year-after-year as well as provide 38 reasonable fishing opportunities. The plan must include active stakeholder input and include an outreach strategy sufficient to keep 39

conservation and angler interests well informed of proposed changes
 in advance of annual fishing seasons. The plan must be reported to
 the appropriate committees of the legislature by December 1, 2022.

4 (37) \$407,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$664,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely for the department to implement
7 executive order 21-02, archaeological and cultural resources.

8 <u>(38) \$313,000 of the general fund—state appropriation for fiscal</u> 9 <u>year 2022 and \$408,000 of the general fund—state appropriation for</u> 10 <u>fiscal year 2023 are provided solely for the department to perform</u> 11 <u>forage fish spawning surveys in Puget Sound.</u>

12 (39) \$294,000 of the general fund—state appropriation for fiscal 13 year 2023 is provided solely for the department to complete rule 14 making related to chapter 77.57 RCW, fishways, flow, and screening.

15 <u>(40)</u> \$16,700,000 of the general fund—state appropriation for 16 fiscal year 2023 is provided solely for the department to reduce the 17 number of commercial gillnet fishing licenses on the Columbia river 18 through a voluntary buy-back program. For each license purchased, the 19 five-year average harvest shall be extinguished and not available for 20 allocation to other commercial or recreational license holders.

(41) \$3,418,000 of the general fund—state appropriation for fiscal year 2023 and \$597,000 of the limited fish and wildlife account—state appropriation are provided solely to increase the department's ability to manage impacts from increased public recreation on department-owned or managed lands and water access sites.

27 (42) \$402,000 of the general fund—state appropriation for fiscal 28 year 2023 is provided solely for the department to provide technical 29 assistance and permitting guidance on solar facility proposals with 30 the intent of limiting impacts to threatened and endangered species 31 and critical and sensitive habitat areas, including shrubsteppe.

32 (43) \$1,297,000 of the general fund—state appropriation for 33 fiscal year 2023 is provided solely for the department to increase 34 technical assistance to local jurisdictions to better integrate 35 salmon recovery plans into growth management comprehensive plans and 36 critical areas ordinances.

37 (44) \$327,000 of the general fund—state appropriation for fiscal
 38 year 2022 and \$515,000 of the general fund—state appropriation for
 39 fiscal year 2023 are provided solely for the department to improve

1	salmon population data analysis, improve salmon abundance modeling,
2	better manage salmon fisheries policy, and collaborate with tribal
3	comanagers on fisheries allocations.
4	(45) \$3,802,000 of the general fund—state appropriation for
5	fiscal year 2023 is provided solely to monitor recreational salmon
6	and steelhead harvest in freshwater streams and rivers in Puget Sound
7	and along the Washington coast.
8	(46) \$158,000 of the general fund—state appropriation for fiscal
9	year 2023 is provided solely to monitor salmon harvest from the
10	ocean.
11	(47) \$1,958,000 of the general fund—state appropriation for
12	fiscal year 2023 is provided solely to monitor salmon harvest from
13	Puget Sound.
14	(48) \$994,000 of the general fund—state appropriation for fiscal
15	year 2023 is provided solely to monitor salmon harvest from
16	commercial fisheries.
17	(49) \$226,000 of the general fund—state appropriation for fiscal
18	year 2023 is provided solely for a marine fisheries compliance
19	liaison to collaborate with other law enforcement partners on
20	commercial and recreational fisheries issues.
21	(50) \$1,283,000 of the general fund—state appropriation for
22	fiscal year 2023 is provided solely for additional law enforcement
23	officers for marine and freshwater fisheries compliance.
24	(51) \$372,000 of the general fund—state appropriation for fiscal
25	year 2023 is provided solely to develop and implement a mobile-based
26	electronic catch record card system for statewide marine and
27	freshwater fisheries.
28	(52) \$852,000 of the general fund—state appropriation for fiscal
29	year 2023 is provided solely for the department to provide additional
30	capacity to the attorney general's office to prosecute environmental
31	crimes.
32	(53) \$4,283,000 of the general fund—state appropriation for
33	fiscal year 2023 is provided solely to develop a monitoring and
34	evaluation program for salmon and steelhead hatcheries in western
35	Washington with the goal to improve survival of hatchery fish to
36	adult returns and adaptively manage hatchery programs to better
	addit returns and adaptivery manage natchery programs to better
37	achieve management goals, including rebuilding natural populations

(54) \$2,392,000 of the general fund—state appropriation for 1 2 fiscal year 2023 is provided solely to conduct fish in/fish out 3 monitoring for the purposes of measuring freshwater systems salmon 4 productivity for purposes of salmon recovery. 5 (55) \$395,000 of the general fund—state appropriation for fiscal vear 2023 and \$295,000 of the limited fish and wildlife account are 6 7 provided solely to monitor recreation shellfish harvest in Puget 8 Sound. 9 (56) \$710,000 of the general fund-state appropriation for fiscal year 2023 is provided solely to monitor recreational Dungeness crab 10 harvest along the Washington coast. 11 (57) \$8,466,000 of the general fund-state appropriation for 12 fiscal year 2023 is provided solely to implement House/Senate Bill 13 14 No. . . (Z-0441/22) (governor request legislation concerning salmon 15 recovery habitat). 16 (58) \$360,000 of the general fund-state appropriation for fiscal 17 year 2023 is provided solely for the department to complete a statewide prioritization of fish passage barriers in collaboration 18 with regional salmon recovery organizations. 19 (59) \$494,000 of the general fund-state appropriation for fiscal 20 21 year 2023 is provided solely for the department to participate in 22 hydropower licensing efforts for the purposes of mitigating impacts to salmon and other fish and wildlife species as a result of new or 23 24 renewing federal and nonfederal hydropower facilities. 25 (60) \$90,000 of the general fund-state appropriation for fiscal year 2022 and \$166,000 of the general fund-state appropriation for 26 fiscal year 2023 are provided solely for the department to complete 27 28 the following activities: (a) By December 1, 2022, and consistent with RCW, the department 29 must submit a report to the legislature that assesses how to 30 31 incorporate a net ecological gain standard into state land use, 32 development, and environmental laws and rules to achieve a goal of better statewide performance on endangered species recovery and 33 ecoloqical health. The report must address each environmental, 34 development, or land use law or rule where the existing standard is 35 less protective of ecological integrity than the standard of net 36 ecological gain, including the shoreline management act (chapter 37 90.58 RCW), the growth management act (chapter 36.70A RCW), 38

1 construction projects in state waters (chapter 77.55 RCW), and the 2 model toxics control act. 3 (b) In developing the report under this section, the department must consult with the appropriate local governments, state agencies, 4 federally recognized Indian tribes, and stakeholders with subject 5 6 matter expertise on environmental, land use, and development laws 7 including but not limited to cities, counties, ports, the department of ecology, and the department of commerce. 8 (c) The report must include: 9 (i) Development of a definition, objectives, and goals for the 10 standard of net ecological gain; 11 12 (ii) An assessment and comparison analysis of opportunities and challenges, including legal issues and costs on state and local 13 governments to achievement of overall net ecological gain through 14 15 both: 16 (A) Implementation of a standard of net ecological gain under different environmental, development, and land use laws; and 17 (B) An enhanced approach to implementing and monitoring no net 18 loss in existing environmental, development, and land use laws; 19 (iii) Recommendations on funding, incentives, technical 20 assistance, legal issues, monitoring, and use of scientific data, and 21 22 other applicable considerations to the integration of needs to assess 23 progress made toward achieving net ecological gain into each environmental, development, and land use law or rule; and 24 25 (iv) An assessment of how applying a standard of net ecological gain in the context of each environmental, land use, or development 26 27 law is likely to achieve substantial additional environmental or 28 social co-benefits. 29 Sec. 309. 2021 c 334 s 309 (uncodified) is amended to read as 30 follows: 31 FOR THE PUGET SOUND PARTNERSHIP 32 General Fund—State Appropriation (FY 2022)..... ((\$5,592,000)) 33 \$5,617,000 General Fund—State Appropriation (FY 2023).... ((\$5,464,000)) 34 35 \$8,278,000 36 37 \$22,255,000 38 Aquatic Lands Enhancement Account—State

1	Appropriation
2	\$1,450,000
3	Model Toxics Control Operating Account—State
4	Appropriation
5	\$1,307,000
6	TOTAL APPROPRIATION
7	<u>\$38,907,000</u>

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

(1) \$209,000 of the general fund—state appropriation for fiscal year 2022 and \$209,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of Engrossed Second Substitute House Bill No. 1382 (salmon recovery projects). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

16 (2) By October 15, 2022, the Puget Sound partnership shall 17 provide the governor and appropriate legislative fiscal committees a 18 single, prioritized list of state agency 2023-2025 capital and 19 operating budget requests related to Puget Sound recovery and 20 restoration.

(3) \$304,000 of the general fund—state appropriation for fiscal year 2022 and \$272,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the Puget Sound partnership to develop and implement an action plan that advances diversity, equity, and inclusion and environmental justice in Puget Sound recovery efforts.

(4) \$100,000 of the general fund—state appropriation for fiscal year 2022 and \$100,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the Puget Sound partnership to perform coordination and monitoring related to Puget Sound kelp conservation and recovery.

(5) \$250,000 of the general fund—state appropriation for fiscal 32 year 2022 and \$250,000 of the general fund-state appropriation for 33 34 fiscal year 2023 are provided solely for the Puget Sound partnership 35 to implement shipping noise-reduction initiatives and monitoring 36 programs in the Puget Sound, in coordination with Canadian and United 37 States authorities. The partnership must contract with Washington Maritime Blue in order to establish and administer the quiet sound 38 program to better understand and reduce the cumulative effects of 39

acoustic and physical disturbance from large commercial vessels on southern resident orcas throughout their range in Washington state. Washington Maritime Blue will support a quiet sound advisory committee that should include relevant federal and state agencies, ports, industry, research institutions, and nongovernmental organizations and consult early and often with relevant federally recognized tribes.

8 (6) \$393,000 of the general fund—state appropriation for fiscal 9 year 2022 and \$295,000 of the general fund—state appropriation for 10 fiscal year 2023 are provided solely for the implementation of 11 Engrossed Second Substitute Senate Bill No. 5141 (environmental 12 justice task force recommendations). ((If the bill is not enacted by 13 June 30, 2021, the amounts provided in this subsection shall lapse.))

14 <u>(7) \$2,576,000 of the general fund—state appropriation for fiscal</u> 15 year 2023 is provided solely to update local watershed salmon 16 recovery chapters to reflect best available science on a regular 17 basis, support scientific investigations to advance salmon recovery, 18 increase collaboration and address barriers to Puget Sound salmon 19 recovery, integrate data on salmon recovery into the Puget Sound 20 online reporting platform, and track progress across the region.

21 Sec. 310. 2021 c 334 s 310 (uncodified) is amended to read as 22 follows:

23 FOR THE DEPARTMENT OF NATURAL RESOURCES

24	General Fund—State Appropriation (FY 2022) ((\$134,520,000))
25	<u>\$231,865,000</u>
26	General Fund—State Appropriation (FY 2023) ((\$153,194,000))
27	<u>\$108,139,000</u>
28	General Fund—Federal Appropriation
29	<u>\$52,174,000</u>
30	General Fund—Private/Local Appropriation ((\$3,161,000))
31	\$3,162,000
32	Forest Development Account—State Appropriation ((\$53,180,000))
33	<u>\$54,737,000</u>
34	ORV and Nonhighway Vehicle Account—State
35	Appropriation
36	<u>\$7,097,000</u>
37	Surveys and Maps Account—State Appropriation (($\$2,131,000$))
38	\$2,145,000

1	Aquatic Lands Enhancement Account—State
2	Appropriation
3	<u>\$8,670,000</u>
4	Resource Management Cost Account—State Appropriation ((\$108,931,000))
5	<u>\$108,476,000</u>
6	Surface Mining Reclamation Account—State
7	Appropriation
8	\$4,066,000
9	Disaster Response Account—State Appropriation ((\$23,110,000))
10	<u>\$23,576,000</u>
11	((Contract Harvesting Revolving
12	Nonappropriated Account—State
13	Appropriation
14	Forest and Fish Support Account—State Appropriation. ((\$11,182,000))
15	<u>\$11,230,000</u>
16	Aquatic Land Dredged Material Disposal Site Account—
17	State Appropriation
18	<u>\$390,000</u>
19	Natural Resources Conservation Areas Stewardship
20	Account—State Appropriation ((\$46,000))
21	<u>\$283,000</u>
22	Forest Fire Protection Assessment Nonappropriated
23	Account—State Appropriation
24	State Forest Nursery Revolving Nonappropriated
25	Account—State Appropriation \$75,000
26	Access Road Revolving Nonappropriated Account—State
27	Appropriation
28	Forest Practices Application Account—State
29	Appropriation
30	<u>\$2,017,000</u>
31	Air Pollution Control Account—State Appropriation ((\$895,000))
32	<u>\$892,000</u>
33	Forest Health Revolving Nonappropriated Account—
34	State Appropriation
35	Model Toxics Control Operating Account—State
36	Appropriation
37	<u>\$13,804,000</u>
38	Wildfire Response, Forest Restoration, and Community
39	Resilience Account—State Appropriation \$87,107,000

NOVA Program Account—State Appropriation. ((\$779,000)) 1 2 \$778,000 3 Derelict Vessel Removal Account—State Appropriation. . ((\$1,997,000)) 4 \$4,485,000 5 Community Forest Trust Account—State Appropriation. \$52,000 6 Agricultural College Trust Management Account-State 7 8 \$3,991,000 9 Natural Resources Federal Lands Revolving 10 Nonappropriated Account—State Appropriation. \$16,000 11 12 \$729,891,000

13 The appropriations in this section are subject to the following 14 conditions and limitations:

15 (1) \$1,857,000 of the general fund—state appropriation for fiscal year 2022 and \$1,857,000 of the general fund-state appropriation for 16 fiscal year 2023 are provided solely for the department to carry out 17 the forest practices adaptive management program pursuant to RCW 18 76.09.370 and the May 24, 2012, settlement agreement entered into by 19 20 the department and the department of ecology. Scientific research 21 must be carried out according to the master project schedule and work 22 plan of cooperative monitoring, evaluation, and research priorities adopted by the forest practices board. 23

24 (2) ((\$55,791,000)) \$43,316,000 of the general fund—state 25 appropriation for fiscal year 2022 and ((\$74,632,000)) \$87,107,000 of 26 the ((general fund—state appropriation for fiscal year 2023)) wildfire response, forest restoration, and community resilience 27 <u>account-state appropriation</u> provided solely for 28 are the 29 implementation of Second Substitute House Bill No. 1168 (long-term 30 forest health). ((If the bill is not enacted by June 30, 2021, the 31 amounts provided in this subsection shall lapse.))

(3) \$873,000 of the general fund—state appropriation for fiscal year 2022 and \$1,816,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of Engrossed Second Substitute House Bill No. 1216 (urban and community forestry). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

38 (4) \$176,000 of the forest development account—state 39 appropriation, \$164,000 of the aquatic lands enhancement account—

state appropriation, \$377,000 of the resource management cost account --state appropriation, and \$22,000 of the agricultural college trust management account--state appropriation are provided solely for the implementation of Substitute House Bill No. 1355 (noxious weeds). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

7 (5) \$12,000 of the aquatic lands enhancement account—state 8 appropriation and \$10,000 of the resource management cost account— 9 state appropriation are provided solely for the implementation of 10 Engrossed Second Substitute House Bill No. 1382 (salmon recovery 11 projects). ((If the bill is not enacted by June 30, 2021, the amounts 12 provided in this subsection shall lapse.))

(6) \$1,000,000 of the general fund—state appropriation for fiscal year 2022 and \$1,000,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the small forest landowner office, in order to restore staffing capacity reduced during the great recession and to support small forest landowners, including assistance related to forest and fish act regulations.

(7) \$1,583,000 of the general fund—state appropriation for fiscal year 2022 and \$1,515,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for deposit into the agricultural college trust management account and are provided solely to manage approximately 70,700 acres of Washington State University's agricultural college trust lands.

25 ((\$20,668,000)) \$129,403,000 of the general fund—state (8) appropriation for fiscal year 2022, ((\$20,668,000)) <u>\$29,139,000</u> of 26 27 the general fund-state appropriation for fiscal year 2023, and 28 ((\$16,050,000)) \$16,489,000 of the disaster response account—state 29 appropriation are provided solely for emergency response, including fire suppression. The department shall provide a monthly report to 30 31 the office of financial management and the appropriate fiscal and 32 policy committees of the legislature with an update of fire 33 suppression costs incurred and the number and type of wildfires 34 suppressed. ((The amounts provided in this subsection may not be used 35 to fund the department's indirect and administrative expenses. The 36 department's indirect and administrative costs shall be allocated 37 among its remaining accounts and appropriations.))

38 (9) \$5,500,000 of the forest and fish support account—state 39 appropriation is provided solely for outcome-based performance

1 contracts with tribes to participate in the implementation of the forest practices program. Contracts awarded may only contain indirect 2 costs set at or below the rate in the contracting tribe's indirect 3 cost agreement with the federal government. Of the amount provided in 4 this subsection, \$500,000 is contingent upon receipts under RCW 5 6 82.04.261 exceeding eight million dollars per biennium. If receipts under RCW 82.04.261 are more than eight million dollars but less than 7 eight million five hundred thousand dollars for the biennium, an 8 amount equivalent to the difference between actual receipts and eight 9 million five hundred thousand dollars shall lapse. 10

11 (10)Consistent with the recommendations of the Wildfire Suppression Funding and Costs (18-02) report of the joint legislative 12 audit and review committee, the department shall submit a report to 13 14 the governor and legislature by December 1, 2021, and December 1, 2022, describing the previous fire season. At a minimum, the report 15 16 shall provide information for each wildfire in the state, including 17 its location, impact by type of land ownership, the extent it involved timber or range lands, cause, size, costs, and cost-share 18 with federal agencies and nonstate partners. The report must also be 19 20 posted on the agency's website.

(11) \$4,206,000 of the aquatic land enhancement account—state appropriation is provided solely for the removal of creosote pilings and debris from the marine environment and to continue monitoring zooplankton and eelgrass beds on state-owned aquatic lands managed by the department. Actions will address recommendations to recover the southern resident orca population and to monitor ocean acidification as well as help implement the Puget Sound action agenda.

28 (12) \$448,000 of the general fund—state appropriation for fiscal 29 year 2022 and \$448,000 of the general fund-state appropriation for 30 fiscal year 2023 are provided solely for the department to coordinate 31 with the Olympic natural resources center to study emerging ecosystem 32 threats such as Swiss needlecast disease, conduct field trials for long-term ecosystem productivity and T3 watershed experiments, and 33 34 engage stakeholders through learning-based collaboration. The department may retain up to \$30,000 in one fiscal year to conduct 35 Swiss needlecast surveys. 36

(13) \$185,000 of the general fund—state appropriation for fiscal year 2022 and \$185,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for compensation to the trust beneficiaries and department for lost revenue from leases to amateur radio operators who use space on the department managed radio towers for their equipment. The department is authorized to lease sites at the rate of up to one hundred dollars per year, per site, per lessee. The legislature makes this appropriation to fulfill the remaining costs of the leases at market rate per RCW 79.13.510.

7 (14) The appropriations in this section include sufficient 8 funding for the department to review its burn permit fee schedule, 9 and to develop options and recommendations on changes to the fee 10 schedule to meet the requirement in RCW 70A.15.5020. The agency must 11 report on options and recommendations to the office of financial 12 management and the appropriate committees of the legislature by 13 September 1, 2021.

(15) \$569,000 of the model toxics control operating account-state 14 appropriation is provided solely to implement recommendations in the 15 aerial herbicides in forestlands report submitted to the legislature 16 17 in December 2019 from the aerial herbicide application working group. Specific work will include researching alternatives to chemicals for 18 19 control of unwanted competing vegetation, compliance monitoring of aerial herbicides application, and updating the pesticide board 20 21 manual.

22 (16) \$925,000 of the general fund—state appropriation for fiscal 23 year 2022 and \$779,000 of the general fund-state appropriation for 24 fiscal year 2023 are provided solely for the department to undertake 25 geologic research to understand the geology and hydrology of the 26 Columbia basin with regard to geothermal and groundwater resources. Funding must also be used for outreach and education to industries 27 28 and regional communities to increase awareness of underground 29 resources, how to access and use them, and the regulatory processes 30 for doing so.

31 (17) \$77,000 of the general fund-state appropriation for fiscal 32 year 2022, \$90,000 of the general fund-state appropriation for fiscal year 2023, \$82,000 of the forest development account-state 33 appropriation, \$10,000 of the ORV and nonhighway vehicle account-34 state appropriation, \$19,000 of the aquatic lands enhancement account 35 --state appropriation, \$189,000 of the resource management cost 36 37 account—state appropriation, \$7,000 of the surface mining reclamation account—state appropriation, \$9,000 of the forest and fish support 38 account-state appropriation, \$43,000 of the forest fire protection 39

assessment nonappropriated account-state appropriation, \$13,000 of 1 the state forest nursery revolving nonappropriated account-state 2 3 appropriation, \$45,000 of the access road revolving nonappropriated account-state appropriation, \$26,000 of the forest health revolving 4 5 nonappropriated account—state appropriation, and \$9,000 of the model toxics control operating account—state appropriation are provided 6 7 solely for the department to move its data center currently located in the natural resources building to the state data center located in 8 9 the Jefferson building as required by office of the chief information officer policy 184 and RCW 43.105.375. Funding is subject to the 10 11 conditions, limitations, and review requirements of section 701 of 12 this act.

13 (18) \$466,000 of the general fund—state appropriation for fiscal 14 year 2022, ((\$125,000)) \$189,000 of the general fund-state appropriation for fiscal year 2023, ((\$364,000)) <u>\$404,000</u> of the 15 16 forest development account-state appropriation, \$254,000 of the aquatic lands enhancement account—state appropriation, ((\$754,000)) 17 18 \$836,000 of the resource management cost account-state appropriation, 19 of the surface \$27,000 mining reclamation account—state appropriation, ((\$186,000 of the contract harvesting revolving 20 21 nonappropriated account—state appropriation,)) \$148,000 of the forest 22 protection assessment nonappropriated account-state fire 23 appropriation, \$62,000 of the state forest nursery revolving 24 nonappropriated account-state appropriation, \$188,000 of the access 25 road revolving nonappropriated account-state appropriation, \$214,000 26 of the forest health revolving nonappropriated account-state appropriation, and \$16,000 of the natural resources federal lands 27 revolving nonappropriated account-state appropriation are provided 28 29 solely for the department to replace the NaturE revenue and leasing 30 administration system and integrate with the new One Washington 31 financial system. Funding is subject to the conditions, limitations, 32 and review requirements of section 701 of this act.

(19) (a) \$500,000 of the general fund—state appropriation for fiscal year 2022 and \$500,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the department to maintain existing administrative facility infrastructure operated by the six regions of the department.

38 (b) The department's allocation of this appropriation and 39 existing expenditure authority in certain other funds will be spread equitably across agency funds based on a model of positions by program or activity that utilize existing facility spaces within the agency's operating regions. The remaining costs at each site will remain the burden of existing management fund distribution. Department allocation of funds in this appropriation will be trackable by region and by project code.

7 (c) This appropriation is provided solely for the maintenance of 8 existing administrative infrastructure, inclusive of ordinary 9 maintenance, preventive maintenance, and maintenance services and 10 inspections, minor repairs, system component replacement, and the 11 delivery of utility and facility services.

(d) The department must provide a comparison of quarterly agency allotments and expenditures relating to this subsection, including a summary of the maintenance work for all regional facilities subject to this section to the office of financial management beginning in October 2021.

17 (20) \$175,000 of the general fund—state appropriation for fiscal year 2022 and \$175,000 of the general fund-state appropriation for 18 19 fiscal year 2023 are provided solely for the department to implement a pilot project to evaluate the costs and benefits of marketing and 20 selling specialty forest products including cedar salvage, alder, and 21 22 other hardwood products. The pilot project must include: Identifying 23 suitable areas for hardwood or cedar sales within the administrative areas of the Olympic and Pacific Cascade regions, preparing and 24 25 conducting sales, and evaluating the costs and benefits from 26 conducting the sales.

27

(a) The pilot project must include an evaluation that:

(i) Determines if revenues from the sales are sufficient to coverthe costs of preparing and conducting the sales;

30 (ii) Identifies and evaluates factors impacting the sales, 31 including regulatory constraints, staffing levels, or other 32 limitations;

33 (iii) Compares the specialty sales to other timber sales that 34 combine the sale of cedar and hardwoods with other species;

35 (iv) Evaluates the bidder pool for the pilot sales and other 36 factors that impact the costs and revenues received from the sales; 37 and

38 (v) Evaluates the current and future prices and market trends for 39 cedar salvage and hardwood species. 1 (b) The department must work with affected stakeholders and 2 report to the appropriate committees of the legislature with the 3 results of the pilot project and make recommendation for any changes 4 to statute by June 30, 2023.

5 (21) \$112,000 of the general fund—state appropriation for fiscal 6 year 2022 and \$60,000 of the general fund—state appropriation for 7 fiscal year 2023 are provided solely for the implementation of 8 Engrossed Senate Bill No. 5158 (utility wildland fire cmte.). ((If 9 the bill is not enacted by June 30, 2021, the amounts provided in 10 this subsection shall lapse.))

11 (22) \$407,000 of the general fund—state appropriation for fiscal is provided solely for the department to complete 12 year 2022 13 development of a programmatic safe harbor agreement, and the associated environmental analysis and draft enrollment language for 14 inclusion in the forest practices rules. Within the amount provided 15 16 in this subsection, the department must provide \$182,000 to the department of fish and wildlife to assist in the development of the 17 18 programmatic safe harbor agreement. The department must provide a 19 report to the appropriate committees of the legislature by December 15, 2021, on the status of the rule making and the resources needed 20 to implement the rule effective October 1, 2022. 21

(23) Within amounts appropriated in this section, the department on behalf of the forest practices board must provide an update to the natural resource policy committees of the legislature on the progress of its projects, including progress made to address recommendations from the 2021 state auditor's report on the adaptive management program, by December 1, 2021, and December 1, 2022.

28 (24) \$100,000 of the general fund-state appropriation for fiscal 29 year 2022 and \$150,000 of the general fund-state appropriation for 30 fiscal year 2023 are provided solely for the department to grant to local law enforcement agencies to assist in enforcing vessel 31 32 registration laws. Funding is also provided for a pilot recycling project with a nonprofit maritime education center that has the 33 34 capacity to coordinate with a local port and local businesses that can accommodate vessel waste material. 35

36 (25) Within amounts appropriated in this section, the department, 37 acting in its capacity as the agency responsible for implementing 38 Washington state's section 10 permit under the endangered species act 39 for aquatic species, and for ensuring maintenance of clean water act 1 assurances granted by the department of ecology, must report to the 2 legislature by no later than June 30, 2022, on the status of forest 3 practices board activities related to: (a) Permanent water typing 4 rulemaking and associated board manual development and (b) rulemaking 5 and associated board manual development regarding the protection of 6 type N streams.

7 (26) Within amounts appropriated in this section, the department, 8 in collaboration with motorized and nonmotorized outdoor recreation 9 stakeholders, must submit to the appropriate committees of the 10 legislature recommendations for the use of NOVA account 11 appropriations, by September 30, 2022.

(27) \$2,336,000 of the general fund—state appropriation for fiscal year 2022 and \$1,591,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of Engrossed Second Substitute Senate Bill No. 5141 (environmental justice task force recommendations). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(28) ((\$180,000)) \$34,000 of the general fund—state appropriation for fiscal year 2022 and ((\$4,000)) \$8,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of Second Substitute Senate Bill No. 5253 (pollinator health). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

25 (29) $((\frac{34,000}))$ $\frac{180,000}{9}$ of the general fund—state appropriation 26 for fiscal year 2022 and $((\frac{8,000}))$ $\frac{4,000}{9}$ of the general fund—state 27 appropriation for fiscal year 2023 are provided solely for the 28 implementation of Engrossed Substitute Senate Bill No. 5452 29 (electric-assisted bicycles). $((\frac{16}{16} + \frac{10}{16}))$ the amounts provided in this subsection shall lapse.))

31 (30) \$1,765,000 of the general fund—state appropriation for 32 fiscal year 2023 is provided solely for the department to:

(a) Replace the statewide forest practices permit database
 system. Funding is subject to the conditions, limitations, and review
 requirements of section 701 of this act; and

36 (b) Provide a recommendation for ways that the forest products 37 industry could help cover the cost of the new forest practice online 38 system. The recommendation must include proposed changes to the fees 39 that are paid for forest practice applications and notifications, as 1 well as a description and table that illustrates the operating costs 2 of the program and how those costs are covered by fund source 3 including fee revenue. The recommendation must be reported to the 4 fiscal committees of the legislature by December 1, 2021, and may be 5 included as a decision package to the office of financial management 6 for consideration in the governor's proposed 2022 supplemental 7 operating budget.

(31) \$225,000 of the general fund—state appropriation for fiscal 8 year 2022 and \$225,000 of the general fund-state appropriation for 9 fiscal year 2023 are provided solely for the department to implement 10 a pilot project to evaluate the costs and benefits of entering into 11 12 such stewardship agreements with individual neighboring landowners 13 who would take on the responsibility for protecting small segments of 14 shared boundary with department managed lands. The pilot project must 15 include identifying the legal limits and bounds of such stewardship agreements, identifying suitable areas, preparing and entering into 16 shared stewardship agreements, and evaluating the costs and benefits 17 18 of these agreements.

19

(a) The pilot project evaluation must include:

(i) A determination of an appropriate mechanism for the sale of
 valuable materials from state trust lands harvested under a
 stewardship agreement;

(ii) Identification of regulatory constraints, staffing levels
 necessary to administer a statewide program, and other limitations;
 and

26 (iii) Identification of legal risk and insurance and 27 indemnification requirements that may be necessary on the part of 28 private individuals entering into these agreements.

(b) The pilot project must include agreements on at least the Teanaway or Klickitat Community Forests and on state trust lands in the vicinity of the town of Darrington, Washington. The department of natural resources must work with affected stakeholders and report to the appropriate committees of the legislature with the results of the pilot project and any recommendations for changes and statewide implementation by July 1, 2023.

36 (32) \$134,000 of the general fund—state appropriation for fiscal 37 year 2022 and \$134,000 of the general fund—state appropriation for 38 fiscal year 2023 are provided solely for the department to grant non-39 tribal outcome-based performance participation grants for implementation of the forest practices adaptive management program.
Of the amounts provided in this subsection, \$54,000 per fiscal year
is provided for grants to the Washington farm forestry association
and \$80,000 per fiscal year is provided for grants to the Washington
state association of counties.

6 (33) \$442,000 of the general fund—state appropriation for fiscal
7 year 2023 is provided solely for implementation of chapter 316, Laws
8 of 2021 (Engrossed Second Substitute Senate Bill No. 5126) (climate
9 commitment act).

10 (34) \$3,481,000 of the general fund—state appropriation for 11 fiscal year 2023 is provided solely for the department to collect and 12 refresh statewide lidar data on a 10-year cycle.

13 (35) \$680,000 of the general fund—state appropriation for fiscal 14 year 2023 is provided solely for the department to improve 15 performance of the forest practices adaptive management program by 16 implementing recommendations made by the state auditor's office in 17 its January 2021 performance audit of the program.

18 (36) \$450,000 of the general fund—state appropriation for fiscal 19 year 2023 is provided solely for the department to conduct a targeted 20 analysis of the current and projected impact from drought and 21 opportunities for drought resilience on department owned and managed 22 uplands and agricultural lands.

23 (37) \$222,000 of the general fund—state appropriation for fiscal 24 year 2023 is provided solely for the department to hire a watershed 25 steward to expedite salmon recovery actions and projects, including 26 education, with a primary focus on agency owned and managed uplands 27 and aquatic lands.

(38) \$1,075,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for the department to establish a program focused on forest conservation and reforestation, and develop a science and evidence based strategic plan for conservation of working and natural forestland at threat of conversion. In development of the strategic plan, the department will:

34 (a) Invite input from all federally recognized tribal nations on
 35 forested areas with important cultural, ecological, and economic
 36 values that are threatened by conversion or other disturbance;

37 (b) Invite input from impacted stakeholder groups including, but 38 not limited to, the forest industry, private forestland owners, 1 <u>conservation groups, state and federal agencies, local governments,</u>

2 and scientists or other experts;

3 (c) Engage and utilize the expertise of relevant advisory 4 councils and committees, including, but not limited to, the forest 5 health advisory committee established pursuant to chapter 95, Laws of 6 2017, the natural heritage advisory council established in RCW 7 79.70.070, the small forestland owner advisory committee established 8 in RCW 76.13.110, and the Washington state urban and community forest 9 council; and

10 <u>(d) Consult with appropriate state agencies to include the</u> 11 <u>department of fish and wildlife, the department of ecology, the</u> 12 <u>recreation and conservation office, and the Puget Sound partnership.</u>

13 (39) \$726,000 of the general fund-state appropriation for fiscal year 2023 is provided solely for the department to develop a kelp 14 forest and eelgrass meadow health and conservation plan. The plan 15 shall identify and prioritize existing and historic kelp forests and 16 17 eelgrass meadows in need of conservation and restoration, determine potential stressors impacting these priority locations and develop 18 actions and success measures to conserve critical marine forests and 19 meadows. In developing this plan, the department shall consult with 20 21 the department of fish and wildlife, the department of ecology, and 22 the Puget Sound partnership.

23 (40) \$2,090,000 of the forest development account-state 24 appropriation, \$1,695,000 of the resource management cost accountstate appropriation, and \$115,000 of the agricultural college trust 25 26 management account are provided solely for the department to complete silvicultural work in western Washington. This appropriation is 27 28 subject to the department having the authority to charge indirect and administrative emergency wildfire suppression costs to their 29 30 emergency wildfire suppression appropriation.

31 Sec. 311. 2021 c 334 s 311 (uncodified) is amended to read as 32 follows:

33 FOR THE DEPARTMENT OF AGRICULTURE

34	General	Fund—State	Appropriation	(FY	2022).	•	•	•	•	•	((\$21,046,000))
35											<u>\$27,837,000</u>
36	General	Fund—State	Appropriation	(FY	2023).	•	•	•	•	•	((\$20,632,000))
37											<u>\$25,113,000</u>
38	General	Fund—Federa	al Appropriatic	on.		•	•	•	•	•	((\$35,878,000))

1	\$40,634,000
2	General Fund—Private/Local Appropriation \$193,000
3	Aquatic Lands Enhancement Account—State
4	Appropriation
5	<u>\$2,765,000</u>
6	Water Quality Permit Account—State Appropriation \$73,000
7	Model Toxics Control Operating Account—State
8	Appropriation
9	<u>\$9,576,000</u>
10	Dedicated Marijuana Account—State Appropriation
11	(FY 2022)
12	<u>\$1,417,000</u>
13	Dedicated Marijuana Account—State Appropriation
14	(FY 2023)
15	<u>\$1,419,000</u>
16	Northeast Washington Wolf-Livestock Management
17	Nonappropriated Account—State Appropriation \$952,000
18	Coronavirus State Fiscal Recovery Fund—Federal
19	Appropriation
20	<u>\$182,463,000</u>
21	TOTAL APPROPRIATION
22	\$292,442,000
23	The appropriations in this section are subject to the following
24	conditions and limitations:
25	(1) ((\$45,000,000)) \$119,838,000 of the coronavirus state fiscal

(1) ((\$45,000,000)) \$119,838,000 of the coronavirus state fiscal recovery fund—federal appropriation is provided solely to develop a state alternative to the United States department of agriculture farmers to families food box program and provide resources for hunger relief organizations, including organizations that serve BIPOC and other socially disadvantaged communities.

31 (2) \$5,000,000 of the coronavirus state fiscal recovery fund— 32 federal appropriation is provided solely for the farm-to-school 33 program under RCW 15.64.060.

(3) \$8,000,000 of the coronavirus state fiscal recovery fund—
 federal appropriation is provided solely for local food system
 infrastructure and market access grants, prioritized for women,
 minority, and small business owners.

(4) \$9,000,000 of the coronavirus state fiscal recovery fund—
 federal appropriation is provided solely for a grant program to

improve food supply chain infrastructure and market access for farms,
 food processors, and food distributors.

3 (5) (a) \$90,000 of the general fund—state appropriation for fiscal year 2022 and \$90,000 of the general fund-state appropriation for 4 5 fiscal year 2023 are provided solely for the department to coordinate 6 with the office of equity, the conservation commission, 7 underrepresented farmers and ranchers, organizations that represent historically underrepresented farmers and ranchers, farmworkers, and 8 9 labor advocates to:

10 (i) Ensure inclusion of historically underrepresented farmers and 11 ranchers in the agricultural industry;

(ii) Evaluate related boards, commissions, and advisory panels to ensure inclusion of historically underrepresented farmers and ranchers;

(iii) Include historically underrepresented farmers and ranchers in the development, implementation, and enforcement of food and agriculture laws, rules, regulations, policies, and programs; and

18 (iv) Consider ways to increase engagement in agricultural 19 education and workforce development opportunities by communities who 20 have been historically underrepresented in agriculture.

21 (b) The department must report to the governor and legislature, 22 in accordance with RCW 43.01.036, by October 31, 2022, on its 23 activities and efforts to include historically underrepresented farmers and ranchers. The report must describe the department's 24 25 efforts to serve historically underrepresented farmers and ranchers, identify existing gaps and financial barriers to land ownership and 26 27 obtaining equipment, and must include recommendations to improve 28 outreach to and services for historically underrepresented farmers 29 and ranchers.

30 (6) ((\$203,000)) <u>\$4,936,000</u> of the general fund—state 31 appropriation for fiscal year 2022 and ((\$203,000)) <u>\$938,000</u> of the 32 general fund—state appropriation for fiscal year 2023 are provided 33 solely for implementing a Japanese beetle monitoring and eradication 34 program in central Washington.

(7) \$6,105,445 of the general fund—state appropriation for fiscal year 2022, \$6,105,905 of the general fund—state appropriation for fiscal year 2023, and ((\$23,000,000)) <u>\$40,625,000</u> of the coronavirus state fiscal recovery fund—federal appropriation are provided solely 1 for implementing the emergency food assistance program as defined in 2 RCW 43.23.290.

3 (8) \$170,000 of the general fund—state appropriation for fiscal year 2022 and \$170,000 of the general fund-state appropriation for 4 5 fiscal year 2023 are provided solely to continue a shellfish coordinator position. The shellfish coordinator assists the industry 6 7 with complying with regulatory requirements and will work with regulatory agencies to identify ways to streamline and make more 8 9 transparent the permit process for establishing and maintaining 10 shellfish operations.

(9) \$194,000 of the general fund—state appropriation for fiscal year 2022, \$194,000 of the general fund—state appropriation for fiscal year 2023, and \$1,134,000 of the general fund—federal appropriation are provided solely for implementing a Vespa mandarinia eradication program.

16 (10) \$952,000 of the northeast Washington wolf-livestock 17 management nonappropriated account—state appropriation is provided 18 solely for the department to conduct the following:

19 (a) Fund the northeast Washington wolf-livestock management grant program as provided in RCW 16.76.020, at \$432,000 for fiscal year 20 21 2022 and fiscal year 2023. Funds from the grant program must be used 22 only for the deployment of nonlethal deterrence, specifically with 23 the goal to reduce the likelihood of cattle being injured or killed by wolves by deploying proactive, preventative methods that have a 24 25 good probability of producing effective results. Grant proposals will 26 be assessed partially on this intent. Grantees who use funds for range riders or herd monitoring must deploy this tool in a manner so 27 28 that targeted areas with cattle are visited daily or near daily. Grantees must collaborate with other entities providing prevention 29 efforts resulting in coordinated wolf-livestock conflict deterrence 30 efforts, both temporally and spatially, therefore providing well-31 timed and placed preventative coverage on the landscape. 32 The 33 department retains the final decision-making authority over disbursement of funds. Annual reports from grantees will be assessed 34 for how well grant objectives were met and used to decide whether 35 36 future grant funds will be awarded to past grantees.

37 (b) Contract with the northeast Washington wolf-cattle 38 collaborative, a nonprofit organization, for \$320,000 for fiscal year 39 2022 and fiscal year 2023 for range riders to conduct proactive

1 deterrence activities with the goal to reduce the likelihood of cattle being injured or killed by wolves. The contract must provide 2 3 that the organization share all relevant information with the department of fish and wildlife in a timely manner to aid in wolf 4 management decisions. Additionally, range riders must document their 5 6 activities with geo-referenced photo points and provide written description of their efforts to the department of fish and wildlife 7 by December 31, 2021, and December 31, 2022. Work is to be conducted 8 solely on United States forest service grazing allotments and 9 adjoining private lands in the Kettle mountains in Ferry county. This 10 11 includes an area from the northern boundary of the Colville 12 Confederated Tribes reservation, west of the Columbia river north to state route 20, and then west of United States route 395 to the 13 Canadian border, and from the northern boundary of the Colville 14 15 Confederated Tribes reservation east of state highway 21 to the 16 Canadian border. Also included are federal grazing allotments and 17 adjoining private lands in the Vulcan mountain area, an area which is north of the Kettle river where it enters the United States at 18 19 Midway, British Columbia and leaves the United States near Danville, Washington. 20

(c) Within the amounts provided in this subsection, the department must provide \$120,000 in fiscal year 2022 and \$80,000 in fiscal year 2023 to the sheriffs offices of Ferry and Stevens counties for providing a local wildlife specialist to aid the department of fish and wildlife in the management of wolves in northeast Washington.

27 (11) \$1,400,000 of the model toxics control operating account-28 state appropriation is provided solely for research grants to assist 29 with development of an integrated pest management plan to find a suitable replacement for imidacloprid to address burrowing shrimp in 30 31 Willapa bay and Grays harbor and facilitate continued shellfish 32 cultivation on tidelands. In selecting research grant recipients for this purpose, the department must incorporate the advice of the 33 34 Willapa-Grays harbor working group formed from the settlement 35 agreement with the department of ecology signed on October 15, 2019. 36 Up to eight percent of the total amount provided may be used by the 37 departments of agriculture, commerce, ecology, and natural resources to cover overhead expenses relating to their continued participation 38 39 in the working group for the 2021-2023 fiscal biennium.

1 ((\$119,000)) \$323,000 of the (12)general fund—state 2 appropriation for fiscal year 2022 and $((\frac{25,000}{5}))$ $\frac{477,000}{5}$ of the 3 general fund-state appropriation for fiscal year 2023 are provided 4 solely for the implementation of Engrossed Second Substitute Senate Bill No. 5141 (environmental justice task force recommendations). 5 ((If the bill is not enacted by June 30, 2021, the amounts provided 6 7 in this subsection shall lapse.))

8 (13) \$78,000 of the general fund—state appropriation for fiscal 9 year 2022 and ((\$24,000)) <u>\$276,000</u> of the general fund—state 10 appropriation for fiscal year 2023 are provided solely for the 11 implementation of Second Substitute Senate Bill No. 5253 (pollinator 12 health). ((If the bill is not enacted by June 30, 2021, the amounts 13 provided in this subsection shall lapse.))

(14) \$2,000,000 of the general fund—federal appropriation, not to exceed the amount appropriated in section 11, chapter 3, Laws of 2021, that is unobligated at the end of fiscal year 2021, is provided solely to assist hunger relief organizations to achieve food security and is subject to the same terms and conditions as the appropriation in section 11, chapter 3, Laws of 2021.

(15) \$168,000 of the general fund—state appropriation for fiscal year 2022 and \$168,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the department to assist small and midsize farms and small and midsize processors in exploring options to expand capacity for processing meat or meat and poultry for sale and direct marketing efforts. In carrying out this duty, the department must:

(a) Assist farms in complying with federal, state, and local
 rules and regulations as they apply to direct marketing of meat and
 poultry products;

30 (b) Assist in developing infrastructure including, but not 31 limited to, custom meat facilities and slaughter facilities inspected 32 by the United States department of agriculture as appropriate to 33 increase direct marketing opportunities for farms;

(c) Assist processors in complying with federal, state, and local
 rules and regulations as they apply to processing meat and poultry
 and the marketing of meat and poultry;

37 (d) Assist in developing, in consultation with Washington State
 38 University extension, training opportunities or apprenticeship
 39 opportunities for slaughterers or inspectors;

(e) Provide information on direct marketing opportunities for
 farms;

3 (f) Identify and help reduce market barriers facing farms in 4 direct marketing;

5 (g) Identify and help reduce barriers facing processors in 6 operating slaughter facilities;

7 (h) Assist in developing and submitting proposals to grant 8 programs to assist farm direct marketing efforts; and

9 (i) Perform other functions that will assist farms in directly 10 marketing their meat and poultry products.

11 (16) \$1,832,000 of the general fund—state appropriation for 12 fiscal year 2022 and \$1,832,000 of the general fund-state appropriation for fiscal year 2023 are provided solely for the 13 department, in consultation with the state conservation commission, 14 15 to develop a grant program to provide funding to conservation 16 districts or other entities to provide access to meat and poultry processing and inspection. In addition to other funding needs to 17 18 provide access to meat and poultry processing and inspection, grant 19 funding may be used to establish a mobile slaughter unit or to 20 provide needed infrastructure to provide for the retail sale of meat or poultry. The department must conduct outreach to gain input from 21 22 other entities, such as conservation districts, Washington State 23 University and the food policy forum in developing the grant program described in this subsection. 24

25 (17)((\$152,000)) \$156,000 of the general fund—state 26 appropriation for fiscal year 2022 ((is)) and \$213,000 of the general 27 fund-state appropriation for fiscal year 2023 are provided solely for implementation of Second Substitute Senate Bill No. 5192 (electric 28 29 vehicle equipment). ((If the bill is not enacted by June 30, 2021, 30 the amount provided in this subsection shall lapse.))

31 (18) \$366,000 of the general fund—state appropriation for fiscal 32 year 2022 and \$366,000 of the general fund—state appropriation for 33 fiscal year 2023 are provided solely to support the department's 34 emergency management planning responsibilities related to 35 agricultural systems, radiological preparedness and response, 36 foodborne outbreaks, food security, and other emergency management 37 responsibilities. <u>NEW SECTION.</u> Sec. 312. A new section is added to 2021 c 334
 (uncodified) to read as follows:

3 FOR THE ENERGY FACILITY SITE EVALUATION COUNCIL

General Fund—State Appropriation (FY 2023).... \$1,021,000
Energy Facility Site Evaluation Council Account—

 6
 Private/Local Appropriation.
 \$12,265,000

 7
 TOTAL APPROPRIATION.
 \$13,286,000

8 The appropriations in this section are subject to the following 9 conditions and limitations: The appropriations are provided solely to 10 implement House/Senate Bill No. . . (Z-0376/22) (governor request 11 legislation concerning modernizing the energy facility site 12 evaluation council).

(End of part)

1	PART IV
2	TRANSPORTATION
3	Sec. 401. 2021 c 334 s 401 (uncodified) is amended to read as
4	follows:
5	FOR THE DEPARTMENT OF LICENSING
6	General Fund—State Appropriation (FY 2022) $((\frac{2,901,000}))$
7	\$3,010,000
8	General Fund—State Appropriation (FY 2023) $((\frac{2,585,000}))$
9	\$2,847,000
10	Architects' License Account-State Appropriation ((\$1,263,000))
11	\$1,379,000
12	Real Estate Commission Account—State Appropriation (($\$13, 532, 000$))
13	\$14,621,000
14	Uniform Commercial Code Account—State Appropriation ((\$3,121,000))
15	\$3,276,000
16	Real Estate Education Program Account—State
17	Appropriation
18	Real Estate Appraiser Commission Account—State
19	Appropriation
20	<u>\$2,018,000</u>
21	Business and Professions Account—State Appropriation. ((\$23,882,000))
22	<u>\$26,087,000</u>
23	Real Estate Research Account—State Appropriation \$415,000
24	Firearms Range Account—State Appropriation \$74,000
25	Funeral and Cemetery Account—State Appropriation \$27,000
26	Landscape Architects' License Account—State
27	Appropriation
28	<u>\$88,000</u>
29	Appraisal Management Company Account—State
30	Appropriation
31	\$264,000
32	Concealed Pistol License Renewal Notification
33	Account—State Appropriation \$140,000
34	Geologists' Account—State Appropriation \$149,000
35	Derelict Vessel Removal Account—State Appropriation \$33,000
36	TOTAL APPROPRIATION
37	\$54,704,000

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

(1) \$140,000 of the concealed pistol license renewal notification
account—state appropriation and \$74,000 of the firearms range account
—state appropriation are provided solely to implement chapter 74,
Laws of 2017 (concealed pistol license).

7 (2) \$16,000 of the general fund—state appropriation for fiscal year 2022, \$9,000 of the general fund-state appropriation for fiscal 8 year 2023, \$13,000 of the architects' license account-state 9 appropriation, \$121,000 of the real estate commission account-state 10 appropriation, \$22,000 of the uniform commercial code account-state 11 12 appropriation, \$16,000 of the real estate appraiser commission 13 account-state appropriation, and \$227,000 of the business and 14 professions account-state appropriation are provided solely for the 15 department to redesign and improve its online services and website, 16 subject to the conditions, limitations, and review and are 17 requirements of section 701 of this act.

(3) The department shall inventory all business and professions 18 19 fees and associated accounts including identification of all fees paid into each account, the amount and timing of the last fee 20 increase, the estimated expenditures necessary to administer each fee 21 22 based program, and the projected fee changes necessary to ensure 23 positive account balances for each business and professions program 24 account. The projection should include the period beginning with the 25 2021-2023 fiscal biennium through the 2025-2027 biennium. A report to 26 the governor and legislature is due December 1, 2021.

(4) \$157,000 of the uniform commercial code account—state
appropriation is provided solely to implement Engrossed Substitute
Senate Bill No. 5355 (wage liens). ((If the bill is not enacted by
June 30, 2021, the amount provided in this subsection shall lapse.))

(5) \$267,000 of the real estate commission account—state appropriation is provided solely to implement Substitute Senate Bill No. 5378 (real estate broker renewal). ((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.))

(6) \$808,000 of the general fund—state appropriation for fiscal
 year 2022 and \$551,000 of the general fund—state appropriation for
 fiscal year 2023 are provided solely for the continued implementation

of the legacy firearms system until the modernization project is
 completed.

3 (7) \$28,000 of the general fund—state appropriation for fiscal 4 year 2022 is provided solely to implement Substitute House Bill No. 5 1107 (nonresident vessel permit provisions). ((If the bill is not 6 enacted by June 30, 2021, the amount provided in this subsection 7 shall lapse.))

of the architects' license account-state 8 (8) \$30,000 9 appropriation, \$297,000 of the real estate commission account-state 10 appropriation, \$50,000 of the real estate appraiser commission 11 account-state appropriation, and \$514,000 of the business and professions account-state appropriation are provided solely for 12 implementation of House Bill No. 1399 (professional licensure/ 13 14 convictions). ((If the bill is not enacted by June 30, 2021, the 15 amounts provided in this subsection shall lapse.))

16 **Sec. 402.** 2021 c 334 s 402 (uncodified) is amended to read as 17 follows:

18 FOR THE WASHINGTON STATE PATROL

19 20 \$66,783,000 21 General Fund—State Appropriation (FY 2023)..... ((\$60,590,000)) 22 \$68,288,000 23 General Fund—Federal Appropriation. ((\$16,707,000)) 24 \$16,766,000 25 General Fund—Private/Local Appropriation. \$3,091,000 26 Death Investigations Account—State Appropriation. . . ((\$7,906,000)) 27 \$8,794,000 28 County Criminal Justice Assistance Account-State 29 30 \$4,622,000 31 Municipal Criminal Justice Assistance Account-State 32 33 \$1,681,000 34 Fire Service Trust Account—State Appropriation. \$131,000 35 Vehicle License Fraud Account—State Appropriation. \$119,000 36 Disaster Response Account—State Appropriation. . . . ((\$8,500,000)) 37 \$12,500,000 38 Fire Service Training Account—State Appropriation. . ((\$12,297,000)) HB 1816 p. 421

2	Model Toxics Control Operating Account—State
3	Appropriation
4	<u>\$591,000</u>
5	Fingerprint Identification Account—State
6	Appropriation
7	<u>\$12,956,000</u>
8	Dedicated Marijuana Account—State Appropriation
9	(FY 2022)\$2,423,000
10	Dedicated Marijuana Account—State Appropriation
11	(FY 2023)
12	<u>\$2,560,000</u>
13	Washington Internet Crimes Against Children Account—
14	State Appropriation
15	TOTAL APPROPRIATION
16	\$214,802,000

1

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

19 (1) ((\$8,500,000)) <u>\$12,500,000</u> of the disaster response account— 20 state appropriation is provided solely for Washington state fire 21 service resource mobilization costs incurred in response to an 22 disaster authorized under RCW emergency or 43.43.960 through 23 43.43.964. The state patrol shall submit a report quarterly to the 24 office of financial management and the legislative fiscal committees 25 detailing information on current and planned expenditures from this 2.6 account. This work shall be done in coordination with the military 27 department.

28 \$2,423,000 of the dedicated marijuana account-state (2) appropriation for fiscal year 2022 and ((\$2,423,000)) \$2,560,000 of 29 the dedicated marijuana account-state appropriation for fiscal year 30 2023 are provided solely for the Washington state patrol to partner 31 32 with multi-jurisdictional drug and gang task forces to detect, deter, and dismantle criminal organizations involved in criminal activity 33 34 including diversion of marijuana from the legalized market and the 35 illicit production and distribution of marijuana and marijuana-36 related products in Washington state.

37 (3) \$643,000 of the general fund—state appropriation for fiscal
 38 year 2022 and \$643,000 of the general fund—state appropriation for

fiscal year 2023 are provided solely for addressing a backlog of
 toxicology tests in the toxicology laboratory.

3 (4) \$356,000 of the general fund—state appropriation for fiscal 4 year 2022, \$356,000 of the general fund—state appropriation for 5 fiscal year 2023, and \$298,000 of the death investigations account— 6 state appropriations are provided solely for increased supply and 7 maintenance costs for the crime laboratory division and toxicology 8 laboratory division.

9 (5) \$510,000 of the county criminal justice assistance account— 10 state appropriation is provided solely for the Washington state 11 patrol to support local police, sheriffs' departments, and 12 multiagency task forces in the prosecution of criminals. However, the 13 office of financial management must reduce the allotment of the 14 amount provided in this subsection if allotment of the full 15 appropriation will put the account into deficit.

16 (6)(a) \$700,000 of the fire service training account—state 17 appropriation is provided solely for the firefighter apprenticeship 18 training program.

(b) The joint apprenticeship training committee shall submit a 19 report to the fiscal committees of the legislature by December 1, 20 2022, describing how the funding appropriated in this section was 21 spent during the biennium. At a minimum, the report shall include 22 information about the number of individuals that completed the 23 training, the level of training or type of training being taught, the 24 25 total cost of training everyone through completion, the percentage of 26 passage rate for trainees, and the geographic location of the fire 27 department sponsoring the trainee.

(7) \$316,000 of the general fund—state appropriation for fiscal year 2023 and \$1,000,000 of the Washington internet crimes against children account—state appropriation are provided solely for the missing and exploited children's task force within the patrol to help prevent possible abuse to children and other vulnerable citizens from sexual abuse.

(8) \$1,000 of the general fund—state appropriation for fiscal
year 2022 is provided solely for the implementation of Substitute
Senate Bill No. 5055 (law enforcement grievances), which changes
methods for selecting an arbitrator for labor disputes involving law
enforcement disciplinary matters. ((If the bill is not enacted by
June 30, 2021, the amounts provided in this subsection shall lapse.))

(9) \$213,000 of the general fund—state appropriation for fiscal year 2022 and \$163,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of Substitute House Bill No. 1223 (custodial interrogations). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

7 (10) \$1,000 of the general fund—state appropriation for fiscal 8 year 2022 and \$1,000 of the general fund—state appropriation for 9 fiscal year 2023 are provided solely for the implementation of 10 Engrossed Substitute House Bill No. 1054 (peace officer tactics and 11 equipment). ((If the bill is not enacted by June 30, 2021, the 12 amounts provided in this subsection shall lapse.))

(11) \$2,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for the implementation of Engrossed Second Substitute House Bill No. 1310 (use of force). ((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.))

(12) \$1,334,000 of the general fund-state appropriation for 18 19 fiscal year 2022 is provided solely for facility and staff costs associated with construction of a second toxicology laboratory 20 21 facility in Federal Way. The Washington state patrol must provide a 22 report on the progress of the toxicology lab construction 23 semiannually to the fiscal committees of the legislature with a final report due 90 days after completion of the project. The report must 24 25 include, but is not limited to:

26

(a) A detailed list of expenditures so far;

(b) A detailed list of expenditure yet to be made before the completion of the project;

29 (c) An updated project timeline with expected end date; and

30 (d) Other project details that the Washington state patrol finds 31 important to relay.

32 (13) \$213,000 of the general fund—state appropriation for fiscal 33 year 2022 is provided solely for the Washington state patrol to 34 outsource death investigation cases to reduce the current backlog of 35 cases awaiting toxicology testing.

36 (14) \$1,320,000 of the general fund—state appropriation for 37 fiscal year 2023 is provided solely for an enhanced forensic 38 capabilities pilot program that provides expedited DNA technology and 39 forensic services to assist in the processing of crime scene evidence, expediting investigative leads, and reducing the backlog of other cases. Prior to the purchase of the DNA technology and forensic services for the pilot program, the Washington state patrol must submit a plan to the legislature no later than December 31, 2021, that addresses the following operational issues of the program:

6 (a) Protocols on the operation and use of the program while 7 maintaining civil liberties and protecting individual privacy;

8 (b) A description of how expedited DNA technology and forensic 9 services will tie into the current operations of the state patrol's 10 existing crime lab; and

(c) Details of how the Washington state patrol will protect individual privacy and civil liberties in relation to the program described in this subsection.

14 (15) \$313,000 of the general fund—state appropriation for fiscal 15 year 2023 is provided solely for diversity, equity, and inclusion 16 (DEI) efforts within the Washington state patrol. The amount provided 17 is for the state patrol to achieve the following objectives:

(a) Staffing positions within the state patrol's DEI program;

18

19 (b) Conducting a study to analyze existing state barriers to 20 hiring commissioned officers. The study shall make recommendations to 21 amend current Washington state patrol hiring practices and underlying 22 statutes that may need revision. Recommendations are due to the 23 governor and legislature by November 1, 2022;

24 <u>(c) Contracting with a social media and marketing consultant to</u> 25 <u>standardize messaging and recruitment efforts to diverse audiences</u> 26 <u>across media platforms; and</u>

27 (d) Contracting with an external psychologist to perform exams.

(End of part)

1	PART V
2	EDUCATION
3	Sec. 501. 2021 c 334 s 501 (uncodified) is amended to read as
4	follows:
5	FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION
6	General Fund—State Appropriation (FY 2022) ((\$31,237,000))
7	<u>\$32,006,000</u>
8	General Fund—State Appropriation (FY 2023) ((\$30,769,000))
9	<u>\$34,754,000</u>
10	General Fund—Federal Appropriation ((\$105,917,000))
11	<u>\$106,299,000</u>
12	General Fund—Private/Local Appropriation ((\$8,060,000))
13	<u>\$8,064,000</u>
14	Washington Opportunity Pathways Account—State
15	Appropriation
16	<u>\$268,000</u>
17	Dedicated Marijuana Account—State Appropriation
18	(FY 2022)\$520,000
19	Dedicated Marijuana Account—State Appropriation
20	(FY 2023)
21	<u>\$541,000</u>
22	Performance Audits of Government Account—State
23	Appropriation
24 25	Workforce Education Investment Account—State Appropriation
26	Appropriation
27	Elementary and Secondary School Emergency Relief III
28	Account—Federal Appropriation $((\frac{44,631,000}))$
29	\$7,116,000
30	TOTAL APPROPRIATION
31	\$197,201,000
32 33	The appropriations in this section are subject to the following conditions and limitations:
33 34	(1) BASE OPERATIONS AND EXPENSES OF THE OFFICE
34 35	(a) $((\frac{14,470,000}))$ $\frac{15,186,000}{100}$ of the general fund-state
36	appropriation for fiscal year 2022 and $((\frac{14,470,000}{11,100})) \frac{17,521,000}{11,100}$ of
37	the general fund-state appropriation for fiscal year 2023 are
51	the general rund—state appropriation for fiscal year 2025 die

1 provided solely for the operation and expenses of the office of the 2 superintendent of public instruction.

3 (i) The superintendent shall recognize the extraordinary 4 accomplishments of four students who have demonstrated a strong 5 understanding of the civics essential learning requirements to 6 receive the Daniel J. Evans civic education award.

7 (ii) Districts shall report to the office of the superintendent 8 of public instruction daily student unexcused absence data by school, 9 using a uniform definition of unexcused absence as established by the 10 superintendent.

(iii) By October 31st of each year, the office of the 11 12 superintendent of public instruction shall produce an annual status report on implementation of the budget provisos in section 501, 13 chapter 415, Laws of 2019 and sections 515 and 522 of this act. The 14 status report of each proviso shall include, but not be limited to, 15 16 the following information: Purpose and objective, number of state 17 staff funded by the proviso, number of contractors, status of proviso implementation, number of beneficiaries by 18 year, list of 19 beneficiaries, a comparison of budgeted funding and actual expenditures, other sources and amounts of funding, and proviso 20 21 outcomes and achievements.

(iv) The superintendent of public instruction, in consultation with the secretary of state, shall update the program prepared and distributed under RCW 28A.230.150 for the observation of temperance and good citizenship day to include providing an opportunity for eligible students to register to vote at school.

27 (v) Districts shall annually report to the office of the 28 superintendent of public instruction on: (A) The annual number of graduating high school seniors within the district earning the 29 Washington state seal of biliteracy provided in RCW 28A.300.575; and 30 31 (B) the number of high school students earning competency-based high 32 school credits for world languages by demonstrating proficiency in a language other than English. The office of the superintendent of 33 public instruction shall provide a summary report to the office of 34 the governor and the appropriate committees of the legislature by 35 December 1st of each year. 36

(vi) The office of the superintendent of public instruction shall provide statewide oversight and coordination to the regional nursing corps program supported through the educational service districts.

1 (vii) Within the amounts provided in this subsection (1)(a), 2 \$318,000 of the general fund—state appropriation for fiscal year 2022 3 and \$310,000 of the general fund—state appropriation for fiscal year 4 2023 are for 2.0 FTE to support multi-tiered systems of support 5 (MTSS) data management and implementation activities.

6 (viii) Within the amounts provided in this subsection (1)(a), 7 \$79,000 of the general fund—state appropriation for fiscal year 2022 8 is provided solely for a contract to assess the feasibility, 9 specifications, and cost estimates for full development and 10 implementation of a MTSS database.

11 (ix) Within the amounts provided in this subsection (1)(a), 12 \$53,000 of the general fund—state appropriation for fiscal year 2023 13 is provided solely for a contract with regional and/or national 14 experts to train the MTSS staff and staff from the center on the 15 improvement of student learning on MTSS implementation science and 16 evidence-based practices as distinct but complementary to the 17 Washington integrated student supports protocol.

18 (x) Within amounts provided in this subsection (1) (a), \$200,000 of the general fund-state appropriation for fiscal year 2023 is 19 provided solely for a climate science curriculum staff position 20 21 within the office of the superintendent of public instruction and to 22 integrate climate change content into the Washington state learning standards across subject areas and grade levels. The office shall 23 develop materials and resources that accompany the updated learning 24 25 standards that encourage school districts to develop interdisciplinary units focused on climate change that include 26 authentic learning experiences, that integrate a range of 27 perspectives, and that are action oriented. 28

(b) \$1,217,000 of the general fund—state appropriation for fiscal year 2022 and \$1,217,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for maintenance of the apportionment system, including technical staff and the data governance working group.

34 (c) \$494,000 of the general fund—state appropriation for fiscal 35 year 2022 and \$494,000 of the general fund—state appropriation for 36 fiscal year 2023 are provided solely for the implementation of 37 chapter 240, Laws of 2010, including staffing the office of equity 38 and civil rights. 1 (d) \$61,000 of the general fund—state appropriation for fiscal 2 year 2022 and \$61,000 of the general fund—state appropriation for 3 fiscal year 2023 are provided solely for the ongoing work of the 4 education opportunity gap oversight and accountability committee.

5 (e) \$61,000 of the general fund—state appropriation for fiscal 6 year 2022 and \$61,000 of the general fund—state appropriation for 7 fiscal year 2023 are provided solely for the implementation of 8 chapter 380, Laws of 2009 (enacting the interstate compact on 9 educational opportunity for military children).

(f) \$265,000 of the Washington opportunity pathways account—state appropriation is provided solely for activities related to public schools other than common schools authorized under chapter 28A.710 RCW.

(g) Within amounts appropriated in this section, the office of the superintendent of public instruction and the state board of education shall adopt a rule that the minimum number of students to be used for public reporting and federal accountability purposes is ten.

(h) \$123,000 of the general fund—state appropriation for fiscal 19 year 2022 and \$123,000 of the general fund-state appropriation for 20 fiscal year 2023 are provided solely for implementation of chapter 21 163, Laws of 2012 (foster care outcomes). The office of the 22 superintendent of public instruction shall annually report each 23 24 December on the implementation of the state's plan of cross-system 25 collaboration to promote educational stability and improve education outcomes of foster youth. 26

(i) \$250,000 of the general fund—state appropriation for fiscal
year 2022 and \$250,000 of the general fund—state appropriation for
fiscal year 2023 are provided solely for implementation of chapter
178, Laws of 2012 (open K-12 education resources).

(j) \$14,000 of the general fund—state appropriation for fiscal year 2022 and \$14,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of chapter 242, Laws of 2013 (state-tribal education compacts).

35 (k) \$131,000 of the general fund—state appropriation for fiscal 36 year 2022, \$131,000 of the general fund—state appropriation for 37 fiscal year 2023, and \$213,000 of the performance audits of 38 government account—state appropriation are provided solely for the 39 office of the superintendent of public instruction to perform on-

going program reviews of alternative learning experience programs, 1 dropout reengagement programs, and other high risk programs. Findings 2 from the program reviews will be used to support and prioritize the 3 office of the superintendent of public instruction outreach and 4 education efforts that assist school districts in implementing the 5 6 programs in accordance with statute and legislative intent, as well 7 as to support financial and performance audit work conducted by the office of the state auditor. 8

9 (1) \$117,000 of the general fund—state appropriation for fiscal 10 year 2022 and \$117,000 of the general fund—state appropriation for 11 fiscal year 2023 are provided solely for implementation of chapter 3, 12 Laws of 2015 1st sp. sess. (computer science).

(m) \$250,000 of the general fund—state appropriation for fiscal year 2022 and \$250,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of chapter 237, Laws of 2017 (paraeducators).

17 (n) \$385,000 of the general fund—state appropriation for fiscal year 2022 and \$385,000 of the general fund-state appropriation for 18 fiscal year 2023 are provided solely for the office of native 19 20 education to increase services to tribes, including but not limited to, providing assistance to tribes and school districts to implement 21 22 Since Time Immemorial, applying to become tribal compact schools, 23 convening the Washington state native American education advisory committee, and extending professional learning opportunities to 24 25 provide instruction in tribal history, culture, and government. The 26 professional development must be done in collaboration with school 27 district administrators and school directors. Funding in this 28 subsection is sufficient for the office, the Washington state school 29 directors' association government-to-government task force, and the association of educational service districts to collaborate with the 30 tribal leaders congress on education to develop a tribal consultation 31 training and schedule. The tribal consultation training and schedule 32 33 must be developed by January 1, 2022.

(o) \$205,000 of the general fund—state appropriation for fiscal
 year 2022 and \$205,000 of the general fund—state appropriation for
 fiscal year 2023 are provided solely to promote the financial
 literacy of students. The effort will be coordinated through the
 financial literacy public-private partnership.

1 (p) \$75,000 of the general fund—state appropriation for fiscal 2 year 2022 and \$75,000 of the general fund—state appropriation for 3 fiscal year 2023 are provided solely for staff at the office of the 4 superintendent of public instruction to coordinate and promote 5 efforts to develop integrated math, science, technology, and 6 engineering programs in schools and districts across the state.

7 (q) \$481,000 of the general fund—state appropriation for fiscal 8 year 2022 and \$481,000 of the general fund—state appropriation for 9 fiscal year 2023 are provided solely for additional full-time 10 equivalent staff to support the work of the safety net committee and 11 to provide training and support to districts applying for safety net 12 awards.

(r) Districts shall report to the office the results of each 13 14 collective bargaining agreement for certificated staff within their 15 district using a uniform template as required by the superintendent, within thirty days of finalizing contracts. The data must include but 16 is not limited to: Minimum and maximum base salaries, supplemental 17 salary information, and average percent increase for all certificated 18 instructional staff. Within existing resources by December 1st of 19 20 each year, the office shall produce a report for the legislative 21 evaluation and accountability program committee summarizing the 22 district level collective bargaining agreement data.

(s) \$4,631,000 of the elementary and secondary school emergency relief III account—federal appropriation from funds attributable to subsection 2001(f)(4), the American rescue plan act of 2021, P.L. 117-2 is provided solely for administrative costs related to the management of federal funds provided for COVID-19 response and other emergency needs.

(t) \$250,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for the office of the superintendent of public instruction to enter into a contract to assess the feasibility, specifications, integration, and cost estimates for full development and implementation of the apportionment system.

34 <u>(u) Within funds appropriated in this section, and in addition to</u> 35 <u>the annual reports to the school for the blind and the Washington</u> 36 <u>state school for the deaf and hard of hearing youth required from</u> 37 <u>school districts (RCW 72.40.060), educational service districts, and</u> 38 <u>the office of the superintendent of public instruction (RCW</u> 39 72.40.070) reporting the number of youth aged from three to 21 years 1 who are visually or hearing impaired, the office of the superintendent shall collect information from school districts on the 2 3 following:

(i) For the purposes of being able to properly serve students 4 with a blind/low-vision or deaf or hard of hearing "impairment" as 5 6 identified in chapter 392-172A WAC with basic language access needs, 7 these students must be specifically identified in reports. This must also include those students who may not be served under the special 8 education state administrative code but may be served under section 9 504 of the Americans with disabilities act. Reporting must be 10 complete and note all known students with an identified vision and/or 11 hearing loss, regardless of that disability determination status 12 being considered primary, secondary, etc. or being included as part 13 of the special education category of multiple disabilities, as well 14 as those students served on 504 plans; 15

16 (ii) The number of school staff assigned to an individual student 17 who is visually impaired or deaf or hard of hearing, or both;

(iii) The number of these staff members who are acting as 18 19 educational interpreters and whether they have passed the educational interpreter performance test and their score; and 20

21 (iv) The number of educational interveners and whether they have 22 passed the educational interpreter performance test and their score. 23

(2) DATA SYSTEMS

24 (a) \$1,802,000 of the general fund-state appropriation for fiscal year 2022 and \$1,802,000 of the general fund-state appropriation for 25 26 fiscal year 2023 are provided solely for implementing a comprehensive 27 data system to include financial, student, and educator data, 28 including development and maintenance of the comprehensive education 29 data and research system (CEDARS).

30 (b) \$281,000 of the general fund-state appropriation for fiscal year 2022 and \$281,000 of the general fund-state appropriation for 31 32 fiscal year 2023 are provided solely for K-20 telecommunications 33 network technical support in the K-12 sector to prevent system failures and avoid interruptions in school utilization of the data 34 35 processing and video-conferencing capabilities of the network. These 36 funds may be used to purchase engineering and advanced technical 37 support for the network.

(c) \$450,000 of the general fund—state appropriation for fiscal 38 year 2022 and \$450,000 of the general fund-state appropriation for 39

1 fiscal year 2023 are provided for the superintendent of public instruction to develop and implement a statewide accountability 2 system to address absenteeism and to improve student graduation 3 rates. The system must use data to engage schools and districts in 4 identifying successful strategies and systems that are based on 5 6 federal and state accountability measures. Funding may also support 7 the effort to provide assistance about successful strategies and systems to districts and schools that are underperforming in the 8 9 targeted student subgroups.

10

(3) WORK GROUPS

(a) \$335,000 of the general fund—state appropriation for fiscal year 2022 and \$335,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of chapter 206, Laws of 2018 (career and college readiness).

15 (b) \$200,000 of the general fund—state appropriation for fiscal year 2022 and \$200,000 of the general fund-state appropriation for 16 fiscal year 2023 are provided for the office of the superintendent of 17 public instruction to meet statutory obligations related to the 18 provision of medically and scientifically accurate, age-appropriate, 19 20 and inclusive sexual health education as authorized by chapter 206, 21 Laws of 1988 (AIDS omnibus act) and chapter 265, Laws of 2007 22 (healthy youth act).

(c) \$118,000 of the general fund—state appropriation for fiscal year 2022 and \$118,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of chapter 75, Laws of 2018 (dyslexia).

(d) \$200,000 of the general fund—state appropriation for fiscal year 2022 and \$200,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of chapter 386, Laws of 2019 (social emotional learning).

31 (e) \$130,000 of the general fund—state appropriation for fiscal 32 year 2022 and \$130,000 of the general fund-state appropriation for 33 fiscal year 2023 are provided solely for the office of the public instruction to collaborate with 34 superintendent of the 35 department of children, youth, and families to complete a report with options and recommendations for administrative efficiencies and long 36 37 term strategies that align and integrate high-quality early learning 38 programs administered by both agencies and consistent with 39 implementation of Engrossed Second Substitute Senate Bill No. 5237 1 (child care & early dev. exp.). The report, due September 1, 2022, 2 shall address capital needs, data collection and data sharing, 3 licensing changes, quality standards, options for community-based and 4 school-based settings with inclusive facilities and operations, 5 fiscal modeling, and any statutory changes needed to achieve 6 administrative efficiencies.

7 (f) \$107,000 of the general fund—state appropriation for fiscal 8 year 2022 and \$107,000 of the general fund—state appropriation for 9 fiscal year 2023 are provided solely for the office to support the 10 children and youth behavioral health work group created in chapter 11 130, Laws of 2020 (child. mental health wk. grp).

(g) \$310,000 of the general fund—state appropriation for fiscal 12 year 2022 and \$249,000 of the general fund-state appropriation for 13 14 fiscal year 2023 are provided solely for the development and 15 implementation of a language access technical assistance program for school districts and to reconvene an expanded work group under 16 section 2, chapter 256, Laws of 2019. The activities of and resources 17 provided by the language access technical assistance program must 18 align with the recommendations in the October 2020 report of the 19 20 language access work group created by section 2, chapter 256, Laws of 21 2019 in order to improve awareness and fulfillment of language access 22 rights for families in educational settings. The work group under this subsection shall, by December 1, 2021, report to the appropriate 23 legislature recommendations for 24 of the committees standards, 25 training, testing, and credentialing for spoken and sign language 26 interpreters for students' families and for collecting information related to language access services in schools and school districts. 27 28 Within the amounts provided in this subsection, the office must 29 provide a report to the appropriate committees of the legislature by 30 December 1, 2021. The report shall include, at a minimum, information 31 regarding the different languages in which students and students' 32 families prefer to communicate by each school district.

33

(4) STATEWIDE PROGRAMS

(a) \$2,590,000 of the general fund—state appropriation for fiscal
year 2022 and \$2,590,000 of the general fund—state appropriation for
fiscal year 2023 are provided solely for the Washington kindergarten
inventory of developing skills. State funding shall support statewide
administration and district implementation of the inventory under RCW
28A.655.080.

1 (b) \$703,000 of the general fund—state appropriation for fiscal 2 year 2022 and \$703,000 of the general fund—state appropriation for 3 fiscal year 2023 are provided solely for implementation of chapter 4 72, Laws of 2016 (educational opportunity gap).

5 (c) \$950,000 of the general fund—state appropriation for fiscal year 2022 and \$950,000 of the general fund-state appropriation for 6 7 fiscal year 2023 are provided solely for the Washington reading corps. The superintendent shall allocate reading corps members to 8 9 schools identified for comprehensive or targeted support and school districts that are implementing comprehensive, proven, research-based 10 11 reading programs. Two or more schools may combine their Washington 12 reading corps programs.

(d) \$10,000 of the general fund—state appropriation for fiscal year 2022 and \$10,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for chapter 102, Laws of 2014 (biliteracy seal).

(e) (i) \$50,000 of the general fund—state appropriation for fiscal year 2022 and \$50,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for school bullying and harassment prevention activities.

(ii) \$15,000 of the general fund—state appropriation for fiscal year 2022 and \$15,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of chapter 24 240, Laws of 2016 (school safety).

(iii) \$570,000 of the general fund-state appropriation for fiscal 25 year 2022 and \$570,000 of the general fund-state appropriation for 26 fiscal year 2023 are provided solely for the office of the 27 superintendent of public instruction to provide statewide support and 28 29 coordination for the regional network of behavioral health, school 30 safety, and threat assessment established in chapter 333, Laws of 2019 (school safety and well-being). Within the amounts provided in 31 32 this subsection (4)(e)(iii), \$200,000 of the general fund-state appropriation for fiscal year 2022 is provided solely for grants to 33 schools or school districts for planning and integrating tiered 34 suicide prevention and behavioral health supports. Grants must be 35 36 awarded first to districts demonstrating the greatest need and readiness. Grants may be used for intensive technical assistance and 37 38 training, professional development, and evidence-based suicide prevention training. 39

1 (iv) \$196,000 of the general fund—state appropriation for fiscal 2 year 2022 and \$196,000 of the general fund—state appropriation for 3 fiscal year 2023 are provided solely for the school safety center 4 within the office of the superintendent of public instruction.

5 (A) Within the amounts provided in this subsection (4)(e)(iv), \$100,000 of the general fund—state appropriation for fiscal year 2022 6 and \$100,000 of the general fund-state appropriation for fiscal year 7 2023 are provided solely for a school safety program to provide 8 9 school safety training for all school administrators and school safety personnel. The school safety center advisory committee shall 10 11 develop and revise the training program, using the best practices in 12 school safety.

(B) Within the amounts provided in this subsection (4)(e)(iv), 13 14 \$96,000 of the general fund—state appropriation for fiscal year 2022 and \$96,000 of the general fund-state appropriation for fiscal year 15 2023 are provided solely for administration of the school safety 16 center. The safety center shall act as an information dissemination 17 18 and resource center when an incident occurs in a school district in Washington or in another state, coordinate activities relating to 19 20 school safety, review and approve manuals and curricula used for school safety models and training, and maintain a school safety 21 22 information web site.

(f) (i) \$162,000 of the general fund—state appropriation for fiscal year 2022 and \$162,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for youth suicide prevention activities.

(ii) \$76,000 of the general fund—state appropriation for fiscal year 2022 and \$76,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of chapter 64, Laws of 2018 (sexual abuse of students).

(g)(i) \$280,000 of the general fund—state appropriation for 31 fiscal year 2022, \$280,000 of the general fund-state appropriation 32 for fiscal year 2023, and \$1,053,000 of the dedicated marijuana 33 account—state appropriation are provided solely for 34 dropout prevention, intervention, and reengagement programs, including the 35 36 jobs for America's graduates (JAG) program, dropout prevention programs that provide student mentoring, and the building bridges 37 38 statewide program. Students in the foster care system or who are homeless shall be given priority by districts offering the jobs for 39

America's graduates program. The office of the superintendent of public instruction shall convene staff representatives from high schools to meet and share best practices for dropout prevention. Of these amounts, \$520,000 of the dedicated marijuana account—state appropriation for fiscal year 2022, and ((\$533,000)) <u>\$541,000</u> of the dedicated marijuana account—state appropriation for fiscal year 2023 are provided solely for the building bridges statewide program.

8 (ii) \$293,000 of the general fund—state appropriation for fiscal year 2022 and \$293,000 of the general fund-state appropriation for 9 fiscal year 2023 are provided solely for the office of the 10 11 superintendent of public instruction to support district implementation of comprehensive guidance and planning programs in 12 13 support of high-quality high school and beyond plans consistent with 14 RCW 28A.230.090.

(iii) \$178,000 of the general fund—state appropriation for fiscal year 2022 and \$178,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of chapter 291, Laws of 2017 (truancy reduction efforts).

(h) Sufficient amounts are appropriated in this section for the office of the superintendent of public instruction to create a process and provide assistance to school districts in planning for future implementation of the summer knowledge improvement program grants.

(i) \$358,000 of the general fund—state appropriation for fiscal
year 2022 and \$358,000 of the general fund—state appropriation for
fiscal year 2023 are provided solely for the implementation of
chapter 221, Laws of 2019 (CTE course equivalencies).

(j) \$196,000 of the general fund—state appropriation for fiscal year 2022 and \$196,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of chapter 252, Laws of 2019 (high school graduation reqs.).

(k) \$60,000 of the general fund—state appropriation for fiscal year 2022, \$60,000 of the general fund—state appropriation for fiscal year 2023, and \$680,000 of the general fund—federal appropriation are provided solely for the implementation of chapter 295, Laws of 2019 (educator workforce supply). Of the amounts provided in this subsection, \$680,000 of the general fund—federal appropriation is provided solely for title II SEA state-level activities to implement section 103, chapter 295, Laws of 2019 relating to the regional
 recruiters program.

3 (1) \$150,000 of the general fund-state appropriation for fiscal year 2022 and \$150,000 of the general fund-state appropriation for 4 fiscal year 2023 are provided solely for a tribal liaison at the 5 office of the superintendent of public instruction to facilitate 6 7 access to and support enrollment in career connected learning opportunities for tribal students, including career awareness and 8 exploration, career preparation, and career launch programs, as 9 defined in RCW 28C.30.020, so that tribal students may receive high 10 school or college credit to the maximum extent possible. 11

(m) \$57,000 of the general fund—state appropriation for fiscal year 2022 and \$57,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of chapter 288, Laws of 2020 (school meals at no cost).

(n) \$269,000 of the general fund—state appropriation for fiscal year 2022 and \$142,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of chapter 353, Laws of 2020 (innovative learning pilot).

(o) \$200,000 of the general fund-state appropriation for fiscal 20 year 2022 and \$200,000 of the general fund-state appropriation for 21 fiscal year 2023 are provided solely for the office of the 22 superintendent of public instruction to provide statewide 23 24 coordination towards multicultural, culturally responsive, and anti-25 racist education to support academically, socially, and culturally literate learners. The office must engage community members and key 26 27 interested parties to:

(i) Develop a clear definition and framework for African American
studies to guide instruction in grades seven through twelve;

30 (ii) Develop a plan for aligning African American studies across 31 all content areas; and

32 (iii) Identify professional development opportunities for 33 educators and administrators to build capacity in creating high-34 quality learning environments centered in belonging and racial 35 equity, anti-racist approaches, and asset-based methodologies that 36 pull from all students' cultural funds of knowledge.

37 (p) \$275,000 of the general fund—state appropriation for fiscal 38 year 2022 and \$125,000 of the general fund—state appropriation for 39 fiscal year 2023 are provided solely for the office of the 1 superintendent of public instruction to convene and provide staff
2 support to the K-12 basic education compensation advisory committee
3 established in section 951 of this act.

4 (q) \$250,000 of the general fund—state appropriation for fiscal 5 year 2022 and \$250,000 of the general fund-state appropriation for fiscal year 2023 are provided solely for the office of the 6 7 superintendent of public instruction to develop resources, share best practices, and provide technical assistance for school districts to 8 support implementation of comprehensive, culturally responsive, and 9 high-quality civics education. Within amounts provided in this 10 11 subsection, the office shall administer competitive grant awards of 12 up to \$1,500 per first class school district and \$750 per second 13 class school district to support in-service training and the development or adoption of curriculum and instructional materials. 14 15 The office shall utilize a portion of this funding to assess the 16 learning outcomes related to civic education curriculum and to support related assessments that gauge the degree to which high 17 18 quality civic education is taking place in school districts 19 throughout the state.

(r) \$250,000 of the general fund—state appropriation for fiscal 20 year 2022 and \$250,000 of the general fund-state appropriation for 21 22 fiscal year 2023 are provided solely for the office of the superintendent of public instruction to provide technical assistance 23 to school districts through the center for the improvement of student 24 25 learning. The technical assistance must support the implementation of 26 trauma-informed practices, policies, and procedures, including implementation of social emotional learning programs, multi-tiered 27 28 systems of support, and other evidence-based programs that improve 29 school climate and student emotional wellbeing.

(s) \$49,000 of the general fund—state appropriation for fiscal year 2022 and \$49,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Engrossed Substitute House Bill No. 1214 (K-12 safety & security serv.). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

36 (t) \$35,000 of the general fund—state appropriation for fiscal
37 year 2022 is provided solely for implementation of Substitute House
38 Bill No. 1363 (secondary trauma/K-12). ((If the bill is not enacted)

by June 30, 2021, the amount provided in this subsection shall lapse.))

3 (u) \$140,000 of the general fund—state appropriation for fiscal 4 year 2022 and \$135,000 of the general fund—state appropriation for 5 fiscal year 2023 are provided solely for implementation of Substitute 6 House Bill No. 1208 (learning assistance program). ((If the bill is 7 not enacted by June 30, 2021, the amounts provided in this subsection 8 shall lapse.))

9 (v) \$505,000 of the general fund—state appropriation for fiscal 10 year 2022 and \$486,000 of the general fund—state appropriation for 11 fiscal year 2023 are provided solely for implementation of Engrossed 12 Second Substitute House Bill No. 1295 (institutional ed./release). 13 ((If the bill is not enacted by June 30, 2021, the amounts provided 14 in this subsection shall lapse.))

15 (w) \$60,000 of the general fund-state appropriation for fiscal year 2022 is provided solely for the office of the superintendent of 16 17 public instruction to evaluate and implement best practices and procedures for ensuring that student lunch periods include a seated 18 lunch duration of at least 20 minutes. 19 The office of the superintendent of public instruction shall, through an application-20 21 based process, select six public schools to serve as demonstration 22 sites. Of the amounts provided in this subsection:

(i) \$30,000 of the general fund—state appropriation is provided
 solely for annual grant awards of \$5,000 each provided to the six
 school districts selected to serve as school demonstration sites;

(ii) \$20,000 of the general fund—state appropriation is provided solely for the office to hire a consultant with expertise in nutrition programs to oversee the demonstration projects and provide technical support; and

30 (iii) \$10,000 of the general fund—state appropriation is provided 31 solely for the office to provide technical support to the 32 demonstration sites and report its findings and recommendations to 33 the education committees of the house of representatives and the 34 senate by October 1, 2022.

35 (x) \$27,000 of the general fund—state appropriation for fiscal 36 year 2022 is provided solely for implementation of Substitute Senate 37 Bill No. 5030 (school counseling programs). ((If the bill is not 38 enacted by June 30, 2021, the amount provided in this subsection 39 shall lapse.)) 1 (y) \$16,000 of the general fund—state appropriation for fiscal 2 year 2022 and \$16,000 of the general fund—state appropriation for 3 fiscal year 2023 are provided solely for implementation of Engrossed 4 Second Substitute Senate Bill No. 5237 (child care & early dev. 5 exp.). ((If the bill is not enacted by June 30, 2021, the amounts 6 provided in this subsection shall lapse.))

7 (z) \$553,000 of the general fund—state appropriation for fiscal 8 year 2023 is provided solely for the office of the superintendent of 9 public instruction to develop and implement a mathematics pathways 10 pilot to modernize algebra II. The office should use research and 11 engage stakeholders to develop a revised and expanded course.

12 (5) CAREER CONNECTED LEARNING

(a) \$852,000 of the workforce education investment account—state appropriation is provided solely for expanding career connected learning as provided in RCW 28C.30.020.

(b) \$960,000 of the workforce education investment account—state appropriation is provided solely for increasing the funding per fulltime equivalent for career launch programs as described in RCW 28A.700.130. In the 2021-2023 fiscal biennium, for career launch enrollment exceeding the funding provided in this subsection, funding is provided in section 504 of this act.

(c) \$500,000 of the workforce education investment account—state appropriation is provided solely for the Federal Way school district to establish pre-apprenticeship pathways and career connected learning programs in the skilled trades in Federal Way.

(d) \$1,500,000 of the workforce education investment account state is provided solely for Marysville school district to collaborate with Arlington school district, Everett Community College, other local school districts, local labor unions, local Washington state apprenticeship and training council registered apprenticeship programs, and local industry groups to continue the regional apprenticeship pathways program.

33 (e) \$3,600,000 of the workforce education investment account— 34 state appropriation is provided solely for the office of the 35 superintendent of public instruction to administer grants to skill 36 centers for nursing programs to purchase or upgrade simulation 37 laboratory equipment. 1 Sec. 502. 2021 c 334 s 502 (uncodified) is amended to read as 2 follows: 3 FOR THE STATE BOARD OF EDUCATION General Fund—State Appropriation (FY 2022).... \$3,001,000 4 5 General Fund—State Appropriation (FY 2023)..... ((\$5,003,000)) 6 \$5,398,000 7 Washington Opportunity Pathways Account-State 8

9 10

11

12 The appropriations in this section are subject to the following 13 conditions and limitations:

14 (1) \$152,000 of the general fund-state appropriation for fiscal year 2022 and \$138,000 of the general fund-state appropriation for 15 fiscal year 2023 are provided solely to the state board of education 16 for the following: Continuation of the mastery-based learning work 17 group (chapter 252, Laws of 2019), expansion of ongoing pathways 18 19 research, and a report outlining findings and recommendations to the 20 governor and education committees of the legislature by December 31, 21 2022.

22 (2) \$1,500,000 of the general fund—state appropriation for fiscal year 2022 and \$3,500,000 of the general fund-state appropriation for 23 24 fiscal year 2023 are provided solely to the state board of education 25 for implementation of mastery-based learning in school district 26 demonstration sites for the purpose of addressing learning recovery 27 and other educational issues related to COVID-19. The funds must be 28 used for grants to school districts, professional development of school district staff, and implementation support provided by the 29 state board of education. The state board of education shall require 30 31 grant recipients to report on impacts and participate in а 32 collaborative to share best practices. Grants for mastery-based learning may be made in partnership with private matching funds. 33

(3) \$263,000 of the general fund—state appropriation for fiscal 34 year 2023 is provided solely for the state board of education for a 35 community engagement coordinator position within the state board of 36 education. 37

(4) \$100,000 of the general fund—state appropriation for fiscal 38 year 2023 is provided solely for the state board of education to 39

\$326,000

\$8,725,000

purchase a school climate survey tool, and work with the office of the superintendent of public instruction and school districts to develop a statewide implementation plan, and report back on progress and any results, if available, to the governor and education committees of the legislature by June 30, 2023.

6 Sec. 503. 2021 c 334 s 503 (uncodified) is amended to read as 7 follows:

8 FOR THE PROFESSIONAL EDUCATOR STANDARDS BOARD

 9
 General Fund—State Appropriation (FY 2022).....\$16,868,000

 10
 General Fund—State Appropriation (FY 2023).....((\$19,203,000))

 11
 \$19,266,000

 12
 TOTAL APPROPRIATION.....((\$36,071,000))

 13
 \$36,134,000

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

16 (1) \$1,693,000 of the general fund—state appropriation for fiscal 17 year 2022 and ((\$1,725,000)) \$1,778,000 of the general fund—state 18 appropriation for fiscal year 2023 are for the operation and expenses 19 of the Washington professional educator standards board including 20 implementation of chapter 172, Laws of 2017 (educator prep. data/ 21 PESB).

(2) (a) \$600,000 of the general fund—state appropriation for fiscal year 2022 and \$600,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for grants to improve preservice teacher training and funding of alternate routes to certification programs administered by the professional educator standards board.

(b) Within the amounts provided in this subsection (2), up to \$500,000 of the general fund—state appropriation for fiscal year 2022 and up to \$500,000 of the general fund—state appropriation for fiscal year 2023 are provided for grants to public or private colleges of education in Washington state to develop models and share best practices for increasing the classroom teaching experience of preservice training programs.

(3) \$622,000 of the general fund—state appropriation for fiscal year 2022 and \$622,000 of the general fund—state appropriation for fiscal year 2023 are provided for the recruiting Washington teachers program with priority given to programs that support bilingual teachers, teachers from populations that are underrepresented, and English language learners. Of the amounts provided in this subsection (3), \$500,000 of the general fund—state appropriation for fiscal year 2022 and \$500,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation and expansion of the bilingual educator initiative pilot project established under RCW 28A.180.120.

8 (4) \$150,000 of the general fund—state appropriation for fiscal 9 year 2022 and \$150,000 of the general fund—state appropriation for 10 fiscal year 2023 are provided solely for the implementation of 11 chapter 295, Laws of 2019 (educator workforce supply).

12 (5) \$13,499,000 of the general fund—state appropriation for 13 fiscal year 2022 and \$16,076,000 of the general fund—state 14 appropriation for fiscal year 2023 are provided solely for 15 implementation of chapter 237, Laws of 2017 (paraeducators). Of the 16 amounts provided in this subsection:

(a) \$250,000 of the general fund—state appropriation for fiscal
year 2022 is provided solely to develop an online course to train
educators on effective community, family, and student engagement.

20 (b) \$12,587,000 of the general fund—state appropriation for 21 fiscal vear 2022 and \$15,414,000 of the general fund-state appropriation for fiscal year 2023 are provided solely for grants to 22 districts to provide two days of training per school year in the 23 24 paraeducator certificate program to all paraeducators. Funds in this 25 subsection are provided solely for reimbursement to school districts 26 that provide paraeducators with two days of training in the 27 paraeducator certificate program in each of the 2020-21 and 2021-22 28 school years.

(6) \$54,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for implementation of Second Substitute House Bill No. 1028 (residency teacher cert.). ((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.))

(7) \$63,000 of the general fund—state appropriation for fiscal year 2022 is provided solely to develop standards for two specialty endorsements in computer science, one in elementary computer science and one in secondary computer science. The professional educator standards board shall consult with the superintendent of public instruction to confirm that the specialty endorsements reflect the 1 appropriate content necessary to teach computer science in the 2 classroom, as defined by the office of the superintendent of public 3 instruction with industry input. The computer science specialty 4 endorsements must be available to all certificated teachers who hold 5 a valid license and who demonstrate sufficient content knowledge in 6 computer science.

(8) \$187,000 of the general fund—state appropriation for fiscal year 2022 and \$30,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Engrossed Substitute Senate Bill No. 5044 (schools/equity training). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

13 Sec. 504. 2021 c 334 s 504 (uncodified) is amended to read as 14 follows:

15 FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR GENERAL

16 **APPORTIONMENT**

17 General Fund—State Appropriation (FY 2022)... ((\$9,852,652,000))
18
19 General Fund—State Appropriation (FY 2023)... ((\$9,550,695,000))
20
21 Education Legacy Trust Account—State Appropriation. \$1,398,115,000
22 TOTAL APPROPRIATION.... ((\$20,801,462,000))
23

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

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

(b) For the 2021-22 and 2022-23 school years, the superintendent shall allocate general apportionment funding to school districts as provided in the funding formulas and salary allocations in sections 504 and 505 of this act, excluding (c) of this subsection.

33 (c) From July 1, 2021, to August 31, 2021, the superintendent 34 shall allocate general apportionment funding to school districts 35 programs as provided in sections 503 and 504, chapter 357, Laws of 36 2020, as amended.

37 (d) The enrollment of any district shall be the annual average38 number of full-time equivalent students and part-time students as

provided in RCW 28A.150.350, enrolled on the fourth day of school in September and on the first school day of each month October through June, including students who are in attendance pursuant to RCW 28A.335.160 and 28A.225.250 who do not reside within the servicing school district. Any school district concluding its basic education program in May must report the enrollment of the last school day held in May in lieu of a June enrollment.

8 (e)(i) Funding provided in part V of this act is sufficient to 9 provide each full-time equivalent student with the minimum hours of 10 instruction required under RCW 28A.150.220.

(ii) The office of the superintendent of public instruction shall align the agency rules defining a full-time equivalent student with the increase in the minimum instructional hours under RCW 28A.150.220, as amended by the legislature in 2014.

15 (f) The superintendent shall adopt rules requiring school 16 districts to report full-time equivalent student enrollment as 17 provided in RCW 28A.655.210.

(g) For the 2021-22 and 2022-23 school years, school districts must report to the office of the superintendent of public instruction the monthly actual average district-wide class size across each grade level of kindergarten, first grade, second grade, and third grade classes. The superintendent of public instruction shall report this information to the education and fiscal committees of the house of representatives and the senate by September 30th of each year.

25

(2) CERTIFICATED INSTRUCTIONAL STAFF ALLOCATIONS

Allocations for certificated instructional staff salaries for the 27 2021-22 and 2022-23 school years are determined using formula-28 generated staff units calculated pursuant to this subsection.

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

35 (b) Additional certificated instructional staff units provided in 36 this subsection (2) that exceed the minimum requirements in RCW 37 28A.150.260 are enhancements outside the program of basic education, 38 except as otherwise provided in this section. 1 (c)(i) The superintendent shall base allocations for each level 2 of prototypical school, including those at which more than fifty 3 percent of the students were eligible for free and reduced-price 4 meals in the prior school year, on the following regular education 5 average class size of full-time equivalent students per teacher, 6 except as provided in (c)(ii) of this subsection:

7 General education class size:

8	Grade	RCW 28A.150.260	2021-22	2022-23
9			School Year	School Year
10	Grade K		17.00	17.00
11	Grade 1		17.00	17.00
12	Grade 2		17.00	17.00
13	Grade 3		17.00	17.00
14	Grade 4		27.00	27.00
15	Grades 5-6		27.00	27.00
16	Grades 7-8		28.53	28.53
17	Grades 9-12		28.74	28.74

The superintendent shall base allocations for: Laboratory science average class size as provided in RCW 28A.150.260; career and technical education (CTE) class size of 23.0; and skill center program class size of 19. Certificated instructional staff units provided for skills centers that exceed the minimum requirements of RCW 28A.150.260 achieve class size reductions under RCW 28A.400.007 and are part of the state's program of basic education.

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

(iii) Advanced placement and international baccalaureate courses
 are funded at the same class size assumptions as general education
 schools in the same grade; and

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

36 (ii)(A) For the twenty schools with the lowest overall school 37 score for all students in the 2018-19 school year, as determined by

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the Washington school improvement framework among elementary schools, middle schools, and other schools not serving students up to twelfth grade, having enrollments greater than one hundred fifty students, in addition to the allocation under (d)(i) of this subsection the superintendent shall allocate additional funding for guidance counselors for each level of prototypical school in the 2021-22 school year as follows:

	Elementary	Middle
Guidance	0.307	0.512
counselors		

8

9 10

To receive additional allocations under this subsection 11 (2)(d)(ii)(A), a school eligible to receive the allocation must have 12 13 demonstrated actual staffing for guidance counselors for its prototypical school level that meets or exceeds the staffing for 14 15 guidance counselors in (d)(i) of this subsection and this subsection (2) (d) (ii) (A) for its prototypical school level. School districts 16 17 must distribute the additional guidance counselors allocation in this 18 subsection to the schools that generate the allocation. The enhancement within this subsection is not part of the state's program 19 20 of basic education.

(B) ((For qualifying high-poverty schools in the 2022-23 school year, at which more than 50 percent of the students were eligible for free and reduced-price meals in the prior school year, in addition to the allocation under (d)(i) of this subsection, the superintendent shall allocate additional funding for guidance counselors for each level of prototypical school as follows:

27		Elementary	Middle	High
28	Guidance	0.500	0.500	0.500
29	counselors			

30 (C)) Students in approved career and technical education and 31 skill center programs generate certificated instructional staff units 32 to provide for the services of teacher librarians, school nurses, 33 social workers, school psychologists, and guidance counselors at the 34 following combined rate per 1000 student full-time equivalent 35 enrollment:

 36
 2021-22
 2022-23

 37
 School Year
 School Year

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Career and Technical Education	3.07	((3.07)) <u>3.91</u>
Skill Center	3.41	((3.41)) <u>4.25</u>

3 (3) ADMINISTRATIVE STAFF ALLOCATIONS 4 (a) Allocations for school building-level certificated administrative staff salaries for the 2021-22 and 2022-23 school 5 years for general education students are determined using the formula 6 7 generated staff units calculated pursuant to this subsection. The superintendent shall make allocations to school districts based on 8 the district's annual average full-time equivalent enrollment in each 9 10 grade. The following prototypical school values shall determine the for principals, assistant principals, 11 allocation and other 12 certificated building level administrators:

13 Prototypical School Building:

1

2

24

14	Elementary School	1.253
15	Middle School	1.353
16	High School	1.880

17 (b) Students in approved career and technical education and skill 18 center programs generate certificated school building-level 19 administrator staff units at per student rates that are a multiple of 20 the general education rate in (a) of this subsection by the following 21 factors:

22	Career and Technical Education students 1.02	25
23	Skill Center students	98

(4) CLASSIFIED STAFF ALLOCATIONS

Allocations for classified staff units providing school buildinglevel and district-wide support services for the 2021-22 and 2022-23 school years are determined using the formula-generated staff units provided in RCW 28A.150.260 and pursuant to this subsection, and adjusted based on each district's annual average full-time equivalent student enrollment in each grade.

31 (5) CENTRAL OFFICE ALLOCATIONS

In addition to classified and administrative staff units allocated in subsections (3) and (4) of this section, classified and administrative staff units are provided for the 2021-22 and 2022-23 1 school years for the central office administrative costs of operating 2 a school district, at the following rates:

3 (a) The total central office staff units provided in this 4 subsection (5) are calculated by first multiplying the total number 5 of eligible certificated instructional, certificated administrative, 6 and classified staff units providing school-based or district-wide 7 support services, as identified in RCW 28A.150.260(6)(b) and the 8 increased allocations provided pursuant to subsections (2) and (4) of 9 this section, by 5.3 percent.

10 (b) Of the central office staff units calculated in (a) of this 11 subsection, 74.53 percent are allocated as classified staff units, as 12 generated in subsection (4) of this section, and 25.48 percent shall 13 be allocated as administrative staff units, as generated in 14 subsection (3) of this section.

15 (c) Staff units generated as enhancements outside the program of 16 basic education to the minimum requirements of RCW 28A.150.260, and 17 staff units generated by skill center and career-technical students, 18 are excluded from the total central office staff units calculation in 19 (a) of this subsection.

(d) For students in approved career-technical and skill center 20 21 programs, central office classified units are allocated at the same staff unit per student rate as those generated for general education 22 students of the same grade in this subsection (5), and central office 23 administrative staff units are allocated at staff unit per student 24 25 rates that exceed the general education rate established for students 26 in the same grade in this subsection (5) by $((\frac{12.52}{)})$ <u>12.55</u> percent in the 2021-22 school year and ((11.96)) <u>12.50</u> percent in the 2022-23 27 school year for career and technical education students, and 28 ((17.86)) 17.89 percent in the 2021-22 school year and ((17.26))29 17.84 percent in the 2022-23 school year for skill center students. 30

31

(6) FRINGE BENEFIT ALLOCATIONS

Fringe benefit allocations shall be calculated at a rate of 22.71 percent in the 2021-22 school year and ((22.71)) <u>22.98</u> percent in the 2022-23 school year for certificated salary allocations provided under subsections (2), (3), and (5) of this section, and a rate of 22.75 percent in the 2021-22 school year and ((22.75)) <u>22.94</u> percent in the 2022-23 school year for classified salary allocations provided under subsections (4) and (5) of this section.

39 (7) INSURANCE BENEFIT ALLOCATIONS

1 Insurance benefit allocations shall be calculated at the rates specified in section 506 of this act, based on the number of benefit 2 units determined as follows: Except for nonrepresented employees of 3 educational service districts, the number of calculated benefit units 4 determined below. Calculated benefit units are staff units multiplied 5 6 by the benefit allocation factors established in the collective bargaining agreement referenced in section 942 of this act. These 7 factors are intended to adjust allocations so that, for the purpose 8 of distributing insurance benefits, full-time equivalent employees 9 may be calculated on the basis of 630 hours of work per year, with no 10 11 individual employee counted as more than one full-time equivalent. The number of benefit units is determined as follows: 12

(a) The number of certificated staff units determined in
subsections (2), (3), and (5) of this section multiplied by 1.02; and
(b) The number of classified staff units determined in
subsections (4) and (5) of this section multiplied by 1.43.

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

(a) (i) MSOC funding for general education students are allocatedat the following per student rates:

24 25 MSOC RATES/STUDENT FTE

26	MSOC Component	2021-22	2022-23
27		School Year	School Year
28			
29	Technology	\$140.84	((\$168.10)) <u>\$171.22</u>
30	Utilities and Insurance	\$382.70	((\$388.82)) <u>\$397.38</u>
31	Curriculum and Textbooks	\$151.22	((\$153.64)) <u>\$157.02</u>
32	Other Supplies	\$299.50	((\$303.29)) <u>\$289.84</u>
33	Library Materials	\$21.54	((\$21.89)) <u>\$21.97</u>
34	Instructional Professional Development for Certificated	\$23.39	((\$23.76)) <u>\$24.29</u>
35	and Classified Staff		
36	Facilities Maintenance	\$189.59	((\$192.62)) <u>\$196.86</u>

1	Security and Central Office	\$131.35	((\$133.45)) <u>\$136.39</u>
2	TOTAL MSOC/STUDENT FTE	\$1,340.13	((\$1,386.57))
3			<u>\$1,394.96</u>

4 (ii) For the 2021-22 school year and 2022-23 school year, as part 5 of the budget development, hearing, and review process required by chapter 28A.505 RCW, each school district must disclose: (A) The 6 7 amount of state funding to be received by the district under (a) and 8 (d) of this subsection (8); (B) the amount the district proposes to 9 spend for materials, supplies, and operating costs; (C) the 10 difference between these two amounts; and (D) if (A) of this subsection (8)(a)(ii) exceeds (B) of this subsection (8)(a)(ii), any 11 12 proposed use of this difference and how this use will improve student 13 achievement.

(iii) Within the amount provided in (a)(i) of this subsection
(8), allocations for MSOC technology in excess of RCW 28A.150.260 are
not part of the state's basic education.

(b) Students in approved skill center programs generate per student FTE MSOC allocations of \$1,585.55 for the 2021-22 school year and ((\$1,610.92)) <u>\$1,438.02</u> for the 2022-23 school year.

20 (c) Students in approved exploratory and preparatory career and 21 technical education programs generate per student FTE MSOC 22 \$1,585.55 for 2021-22 allocations of the school year and 23 ((\$1,610.92)) <u>\$1,617.26</u> for the 2022-23 school year.

(d) Students in grades 9-12 generate per student FTE MSOC
 allocations in addition to the allocations provided in (a) through
 (c) of this subsection at the following rate:

27	MSOC Component	2021-22	2022-23
28		School Year	School Year
29	Technology	\$40.50	((\$41.15)) <u>\$40.50</u>
30	Curriculum and Textbooks	\$44.18	((\$44.89)) <u>\$44.18</u>
31	Other Supplies	\$86.06	((\$87.43)) <u>\$85.94</u>
32	Library Materials	\$5.99	((\$6.09)) <u>\$6.11</u>
33 34	Instructional Professional Development for Certified and Classified Staff	\$7.36	((\$7.48)) <u>\$7.36</u>
35	TOTAL GRADE 9-12 BASIC EDUCATION MSOC/STUDENT FTE	\$184.09	((\$187.0 4)) <u>\$184.10</u>

36 (9) SUBSTITUTE TEACHER ALLOCATIONS

For the 2021-22 and 2022-23 school years, funding for substitute costs for classroom teachers is based on four (4) funded substitute days per classroom teacher unit generated under subsection (2) of this section, at a daily substitute rate of \$151.86.

5

(10) ALTERNATIVE LEARNING EXPERIENCE PROGRAM FUNDING

(a) Amounts provided in this section from July 1, 2021, to August
31, 2021, are adjusted to reflect provisions of chapter 357, Laws of
2020, as amended (allocation of funding for students enrolled in
alternative learning experiences).

(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 13 provide separate financial accounting of expenditures for the ALE programs offered in district or with a provider, including but not 14 limited to private companies and multidistrict cooperatives, as well 15 as accurate, monthly headcount and FTE enrollment claimed for basic 16 education, including separate counts of resident and nonresident 17 18 students.

19

(11) DROPOUT REENGAGEMENT PROGRAM

20 The superintendent shall adopt rules to require students claimed 21 for general apportionment funding based on enrollment in dropout 22 reengagement programs authorized under RCW 28A.175.100 through 28A.175.115 to meet requirements for at least weekly minimum 23 24 instructional contact, academic counseling, career counseling, or 25 case management contact. Districts must also provide separate financial accounting of expenditures for the programs offered by the 26 27 district or under contract with a provider, as well as accurate monthly headcount and full-time equivalent enrollment claimed for 28 basic education, including separate enrollment counts of resident and 29 nonresident students. 30

31

(12) ALL DAY KINDERGARTEN PROGRAMS

Funding in this section is sufficient to fund all day kindergarten programs in all schools in the 2021-22 school year and 2022-23 school year, pursuant to RCW 28A.150.220 and 28A.150.315.

35 (13) ADDITIONAL FUNDING FOR SMALL SCHOOL DISTRICTS AND REMOTE AND36 NECESSARY PLANTS

For small school districts and remote and necessary school plants within any district which have been judged to be remote and necessary 1 by the superintendent of public instruction, additional staff units 2 are provided to ensure a minimum level of staffing support. 3 Additional administrative and certificated instructional staff units 4 provided to districts in this subsection shall be reduced by the 5 general education staff units, excluding career and technical 6 education and skills center enhancement units, otherwise provided in 7 subsections (2) through (5) of this section on a per district basis.

8 (a) For districts enrolling not more than twenty-five average 9 annual full-time equivalent students in grades K-8, and for small 10 school plants within any school district which have been judged to be 11 remote and necessary by the superintendent of public instruction and 12 enroll not more than twenty-five average annual full-time equivalent 13 students in grades K-8:

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

19 (ii) For those enrolling students in grades 7 or 8, 1.68 20 certificated instructional staff units and 0.32 certificated 21 administrative staff units for enrollment of not more than five 22 students, plus one-tenth of a certificated instructional staff unit 23 for each additional student enrolled;

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

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

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

37 (c) For districts operating no more than two high schools with 38 enrollments of less than three hundred average annual full-time 39 equivalent students, for enrollment in grades 9-12 in each such

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1 school, other than alternative schools, except as noted in this 2 subsection:

3 (i) For remote and necessary schools enrolling students in any 4 grades 9-12 but no more than twenty-five average annual full-time 5 equivalent students in grades K-12, four and one-half certificated 6 instructional staff units and one-quarter of a certificated 7 administrative staff unit;

8 (ii) For all other small high schools under this subsection, nine 9 certificated instructional staff units and one-half of a certificated 10 administrative staff unit for the first sixty average annual full-11 time equivalent students, and additional staff units based on a ratio 12 of 0.8732 certificated instructional staff units and 0.1268 13 certificated administrative staff units per each additional forty-14 three and one-half average annual full-time equivalent students;

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

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

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

30 (f)(i) For enrollments generating certificated staff unit 31 allocations under (a) through (e) of this subsection, one classified 32 staff unit for each 2.94 certificated staff units allocated under 33 such subsections;

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

38 (g) School districts receiving additional staff units to support 39 small student enrollments and remote and necessary plants under this 40 subsection (13) shall generate additional MSOC allocations consistent with the nonemployee related costs (NERC) allocation formula in place for the 2010-11 school year as provided section 502, chapter 37, Laws of 2010 1st sp. sess. (2010 supplemental budget), adjusted annually for inflation.

(14) Any school district board of directors may petition the 5 6 superintendent of public instruction by submission of a resolution adopted in a public meeting to reduce or delay any portion of its 7 basic education allocation for any school year. The superintendent of 8 public instruction shall approve such reduction or delay if it does 9 not impair the district's financial condition. Any delay shall not be 10 for more than two school years. Any reduction or delay shall have no 11 impact on levy authority pursuant to RCW 84.52.0531 and local effort 12 assistance pursuant to chapter 28A.500 RCW. 13

14 (15) The superintendent may distribute funding for the following 15 programs outside the basic education formula during fiscal years 2022 16 and 2023 as follows:

(a) \$650,000 of the general fund—state appropriation for fiscal year 2022 and \$650,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for fire protection for school districts located in a fire protection district as now or hereafter established pursuant to chapter 52.04 RCW.

(b) \$436,000 of the general fund—state appropriation for fiscal year 2022 and \$436,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for programs providing skills training for secondary students who are enrolled in extended day school-to-work programs, as approved by the superintendent of public instruction. The funds shall be allocated at a rate not to exceed \$500 per full-time equivalent student enrolled in those programs.

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

32 (17) Funding in this section is sufficient to fund a maximum of 33 1.2 FTE enrollment for career launch students pursuant to RCW 28A.700.130. Expenditures for this purpose must come first from the 34 appropriations provided in section 501(5) of this act; funding for 35 36 career launch enrollment exceeding those appropriations is provided The office of the superintendent of public 37 in this section. instruction shall provide a summary report to the office of the 38 governor and the appropriate committees of the legislature by January 39

1, 2022. The report must include the total FTE enrollment for career
 launch students, the FTE enrollment for career launch students that
 exceeded the appropriations provided in section 501(5) of this act,
 and the amount expended from this section for those students.

(18) Students participating in running start programs may be 5 6 funded up to a combined maximum enrollment of 1.2 FTE including school district and institution of higher education enrollment 7 consistent with the running start course requirements provided in 8 chapter 202, Laws of 2015 (dual credit education opportunities). In 9 calculating the combined 1.2 FTE, the office of the superintendent of 10 11 public instruction may average the participating student's September 12 through June enrollment to account for differences in the start and end dates for courses provided by the high school and higher 13 education institution. Additionally, the office of the superintendent 14 of public instruction, in consultation with the state board for 15 community and technical colleges, the student achievement council, 16 17 and the education data center, shall annually track and report to the fiscal committees of the legislature on the combined FTE experience 18 of students participating in the running start program, including 19 course load analyses at both the high school and community and 20 21 technical college system.

(19) If two or more school districts consolidate and each district was receiving additional basic education formula staff units pursuant to subsection (13) of this section, the following apply:

(a) For three school years following consolidation, the number of basic education formula staff units shall not be less than the number of basic education formula staff units received by the districts in the school year prior to the consolidation; and

(b) For the fourth through eighth school years following consolidation, the difference between the basic education formula staff units received by the districts for the school year prior to consolidation and the basic education formula staff units after consolidation pursuant to subsection (13) of this section shall be reduced in increments of twenty percent per year.

(20) (a) Indirect cost charges by a school district to approved career and technical education middle and secondary programs shall not exceed the lesser of five percent or the cap established in federal law of the combined basic education and career and technical education program enhancement allocations of state funds. Middle and secondary career and technical education programs are considered 1 separate programs for funding and financial reporting purposes under 2 this section.

3 (b) Career and technical education program full-time equivalent 4 enrollment shall be reported on the same monthly basis as the 5 enrollment for students eligible for basic support, and payments 6 shall be adjusted for reported career and technical education program 7 enrollments on the same monthly basis as those adjustments for 8 enrollment for students eligible for basic support.

9 (21) Funding in this section is sufficient to provide full 10 general apportionment payments to school districts eligible for 11 federal forest revenues as provided in RCW 28A.520.020. For the 12 2021-2023 biennium, general apportionment payments are not reduced 13 for school districts receiving federal forest revenues.

(22) \$16,211,000 of the general fund-state appropriation for 14 15 fiscal year 2022 is provided solely to ensure that school districts receive at least \$500 per pupil for COVID-19 relief funding when 16 combined with federal relief dollars. These funds are one-time 17 allocations to school districts and may be used according to the 18 allowable uses defined in section 2001(2)(e) of the American rescue 19 plan act of 2021, P.L. 117-2. Prior to receiving funds, a school 20 21 district must submit an academic and student well-being recovery plan 22 to the office of the superintendent of public instruction as required in section 12(3), chapter 3, Laws of 2021, and must also report 23 24 progress on implementing the plan in a manner identified by the 25 superintendent.

26 (a) The office of the superintendent of public instruction must 27 calculate a relief per pupil amount for each district defined as: The quotient from dividing the total funding allocated to each district 28 from the federal relief funds, as defined in (b) of this subsection, 29 by a school district's total enrollment as defined in (c) of this 30 subsection. A school district with a relief per pupil amount less 31 than \$500 shall receive the difference between \$500 and the relief 32 33 per pupil amount, multiplied by the school district's total enrollment. 34

35 (b) For the purposes of this subsection, federal relief funds 36 allocated to school districts include:

37 (i) Subgrants authorized under section 18003, the coronavirus
 38 aid, relief, and economic security act, P.L. 116-136;

(ii) Subgrants authorized under section 313, the coronavirus
 response and relief supplemental appropriations act, P.L. 116-260;
 and

4 (iii) Subgrants authorized under section 2001, the American 5 rescue plan act of 2021, P.L. 117-2.

6 (c) For the purposes of this subsection, a school district's 7 total enrollment means the district's 2019-20 school year annual 8 average full-time equivalent student enrollment, excluding full-time 9 equivalent student enrollments for which funds are separately 10 calculated and allocated under RCW 28A.232.020, 28A.600.310(4), 11 28A.245.020, and 28A.175.110.

12 (d) For the purposes of this subsection, this subsection applies 13 to state-tribal compact schools established under chapter 28A.715 14 RCW.

(23) \$27,806,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for enrollment stabilization allocations required in section 1519 of this act.

18 Sec. 505. 2021 c 334 s 505 (uncodified) is amended to read as 19 follows:

20 FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—BASIC EDUCATION EMPLOYEE 21 COMPENSATION

22 (1) The following calculations determine the salaries used in the state allocations for certificated instructional, certificated 23 administrative, and classified staff units as provided in RCW 24 28A.150.260, and under section 504 of this act: For the 2021-22 25 26 school year and the 2022-23 school year salary allocations for 27 certificated instructional staff, certificated administrative staff, and classified staff units are determined for each school district by 28 29 multiplying the statewide minimum salary allocation for each staff type by the school district's regionalization factor shown in LEAP 30 Document 3. 31

32

33

Statewide Minimum Salary Allocation

34	Staff Type	2021-22	2022-23
35		School Year	School Year
36			

1	Certificated Instructional	\$68,937	((\$70,040))
2			<u>\$70,315</u>
3	Certificated Administrative	\$102,327	((\$103,964))
4			<u>\$104,374</u>
5	Classified	\$49,453	((\$50,244))
6			<u>\$50,442</u>

7 (2) For the purposes of this section, "LEAP Document 3" means the 8 school district regionalization factors for certificated 9 instructional, certificated administrative, and classified staff, as 10 developed by the legislative evaluation and accountability program 11 committee on February 1, 2021, at 5:17 hours.

12 (3) Incremental fringe benefit factors are applied to salary 13 adjustments at a rate of 22.07 percent for school year 2021-22 and 14 ((22.07)) 22.34 percent for school year 2022-23 for certificated 15 instructional and certificated administrative staff and 19.25 percent 16 for school year 2021-22 and ((19.25)) <u>19.44</u> percent for the 2022-23 17 school year for classified staff.

18 (4) The salary allocations established in this section are for 19 allocation purposes only except as provided in this subsection, and 20 do not entitle an individual staff position to a particular paid 21 salary except as provided in RCW 28A.400.200, as amended by chapter 22 13, Laws of 2017 3rd sp. sess. (fully funding the program of basic 23 education).

24 Sec. 506. 2021 c 334 s 506 (uncodified) is amended to read as 25 follows:

26 FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR SCHOOL EMPLOYEE

27 COMPENSATION ADJUSTMENTS

 28
 General Fund—State Appropriation (FY 2022).... ((\$102,094,000))

 29
 \$97,127,000

 30
 General Fund—State Appropriation (FY 2023).... ((\$310,929,000))

 31
 \$325,791,000

 32
 TOTAL APPROPRIATION.... ((\$413,023,000))

 33
 \$422,918,000

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

36 (1) The salary increases provided in this section are 2.0 percent 37 for the 2021-22 school year, and ((1.6)) <u>2.0</u> percent for the 2022-23 school year, the annual inflationary adjustments pursuant to RCW
 28A.400.205.

(2) (a) In addition to salary allocations, the appropriations in 3 this section include funding for professional learning as defined in 4 RCW 28A.415.430, 28A.415.432, and 28A.415.434. Funding for this 5 6 purpose is calculated as the equivalent of three days of salary and benefits for each of the funded full-time equivalent certificated 7 instructional staff units. Nothing in this section entitles an 8 individual certificated instructional staff to any particular number 9 of professional learning days. 10

11 (b) Of the funding provided for professional learning in this 12 section, the equivalent of one day of salary and benefits for each of 13 the funded full-time equivalent certificated instructional staff 14 units in the 2021-22 school year must be used to train school 15 district staff on cultural competency, diversity, equity, or 16 inclusion, as required in Engrossed Substitute Senate Bill No. 5044 17 (schools/equity training).

(3) (a) The appropriations in this section include associated 18 19 incremental fringe benefit allocations at 22.07 percent for the 2021-22 school year and ((22.07)) <u>22.34</u> percent for the 2022-23 20 21 school year for certificated instructional and certificated administrative staff and 19.25 percent for the 2021-22 school year 22 23 ((19.25)) <u>19.44</u> percent for the 2022-23 school year for and 24 classified staff.

25 (b) The appropriations in this section include the increased or 26 decreased portion of salaries and incremental fringe benefits for all relevant state-funded school programs in part V of this act. Changes 27 28 for general apportionment (basic education) are based on the salary allocations and methodology in sections 504 and 505 of this act. 29 Changes for special education result from changes in each district's 30 31 basic education allocation per student. Changes for educational 32 service districts and institutional education programs are determined by the superintendent of public instruction using the methodology for 33 general apportionment salaries and benefits in sections 504 and 505 34 of this act. Changes for pupil transportation are determined by the 35 superintendent of public instruction pursuant to RCW 28A.160.192, and 36 impact compensation factors in sections 504, 505, and 506 of this 37 38 act.

39 (c) The appropriations in this section include no salary 40 adjustments for substitute teachers. 1 (4) The appropriations in this section are sufficient to fund the 2 collective bargaining agreement referenced in section 942 of this act 3 and reflect the incremental change in cost of allocating rates as 4 follows: For the 2021-22 school year, \$968 per month and for the 5 2022-23 school year, ((\$1,032)) \$1,026 per month.

6 (5) When bargaining for funding for school employees health 7 benefits for the 2021-2023 fiscal biennium, any proposal agreed upon must assume the imposition of a twenty-five dollar per month 8 surcharge payment from members who use tobacco products and a 9 surcharge payment of not less than fifty dollars per month from 10 11 members who cover a spouse or domestic partner where the spouse or 12 domestic partner has chosen not to enroll in another employer-based group health insurance that has benefits and premiums with an 13 14 actuarial value of not less than ninety-five percent of the actuarial value of the public employees' benefits board plan with the largest 15 16 enrollment. The surcharge payments shall be collected in addition to 17 the member premium payment.

18 (6) The rates specified in this section are subject to revision 19 each year by the legislature.

20 Sec. 507. 2021 c 334 s 507 (uncodified) is amended to read as 21 follows: 22 FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION-FOR PUPIL TRANSPORTATION General Fund—State Appropriation (FY 2022).... ((\$615,759,000)) 23 24 \$613,255,000 General Fund—State Appropriation (FY 2023). ((\$649,872,000)) 25 26 \$657,811,000 27 28 \$1,271,066,000

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

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

34 (2)(a) For the 2021-22 and 2022-23 school years, the 35 superintendent shall allocate funding to school district programs for 36 the transportation of eligible students as provided in RCW 37 28A.160.192. Funding in this section constitutes full implementation 38 of RCW 28A.160.192, which enhancement is within the program of basic education. Students are considered eligible only if meeting the
 definitions provided in RCW 28A.160.160.

3 (b) From July 1, 2021, to August 31, 2021, the superintendent 4 shall allocate funding to school districts programs for the 5 transportation of students as provided in section 506, chapter 357, 6 Laws of 2020, as amended.

7 Within amounts appropriated in this section, up to (3) \$10,000,000 of the general fund—state appropriation for fiscal year 8 2022 and up to \$10,000,000 of the general fund-state appropriation 9 for fiscal year 2023 are for a transportation alternate funding grant 10 program based on the alternate funding process established in RCW 11 12 28A.160.191. The superintendent of public instruction must include a 13 review of school district efficiency rating, key performance 14 indicators and local school district characteristics such as unique 15 geographic constraints in the grant award process.

(4) A maximum of \$939,000 of the general fund—state appropriation 16 for fiscal year 2022 and a maximum of \$939,000 of the general fund-17 state appropriation for fiscal year 2023 may be expended for regional 18 19 transportation coordinators and related activities. The 20 transportation coordinators shall ensure that data submitted by 21 school districts for state transportation funding shall, to the 22 greatest extent practical, reflect the actual transportation activity 23 of each district.

(5) Subject to available funds under this section, school
 districts may provide student transportation for summer skills center
 programs.

(6) The office of the superintendent of public instruction shall 27 provide reimbursement funding to a school district for school bus 28 29 purchases only after the superintendent of public instruction 30 determines that the school bus was purchased from the list established pursuant to RCW 28A.160.195(2) or a comparable 31 32 competitive bid process based on the lowest price quote based on 33 similar bus categories to those used to establish the list pursuant to RCW 28A.160.195. 34

35 (7) The superintendent of public instruction shall base 36 depreciation payments for school district buses on the presales tax 37 five-year average of lowest bids in the appropriate category of bus. 38 In the final year on the depreciation schedule, the depreciation payment shall be based on the lowest bid in the appropriate bus
 category for that school year.

3 (8) Funding levels in this section reflect waivers granted by the
4 state board of education for four-day school weeks as allowed under
5 RCW 28A.305.141.

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

8 (10) The superintendent must provide student transportation 9 allocations for the 2021-22 school year equal to the greater of 10 allocations provided in the 2019-20 school year or the student 11 transportation allocations calculated under RCW 28A.160.192. These 12 allocations satisfy the formula requirements for transportation 13 allocations under RCW 28A.160.192.

(11) \$33,858,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for transportation emergency allocations required in section 1504(12) of this act.

17 Sec. 508. 2021 c 334 s 508 (uncodified) is amended to read as 18 follows:

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

(1) \$11,548,000 of the general fund—state appropriation for fiscal year 2022 and \$11,548,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for state matching money for federal child nutrition programs, and may support the meals for kids program through the following allowable uses:

(a) Elimination of breakfast copays for eligible public school students and lunch copays for eligible public school students in grades pre-kindergarten through twelfth grades who are eligible for reduced-price lunch as required in Engrossed House Bill No. 1342 (reduced-price lunch copays); 1 (b) Assistance to school districts and authorized public and 2 private nonprofit organizations for supporting summer food service 3 programs, and initiating new summer food service programs in low-4 income areas;

5 (c) Reimbursements to school districts for school breakfasts 6 served to students eligible for free and reduced-price lunch, 7 pursuant to chapter 287, Laws of 2005; and

8 (d) Assistance to school districts in initiating and expanding 9 school breakfast programs.

10 (2) The office of the superintendent of public instruction shall 11 report annually to the fiscal committees of the legislature on annual 12 expenditures in subsection (1)(a) through (c) of this section.

(3) The superintendent of public instruction shall provide the department of health with the following data, where available, for all nutrition assistance programs that are funded by the United States department of agriculture and administered by the office of the superintendent of public instruction. The superintendent must provide the report for the preceding federal fiscal year by February 1, 2022, and February 1, 2023. The report must provide:

20 (a) The number of people in Washington who are eligible for the 21 program;

(b) The number of people in Washington who participated in the program;

24 (c) The average annual participation rate in the program;

25

(d) Participation rates by geographic distribution; and

26

(e) The annual federal funding of the program in Washington.

(4) \$119,000 of the general fund—state appropriation for fiscal year 2022 and \$119,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of chapter 271, Laws of 2018 (school meal payment) to increase the number of schools participating in the federal community eligibility program and to support breakfast after the bell programs authorized by the legislature that have adopted the community eligibility provision.

(5) \$14,200,000 of the general fund—federal appropriation (CRRSA)
 is provided solely for emergency costs for child nutrition programs
 provided under section 722 of P.L. 116-260, the consolidated
 appropriations act, 2021, title VII, chapter 3 to school food
 programs.

(6) \$7,000,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for the office of the superintendent of public instruction to reimburse school districts for emergency costs of child nutrition programs.

Sec. 509. 2021 c 334 s 509 (uncodified) is amended to read as 5 6 follows: 7 FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION-FOR SPECIAL EDUCATION PROGRAMS 8 9 General Fund—State Appropriation (FY 2022).... ((\$1,455,154,000)) 10 \$1,453,272,000 General Fund—State Appropriation (FY 2023). . . . ((\$1,537,068,000)) 11 12 \$1,454,484,000 13 General Fund—Federal Appropriation. \$571,229,000 Education Legacy Trust Account—State Appropriation. . . . \$54,694,000 14 15 Elementary and Secondary School Emergency Relief III 16 17 18 \$3,540,679,000

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

21 (1) (a) Funding for special education programs is provided on an excess cost basis, pursuant to RCW 28A.150.390. School districts 22 23 shall ensure that special education students as a class receive their 24 full share of the general apportionment allocation accruing through 25 sections 504 and 506 of this act. To the extent a school district 26 cannot provide an appropriate education for special education students under chapter 28A.155 RCW through the general apportionment 27 28 allocation, it shall provide services through the special education 29 excess cost allocation funded in this section.

30 (b) Funding provided within this section is sufficient for 31 districts to provide school principals and lead special education 32 teachers annual professional development on the best-practices for 33 special education instruction and strategies for implementation. 34 Districts shall annually provide a summary of professional 35 development activities to the office of the superintendent of public 36 instruction.

37 (2)(a) The superintendent of public instruction shall ensure 38 that: (i) Special education students are basic education students
 first;

3 (ii) As a class, special education students are entitled to the 4 full basic education allocation; and

5 (iii) Special education students are basic education students for6 the entire school day.

7 (b) The superintendent of public instruction shall continue to 8 implement the full cost method of excess cost accounting, as designed 9 by the committee and recommended by the superintendent, pursuant to 10 section 501(1)(k), chapter 372, Laws of 2006.

11 (3) Each fiscal year appropriation includes such funds as are 12 necessary to complete the school year ending in the fiscal year and 13 for prior fiscal year adjustments.

For the 2021-22 and 2022-23 school 14 (4)(a) years, the superintendent shall allocate funding to school district programs for 15 16 special education students as provided in RCW 28A.150.390, except 17 that the calculation of the base allocation also includes allocations provided under section 504 (2) and (4) of this act and RCW 18 19 28A.150.415, which enhancement is within the program of basic education. 20

(b) From July 1, 2021, to August 31, 2021, the superintendent shall allocate funding to school district programs for special education students as provided in section 507, chapter 357, Laws of 24 2020, as amended.

(5) The following applies throughout this section: The definitions for enrollment and enrollment percent are as specified in RCW 28A.150.390(3). Each district's general fund—state funded special education enrollment shall be the lesser of the district's actual enrollment percent or 13.5 percent.

(6) At the request of any interdistrict cooperative of at least 30 15 districts in which all excess cost services for special education 31 32 students of the districts are provided by the cooperative, the maximum enrollment percent shall be calculated in accordance with RCW 33 28A.150.390(3) (c) and (d), and shall be calculated in the aggregate 34 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 individual district units. 38

39 (7) ((\$63,338,000)) \$76,334,000 of the general fund—state
40 appropriation for fiscal year 2022, ((\$82,671,000)) \$91,192,000 of

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the general fund-state appropriation for fiscal year 2023, and 1 2 \$29,574,000 of the general fund—federal appropriation are provided 3 solely for safety net awards for districts with demonstrated needs 4 for special education funding beyond the amounts provided in 5 subsection (4) of this section. If the federal safety net awards based on the federal eligibility threshold exceed the federal 6 7 appropriation in this subsection (7) in any fiscal year, the 8 superintendent shall expend all available federal discretionary funds 9 necessary to meet this need. At the conclusion of each school year, superintendent shall recover safety net funds 10 the that were 11 distributed prospectively but for which districts were not 12 subsequently eligible.

(a) For the 2021-22 and 2022-23 school years, safety net funds
shall be awarded by the state safety net oversight committee as
provided in section 109(1) chapter 548, Laws of 2009 (education).

16 (b) The office of the superintendent of public instruction shall make award determinations for state safety net funding in August of 17 18 school year, except that the superintendent of each public 19 instruction shall make award determinations for state safety net 20 funding in July of each school year for the Washington state school for the blind and for the center for childhood deafness and hearing 21 loss. Determinations on school district eligibility for state safety 22 23 net awards shall be based on analysis of actual expenditure data from 24 the current school year.

(8) A maximum of \$931,000 may be expended from the general fund state appropriations to fund 5.43 full-time equivalent teachers and 2.1 full-time equivalent aides at children's orthopedic hospital and medical center. This amount is in lieu of money provided through the home and hospital allocation and the special education program.

(9) The superintendent shall maintain the percentage of federal flow-through to school districts at 85 percent. In addition to other purposes, school districts may use increased federal funds for highcost students, for purchasing regional special education services from educational service districts, and for staff development activities particularly relating to inclusion issues.

36 (10) A school district may carry over from one year to the next 37 year up to 10 percent of the general fund—state funds allocated under 38 this program; however, carryover funds shall be expended in the 39 special education program. 1 (11) \$88,000 of the general fund—state appropriation for fiscal 2 year 2022, \$87,000 of the general fund—state appropriation for fiscal 3 year 2023, and \$214,000 of the general fund—federal appropriation are 4 provided solely for a special education family liaison position 5 within the office of the superintendent of public instruction.

6 (12) \$5,000,000 of the general fund-state appropriation for 7 fiscal year 2022, \$12,000,000 of the general fund—state appropriation for fiscal year 2023, and \$7,000,000 of the elementary and secondary 8 school emergency relief III account-federal appropriation 9 are provided solely for the office of the superintendent of public 10 instruction to provide an allocation to school districts 11 for 12 extension of transition services for students with disabilities who 13 turned age 21 during the 2019-20 or 2020-21 school years, did not graduate with a regular diploma, and require recovery services on or 14 after July 1, 2021, as determined by the student's individualized 15 education plan team. The extension of these services does not reduce 16 or supplant any other services for which the individual would be 17 eligible. Allocations for this purpose may not exceed the amounts 18 19 provided in this subsection. The office of the superintendent of public instruction may adopt formulas and procedures to define a per-20 21 student amount to be provided to students that meet the criteria, so 22 that allocations do not exceed amounts provided in this subsection. 23 Amounts provided in this subsection are outside the state's program of basic education. 24

(13) (a) \$52,704,000 of the general fund—federal appropriation (ARPA) is provided solely for allocations from federal funding as authorized in section 2014, the American rescue plan act of 2021, P.L. 117-2.

(b) \$4,411,000 of the general fund—federal appropriation (ARPA)
is provided solely for providing preschool services to qualifying
special education students under section 619 of the federal
individuals with disabilities education act, pursuant to section
2002, the American rescue plan act of 2021, P.L. 117-2.

(14) \$7,000,000 of the general fund—state appropriation for fiscal year 2022 and \$5,000,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the office of the superintendent of public instruction to support professional development in inclusionary practices for classroom teachers. The primary form of support to public school classroom teachers must be 1 for mentors who are experts in best practices for inclusive 2 education, differentiated instruction, and individualized 3 instruction. Funding for mentors must be prioritized to the public 4 schools with the highest percentage of students with individualized 5 education programs aged three through 21 who spend the least amount 6 of time in general education classrooms.

7 Sec. 510. 2021 c 334 s 510 (uncodified) is amended to read as 8 follows:

9 FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR EDUCATIONAL SERVICE
 10 DISTRICTS

 11
 General Fund—State Appropriation (FY 2022).....\$28,636,000

 12
 General Fund—State Appropriation (FY 2023).....((\$28,636,000))

 13
 \$28,682,000

 14
 TOTAL APPROPRIATION......((\$57,272,000))

 15
 \$57,318,000

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

(1) The educational service districts shall continue to furnish financial services required by the superintendent of public instruction and RCW 28A.310.190 (3) and (4).

21 (2) Funding within this section is provided for regional 22 professional development related to mathematics and science curriculum and instructional strategies aligned with common core 23 24 state standards and next generation science standards. Funding shall 25 be distributed among the educational service districts in the same in the 26 proportion as distributions 2007-2009 biennium. Each educational service district shall use this funding solely for salary 27 and benefits for a certificated instructional staff with expertise in 28 29 the appropriate subject matter and in professional development delivery, and for travel, materials, and other expenditures related 30 31 to providing regional professional development support.

32 (3) Funding in this section is provided for regional professional 33 development related to English language arts curriculum and 34 instructional strategies aligned with common core state standards. 35 Each educational service district shall use this funding solely for 36 salary and benefits for certificated instructional staff with 37 expertise in the appropriate subject matter and in professional 38 development delivery, and for travel, materials, and other expenditures related to providing regional professional development
 support.

3 (4) Funding in this section is provided for regional technical 4 support for the K-20 telecommunications network to prevent system 5 failures and avoid interruptions in school utilization of the data 6 processing and video-conferencing capabilities of the network. These 7 funds may be used to purchase engineering and advanced technical 8 support for the network.

9 (5) Funding in this section is provided for a corps of nurses 10 located at the educational service districts, to be dispatched in 11 coordination with the office of the superintendent of public 12 instruction, to provide direct care to students, health education, 13 and training for school staff. Beginning in fiscal year 2022, 14 allocations for the corps of nurses is sufficient to provide one day 15 per week of nursing services for all second-class school districts.

16 (6) Funding in this section is provided for staff and support at 17 the nine educational service districts to provide a network of 18 support for school districts to develop and implement comprehensive 19 suicide prevention and behavioral health supports for students.

(7) Funding in this section is provided for staff and support at 20 21 the nine educational service districts to provide assistance to school districts with comprehensive safe schools planning, conducting 22 23 needs assessments, school safety and security trainings, coordinating appropriate crisis and emergency response 24 and recovery, and 25 developing threat assessment and crisis intervention teams. Beginning in fiscal year 2022, allocations for staff and support for regional 26 27 safety centers are increased to 3 full-time equivalent certificated 28 instructional staff for each regional safety center.

(8) Funding in this section is provided for regional English language arts coordinators to provide professional development of teachers and principals around the new early screening for dyslexia requirements.

(9) The educational service districts, at the request of the 33 34 state board of education pursuant to RCW 28A.310.010 and 28A.305.130, may receive and screen applications for school accreditation, conduct 35 school accreditation site visits pursuant to state board of education 36 rules, and submit to the state board of education post-site visit 37 recommendations for school accreditation. The educational service 38 39 districts may assess a cooperative service fee to recover actual plus 40 reasonable indirect costs for the purposes of this subsection.

(10) \$2,150,000 of the general fund-state appropriation for 1 fiscal year 2022 and \$2,150,000 of the general fund-state 2 3 appropriation for fiscal year 2023 are provided solely for each 4 educational service district to provide technology consultation, procurement, and training required under Engrossed Second Substitute 5 House Bill No. 1365 (schools/computers & devices). ((If the bill is 6 7 not enacted by June 30, 2021, the amounts provided in this subsection 8 shall lapse.))

9 Sec. 511. 2021 c 334 s 511 (uncodified) is amended to read as 10 follows:

11 FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR LOCAL EFFORT

12 ASSISTANCE

13	General	Fund—State Appropria	tion (FY 2022).	• • • •	((\$271,870,000))
14					<u>\$281,793,000</u>
15	General	Fund—State Appropria	tion (FY 2023).		((\$247,305,000))
16					<u>\$263,529,000</u>
17		TOTAL APPROPRIATION.			((\$519,175,000))
18					<u>\$545,322,000</u>

19 Sec. 512. 2021 c 334 s 512 (uncodified) is amended to read as 20 follows:

21 FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR INSTITUTIONAL

22 EDUCATION PROGRAMS

23	General	Fund—State	Appropriation	(FY	2022).	•	•	•	•	•	((\$17,779,000))
24											<u>\$14,830,000</u>
25	General	Fund—State	Appropriation	(FY	2023).	•	•	•	•	•	((\$19,481,000))
26											<u>\$15,253,000</u>
27		TOTAL APPRO	PRIATION			•	•	•	•		((\$37,260,000))
28											<u>\$30,083,000</u>

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

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

34 (2) State funding provided under this section is based on
 35 salaries and other expenditures for a 220-day school year. The
 36 superintendent of public instruction shall monitor school district

expenditure plans for institutional education programs to ensure that
 districts plan for a full-time summer program.

3 (3) State funding for each institutional education program shall 4 be based on the institution's annual average full-time equivalent 5 student enrollment. Staffing ratios for each category of institution 6 shall remain the same as those funded in the 1995-97 biennium.

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

(5) \$701,000 of the general fund—state appropriation for fiscal 10 year 2022 and \$701,000 of the general fund-state appropriation for 11 12 fiscal year 2023 are provided solely to maintain at least one 13 certificated instructional staff and related support services at an institution whenever the K-12 enrollment is not sufficient to support 14 15 one full-time equivalent certificated instructional staff to furnish the educational program. The following types of institutions are 16 included: Residential programs under the department of social and 17 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) \$3,157,000 of the general fund—state appropriation for fiscal year 2022 and \$3,613,000 of the general fund-state appropriation for 23 fiscal year 2023 are provided solely to increase the capacity of 24 25 institutional education programs to differentiate instruction to meet 26 students' unique educational needs, including students with individualized educational plans. Those needs may include but are not 27 limited to one-on-one instruction, enhanced access to counseling for 28 29 social emotional needs of the student, and services to identify the 30 proper level of instruction at the time of student entry into the facility. Allocations of amounts for this purpose in a school year 31 32 must be based on 45 percent of full-time enrollment in institutional 33 education receiving a differentiated instruction amount per pupil equal to the total statewide allocation generated by the distribution 34 35 formula under RCW 28A.150.260 (4)(a), (5), (6), and (8) and the 36 allocation under RCW 28A.150.415, per the statewide full-time equivalent enrollment in common schools. 37

(7) \$300,000 of the general fund—state appropriation in fiscal
 year 2022 and \$300,000 of the general fund—state appropriation in

fiscal year 2023 are provided solely to support three student records coordinators to manage the transmission of academic records for each of the long-term juvenile institutions. One coordinator is provided for each of the following: The Issaquah school district for the Echo Glen children's center, the Chehalis school district for Green Hill academic school, and the Naselle-Grays River Valley school district for Naselle youth camp school.

8 (8) Ten percent of the funds allocated for the institution may be 9 carried over from one year to the next.

10 (9) \$588,000 of the general fund-state appropriation for fiscal year 2022 and \$897,000 of the general fund-state appropriation for 11 12 fiscal year 2023 are provided solely for one educational advocate to 13 each institution with enrollments above 40 full-time equivalent students beginning in the 2021-22 school year in addition to any 14 15 educational advocates supported by federal funding. Educational advocates will provide the following supports to students enrolled in 16 or just released from institutional education programs: 17

18 (a) Advocacy for institutional education students to eliminate19 barriers to educational access and success;

(b) Consultation with juvenile rehabilitation staff to developeducational plans for and with participating youth;

22

(c) Monitoring educational progress of participating students;

(d) Providing participating students with school and local resources that may assist in educational access and success upon release from institutional education facilities; and

(e) Coaching students and caregivers to advocate for educational needs to be addressed at the school district upon return to the community.

29 (10) \$49,000 of the general fund-state appropriation for fiscal 30 year 2022 and \$75,000 of the general fund-state appropriation for fiscal year 2023 are provided solely to increase materials, supplies, 31 32 and operating costs by \$85 per pupil beginning in the 2021-22 school 33 year for technology supports for institutional education programs. This funding is in addition to general education materials, supplies, 34 35 and operating costs provided to institutional education programs, which exclude formula costs supported by the institutional 36 37 facilities.

1 Sec. 513. 2021 c 334 s 513 (uncodified) is amended to read as 2 follows: 3 FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION-FOR PROGRAMS FOR HIGHLY CAPABLE STUDENTS 4 5 6 \$31,956,000 7 \$32,267,000 8 9 10 \$64,223,000

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

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

For the 2021-22 and 2022-23 school 16 (2) (a) vears, the 17 superintendent shall allocate funding to school district programs for 18 highly capable students as provided in RCW 28A.150.260(10)(c) except 19 that allocations must be based on 5.0 percent of each school district's full-time equivalent enrollment. In calculating the 20 21 allocations, the superintendent shall assume the following: (i) 22 Additional instruction of 2.1590 hours per week per funded highly capable program student; (ii) fifteen highly capable program students 23 per teacher; (iii) 36 instructional weeks per year; (iv) 900 24 25 instructional hours per teacher; and (v) the compensation rates as 26 provided in sections 505 and 506 of this act.

(b) From July 1, 2021, to August 31, 2021, the superintendent shall allocate funding to school districts programs for highly capable students as provided in section 511, chapter 357, Laws of 2020, as amended.

31 Sec. 514. 2021 c 334 s 514 (uncodified) is amended to read as 32 follows: FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION-FOR MISCELLANEOUS-EVERY 33 STUDENT SUCCEEDS ACT 34 35 36 \$9,802,000 37 TOTAL APPROPRIATION. $((\frac{6}{802,000}))$ 38 \$9,802,000

1 Sec. 515. 2021 c 334 s 515 (uncodified) is amended to read as 2 follows: FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION-EDUCATION REFORM 3 PROGRAMS 4 5 General Fund—State Appropriation (FY 2022). ((\$137,813,000)) 6 \$134,083,000 7 General Fund—State Appropriation (FY 2023).... ((\$141,081,000)) 8 \$144,447,000 9 General Fund—Federal Appropriation. ((\$96,598,000)) 10 \$96,685,000 11 General Fund—Private/Local Appropriation. \$1,450,000 12 Education Legacy Trust Account—State Appropriation. . ((\$1,638,000)) 13 \$1,642,000 14 15 \$378,307,000 16

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

18 (1) ACCOUNTABILITY

(a) \$26,975,000 of the general fund—state appropriation for fiscal year 2022, \$26,975,000 of the general fund—state appropriation for fiscal year 2023, \$1,350,000 of the education legacy trust account—state appropriation, and \$15,868,000 of the general fund federal appropriation are provided solely for development and implementation of the Washington state assessment system.

(b) \$14,352,000 of the general fund—state appropriation for fiscal year 2022 and \$14,352,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of chapter 159, Laws of 2013 (K-12 education - failing schools).

30 (2) EDUCATOR CONTINUUM

(a) ((\$75,374,000)) \$71,644,000 of the general fund—state appropriation for fiscal year 2022 and ((\$78,547,000)) \$77,233,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the following bonuses for teachers who hold valid, unexpired certification from the national board for professional teaching standards and who are teaching in a Washington public school, subject to the following conditions and limitations: (i) For national board certified teachers, a bonus of \$5,705 per
 teacher in the 2021-22 school year and a bonus of \$5,796 per teacher
 in the 2022-23 school year;

(ii) An additional \$5,000 annual bonus shall be paid to national 4 board certified teachers who teach in either: (A) High schools where 5 6 at least 50 percent of student headcount enrollment is eligible for federal free or reduced-price lunch, (B) middle schools where at 7 least 60 percent of student headcount enrollment is eligible for 8 federal free or reduced-price lunch, or (C) elementary schools where 9 at least 70 percent of student headcount enrollment is eligible for 10 federal free or reduced-price lunch; 11

12 (iii) The superintendent of public instruction shall adopt rules ensure that national board certified teachers meet the 13 to qualifications for bonuses under (b) of this subsection for less than 14 15 one full school year receive bonuses in a prorated manner. All 16 bonuses in this subsection will be paid in July of each school year. 17 Bonuses in this subsection shall be reduced by a factor of 40 percent for first year NBPTS certified teachers, to reflect the portion of 18 19 the instructional school year they are certified; and

(iv) During the 2021-22 and 2022-23 school years, and within 20 21 available funds, certificated instructional staff who have met the eligibility requirements and have applied for certification from the 22 23 national board for professional teaching standards may receive a conditional loan of two thousand dollars or the amount set by the 24 25 office of the superintendent of public instruction to contribute toward the current assessment fee, not including the initial up-front 26 candidacy payment. The fee shall be an advance on the first annual 27 28 bonus under RCW 28A.405.415. The conditional loan is provided in addition to compensation received under a district's 29 salary allocation and shall not be included in calculations of a district's 30 31 average salary and associated salary limitation under RCW 32 28A.400.200. Recipients who fail to receive certification after fully exhausting all years of candidacy as set by the national board for 33 professional teaching standards are required to repay the conditional 34 loan. The office of the superintendent of public instruction shall 35 adopt rules to define the terms for initial grant of the assessment 36 and repayment, including applicable fees. To the 37 fee extent necessary, the superintendent may use revenues from the repayment of 38 39 conditional loan scholarships to ensure payment of all national board 40 bonus payments required by this section in each school year.

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1 (b) \$3,418,000 of the general fund—state appropriation for fiscal 2 year 2022 and \$3,418,000 of the general fund—state appropriation for 3 fiscal year 2023 are provided solely for implementation of a new 4 performance-based evaluation for certificated educators and other 5 activities as provided in chapter 235, Laws of 2010 (education 6 reform) and chapter 35, Laws of 2012 (certificated employee 7 evaluations).

8 (c) \$477,000 of the general fund—state appropriation for fiscal 9 year 2022 and \$477,000 of the general fund—state appropriation for 10 fiscal year 2023 are provided solely for the leadership internship 11 program for superintendents, principals, and program administrators.

12 (d) \$810,000 of the general fund—state appropriation for fiscal 13 year 2022 and \$810,000 of the general fund-state appropriation for fiscal year 2023 are provided solely for the development of a 14 leadership academy for school principals and administrators. The 15 superintendent of public instruction shall 16 contract with an independent organization to operate a state-of-the-art education 17 18 leadership academy that will be accessible throughout the state. 19 Semiannually the independent organization shall report on amounts committed by foundations and others to support the development and 20 21 implementation of this program. Leadership academy partners shall 22 include the state level organizations for school administrators and 23 principals, the superintendent of public instruction, the 24 professional educator standards board, and others as the independent 25 organization shall identify.

26 (e) \$10,500,000 of the general fund—state appropriation for fiscal year 2022 and ((\$10,500,000)) \$15,000,000 of the general fund-27 state appropriation for fiscal year 2023 are provided solely for a 28 beginning educator support program (BEST). 29 The program shall prioritize first year educators in the mentoring program. School 30 31 districts and/or regional consortia may apply for grant funding. The program provided by a district and/or regional consortia shall 32 include: A paid orientation; assignment of a qualified mentor; 33 34 development of a professional growth plan for each beginning educator aligned with professional certification; release time for mentors and 35 new educators to work together; and educator observation time with 36 accomplished peers. Funding may be used to provide 37 statewide professional development opportunities for mentors and beginning 38 39 educators.

1 (f) \$4,000,000 of the general fund—state appropriation for fiscal 2 year 2022 and \$4,000,000 of the general fund—state appropriation for 3 fiscal year 2023 are provided solely for the provision of training 4 for teachers, principals, and principal evaluators in the 5 performance-based teacher principal evaluation program.

6 Sec. 516. 2021 c 334 s 516 (uncodified) is amended to read as 7 follows:

8 FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR TRANSITIONAL 9 BILINGUAL PROGRAMS

 10
 General Fund—State Appropriation (FY 2022).... ((\$228,658,000))

 11
 \$228,188,000

 12
 General Fund—State Appropriation (FY 2023).... ((\$233,390,000))

 13
 \$233,740,000

 14
 General Fund—Federal Appropriation.... \$102,242,000

 15
 TOTAL APPROPRIATION.... ((\$564,290,000))

 16
 \$564,170,000

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

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

22 For the 2021-22 and 2022-23 school (2) (a) years, the superintendent shall allocate funding to school districts for 23 24 transitional bilingual programs under RCW 28A.180.010 through 25 28A.180.080, including programs for exited students, as provided in 26 RCW 28A.150.260(10)(b) and the provisions of this section. In 27 calculating the allocations, the superintendent shall assume the following averages: (i) Additional instruction of 4.7780 hours per 28 per transitional bilingual program student in 29 grades week 30 kindergarten through six and 6.7780 hours per week per transitional 31 bilingual program student in grades seven through twelve in school years 2021-22 and 2022-23; (ii) additional instruction of 3.0000 32 hours per week in school years 2021-22 and 2022-23 for the head count 33 number of students who have exited the transitional bilingual 34 instruction program within the previous two years based on their 35 performance on the English proficiency assessment; (iii) fifteen 36 37 transitional bilingual program students per teacher; (iv) 36 38 instructional weeks per year; (v) 900 instructional hours per

1 teacher; and (vi) the compensation rates as provided in sections 505 2 and 506 of this act. Pursuant to RCW 28A.180.040(1)(g), the 3 instructional hours specified in (a)(ii) of this subsection (2) are 4 within the program of basic education.

5 (b) From July 1, 2021, to August 31, 2021, the superintendent 6 shall allocate funding to school districts for transitional bilingual 7 instruction programs as provided in section 514, chapter 357, Laws of 8 2020, as amended.

9 (3) The superintendent may withhold allocations to school 10 districts in subsection (2) of this section solely for the central 11 provision of assessments as provided in RCW 28A.180.090 (1) and (2) 12 up to the following amounts: 1.77 percent for school year 2021-22 and 13 ((1.76)) 1.75 percent for school year 2022-23.

14 (4) The general fund—federal appropriation in this section is for 15 migrant education under Title I Part C and English language 16 acquisition, and language enhancement grants under Title III of the 17 elementary and secondary education act.

(5) \$35,000 of the general fund—state appropriation for fiscal year 2022 and \$35,000 of the general fund—state appropriation for fiscal year 2023 are provided solely to track current and former transitional bilingual program students.

(6) \$1,185,000 of the general fund—state appropriation in fiscal year 2022 and \$1,185,000 of the general fund—state appropriation in fiscal year 2023 are provided solely for the central provision of assessments as provided in RCW 28A.180.090, and is in addition to the withholding amounts specified in subsection (3) of this section.

27 Sec. 517. 2021 c 334 s 517 (uncodified) is amended to read as 28 follows:

29 FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR THE LEARNING

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30 ASSISTANCE PROGRAM
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31	General	Fund—State Appropriation (FY 2022) ((\$446,816,000))
32		<u>\$446,995,000</u>
33	General	Fund—State Appropriation (FY 2023) ((\$455,435,000))
34		<u>\$444,959,000</u>
35	General	Fund—Federal Appropriation \$533,481,000
36		TOTAL APPROPRIATION
37		<u>\$1,425,435,000</u>

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

3 (1) The general fund—state appropriations in this section are 4 subject to the following conditions and limitations:

5 (a) The appropriations include such funds as are necessary to 6 complete the school year ending in the fiscal year and for prior 7 fiscal year adjustments.

the 2021-22 and 8 (b)(i) For 2022-23 school years, the superintendent shall allocate funding to school districts for 9 10 learning assistance programs as provided in RCW 28A.150.260(10)(a), except that the allocation for the additional instructional hours 11 shall be enhanced as provided in this section, which enhancements are 12 13 within the program of the basic education. In calculating the 14 allocations, the superintendent shall assume the following averages: 15 (A) Additional instruction of 2.3975 hours per week per funded 16 learning assistance program student for the 2021-22 and 2022-23 school years; (B) additional instruction of 1.1 hours per week per 17 funded learning assistance program student for the 2021-22 and 18 19 2022-23 school years in qualifying high-poverty school building; (C) 20 fifteen learning assistance program students per teacher; (D) 36 21 instructional weeks per year; (E) 900 instructional hours per teacher; and (F) the compensation rates as provided in sections 505 22 and 506 of this act. 23

(ii) From July 1, 2021, to August 31, 2021, the superintendent
shall allocate funding to school districts for learning assistance
programs as provided in section 515, chapter 357, Laws of 2020, as
amended.

28 (c) A school district's funded students for the learning assistance program shall be the sum of the district's full-time 29 equivalent enrollment in grades K-12 for the prior school year 30 31 multiplied by the district's percentage of October headcount enrollment in grades K-12 eligible for free or reduced-price lunch in 32 the prior school year. The prior school year's October headcount 33 34 enrollment for free and reduced-price lunch shall be as reported in 35 the comprehensive education data and research system.

36 (2) Allocations made pursuant to subsection (1) of this section 37 shall be adjusted to reflect ineligible applications identified 38 through the annual income verification process required by the 39 national school lunch program, as recommended in the report of the

1 state auditor on the learning assistance program dated February, 2 2010.

3 (3) The general fund—federal appropriation in this section is 4 provided for Title I Part A allocations of the every student succeeds 5 act of 2016.

6 (4) A school district may carry over from one year to the next up 7 to 10 percent of the general fund—state funds allocated under this 8 program; however, carryover funds shall be expended for the learning 9 assistance program.

10 (5) Within existing resources, during the 2021-22 and 2022-23 11 school years, school districts are authorized to use funds allocated 12 for the learning assistance program to also provide assistance to 13 high school students who have not passed the state assessment in 14 science.

15 Sec. 518. 2021 c 334 s 518 (uncodified) is amended to read as 16 follows:

17 FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—PER PUPIL ALLOCATIONS

18 Statewide Average Allocations 19 Per Annual Average Full-Time Equivalent Student 20 2021-22 2022-23 **Basic Education Program** 21 School Year School Year 22 **General Apportionment** ((\$9,415)) <u>\$9,404</u> ((\$9,671)) <u>\$9,894</u> 23 Pupil Transportation ((\$587)) <u>\$624</u> ((\$595)) <u>\$630</u> 24 **Special Education Programs** ((\$10,290)) \$10,614 ((\$9,874)) <u>\$9,976</u> 25 Institutional Education Programs ((\$22,730)) <u>\$24,917</u> ((\$23,220)) \$25,637 26 Programs for Highly Capable Students \$611 ((\$623)) \$626 27 **Transitional Bilingual Programs** \$1,430 ((\$1,442)) \$1,448 28 Learning Assistance Program ((\$961)) <u>\$967</u> ((\$967)) <u>\$992</u>

29 2021 c 334 s 520 (uncodified) is amended to read as Sec. 519. 30 follows: FOR THE OFFICE OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION-FOR 31 32 CHARTER SCHOOLS 33 Washington Opportunity Pathways Account-State 34 ((\$140, \$38, 000))Appropriation. 35 <u>\$140,175,000</u>

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12 appropriation is provided solely for enrollment stabilization 13 allocations required in section 1519 of this act.

(3) \$147,000 of the Washington opportunity pathways account—state
 appropriation is provided solely for transportation emergency
 allocations required in section 1516(3) of this act.

17 Sec. 520. 2021 c 334 s 521 (uncodified) is amended to read as 18 follows:

19 FOR THE OFFICE OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR THE

20 WASHINGTON STATE CHARTER SCHOOL COMMISSION

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11

21	Washington Opportunity Pathways Account—State
22	Appropriation
23	Charter Schools Oversight Account—State
24	Appropriation
25	\$3,883,000
26	TOTAL APPROPRIATION
27	\$3,906,000

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

30 (1) The entire Washington opportunity pathways account—state 31 appropriation in this section is provided to the superintendent of 32 public instruction solely for the operations of the Washington state 33 charter school commission under chapter 28A.710 RCW.

34 (2) \$28,000 of the charter schools oversight account—state 35 appropriation is provided solely to the Washington state charter 36 school commission to enable each charter school to participate in the 37 governance training required under Engrossed Substitute Senate Bill

1 No. 5044 (schools/equity training). ((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.)) 2 3 Sec. 521. 2021 c 334 s 522 (uncodified) is amended to read as follows: 4 FOR THE OFFICE OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION-FOR GRANTS 5 6 AND PASS THROUGH FUNDING 7 General Fund—State Appropriation (FY 2022)..... ((\$80,319,000)) 8 \$326,319,000 9 General Fund—State Appropriation (FY 2023)..... ((\$52,691,000)) 10 <u>\$621,725,000</u> General Fund—Federal Appropriation. \$989,995,000 11 12 Elementary and Secondary School Emergency Relief 13 III—Federal Appropriation. \$1,850,386,000 14 15 \$3,788,425,000

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

18 (1) \$4,894,000 of the general fund—state appropriation for fiscal 19 year 2022 and \$4,894,000 of the general fund-state appropriation for 20 fiscal year 2023 are provided for the office of the superintendent of 21 public instruction to administer programs and grants which increase equitable access to dual credit programs, including subsidizing or 22 23 eliminating student costs for dual credit courses or exams. By November 2022, the office shall submit a report to relevant 24 25 committees of the legislature describing options for entering into 26 statewide agreements with dual credit exam companies that will reduce 27 the overall costs for all students and eliminate costs for students who are low income. 28

29 (2)(a) \$2,752,000 of the general fund-state appropriation for fiscal year 2022 and \$2,752,000 of the general fund-state 30 31 appropriation for fiscal year 2023 are provided solely for secondary career and technical education grants pursuant to chapter 170, Laws 32 33 of 2008, including parts of programs receiving grants that serve 34 students in grades four through six. If equally matched by private 35 donations, \$1,075,000 of the 2022 appropriation and \$1,075,000 of the 36 2023 appropriation shall be used to support FIRST robotics programs 37 in grades four through twelve. Of the amounts provided in this 38 subsection, \$800,000 of the fiscal year 2022 appropriation and

\$800,000 of the fiscal year 2023 appropriation are provided solely for the purpose of statewide supervision activities for career and technical education student leadership organizations.

(b) \$135,000 of the general fund—state appropriation for fiscal
year 2022 and \$135,000 of the general fund—state appropriation for
fiscal year 2023 are provided solely for science, technology,
engineering and mathematics lighthouse projects, consistent with
chapter 238, Laws of 2010.

9 (c) \$250,000 of the general fund—state appropriation for fiscal year 2022 and \$250,000 of the general fund-state appropriation for 10 11 fiscal year 2023 are provided solely for advanced project lead the way courses at ten high schools. To be eligible for funding in 2022, 12 a high school must have offered a foundational project lead the way 13 course during the 2020-21 school year. The 2022 funding must be used 14 15 for one-time start-up course costs for an advanced project lead the way course, to be offered to students beginning in the 2021-22 school 16 year. To be eligible for funding in 2023, a high school must have 17 offered a foundational project lead the way course during the 2021-22 18 school year. The 2023 funding must be used for one-time start-up 19 20 course costs for an advanced project lead the way course, to be offered to students beginning in the 2022-23 school year. The office 21 22 of the superintendent of public instruction and the education research and data center at the office of financial management shall 23 track student participation and long-term outcome data. The office 24 25 may require the recipient of these funds to report the impacts of the recipient's efforts in alignment with the measures of the Washington 26 school improvement framework. 27

(d) \$2,127,000 of the general fund—state appropriation for fiscal 28 year 2022 and \$2,127,000 of the general fund-state appropriation for 29 30 fiscal year 2023 are provided solely for annual startup, expansion, or maintenance of core plus programs in maritime, construction, and 31 aerospace and advanced manufacturing programs. To be eligible for 32 33 funding to start up, maintain, or expand programs under (i) through (iii) of this subsection (d), the skills center and high schools must 34 be selected through a competitive grant process administered by the 35 36 office of the superintendent of public instruction in consultation with the advisory committee established in (vi) of this subsection 37 38 (d). The office and the education research and data center shall

report annually student participation and long-term outcome data.
 Within the amounts provided in this subsection:

3 (i) \$900,000 of the general fund—state appropriation for fiscal 4 year 2022 and \$900,000 of the general fund—state appropriation for 5 fiscal year 2023 are provided solely for grants for the annual 6 startup, expansion, or maintenance of core plus programs in aerospace 7 and advanced manufacturing programs.

8 (ii) \$350,000 of the general fund—state appropriation for fiscal 9 year 2022 and \$350,000 of the general fund—state appropriation for 10 fiscal year 2023 are provided solely for grants for the annual 11 startup, expansion, or maintenance of core plus programs in 12 construction programs.

(iii) \$350,000 of the general fund—state appropriation for fiscal year 2022 and \$350,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for grants for the annual startup, expansion, or maintenance of core plus programs in maritime programs.

18 (iv) For (i) through (iii) of this subsection (d), when the grant 19 demand does not align with the specified allocation, the 20 superintendent may allocate funding toward sector areas that meet 21 criteria based on agreement from industry sector representatives.

(v) \$527,000 of the general fund—state appropriation for fiscal 22 year 2022 and \$527,000 of the general fund-state appropriation for 23 24 fiscal year 2023 are provided solely for the office to administer, 25 evaluate, and promote programs under (i) through (iii) of this subsection (d) based on industry sector recommendations, including 26 contracts with sector-specific entities to expand sector-specific 27 employer engagement programs, increase work placement opportunities, 28 validate credentials necessary for direct employment, and provide 29 30 professional development to support schools, teachers, and students. 31 The office may also contract with an entity with experience promoting core plus programming across industry sectors and education providers 32 to expand awareness and adoption of core plus programs. 33

(vi) The office shall convene and manage an advisory committee of industry sector leadership from the core plus program areas and a representative from a statewide business and manufacturing association to inform the administration and continual improvement of core plus programs, including grant determinations, reviewing data and outcomes, recommending program improvements, and ensuring the use

1 of qualified contractors. The committee will advise the 2 superintendent on appropriate credentials, industry-based 3 competencies, and programs of study for high-demand sectors 4 represented in these program areas.

(3) (a) \$75,000 of the general fund—state appropriation for fiscal 5 year 2022 and \$75,000 of the general fund-state appropriation for 6 fiscal year 2023 are provided solely for project citizen and we the 7 people: The citizen and the constitution programs sponsored by the 8 national conference of state legislatures and the center for civic 9 education to promote participation in government by middle and high 10 school students. Of the amounts provided, \$15,000 of the general fund 11 --state appropriation for fiscal year 2022 and \$15,000 of the general 12 fund-state appropriation for fiscal year 2023 are provided solely for 13 14 awarding a travel grant to the winner of the we the people: The 15 citizen and the constitution state competition.

(b) \$373,000 of the general fund—state appropriation for fiscal 16 year 2022 and \$373,000 of the general fund-state appropriation for 17 fiscal year 2023 are provided solely for implementation of chapter 18 127, Laws of 2018 (civics education). Of the amounts provided in this 19 subsection (3)(b), \$10,000 of the general fund—state appropriation 20 for fiscal year 2022 and \$10,000 of the general fund-state 21 appropriation for fiscal year 2023 are provided solely for grant 22 programs to school districts to help cover travel costs associated 23 with civics education competitions. 24

25 (4) (a) \$55,000 of the general fund—state appropriation for fiscal 26 year 2022 and \$55,000 of the general fund-state appropriation for 27 fiscal year 2023 are provided solely for the office of the superintendent of public instruction for statewide implementation of 28 29 career and technical education course equivalency frameworks authorized under RCW 28A.700.070 for math and science. This may 30 include development of additional equivalency course frameworks, 31 32 course performance assessments, and professional development for 33 districts implementing the new frameworks.

34 (b) Within the amounts appropriated in this section the office of 35 the superintendent of public instruction shall ensure career and 36 technical education courses are aligned with high-demand, high-wage 37 jobs. The superintendent shall verify that the current list of career 38 and technical education courses meets the criteria established in RCW 39 28A.700.020(2). The superintendent shall remove from the list any

1 career and technical education course that no longer meets such 2 criteria.

3 (c) \$3,000,000 of the general fund—state appropriation for fiscal year 2022 and ((\$3,000,000)) <u>\$5,000,000</u> of the general fund—state 4 5 appropriation for fiscal year 2023 are provided solely for the office of the superintendent of public instruction to provide grants to 6 7 school districts and educational service districts for science teacher training in the next generation science standards including 8 training in the climate science standards. At a minimum, school 9 districts shall ensure that teachers in one grade level in each 10 elementary, middle, and high school participate in this science 11 12 training. Of the amount appropriated \$1,000,000 is provided solely 13 for community-based nonprofits including tribal education 14 organizations to partner with public schools for next generation 15 science standards.

(5) \$250,000 of the general fund—state appropriation for fiscal year 2022 and \$250,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the Kip Tokuda memorial Washington civil liberties public education program. The superintendent of public instruction shall award grants consistent with RCW 28A.300.410.

22 (6) \$5,895,000 of the general fund—state appropriation for fiscal year 2022 and \$5,895,000 of the general fund-state appropriation for 23 fiscal year 2023 are provided solely for a contract with a 24 nongovernmental entity or entities for demonstration sites to improve 25 26 the educational outcomes of students who are dependent pursuant to chapter 13.34 RCW pursuant to chapter 71, Laws of 2016 (foster youth 27 28 edu. outcomes). The office may require the recipient of these funds to report the impacts of the recipient's efforts in alignment with 29 the measures of the Washington school improvement framework. 30

(a) Of the amount provided in this subsection (6), \$446,000 of the general fund—state appropriation for fiscal year 2022 and \$446,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the demonstration site established pursuant to the 2013-2015 omnibus appropriations act, section 202(10), chapter 4, Laws of 2013, 2nd sp. sess.

37 (b) Of the amount provided in this subsection (6), \$1,015,000 of 38 the general fund—state appropriation for fiscal year 2022 and 39 \$1,015,000 of the general fund—state appropriation for fiscal year

2023 are provided solely for the demonstration site established
 pursuant to the 2015-2017 omnibus appropriations act, section
 501(43)(b), chapter 4, Laws of 2015, 3rd sp. sess., as amended.

4 (c) Of the amounts provided in this subsection (6), \$684,000 of 5 the general fund—state appropriation for fiscal year 2022 and 6 \$684,000 of the general fund—state appropriation for fiscal year 2023 7 are provided solely for the demonstration site established with 8 funding provided in the 2017-2019 omnibus appropriations act, chapter 9 1, Laws of 2017, 3rd sp. sess., as amended.

(d) \$1,000,000 of the general fund—state appropriation for fiscal year 2022 and \$1,250,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the demonstration site established with funding provided in this act.

14 (e) \$55,000 of the general fund—state appropriation for fiscal year 2022 and \$55,000 of the general fund-state appropriation for 15 fiscal year 2023 are provided solely for maintaining and implementing 16 17 the data sharing agreement between the office, the department of 18 children, youth, and families, and the contractors to support 19 targeted service delivery, program evaluation, and statewide 20 education outcomes measurement for students served under this 21 section.

(7) (a) \$1,200,000 of the general fund—state appropriation for fiscal year 2022 and \$1,200,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of chapter 157, Laws of 2016 (homeless students).

(b) \$36,000 of the general fund—state appropriation for fiscal year 2022 and \$36,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for chapter 212, Laws of 2014 (homeless student educational outcomes).

30 (8) \$375,000 of the general fund—state appropriation for fiscal 31 year 2022 and \$375,000 of the general fund—state appropriation for 32 fiscal year 2023 are provided solely for a nonviolence and ethical 33 leadership training and professional development program provided by 34 the institute for community leadership.

(9) (a) \$1,425,000 of the general fund—state appropriation for fiscal year 2022 and \$1,425,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for dual language grants to grow capacity for high quality dual language learning. Grant funding may be used for new and existing dual 1 language programs, heritage language programs for immigrant and 2 refugee students, and indigenous language programs for native 3 students.

(b) Each grant recipient must convene an advisory board to guide 4 the development and continuous improvement of its dual language 5 6 program, including but not limited to: Determining which schools and languages will be prioritized; conducting outreach to the community; 7 and addressing enrollment considerations and the hiring of staff. At 8 least half the members of the board must be parents of English 9 learner students or current or former English learner students. The 10 11 other members of the board must represent teachers, students, school 12 leaders, governing board members, youth, and community-based organizations that support English learners. 13

(10) (a) \$4,940,000 of the general fund-state appropriation for 14 fiscal year 2022 and \$4,940,000 of the general fund-state 15 appropriation for fiscal year 2023 are provided solely for the 16 Washington state achievers scholarship and Washington higher 17 18 education readiness program. The funds shall be used to: Support 19 community involvement officers that recruit, train, and match 20 community volunteer mentors with students selected as achievers scholars; and to identify and reduce barriers to college for low-21 income and underserved middle and high school students. The office 22 23 may require the recipient of these funds to report the impacts of the recipient's efforts in alignment with the measures of the Washington 24 25 school improvement framework.

26 (b) \$1,454,000 of the general fund—state appropriation for fiscal year 2022 and \$1,454,000 of the general fund-state appropriation for 27 28 fiscal year 2023 are provided solely for contracting with a college 29 scholarship organization with expertise in conducting outreach to 30 students concerning eligibility for the Washington college bound scholarship consistent with chapter 405, Laws of 2007. The office may 31 32 require the recipient of these funds to report the impacts of the 33 recipient's efforts in alignment with the measures of the Washington school improvement framework. 34

35 (c) \$362,000 of the general fund—state appropriation for fiscal 36 year 2022 and \$362,000 of the general fund—state appropriation for 37 fiscal year 2023 are provided solely for implementation of chapter 38 180, Laws of 2017 (Washington Aim program).

1 (11) (a) \$500,000 of the general fund-state appropriation for 2 fiscal year 2022 and \$500,000 of the general fund-state appropriation 3 for fiscal year 2023 are provided solely for the Washington state 4 leadership and assistance for science education reform (LASER) 5 regional partnership activities, including instructional material purchases, teacher and principal professional development, and school 6 7 and community engagement events. The office may require the recipient of these funds to report the impacts of the recipient's efforts in 8 9 alignment with the measures of the Washington school improvement 10 framework.

11 (b) (i) \$3,000,000 of the general fund—state appropriation for 12 fiscal year 2022 and \$3,000,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for a 13 14 statewide information technology academy program. This public-private 15 partnership will provide educational software, as well as information technology certification and software training opportunities for 16 students and staff in public schools for the 2021-22 and 2022-23 17 school years only. The office must evaluate other options that may be 18 19 available in the state for a future public-private partnership to deliver similar services to students and staff of public schools at 20 21 no cost to the state.

(ii) The office must require the recipient of these funds to report the impacts of the recipient's efforts in alignment with the measures of the Washington school improvement framework. The report must include the number of students served disaggregated by gender, race, ethnicity, and free-and-reduced lunch eligibility as well as the number of industry certificates attained by type of certificate.

(c) \$50,000 of the general fund—state appropriation for fiscal year 2022 and \$50,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for grants of \$2,500 to provide twenty middle and high school teachers each year with professional development training for implementing integrated math, science, technology, and engineering programs in their schools.

(d) \$1,000,000 of the general fund—state appropriation for fiscal year 2022 and \$1,000,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the computer science and education grant program to support the following three purposes: Train and credential teachers in computer sciences; provide and upgrade technology needed to learn computer science; and, for

1 computer science frontiers grants to introduce students to and engage them in computer science. The office of the superintendent of public 2 3 instruction must use the computer science learning standards adopted chapter 3, Laws of 2015 (computer science) 4 pursuant to in implementing the grant, to the extent possible. Additionally, grants 5 6 provided for the purpose of introducing students to computer science 7 are intended to support innovative ways to introduce and engage students from historically underrepresented groups, including girls, 8 low-income students, and minority students, to computer science and 9 to inspire them to enter computer science careers. The office of the 10 11 superintendent of public instruction may award up to \$500,000 each 12 year, without a matching requirement, to districts with greater than fifty percent of students eligible for free and reduced-price meals. 13 14 All other awards must be equally matched by private sources for the program, including gifts, grants, or endowments. 15

(e) \$750,000 of the general fund—state appropriation for fiscal 16 17 year 2022 and \$750,000 of the general fund-state appropriation for 18 fiscal year 2023 are provided solely for the office of the 19 superintendent of public instruction to contract with a qualified 20 501(c)(3) nonprofit community-based organization physically located 21 in Washington state that has at least 18 years of experience collaborating with the office and school districts statewide to 22 23 integrate the state learning standards in English language arts, mathematics, and science with FieldSTEM outdoor field studies and 24 25 project-based and work-based learning opportunities aligned with the 26 environmental, natural resource, and agricultural sectors. The office 27 may require the recipient of these funds to report the impacts of the 28 recipient's efforts in alignment with the measures of the Washington 29 school improvement framework.

30 (f) \$62,000 of the general fund—state appropriation for fiscal year 2022 and \$62,000 of the general fund-state appropriation for 31 32 fiscal year 2023 are provided solely for competitive grants to school 33 districts to increase the capacity of high schools to offer AP computer science courses. In making grant allocations, the office of 34 35 superintendent of public instruction must give priority to the 36 schools and districts in rural areas, with substantial enrollment of 37 low-income students, and that do not offer AP computer science. School districts may apply to receive either or both of the following 38 39 grants:

(i) A grant to establish partnerships to support computer science
 professionals from private industry serving on a voluntary basis as
 coinstructors along with a certificated teacher, including via
 synchronous video, for AP computer science courses; or

5 (ii) A grant to purchase or upgrade technology and curriculum 6 needed for AP computer science, as well as provide opportunities for 7 professional development for classroom teachers to have the requisite 8 knowledge and skills to teach AP computer science.

9 (g) \$100,000 of the general fund—state appropriation for fiscal 10 year 2022 and \$100,000 of the general fund—state appropriation for 11 fiscal year 2023 are provided solely for the Mobius science center to 12 expand mobile outreach of science, technology, engineering, and 13 mathematics (STEM) education to students in rural, tribal, and low-14 income communities.

(12) \$85,000 of the general fund—state appropriation for fiscal year 2022 and \$85,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the centrum program at Fort Worden state park.

(13) \$750,000 of the general fund—state appropriation for fiscal 19 year 2022 and \$750,000 of the general fund-state appropriation for 20 21 fiscal year 2023 are provided solely for contracts with Washington 22 state based nonprofit organizations that provide a career-integrated 23 one-to-one mentoring program for disadvantaged high school students facing academic and personal challenges with the goal of keeping them 24 on track for graduation and post-high school success. The mentoring 25 26 must include a focus on college readiness, career exploration and social-emotional learning. An applicant requesting funding for these 27 28 dollars must successfully demonstrate to the department that it 29 currently provides a career-integrated one-to-one volunteer mentoring program and has been mentoring high school youth for at least twenty 30 years in the state prior to application. 31

32 (14) \$250,000 of the general fund-state appropriation for fiscal year 2022 and \$250,000 of the general fund-state appropriation for 33 fiscal year 2023 are provided solely for the office to contract with 34 an organization to create an after-school and summer learning program 35 in the city of Federal Way. The program shall provide comprehensive, 36 culturally competent academic support and cultural enrichment for 37 primarily latinx, spanish-speaking, low-income sixth, seventh, and 38 eighth grade students. The department must contract 39 with an

organization with over forty years of experience that serves the
 latino community in Seattle and King county and has previously
 established an after-school and summer learning program.

(15) \$850,000 of the general fund—state appropriation for fiscal 4 year 2022 and \$850,000 of the general fund-state appropriation for 5 fiscal year 2023 are provided solely for the office of the 6 7 superintendent of public instruction to create and administer a grant program for districts to reduce associated student body fees or 8 participation fees for students who are eligible to participate in 9 10 the federal free and reduced-price meals program. The office must distribute grants for the 2021-22 school year to school districts by 11 12 August 10, 2021, and grants for the 2022-23 school year by August 1, 13 2022.

14

(a) Grant awards must be prioritized in the following order:

15 (i) High schools implementing the United States department of 16 agriculture community eligibility provision;

(ii) High schools with the highest percentage of students in grades nine through twelve eligible to participate in the federal free and reduced-price meals program; and

20 (iii) High schools located in school districts enrolling 5,000 or 21 fewer students.

(b) High schools that do not comply with the data collection and reporting requirements in RCW 28A.320.540 are not eligible for grant funding.

(c) The office of the superintendent of public instruction shall award grants that are the lesser of the cost of the high school's associated student body card multiplied by the number of students eligible for the free or reduced-price meals program that purchased a student body card in either 2018-19 or 2019-20 school year, whichever is higher, or \$10,000.

31

(d) The office may award additional funding if:

(i) The appropriations provided are greater than the total amountof funding requested at the end of the application cycle; and

34 (ii) The applicant shows a demonstrated need for additional 35 support.

36 (16) \$250,000 of the general fund—state appropriation for fiscal 37 year 2022 and \$250,000 of the general fund—state appropriation for 38 fiscal year 2023 are provided solely for the south Kitsap school district to codevelop a pilot strategy to increase completion rates
 for the free application for federal student aid (FAFSA).

3 (17) \$500,000 of the general fund—state appropriation for fiscal year 2022 and \$500,000 of the general fund-state appropriation for 4 fiscal year 2023 are provided solely for the office of the 5 superintendent of public instruction to contract with a Washington-6 based nonprofit organization to promote equitable access in science, 7 engineering, and math education for historically 8 technology, underserved students and communities. The nonprofit shall provide a 9 system of science educational programming specifically for migrant 10 11 and bilingual students, including teacher professional development, 12 culturally responsive classroom resources that are aligned with 13 Washington state science and environmental and sustainability 14 learning standards, and implementation support. At least 50 percent 15 of the funding provided in this subsection must serve schools and 16 school districts in eastern Washington. The nonprofit organization must have experience developing and implementing 17 science and 18 environmental science programming and resources for migrant and 19 bilingual students.

20 (18) \$500,000 of the general fund—state appropriation for fiscal year 2022 and \$500,000 of the general fund-state appropriation for 21 fiscal year 2023 are provided solely for the office of the 22 superintendent of public instruction to contract with a nonprofit 23 organization serving opportunity youth in Pierce, King and Snohomish 24 25 counties. The organization must assist traditionally underrepresented 26 students on nontraditional educational pathways by providing mentorship and technical assistance in navigating higher education 27 28 and financial aid. The office may require the recipient of these 29 funds to report the impacts of the efforts in alignment with the 30 measures of the Washington school improvement framework.

(19) \$500,000 of the general fund—state appropriation for fiscal 31 32 year 2022 and \$500,000 of the general fund-state appropriation for fiscal year 2023 are provided solely for the office of the 33 34 superintendent of public instruction to administer a grants program for school districts to acquire and use research-based, social 35 emotional learning curricula in accordance with the state social 36 37 emotional learning standards. The office must prioritize school 38 districts that do not have existing research based social emotional

learning programs and that are also eligible for high-poverty
 allocations from the learning assistance program.

(20) \$250,000 of the general fund—state appropriation for fiscal 3 year 2022 and \$250,000 of the general fund-state appropriation for 4 5 fiscal year 2023 are provided solely for the office to contract with a nonprofit organization that specializes in using e-sports to engage 6 7 students in seven career clusters to bring team-based, career related e-sports programs to each high school in the Battle Ground, 8 Evergreen, and Vancouver school districts. Any funding remaining may 9 be used for e-sports programs in the middle schools of the three 10 11 school districts.

(21) \$1,399,000 of the general fund—state appropriation for fiscal year 2022 and \$1,399,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for school districts to support youth who are truant under chapter 28A.225 RCW or at risk of becoming truant, and for costs associated with filing or serving petitions under RCW 28A.225.030.

18 (22) The general fund-state appropriations in this section for fiscal year 2022 have been reduced by \$24,000 ((and the general fund-19 state appropriations in this section for fiscal year 2023 have been 20 21 reduced by \$5,000)) to reflect global compensation savings. The 22 office of financial management, in consultation with the office of 23 the superintendent of public instruction, shall adjust allotments from the appropriations in this section, including allotments of 24 25 amounts provided solely for a specific purpose, to reflect the 26 reduction to the overall appropriation.

(23) \$500,000 of the general fund—state appropriation for fiscal 27 year 2022 and \$500,000 of the general fund-state appropriation for 28 fiscal year 2023 are provided solely for the office to contract with 29 30 an organization that works with educators to secure salmon eggs, 31 offer learning opportunities as the fry develop, and assist when students release their fry into local creeks and lakes. Funding may 32 only be used for new programs located in elementary schools that are 33 eligible for high-poverty allocations from the learning assistance 34 program. Of the amounts provided in this subsection, the office may 35 use no more than \$35,000 each fiscal year for office administration 36 costs related to the contract. 37

38 (24) \$9,850,000 of the general fund—state appropriation for 39 fiscal year 2022 and \$9,850,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the office of the superintendent of public instruction to administer the technology grant program established under Engrossed Second Substitute House Bill No. 1365 (schools/computers & devices). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

7 (25) \$199,000 of the general fund—state appropriation for fiscal year 2022 and \$247,000 of the general fund-state appropriation for 8 fiscal year 2023 are provided solely for the media literacy and 9 digital citizenship grant program created in Engrossed Second 10 Substitute House Bill No. 1365 (schools/computers & devices). Total 11 12 grant awards may not exceed \$150,000. Of the amounts provided in this subsection, \$50,000 of the general fund-state appropriation for 13 fiscal year 2023 is provided solely for two regional conferences. 14 15 ((If the bill is not enacted by June 30, 2021, the amounts provided 16 in this subsection shall lapse.))

(26) \$70,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for the southwest boys & girls club to provide community mentoring, academic intervention, and culturally specific supports through the "be great-graduate initiative" for a cohort of White Center youth identified as high risk.

(27) \$250,000 of the general fund—state appropriation for fiscal 22 year 2022 is provided solely for grants to support teachers with 23 costs associated with becoming certified, endorsed, or licensed in 24 25 science including, but not limited to, professional computer 26 development, training, licensure exams, courses in pedagogy, and 27 courses in computer science content. Entities eligible for these funds include, but are not limited to, individual teachers, local 28 29 education agencies, approved professional learning providers, and institutions of higher education located in Washington state. 30

(28) \$150,000 of the general fund—state appropriation for fiscal year 2022 and \$150,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the Highline school district to contract with an organization to offer pre-apprenticeship opportunities for two cohorts of students in south King county during the summer months of 2021.

37 (29) \$255,000 of the general fund—state appropriation for fiscal 38 year 2022 and \$255,000 of the general fund—state appropriation for 39 fiscal year 2023 are provided solely for the continuation of the math improvement pilot program. The entirety of the funds appropriated for fiscal year 2022 must be disbursed by the office to the recipients of the grants no later than August 1, 2021, and the entirety of the funds appropriated for fiscal year 2023 must be disbursed by the office to the recipients of the grants no later than August 1, 2022. Of the amounts provided in the subsection:

7 (a) \$85,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$85,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely for the Spokane school district.

10 (b) \$85,000 of the general fund—state appropriation for fiscal 11 year 2022 and \$85,000 of the general fund—state appropriation for 12 fiscal year 2023 are provided solely for the Chehalis school 13 district.

(c) \$85,000 of the general fund—state appropriation for fiscal year 2022 and \$85,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the Bremerton school district.

18 (30) Within existing resources, the office shall develop 19 recommendation to the legislature to merge the grant programs and 20 specific appropriations of pass-through funding for certain 21 activities or entities in this section into a competitive grant 22 funding process in future biennia. A competitive process must 23 allocate funding using the following five separate categories:

(a) Student supports and safety. Programs under this category
 will support the mental, social-emotional, and physical safety of
 students;

(b) Educator growth and development. Programs under this category will support the recruitment and retention of educators, and support their continual professional growth;

30 (c) Curricula development, dissemination, and supports. Programs 31 under this category will support the development, implementation, and 32 continuous improvement of curricula and other programs specific to 33 state learning standards and content areas;

(d) Eliminating inequitable student outcomes. Programs under this
 category will increase outcomes for specific student groups,
 including students experiencing homelessness or foster care; and

37 (e) Graduation success and preparation for postsecondary 38 pathways. Programs under this category will increase access to 39 graduation pathways aligned with students' postsecondary goals and

support for each student to graduate ready to achieve those goals.
 These may include dual credit programs; dropout prevention,
 intervention, and reengagement programs; core plus programs; and
 other high demand career and technical education programs.

5 (31) \$500,000 of the general fund—state appropriation for fiscal 6 year 2022 and \$500,000 of the general fund—state appropriation for 7 fiscal year 2023 are provided solely for the south Kitsap school 8 district for the controls programmer apprenticeship program.

9 (32) \$800,000 of the general fund—state appropriation for fiscal 10 year 2022 and ((\$800,000)) <u>\$5,300,000</u> of the general fund—state 11 appropriation for fiscal year 2023 are provided solely for 12 transitional support grants to school districts to support schools 13 that incur costs transitioning from Native American school mascots, 14 logos, or team names under section 3 of Substitute House Bill No. 15 1356 (Native American names, etc.).

(33) \$52,000,000 of the general fund-state appropriation for 16 fiscal year 2023 is provided solely for the office of the 17 18 superintendent of public instruction to administer a grant program to develop or support school experiences for all 5th or 6th grade 19 students in Washington public schools with opportunities for high 20 school students to volunteer as counselors. These programs must be 21 22 three to five days and zero to four nights, residential or day experiences, and focus on environmental education aligned with 23 Washington state learning standards and the development of social and 24 25 emotional learning skills. There must be two grant categories: (a) 26 Allocation-based grants for school districts to develop or support outdoor school programs; and (b) competitive one-time grants for 27 outdoor school providers designed to increase capacity for outdoor 28 29 school programs. The office may work with the Washington recreation and conservation office to administer outdoor school program grants 30 and with a statewide nonprofit organization representing school 31 32 principals to create quidelines for the grant program. Programs funded should ensure equitable access for students in all geographic 33 regions and high levels of accessibility for students with 34 disabilities. Within existing resources, Washington state parks and 35 36 recreation commission, the department of natural resources, the Washington department of fish and wildlife, the Washington department 37 of agriculture, and the Washington conservation commission may 38

1 partner with the office of the superintendent of public instruction

2 for expertise on land management and career connected learning.

3 (34) \$10,500,000 of the general fund—state appropriation for 4 fiscal year 2023 is provided solely for the office of the 5 superintendent of public instruction to reimburse school districts 6 for future teacher residency stipends made to college students 7 enrolled in an education program. School districts shall be 8 reimbursed only for those costs that the office of the superintendent 9 of public instruction validates as eligible for reimbursement.

10 (35) \$246,000,000 of the general fund—state appropriation for 11 fiscal year 2022 and \$500,000,000 of the general fund—state 12 appropriation for fiscal year 2023 are provided solely for school 13 districts to provide accelerated learning opportunities, student 14 well-being supports and extracurricular opportunities, and address 15 student needs to assist students to meet grade level expectations and 16 graduation requirements, and close opportunity gaps.

17 (a) The office of the superintendent of public instruction shall
 18 allocate these funds based on the following criteria:

19 (i) These funds are solely for additional instruction, student 20 well-being support, and extracurricular opportunities based on an 21 evaluation of student needs.

22 (ii) School districts must identify specific diagnostic 23 assessment tools and identify student learning and well-being gaps 24 and focus additional time and supports on students that will benefit 25 most from interventions.

26 (iii) Additional criteria based on evidence of positive learning 27 and well-being outcomes may be added by the office of the 28 superintendent of public instruction. These criteria can include, but 29 are not limited to: Balanced calendars, additional school days, 30 and/or additional instructional time.

31 (b) Schools must report progress on meeting learning and well-32 being gaps in a manner identified by the office of the superintendent 33 of public instruction.

34 (36) FEDERAL GRANTS FOR COVID-19 RECOVERY

(a) \$12,885,000 of the elementary and secondary school emergency
relief III account—federal appropriation from funds attributable to
subsection 2001(f)(4), the American rescue plan act of 2021, P.L.
117-2 is provided solely to administer a grant program for community-

1 based organizations to collaborate with school districts to support 2 learning recovery and acceleration.

\$742,367,000 of the general fund—federal appropriation 3 (b) (CRRSA/ESSER) from funds attributable to subsection 313(c), the 4 coronavirus response and relief supplemental appropriations act, P.L. 5 116-260, division M is provided solely for subgrants to local 6 7 education agencies. Total subgrants awarded under this subsection (((33))) (36) (b) and section 12, chapter 3, Laws of 2021 may not 8 exceed the federal amounts provided under subsection 313(c), the 9 coronavirus response and relief supplemental appropriations act, P.L. 10 116-260, division M. 11

12 (c)(i) \$46,263,000 of the general fund—federal appropriation 13 (CRRSA/GEER) is provided solely to provide emergency assistance to 14 nonpublic schools, as authorized in section 312(d), the coronavirus 15 response and relief supplemental appropriations act, P.L. 116-260, division M. Total funds provided under this subsection (((33))) (36) 16 (c)(i) and section 13, chapter 3, Laws of 2021 may not exceed the 17 federal amounts provided in section 312(d), the coronavirus response 18 19 and relief supplemental appropriations act, P.L. 116-260, division M.

(ii) \$43,708,000 of the general fund—federal appropriation (ARPA)
is provided solely to provide emergency assistance to nonpublic
schools, as authorized in section 2002, the American rescue plan act
of 2021, P.L. 117-2.

(d) \$1,333,801,000 of the elementary and secondary school
emergency relief III account—federal appropriation is provided solely
for allocations from funds attributable to subsection 2001(e)(2) the
American rescue plan act of 2021, P.L. 117-2 for subgrants to local
education agencies.

29 (e) \$333,450,000 of the elementary and secondary school emergency 30 relief III account-federal appropriation is provided solely for allocations from funds attributable to subsection 2001(e)(1), the 31 32 American rescue plan act of 2021, P.L. 117-2 for subgrants to local 33 education agencies to address learning loss. Total funds provided 34 under this subsection $\left(\frac{(33)}{(36)}\right)$ (26) and section 1518(33) (b) of this act for the same purpose may not exceed the funding authorized 35 in this subsection $\left(\frac{33}{33}\right)$ (36) (e). 36

(f) \$18,525,000 of the elementary and secondary school emergency relief III account—federal appropriation from funds attributable to subsection 2001(f)(2), the American rescue plan act of 2021, P.L. 117-2 is provided solely for grants to entities or organizations to
 provide outdoor education summer enrichment programs to youth.
 Recipients must prioritize activities or programs that:

4 5 (i) Promote students connecting socially with their classmates;

- (ii) Encourage students to engage in physical activity; and
- 6

(iii) Support families who have struggled with child care needs.

(g) \$18,525,000 of the elementary and secondary school emergency
relief III account—federal appropriation from funds attributable to
subsection 2001(f)(3), the American rescue plan act of 2021, P.L.
117-2 is provided solely to support evidence-based comprehensive
afterschool programs.

(h) \$10,000,000 of the elementary and secondary school emergency relief III account—federal appropriation from funds attributable to subsection 2001(f)(4), the American rescue plan act of 2021, P.L. 17-2 is provided solely for grants to districts to expand the number of dual language classrooms in early grades and professional development to accelerate literacy gains in early grades, especially for English learners.

(i) \$4,000,000 of the elementary and secondary school emergency relief III account—federal appropriation from funds attributable to subsection 2001(f)(4), the American rescue plan act of 2021, P.L. 117-2 is provided solely for grants to school districts to expand career and technical education graduation pathway options, including career-connected learning opportunities.

(j) \$4,000,000 of the elementary and secondary school emergency relief III account—federal appropriation from funds attributable to subsection 2001(f)(4), the American rescue plan act of 2021, P.L. 117-2 is provided solely for grants for supplies, equipment, staffing, and services to increase access to summer meals and safe school meals in the 2021-22 school year and summer prior to the start of the school year.

(k) \$60,000 of the elementary and secondary school emergency relief III account—federal appropriation from funds attributable to subsection 2001(f)(4), the American rescue plan act of 2021, P.L. 117-2 is provided solely to support a technical advisory workgroup to explore and recommend residency options for pre-service educators, with a focus on educators of color and bilingual speakers and how the apportionment system could support a teacher residency initiative. The workgroup will provide preliminary recommendations by November 1,
 2021, and final recommendations by November 1, 2022.

(1) \$78,172,000 of the general fund—federal appropriation is 3 provided solely for allocations from federal funding in response to 4 the COVID-19 pandemic as authorized in section 18003, the coronavirus 5 aid, relief, and economic security act, P.L. 116-136, division B. 6 7 Total funds provided under this subsection (((33))) (36)(1) and amounts expended in the 2019-2021 fiscal biennium for the same 8 purpose may not exceed the federal amounts provided in section 18003, 9 10 the coronavirus response and relief supplemental appropriation act, P.L. 116-136, division B. 11

12 (m) \$10,000,000 of the elementary and secondary school emergency 13 relief III account—federal appropriation from funds attributable to 14 subsection 2001(b), the American rescue plan act of 2021, P.L. 117-2, 15 is provided solely for the office of the superintendent of public instruction to contract with the Washington school principals' 16 education foundation to support pandemic related learning loss 17 18 through outdoor learning and overnight camp experiences. The 19 association, in consultation with the office, must provide grants to 20 school districts that partner with an accredited residential outdoor school to provide up to 20,000 fifth and sixth grade students with up 21 22 to five days of outdoor learning at an overnight camp. Prioritization 23 must be given to schools that have been identified for improvement 24 and students who are most impacted by opportunity gaps as determined by measures of the Washington school improvement framework. Outdoor 25 26 schools must provide curriculum that is aligned to state learning 27 standards and provide opportunities for accelerated learning, 28 including career connected learning in field based environmental 29 science, technology, engineering, and math. Funds may be used by 30 residential outdoor schools for operational activities necessary for 31 reopening.

(n) \$12,000,000 of the elementary and secondary school emergency relief III account—federal appropriation from funds attributable to subsection 2001(b), the American rescue plan act of 2021, P.L. 117-2, is provided solely for the purposes of identifying children and youth experiencing homelessness and providing children and youth experiencing homelessness with:

38 (i) Wrap-around services due to the challenges of the COVID-19 39 public health emergency; and (ii) Assistance needed to enable children and youth experiencing
 homelessness to attend school and participate fully in school
 activities.

(o) \$27,375,000 of the general fund—state appropriation for 4 5 fiscal year 2022, \$79,485,000 of the general fund-federal appropriation (CRRSA/ESSER), and \$93,140,000 of the elementary and 6 secondary school emergency relief III account—federal appropriation 7 are provided solely for the office of the superintendent of public 8 9 instruction to administer grants for the purposes of learning recovery and acceleration. Allowable uses of the funds are limited 10 11 to:

12 (i) One-time contracts for classified, certificated, or 13 administrative staff who will provide tiered academic and social-14 emotional supports to students most impacted by the disruption of in-15 person learning, including locating and reengaging students who have 16 disengaged from school, one-on-one and small-group instruction, and 17 other intensive learning supports;

(ii) Professional learning for educators focused on learning recovery and acceleration, including assessing student learning and social-emotional needs, transitioning to standards-based curricula and grading, adopting competency or mastery-based options specifically for credit retrieval purposes, and family and student engagement strategies;

(iii) Procuring assessment or data systems that provide actionable just-in-time data regarding student progress throughout the school year; and

27 (iv) Direct supports to students to improve school engagement and 28 accelerate learning.

(End of part)

1	PART VI
2	HIGHER EDUCATION
3	Sec. 601. 2021 c 334 s 603 (uncodified) is amended to read as
4	follows:
5	PUBLIC BACCALAUREATE INSTITUTIONS
6	(1) The state universities, the regional universities, and The
7	Evergreen State College must accept the transfer of college-level
8	courses taken by students under RCW 28A.600.290 or 28A.600.300 if a
9	student seeking a transfer of the college-level courses has been
10	admitted to the state university, the regional university, or The
11	Evergreen State College, and if the college-level courses are
12	recognized as transferrable by the admitting institution of higher
13	education.
14	(2) Appropriations in sections 606 through 611 of this act are
15	sufficient to implement 2021-23 collective bargaining agreements at
16	institutions of higher education negotiated under chapter 41.80 RCW.
17	(3) Within amounts appropriated to institutions in sections 606
18	through 611 of this act, institutions shall employ at least one full-
19	time mental health counselor licensed under chapter 18.225 RCW who
20	has experience working with active members of the military or
21	military veterans, to work with student, faculty, and staff veterans,
22	as well as their spouses and dependents, through the institution's
23	veteran resource center.
24	(4) The improved economic and revenue forecast provides the
25	ability to address compensation needs and recognize the work and
26	commitment of the employees of higher education. Appropriations in
27	sections 604 through 609 of this act are sufficient to implement the
28	results of the collective bargaining process from reopening the
29	2021-2023 contracts for the limited purpose of bargaining over
30	compensation.

31 Sec. 602. 2021 c 334 s 604 (uncodified) is amended to read as 32 follows:

33 STATE BOARD FOR COMMUNITY AND TECHNICAL COLLEGES

34 (1) Appropriations in section 605 of this act are sufficient to 35 implement 2021-23 collective bargaining agreements at institutions of 36 higher education negotiated under chapter 41.80 RCW and as set forth 37 in part IX of this act.

1	(2) The improved economic and revenue forecast provides the
2	ability to address compensation needs and recognize the work and
3	commitment of the employees of higher education. Appropriations in
4	section 603 of this act are sufficient to implement the results of
5	the collective bargaining process from reopening the 2021-2023
6	contracts for the limited purpose of bargaining over compensation.
7	Sec. 603. 2021 c 334 s 605 (uncodified) is amended to read as
8	follows:
9	FOR THE STATE BOARD FOR COMMUNITY AND TECHNICAL COLLEGES
10	General Fund—State Appropriation (FY 2022) ((\$742,558,000))
11	<u>\$746,153,000</u>
12	General Fund—State Appropriation (FY 2023) ((\$768,651,000))
13	<u>\$828,138,000</u>
14	General Fund—Federal Appropriation
15	Community/Technical College Capital Projects
16	Account—State Appropriation
17	Education Legacy Trust Account—State Appropriation. ((\$159,208,000))
18	<u>\$159,895,000</u>
19	Workforce Education Investment Account—State
20	Appropriation
21	<u>\$239,188,000</u>
22	TOTAL APPROPRIATION
23	<u>\$1,995,865,000</u>
24	The appropriations in this section are subject to the following
25	conditions and limitations:
26	(1) \$33,261,000 of the general fund—state appropriation for
27	fiscal year 2022 and \$33,261,000 of the general fund—state
28	appropriation for fiscal year 2023 are provided solely as special
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funds for training and related support services, including financial aid, as specified in RCW 28C.04.390. Funding is provided to support at least 7,170 full-time equivalent students in fiscal year 2022 and at least 7,170 full-time equivalent students in fiscal year 2023.

(2) \$5,000,000 of the general fund—state appropriation for fiscal year 2022, \$5,000,000 of the general fund—state appropriation for fiscal year 2023, and \$5,450,000 of the education legacy trust account—state appropriation are provided solely for administration and customized training contracts through the job skills program. The state board shall make an annual report by January 1st of each year

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to the governor and to the appropriate policy and fiscal committees of the legislature under RCW 43.01.036 regarding implementation of this section, listing the scope of grant awards, the distribution of funds by educational sector and region of the state, and the results of the partnerships supported by these funds.

(3) \$425,000 of the general fund—state appropriation for fiscal
year 2022 and \$425,000 of the general fund—state appropriation for
fiscal year 2023 are provided solely for Seattle Central College's
expansion of allied health programs.

10 (4)(a) \$5,250,000 of the general fund—state appropriation for 11 fiscal year 2022 and \$5,250,000 of the general fund—state 12 appropriation for fiscal year 2023 are provided solely for the 13 student achievement initiative.

(b) By December 1, 2021, the state board for community and technical colleges must report to the appropriate committees of the legislature an update on the student achievement initiative including, but not limited to, the following:

18 (i) Annual change in student achievement initiative funds by 19 institution;

(ii) Student achievement initiative funds awarded by college by performance funding category including basic skills, first 15 and 30 credits, retention, and completion;

23 (iii) Impact of guided pathways implementation on student 24 achievement initiative awards; and

25 (iv) Any additional private or foundation dollars invested in the 26 student achievement initiative.

(5) \$1,610,000 of the general fund—state appropriation for fiscal
year 2022, and \$1,610,000 of the general fund—state appropriation for
fiscal year 2023 are provided solely for the mathematics,
engineering, and science achievement program.

(6) \$1,500,000 of the general fund—state appropriation for fiscal year 2022 and \$1,500,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for operating a fabrication composite wing incumbent worker training program to be housed at the Washington aerospace training and research center.

36 (7) \$100,000 of the general fund—state appropriation for fiscal 37 year 2022 and \$100,000 of the general fund—state appropriation for 38 fiscal year 2023 are provided solely for the aerospace center of 39 excellence currently hosted by Everett community college to: (a) Increase statewide communications and outreach between
 industry sectors, industry organizations, businesses, K-12 schools,
 colleges, and universities;

4 (b) Enhance information technology to increase business and 5 student accessibility and use of the center's web site; and

6 (c) Act as the information entry point for prospective students 7 and job seekers regarding education, training, and employment in the 8 industry.

9 (8) ((\$20,759,000)) <u>\$21,286,000</u> of the general fund—state 10 appropriation for fiscal year 2022 and ((\$21,154,000)) <u>\$21,733,000</u> of 11 the general fund—state appropriation for fiscal year 2023 are 12 provided solely for the implementation of the college affordability 13 program as set forth in RCW 28B.15.066.

(9) Community and technical colleges are not required to send mass mailings of course catalogs to residents of their districts. Community and technical colleges shall consider lower cost alternatives, such as mailing postcards or brochures that direct individuals to online information and other ways of acquiring print catalogs.

20 (10) The state board for community and technical colleges shall 21 not use funds appropriated in this section to support intercollegiate 22 athletics programs.

(11) \$157,000 of the general fund—state appropriation for fiscal year 2022 and \$157,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the Wenatchee Valley college wildfire prevention program.

27 (12) \$150,000 of the general fund—state appropriation for fiscal 28 year 2022 and \$150,000 of the general fund-state appropriation for fiscal year 2023 are provided solely for the Puget Sound welcome back 29 30 center at Highline College to create a grant program for 31 internationally trained individuals seeking employment the in behavioral health field in Washington state. 32

(13) \$750,000 of the general fund—state appropriation for fiscal year 2022 and \$750,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for increased enrollments in the integrated basic education and skills training program. Funding will support approximately 120 additional full-time equivalent enrollments annually. 1 (14)(a) The state board must provide quality assurance reports on 2 the ctcLink project at the frequency directed by the office of chief 3 information officer for review and for posting on its information 4 technology project dashboard.

(b) The state board must develop a technology budget using a 5 6 method similar to the state capital budget, identifying project costs, funding sources, and anticipated deliverables through each 7 stage of the investment and across fiscal periods and biennia from 8 project initiation to implementation. The budget must be updated at 9 the frequency directed by the office of chief information officer for 10 11 review and for posting on its information technology project 12 dashboard.

(c) The office of the chief information officer may suspend the 13 ctcLink project at any time if the office of the chief information 14 officer determines that the project is not meeting or is not expected 15 16 to meet anticipated performance measures, implementation timelines, 17 or budget estimates. Once suspension or termination occurs, the state board shall not make additional expenditures on the ctcLink project 18 without approval of the chief information officer. The ctcLink 19 project funded through the community and technical college innovation 20 account created in RCW 28B.50.515 is subject to the conditions, 21 22 limitations, and review provided in section 701 of this act.

(15) \$216,000 of the general fund—state appropriation for fiscal year 2022 and \$216,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the opportunity center for employment and education at North Seattle College.

(16) \$500,000 of the general fund—state appropriation for fiscal year 2022 and \$500,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for Highline College to implement the Federal Way higher education initiative in partnership with the city of Federal Way and the University of Washington Tacoma campus.

(17) \$350,000 of the general fund—state appropriation for fiscal year 2022 and \$350,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for Peninsula College to maintain the annual cohorts of the specified programs as follows:

- 37
- 38 (b) Nursing assistant, 60 students; and

(a) Medical assisting, 40 students;

39 (c) Registered nursing, 32 students.

(18) \$338,000 of the general fund—state appropriation for fiscal
year 2022 and \$338,000 of the general fund—state appropriation for
fiscal year 2023 are provided solely for the Washington state labor
education and research center at South Seattle College.

5 (19) \$150,000 of the general fund—state appropriation for fiscal 6 year 2022 and \$150,000 of the general fund—state appropriation for 7 fiscal year 2023 are provided solely for the aerospace and advanced 8 manufacturing center of excellence hosted by Everett Community 9 College to develop a semiconductor and electronics manufacturing 10 branch in Vancouver.

(20) \$15,220,000 of the workforce education investment account state appropriation is provided solely for college operating costs, including compensation and central services, in recognition that these costs exceed estimated increases in undergraduate operating fee revenue as a result of RCW 28B.15.067.

16 (21) \$15,220,000 of the workforce education investment account— 17 state appropriation is provided solely for employee compensation, 18 academic program enhancements, student support services, and other 19 institutional priorities that maintain a quality academic experience 20 for Washington students.

21 (22) \$1,500,000 of the general fund—state appropriation for fiscal year 2022, \$1,500,000 of the general fund-state appropriation 22 for fiscal year 2023, and \$75,847,000 of the workforce education 23 investment account-state appropriation are provided solely for 24 statewide implementation of guided pathways at each of the state's 25 community and technical colleges or similar programs designed to 26 improve student success, including, but not limited to, academic 27 28 program redesign, student advising, and other student supports.

29 (23) \$100,000 of the general fund—state appropriation for fiscal year 2022 and \$100,000 of the general fund-state appropriation for 30 fiscal 2023 are provided solely for a reentry navigator position at 31 32 Olympic College to assist formerly incarcerated people gain 33 admittance into college. A report shall be submitted to the legislature by December 1, 2022, on admittance rates on formerly 34 incarcerated individuals, effective methods of contact and engagement 35 of formerly incarcerated individuals, and how guided pathways can be 36 37 assisted with reentry navigator positions.

(24) \$40,800,000 of the workforce education investment account—
 state appropriation is provided solely to continue to fund nurse
 educator salaries.

4 (25) \$40,000,000 of the workforce education investment account—
5 state appropriation is provided to continue to fund high-demand
6 program faculty salaries, including but not limited to nurse
7 educators, other health-related professions, information technology,
8 computer science, and trades.

9 (26) \$8,000,000 of the workforce education investment account— 10 state appropriation is provided solely for the state board for 11 community and technical colleges to expand high-demand and career 12 launch enrollments, as provided under RCW 28C.30.020. Within the 13 amounts provided in this subsection (26):

(a) \$6,000,000 of the amounts in this subsection (26) are
 provided for expansion of career launch enrollments, as provided
 under RCW 28C.30.020.

17 (b) \$2,000,000 of the amounts in this subsection (26) are 18 provided for expansion of enrollments in high demand programs. These 19 programs include, but are not limited to, allied health, computer and 20 information science, manufacturing, and other fields identified by 21 the state board for community and technical colleges.

(c) The state board for community and technical colleges may transfer amounts between (a) and (b) of this subsection (26) if either program does not have sufficient demand to spend the allocated funding. Any transfer must be approved by the state board for community and technical colleges and the office of financial management.

28 (27) \$750,000 of the general fund—state appropriation for fiscal 29 year 2022 and \$750,000 of the general fund-state appropriation for fiscal year 2023 are provided solely to the state board for community 30 and technical colleges to support the completion of the English 101 31 32 curriculum review to remove barriers to student success. A report 33 should be submitted to the appropriate committees of the legislature 34 under RCW 43.01.036 by June 30, 2023, or upon the completion of the English 101 review to report on lessons learned, best practices, and 35 recommendations for completion of additional curricula reviews. 36

37 (28) \$8,000,000 of the workforce education investment account—
 38 state appropriation is provided solely for the emergency assistance
 39 grant program in RCW 28B.50.295.

1 (29) \$10,000 of the general fund—state appropriation for fiscal 2 year 2022 is provided solely for the state board for community and 3 technical colleges to coordinate with the Washington student 4 achievement council task force as described in section 612(6) of this 5 act to provide the following running start data for fiscal year 2019, 6 fiscal year 2020, and fiscal year 2021, for each community and 7 technical college:

8 (a) The total number of running start students served by 9 headcount and full-time equivalent;

10 (b) The total amount of running start revenue received through 11 apportionment as allocated with the running start rate by the office 12 of the superintendent of public instruction through local school 13 districts;

14 (c) Course completion rates for running start students;

15 (d) A list of courses by two-digit classification of 16 instructional program code and the number of running start students 17 in each course;

18 (e) A list of career and technical education area courses and the 19 number of running start students in each course;

(f) The number of students at each community or technical college receiving complete fee waivers as required by RCW 28A.600.310(3)(a); and

(g) The method used by each college to determine running start fee waiver eligibility, including any policies adopted by the college or its program.

(30) \$16,000 of the general fund—state appropriation for fiscal year 2022 and \$91,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Second Substitute House Bill No. 1044 (prison to postsecondary ed.). ((Iff the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(31) \$516,000 of the general fund—state appropriation for fiscal year 2022 and \$516,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Substitute House Bill No. 1166 (college students pilot). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(32) \$350,000 of the general fund—state appropriation for fiscal
 year 2022 is provided solely for implementation of Engrossed

Substitute House Bill No. 1273 (menstrual products/schools). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(33) \$2,048,000 of the general fund—state appropriation for
fiscal year 2022 and \$1,119,000 of the general fund—state
appropriation for fiscal year 2023 are provided solely for
implementation of Engrossed Second Substitute Senate Bill No. 5227
(diversity, etc./higher education). ((If the bill is not enacted by
June 30, 2021, the amounts provided in this subsection shall lapse.))

10 (34) \$15,848,000 of the workforce education investment account— 11 state appropriation is provided solely for implementation of 12 Engrossed Second Substitute Senate Bill No. 5194 (equity and access 13 in higher education). ((If the bill is not enacted by June 30, 2021, 14 the amount provided in this subsection shall lapse.))

15 (35) \$3,750,000 of the workforce education investment account 16 state appropriation is provided solely for a grant pool that would be 17 available to all 34 community and technical colleges that offer 18 commercial driving license trainings. The state board for community 19 and technical colleges must collaborate with the department of 20 corrections and the department of licensing to develop a prerelease 21 commercial driving license pilot program.

22 (36) \$5,800,000 of the workforce education investment account—
23 state appropriation is provided solely for grants for nursing
24 programs to purchase or upgrade simulation laboratory equipment.

25 <u>(37) \$7,223,000 of the workforce education investment account</u> 26 <u>state appropriation is provided solely for cybersecurity workforce</u> 27 <u>education.</u>

28 (38) \$1,000,000 of the general fund—state appropriation for 29 fiscal year 2022 and \$7,000,000 of the general fund—state 30 appropriation for fiscal year 2023 is provided solely for health care 31 workforce grants for students.

32 (39) \$6,664,000 of the general fund—state appropriation for 33 fiscal year 2023 is provided solely for financial aid access and 34 support.

35 (40) \$1,500,000 of the general fund—state appropriation for 36 fiscal year 2023 is provided solely for the development of a climate 37 solutions and climate justice curriculum.

<u>(41)</u> \$2,932,000 of the general fund—state appropriation for
 <u>fiscal year 2023 is provided solely for the expansion of the homeless</u>
 <u>student assistance pilot program.</u>
 <u>(42)</u> \$3,072,000 of the general fund—state appropriation for

5 <u>fiscal year 2023 is provided solely for refugee education. The state</u> 6 <u>board for community and technical colleges will expand existing</u> 7 <u>programming to enable colleges and community-based organizations to</u> 8 <u>build educational pathways that will address the specific and varied</u> 9 <u>needs of Afghan refugees and connect refugees to other state</u> 10 resources.

11 Sec. 604. 2021 c 334 s 606 (uncodified) is amended to read as 12 follows: 13 FOR THE UNIVERSITY OF WASHINGTON 14 General Fund—State Appropriation (FY 2022).... ((\$394,246,000)) 15 \$395,522,000 16 General Fund—State Appropriation (FY 2023).... ((\$403,164,000)) 17 \$422,655,000 18 Aquatic Lands Enhancement Account—State 19 20 \$1,630,000 21 University of Washington Building Account-State 22 23 Education Legacy Trust Account—State Appropriation. . ((\$36,708,000)) 24 \$37,020,000 25 Economic Development Strategic Reserve Account—State 26 27 \$3,101,000 28 Biotoxin Account—State Appropriation. ((\$605,000)) 29 \$609,000 30 Dedicated Marijuana Account—State Appropriation 31 (FY 2022).....\$263,000 32 Dedicated Marijuana Account-State Appropriation 33 34 \$267,000 35 36 \$7,988,000 37 Medical Aid Account—State Appropriation. ((\$7,468,000)) 38 \$7,564,000

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1	Workforce Education Investment Account—State
2	Appropriation
3	<u>\$52,333,000</u>
4	Geoduck Aquaculture Research Account—State
5	Appropriation
6	<u>\$22,000</u>
7	TOTAL APPROPRIATION
8	<u>\$930,520,000</u>

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

(1) ((\$43,087,000)) \$44,180,000 of the general fund—state appropriation for fiscal year 2022 and ((\$43,905,000)) \$45,107,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of the college affordability program as set forth in RCW 28B.15.066.

(2) \$200,000 of the general fund—state appropriation for fiscal
year 2022 and \$200,000 of the general fund—state appropriation for
fiscal year 2023 are provided solely for labor archives of
Washington. The university shall work in collaboration with the state
board for community and technical colleges.

(3) \$8,000,000 of the education legacy trust account—state appropriation is provided solely for the family medicine residency network at the university to maintain the number of residency slots available in Washington.

(4) The university must continue work with the education research 25 and data center to demonstrate progress in computer science and 26 27 engineering enrollments. By September 1st of each year, the 28 university shall provide a report including but not limited to the cost per student, student completion rates, and the number of low-29 income students enrolled in each program, any process changes or 30 best-practices implemented by the university, and how many students 31 32 are enrolled in computer science and engineering programs above the 33 prior academic year.

(5) \$14,000,000 of the education legacy trust account—state
 appropriation is provided solely for the expansion of degrees in the
 department of computer science and engineering at the Seattle campus.

37 (6) \$3,062,000 of the economic development strategic reserve
 38 account—state appropriation is provided solely to support the joint
 39 center for aerospace innovation technology.

1 (7) The University of Washington shall not use funds appropriated 2 in this section to support intercollegiate athletics programs.

(8) \$7,345,000 of the general fund—state appropriation for fiscal
year 2022 and \$7,345,000 of the general fund—state appropriation for
fiscal year 2023 are provided solely for the continued operations and
expansion of the Washington, Wyoming, Alaska, Montana, Idaho medical
school program.

8 (9) \$2,625,000 of the general fund—state appropriation for fiscal 9 year 2022 and \$2,625,000 of the general fund—state appropriation for 10 fiscal year 2023 are provided solely for the institute for stem cell 11 and regenerative medicine. Funds appropriated in this subsection must 12 be dedicated to research utilizing pluripotent stem cells and related 13 research methods.

14 (10) \$500,000 of the general fund—state appropriation for fiscal year 2022 and \$500,000 of the general fund-state appropriation for 15 fiscal year 2023 are provided to the University of Washington to 16 support youth and young adults experiencing homelessness in the 17 18 university district of Seattle. Funding is provided for the university to work with community service providers and university 19 colleges and departments to plan for and implement a comprehensive 20 21 one-stop center with navigation services for homeless youth; the 22 university may contract with the department of commerce to expand 23 services that serve homeless youth in the university district.

(11) \$1,200,000 of the general fund—state appropriation for fiscal year 2022 and \$1,800,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the adult psychiatry residency program at the University of Washington to offer additional residency positions that are approved by the accreditation council for graduate medical education.

(12) \$172,000 of the general fund—state appropriation for fiscal year 2022 and \$172,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for a University of Washington study in the south Cascades to determine current wolf use and density, and to gather baseline data to understand the effects of wolf recolonization on predator-prey dynamics of species that currently have established populations in the area.

37

(a) The study objectives shall include:

38 (i) Determination of whether wolves have started to recolonize a 39 5,000 square kilometer study area in the south Cascades of Washington, and if so, an assessment of their distribution over the
 landscape as well as their health and pregnancy rates;

3 (ii) Baseline data collection, if wolves have not yet established 4 pack territories in this portion of the state, that will allow for 5 the assessment of how the functional densities and diets of wolves 6 across the landscape will affect the densities and diets in the 7 following predators and prey: Coyote, cougar, black bear, bobcat, red 8 fox, wolverine, elk, white tailed deer, mule deer, moose, caribou, 9 and snowshoe hare;

10 (iii) Examination of whether the microbiome of each species 11 changes as wolves start to occupy suitable habitat; and

12 (iv) An assessment of the use of alternative wildlife monitoring 13 tools to cost-effectively monitor size of the wolf population over 14 the long-term.

(b) A report on the findings of the study shall be shared withthe Washington department of fish and wildlife.

(13) (a) \$20,000,000 of the general fund—state appropriation for fiscal year 2022 and \$20,000,000 of the general fund—state appropriation for fiscal year 2023 are provided solely to support the operations and teaching mission of the Harborview Medical Center and the University of Washington Medical Center.

(b) By December 1, 2022, the University of Washington must report to the appropriate committees of the legislature the impact of the funding in (a) of this subsection on the fiscal position of Harborview medical center and the University of Washington medical center in the 2021-2023 fiscal biennium. To ensure transparency, consistency, accuracy, and clarity, the report must:

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(i) Follow generally accepted accounting principles;

29

(ii) Use generally accepted terms and define those terms;

30 (iii) Provide data on revenue and expenses, using standard 31 formats already in existence, such as comprehensive hospital abstract 32 reporting system (CHARS) data, and delineated by functional areas of 33 state government;

34 (iv) Incorporate wherever possible publicly available data, as a 35 public institution including, but not limited to, the following 36 sources:

37 (A) CHARS;

38 (B) Comprehensive annual financial reports; and

39 (C) The most recent independent auditor report, including 40 financial statements connected to the report; and 1

(v) Provide supporting documentation.

(14) \$1,000,000 of the general fund—state appropriation for
fiscal year 2022 and \$1,000,000 of the general fund—appropriation for
fiscal year 2023 are provided solely for the University of
Washington's psychiatry integrated care training program.

6 (15) \$426,000 of the general fund—state appropriation for fiscal 7 year 2022 and \$640,000 of the general fund—state appropriation for 8 fiscal year 2023 are provided solely for child and adolescent 9 psychiatry residency positions that are approved by the accreditation 10 council for graduate medical education, as provided in RCW 11 28B.20.445.

(16) \$1,000,000 of the general fund—state appropriation for fiscal year 2022 and \$1,000,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the University of Washington School of Dentistry to support its role as a major oral health provider to individuals covered by medicaid and the uninsured.

(17) \$200,000 of the general fund—state appropriation for fiscal year 2022 and \$200,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the pre-law pipeline and social justice program at the University of Washington-Tacoma.

22 (18) \$226,000 of the general fund—state appropriation for fiscal year 2022 and \$226,000 of the general fund-state appropriation for 23 fiscal year 2023 are provided solely for the university's neurology 24 25 department to create a telemedicine program to disseminate dementia 26 care best practices to primary care practitioners using the project 27 ECHO model. The program shall provide a virtual connection for 28 providers and content experts and include didactics, case conferences, and an emphasis on practice transformation and systems-29 level issues that affect care delivery. The initial users of this 30 31 program shall include referral sources in health care systems and 32 clinics, such as the university's neighborhood clinics and Virginia 33 Mason Memorial in Yakima with a goal of adding 15 to 20 providers 34 from smaller clinics and practices per year.

(19) \$102,000 of the general fund—state appropriation for fiscal year 2022 and \$102,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the university's center for international trade in forest products. 1 (20) \$625,000 of the general fund—state appropriation for fiscal 2 year 2022 and \$625,000 of the general fund—state appropriation for 3 fiscal year 2023 are provided solely for the Latino center for 4 health.

5 (21) \$500,000 of the general fund—state appropriation for fiscal 6 year 2022 and \$500,000 of the general fund—state appropriation for 7 fiscal year 2023 are provided solely for a firearm policy research 8 program. The program will:

9 (a) Support investigations of firearm death and injury risk 10 factors;

11 (b) Evaluate the effectiveness of state firearm laws and 12 policies;

13 (c) Assess the consequences of firearm violence; and

14 (d) Develop strategies to reduce the toll of firearm violence to 15 citizens of the state.

16 (22) \$463,000 of the general fund—state appropriation for fiscal 17 year 2022 and \$400,000 of the general fund—state appropriation for 18 fiscal year 2023 are provided solely for the climate impacts group in 19 the college of the environment.

20 (23) \$225,000 of the general fund—state appropriation for fiscal year 2022 and \$75,000 of the general fund-state appropriation for 21 fiscal year 2023 are provided solely for the climate impacts group in 22 the college of the environment to provide an updated climate impacts 23 risk assessment designed to inform future updates to the statewide 24 25 climate resilience strategy. The group must coordinate with the 26 office of the governor to refine the scope of assessment. The final 27 report and associated deliverables must be completed and submitted to 28 the governor and appropriate committees of the legislature by 29 December 15, 2022.

30 (24) \$300,000 of the general fund—state appropriation for fiscal 31 year 2022 and \$300,000 of the general fund—state appropriation for 32 fiscal year 2023 are provided solely for the college of education to 33 collaborate with teacher preparation programs and the office of the 34 superintendent of public instruction to develop open access climate 35 science educational curriculum for use in teacher preparation 36 programs.

37 (25) \$300,000 of the general fund—state appropriation for fiscal 38 year 2022 and \$300,000 of the general fund—state appropriation for 39 fiscal year 2023 are provided solely for the Harry Bridges center for labor studies. The center shall work in collaboration with the state
 board for community and technical colleges.

3 (26) \$21,461,000 of the workforce education investment account— 4 state appropriation is provided solely for institution operating 5 costs, including compensation and central services, in recognition 6 that these costs exceed estimated increases in undergraduate 7 operating fee revenue as a result of RCW 28B.15.067.

8 (27) \$8,000,000 of the workforce education investment account— 9 state appropriation is provided solely for employee compensation, 10 academic program enhancements, student support services, and other 11 institutional priorities that maintain a quality academic experience 12 for Washington students.

13 (28) \$8,000,000 of the workforce education investment account—
14 state appropriation is provided solely to maintain degree production
15 in the college of engineering at the Seattle campus.

16 (29) \$1,000,000 of the workforce education investment account—
17 state appropriation is provided solely to maintain the Washington
18 state academic redshirt program.

(30) \$2,700,000 of the workforce education investment account—state appropriation is provided solely to maintain degree capacityand undergraduate enrollments in engineering, mathematics, andscience programs to support the biomedical innovation partnershipzone at the Bothell campus.

(31) \$3,268,000 of the workforce education investment account state appropriation is provided solely to maintain bachelor of science programs in mechanical and civil engineering to support increased student and local employer demand for graduates in these fields at the Tacoma campus.

(32) \$150,000 of the general fund—state appropriation for fiscal year 2022 and \$150,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for Washington mathematics, engineering, science achievement programs to provide enrichment opportunities in mathematics, engineering, science, and technology to students who are traditionally underrepresented in these programs.

(33) \$75,000 of the general fund—state appropriation for fiscal year 2022 and \$75,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for a community care coordinator for transitional-age youth for the doorway project in partnership with the Seattle campus. 1 (34) \$4,000,000 of the workforce education investment account-2 state appropriation is provided solely for the expansion of the Paul 3 G. Allen school of computer science and engineering in order to award 4 an additional 100 degrees per year focusing on traditionally 5 underrepresented students. A report on degrees awarded must be 6 submitted to the appropriate committees of the legislature June 30, 7 2022, and June 30, 2023.

8 (35) \$45,000 of the general fund—state appropriation for fiscal 9 year 2022 is provided solely for the community immersion law 10 enforcement project at the Tacoma campus.

(36)(a) \$200,000 of the general fund-state appropriation for 11 fiscal year 2022 is provided solely for research to determine the use 12 13 and effectiveness of restorative justice, including for hate crime 14 victims and individuals who commit hate crimes. Researchers shall 15 engage in listening sessions with impacted communities, which must 16 include tribal governments and community-based organizations. 17 Researchers shall consult with prosecutors, judges, defense 18 attorneys, victim advocates, impacted communities, and community 19 based restorative justice agencies to inform whether restorative 20 justice would be an effective public policy option to:

21 (i) Provide healing support for individual hate crime victims and 22 their communities;

23 (ii) Provide accountability processes for individuals who commit 24 hate crimes;

(iii) Provide opportunities for individuals who commit hate crimes to learn about the impact of their crimes and repair the damage;

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(iv) Repair interpersonal and communal relationships;

(v) Reduce hate crime offender recidivism; and

30 (vi) Determine if restorative justice could be equally available 31 to all victims and communities.

32 The researcher shall provide a report to the relevant (b) committees of the legislature under RCW 43.01.036 by December 1, 33 34 2021. The report must include best practice recommendations for 35 establishing a restorative justice program and required data 36 collection to address hate crimes in Washington. The report shall 37 include how restorative justice recommendations can be implemented in 38 conjunction with the recommendations of the hate crime advisory 39 working group established in RCW 43.10.300.

1 (37) \$250,000 of the general fund-state appropriation for fiscal 2 year 2022 is provided solely for scholarships to students in the 3 applied child and adolescent psychology masters program. Priority 4 should be given to traditionally underrepresented students and those 5 students who are bilingual.

6 (38) \$200,000 of the general fund—state appropriation for fiscal year 2022 and \$200,000 of the general fund-state appropriation for 7 fiscal year 2023 are provided solely to expand a series of online 8 courses related to behavioral health and student well-being that are 9 currently offered at the Bothell campus for school district staff. 10 The standards for the courses must be consistent with knowledge, 11 12 skill, and performance standards related to mental health and well-13 being of public school students. The online courses must provide:

14 (a) Foundational knowledge in behavioral health, mental health,15 and mental illness;

(b) Information on how to assess, intervene upon, and refer behavioral health and intersection of behavioral health and substance use issues; and

(c) Approaches to promote health and positively influence studenthealth behaviors.

(39) To ensure transparency and accountability, in the 2021-2023 21 22 fiscal biennium the University of Washington shall comply with any 23 and all financial and accountability audits by the Washington state auditor including any and all audits of university services offered 24 25 to the general public, including those offered through any publicprivate partnership, business venture, affiliation, or joint venture 26 27 with a public or private entity, except the government of the United 28 States. The university shall comply with all state auditor requests 29 for the university's financial and business information including the 30 university's governance and financial participation in these public-31 private partnerships, business ventures, affiliations, or joint ventures with a public or private entity. In any instance in which 32 33 the university declines to produce the information to the state 34 auditor, the university will provide the state auditor a brief summary of the documents withheld and a citation of the legal or 35 36 contractual provision that prevents disclosure. The summaries must be 37 compiled into a report by the state auditor and provided on a 38 quarterly basis to the legislature.

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1 (40) \$50,000 of the general fund-state appropriation for fiscal year 2022 is provided solely for the department of environmental and 2 3 occupational health sciences to provide an air quality report. The report will study the relationship between indoor and outdoor 4 ultrafine particle air quality at sites with vulnerable populations, 5 such as schools or locations underneath flight paths within 10 miles 6 7 of Sea-Tac airport. The report recommendations must include an item addressing filtration systems at select locations with vulnerable 8 populations. The report shall be submitted to the house environment 9 10 energy committee and the senate environment, energy and and technology committee by December 15, 2021. 11

(41) \$100,000 of the general fund—state appropriation for fiscal year 2022 and \$100,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the Burke museum of natural history and culture to make education programs offered by the museum accessible to more students across Washington, especially students in underserved schools and locations. The funding shall be used for:

(a) Increasing the number of students who participate in Burkeeducation programs at reduced or no cost;

20 (b) Providing bus reimbursement for students visiting the museum 21 on field trips and to support travel to bring museum programs across 22 the state; and

(c) Staff who will form partnerships with school districts to serve statewide communities more efficiently and equitably through the Burkemobile program.

26 (42)(a) \$100,000 of the general fund-state appropriation for fiscal year 2022 is provided solely for the center for cannabis 27 28 research at the university to collaborate with the Washington State 29 University collaboration on cannabis policy, research, and outreach 30 to create frameworks for future studies. Each framework will include the length of time to complete, research licenses necessary, cost, 31 32 literature review of national and international research, and a scope 33 of work to be completed. The following frameworks shall be compiled in a report: 34

35 (i) Measuring and assessing impairment due to marijuana use; and

36 (ii) Correlation between age of use, dosage of use, and 37 appearance of occurrence of cannabis induced psychosis.

38 (b) The report on the frameworks must be submitted to the 39 appropriate committees of the legislature by December 1, 2021. 1 (43) \$205,000 of the general fund—state appropriation for fiscal 2 year 2022 and \$205,000 of the general fund—state appropriation for 3 fiscal year 2023 are provided solely for the university's center for 4 human rights. The appropriation must be used to supplement, not 5 supplant, other funding sources for the center for human rights.

(44) \$143,000 of the general fund-state appropriation for fiscal 6 7 year 2022 and \$143,000 of the general fund-state appropriation for fiscal year 2023 are provided solely to the University of Washington 8 9 the establishment and operation of for the state forensic anthropologist. The university shall work in conjunction with and 10 11 provide the full funding directly to the King county medical 12 examiner's office to support the statewide work of the state forensic 13 anthropologist.

(45) \$450,000 of the general fund—state appropriation for fiscal year 2022 is provided solely to the University of Washington school of medicine for the development of simulation training devices at the Harborview medical center's paramedic training program.

(46) \$64,000 of the general fund—state appropriation for fiscal year 2022 and \$64,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for one full-time mental health counselor licensed under chapter 18.225 RCW who has experience and training specifically related to working with active members of the military or military veterans.

(47) \$557,000 of the general fund—state appropriation for fiscal year 2022 and \$443,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the creation of the center for environmental forensic science.

(48) \$80,000 of the general fund—state appropriation for fiscal year 2022 and \$80,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the college of education to partner with school districts to continue the math improvement pilot program.

(49) \$150,000 of the general fund—state appropriation for fiscal year 2022 and \$150,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the university to conduct monitoring and research related to Puget Sound kelp conservation and recovery.

(50) \$20,000 of the general fund—state appropriation for fiscal
 year 2022 and \$10,000 of the general fund—state appropriation for

fiscal year 2023 are provided solely to expand online tutorial and link to web-based, continuing education funded by the centers for disease control for training for the primary care health workforce regarding the protocols for perinatal monitoring, birth-dose immunization, early diagnosis, linkage to care, and treatment for persons diagnosed with chronic hepatitis B or hepatitis using a telehealth model operated by the University of Washington.

8

(a) Training shall:

9 (i) Focus on increased provider proficiency and increased number 10 of trained providers in areas with high rates of reported cases of 11 hepatitis B or hepatitis, including regions with high incidence of 12 drug use or upward trend of children who have not received hepatitis 13 B virus vaccinations according to centers for disease control 14 recommendations; and

15 (:

(ii) Provide access to:

(A) University of Washington medicine specialists in infectiousdiseases, hepatology, and addiction medicine;

(B) Brief updates on evidence-based strategies to diagnose,
treat, and manage acute and chronic hepatitis B, acute and chronic
hepatitis C, or coinfections;

21 (C) Continuing medical education credits per hour of 22 participation; and

(D) Phone consultation with specialists during nonscheduled timefor patients who experience complications.

(b) All digital and hardcopy training, educational, and outreach materials for this program must be culturally relevant and linguistically diverse.

(51) (a) \$108,000 of the general fund—state appropriation for fiscal year 2022 and \$52,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the University of Washington Evans school of public policy and governance to conduct a boater safety analysis, including, but not limited to, the following:

33 (i) The prevalence of boating fatalities and rescues in 34 Washington state;

35 (ii) A comparison of Washington's rates of fatalities and rescues 36 to other states; and

37 (iii) Recommendations of effective and collective ways to 38 increase boater safety in the state.

39 (b) The Evans school may convene stakeholders to analyze data and 40 make recommendations. By December 31, 2022, the Evans school must

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submit a report of findings and recommendations to the appropriate
 committees of the legislature.

3 (52) \$736,000 of the general fund—state appropriation for fiscal 4 year 2023 is provided solely for implementation of Engrossed Second 5 Substitute House Bill No. 1272 (health system transparency). ((If the 6 bill is not enacted by June 30, 2021, the amount provided in this 7 subsection shall lapse.))

8 (53) \$159,000 of the general fund—state appropriation for fiscal 9 year 2022 is provided solely for implementation of Engrossed 10 Substitute House Bill No. 1273 (menstrual products/schools). ((If the 11 bill is not enacted by June 30, 2021, the amounts provided in this 12 subsection shall lapse.))

(54) \$125,000 of the general fund—state appropriation for fiscal year 2022 and \$125,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Engrossed Second Substitute House Bill No. 1335 (racial restrictions/review). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(55) \$24,000 of the general fund—state appropriation for fiscal year 2022 and \$25,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Engrossed Substitute House Bill No. 1196 (audio-only telemedicine). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(56) \$69,000 of the general fund—state appropriation for fiscal year 2022 and \$69,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5194 (equity and access in higher education). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(57) \$60,000 of the general fund—state appropriation for fiscal year 2022 and \$60,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5141 (environmental justice task force recs). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(58) \$146,000 of the general fund—state appropriation for fiscal year 2022 and \$158,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5227 (diversity, etc./higher education). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

4 (59) \$422,000 of the general fund—state appropriation for fiscal
5 year 2022 is provided solely for implementation of chapter 6, Laws of
6 2021 (Engrossed Substitute Senate Bill No. 5272).

7 (60) The appropriations in this section include sufficient
8 funding for the implementation of chapter 96, Laws of 2021
9 (Substitute Senate Bill No. 5228).

(61) \$50,000 of the general fund—state appropriation for fiscal year 2022 and \$1,782,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5126 (climate commitment act). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(62) \$125,000 of the general fund—state appropriation for fiscal 16 17 year 2022 and \$125,000 of the general fund-state appropriation for fiscal year 2023 are provided solely for an increase in financial 18 student assistance in public service oriented graduate and 19 professional degree programs, referred to as "fee-based" programs, 20 whose tuition for public service degrees is over \$35,000 per year. 21 22 Programs shall create mechanisms to prioritize assistance to traditionally underrepresented students, specifically those who have 23 expressed a commitment to service in the physician assistant, 24 25 community oriented public health, or social work programs. The 26 institution may offer financial assistance for students that volunteer or work with public health agencies, including as contact 27 28 tracers.

29 (63) \$2,000,000 of the workforce education investment account—
30 state appropriation is provided solely for computer science
31 expansion.

32 (64) \$1,250,000 of the general fund—state appropriation for 33 fiscal year 2023 is provided solely for the community-engagement test 34 to facilitate clean energy transitions by partnering with 35 communities, utilities, and project developers.

36 (65) \$2,000,000 of the general fund—state appropriation for 37 fiscal year 2023 is provided solely for staffing and operational 38 expenditures related to the battery fabrication testbed. (66) The supporting capital costs for expanding the clean energy
 testbeds network is established in section 5011, chapter . . ., Laws
 of 2022 (the 2022 supplemental omnibus capital budget).
 (67) \$500,000 of the general fund—state appropriation for fiscal

year 2023 is provided solely for the University of Washington medical 5 school to collaborate with the office of the superintendent of public 6 7 instruction, the commission on African American affairs, the commission on Hispanic affairs, the commission on Asian Pacific 8 American affairs, and the governor's office of Indian affairs to 9 provide mentoring, career awareness, and preparation for students of 10 color in grades 6 and up who are interested in pursuing a career in 11 12 medicine.

13 (68) \$621,000 of the general fund—state appropriation for fiscal 14 year 2023 is provided solely for maintenance and operation costs for 15 the Milgard hall at University of Washington—Tacoma.

16 (69) \$505,000 of the general fund—state appropriation for fiscal 17 year 2023 is provided solely for pharmacy behavioral health. The 18 University of Washington school of pharmacy/medicine pharmacy 19 services will hire two residency training positions and one 20 behavioral health faculty to create a residency program focused on 21 behavioral health.

(70) \$800,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for an intensive study of community health metrics, disparities, and drivers in rural and Eastern Washington by the institute for health metrics and evaluation.

26 **Sec. 605.** 2021 c 334 s 607 (uncodified) is amended to read as 27 follows:

28 FOR WASHINGTON STATE UNIVERSITY

29	General Fund—State Appropriation (FY 2022) ((\$245,660,000))
30	\$246,310,000
31	General Fund—State Appropriation (FY 2023) ((\$251,842,000))
32	\$262,150,000
33	General Fund—Federal Appropriation \$500,000
34	Washington State University Building Account—State
35	Appropriation
36	Education Legacy Trust Account—State Appropriation \$33,995,000
37	Model Toxics Control Operating Account—State
38	Appropriation

Dedicated Marijuana Account-State Appropriation 1 (FY 2022)....\$138,000 2 3 Dedicated Marijuana Account—State Appropriation 4 (FY 2023)....\$138,000 5 Workforce Education Investment Account-State 6 7 \$34,128,000 8 Waste Reduction, Recycling, and Litter Control Account—State Appropriation. \$331,000 9 10 11 \$580,558,000

12 The appropriations in this section are subject to the following 13 conditions and limitations:

(1) \$90,000 of the general fund—state appropriation for fiscal year 2022 and \$90,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for a rural economic development and outreach coordinator.

(2) The university must continue work with the education research 18 19 and data center to demonstrate progress in computer science and engineering enrollments. By September 1st of each year, the 20 university shall provide a report including but not limited to the 21 22 cost per student, student completion rates, and the number of low-23 income students enrolled in each program, any process changes or best-practices implemented by the university, and how many students 24 25 are enrolled in computer science and engineering programs above the 26 prior academic year.

(3) \$500,000 of the general fund—state appropriation for fiscal
year 2022 and \$500,000 of the general fund—state appropriation for
fiscal year 2023 are provided solely for state match requirements
related to the federal aviation administration grant.

(4) Washington State University shall not use funds appropriatedin this section to support intercollegiate athletic programs.

(5) \$7,000,000 of the general fund—state appropriation for fiscal year 2022, \$7,000,000 of the general fund—state appropriation for fiscal year 2023, and \$22,800,000 of the workforce education investment account—state appropriation are provided solely for the continued development and operations of a medical school program in Spokane. 1 (6) \$135,000 of the general fund—state appropriation for fiscal 2 year 2022 and \$135,000 of the general fund—state appropriation for 3 fiscal year 2023 are provided solely for a honey bee biology research 4 position.

5 (7) ((\$30,628,000)) \$31,405,000 of the general fund—state 6 appropriation for fiscal year 2022 and ((\$31,210,000)) \$32,064,000 of 7 the general fund—state appropriation for fiscal year 2023 are 8 provided solely for the implementation of the college affordability 9 program as set forth in RCW 28B.15.066.

10 (8) \$580,000 of the general fund—state appropriation for fiscal 11 year 2022 and \$580,000 of the general fund—state appropriation for 12 fiscal year 2023 are provided solely for the development of an 13 organic agriculture systems degree program located at the university 14 center in Everett.

(9) \$630,000 of the general fund—state appropriation for fiscal 15 year 2022 and \$630,000 of the general fund-state appropriation for 16 fiscal year 2023 are provided solely for the creation of 17 an electrical engineering program located in Bremerton. At 18 full 19 implementation, the university is expected to increase degree 20 production by 25 new bachelor's degrees per year. The university must 21 identify these students separately when providing data to the education research data center as required in subsection (2) of this 22 23 section.

24 (10) \$1,370,000 of the general fund-state appropriation for and \$1,370,000 of the general fund-state 25 fiscal vear 2022 26 appropriation for fiscal year 2023 are provided solely for the 27 creation of software engineering and data analytic programs at the 28 university center in Everett. At full implementation, the university is expected to enroll 50 students per academic year. The university 29 must identify these students separately when providing data to the 30 31 education research data center as required in subsection (2) of this 32 section.

(11) General fund—state appropriations in this section are reduced to reflect a reduction in state-supported tuition waivers for graduate students. When reducing tuition waivers, the university will not change its practices and procedures for providing eligible veterans with tuition waivers.

38 (12) \$1,154,000 of the general fund—state appropriation for 39 fiscal year 2022 and \$1,154,000 of the general fund—state 1 appropriation for fiscal year 2023 are provided solely for 2 implementation of chapter 36, Laws of 2017 3rd sp. sess. (renewable 3 energy, tax incentives).

4 (13) \$376,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$376,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely for chapter 202, Laws of 2017
7 (E2SHB 1713) (children's mental health).

8 (14) \$585,000 of the general fund—state appropriation for fiscal 9 year 2022 and \$585,000 of the general fund—state appropriation for 10 fiscal year 2023 are provided solely for implementation of chapter 11 159, Laws of 2017 (2SSB 5474) (elk hoof disease).

(15) (a) \$500,000 of the general fund—state appropriation for fiscal year 2022 and \$500,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the joint center for deployment and research in earth abundant materials.

16 (b) By December 1, 2021, the joint center for deployment and 17 research in earth abundant materials must report to the appropriate 18 committees of the legislature on the center's research grant program, 19 including but not limited to the following:

(i) The annual amount of funding available for the grant program,including any private or foundation dollars;

22

(ii) The average award amount per project;

23 (iii) The educational impact of funded projects on high schools 24 and community and technical colleges; and

25 (iv) The impact of project findings on technologies in Washington 26 using earth-abundant materials.

(16) \$2,076,000 of the model toxics control operating account state appropriation is provided solely for the university's soil health initiative and its network of long-term agroecological research and extension (LTARE) sites. The network must include a Mount Vernon REC site.

32 (17) \$6,880,000 of the workforce education investment account— 33 state appropriation is provided solely for institution operating 34 costs, including compensation and central services, in recognition 35 that these costs exceed estimated increases in undergraduate 36 operating fee revenue as a result of RCW 28B.15.067.

(18) \$20,000 of the general fund—state appropriation for fiscal year 2022 and \$20,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the office of clean 1 technology to convene a sustainable aviation biofuels work group to further the development of sustainable aviation fuel as a productive 2 3 industry in Washington. The work group must include members from the legislature and sectors involved in sustainable aviation biofuels 4 research, development, production, and utilization. The work group 5 6 must provide a report including any pertinent recommendations to the governor and appropriate committees of the legislature by December 1, 7 2022. 8

(19) \$500,000 of the general fund—state appropriation for fiscal 9 year 2023 is provided solely for Washington State University's energy 10 program to launch a least-conflict priority solar siting pilot 11 12 project in the Columbia basin of eastern and central Washington. This 13 program shall engage all relevant stakeholders to identify priority 14 areas where there is the least amount of potential conflict in the siting of utility scale PV solar and to develop a map highlighting 15 these areas. The program shall also compile the latest information on 16 17 opportunities for dual-use and colocation of PV solar with other land 18 values. The appropriation is the maximum amount the department may expend for this purpose. 19

(20) \$42,000 of the general fund—state appropriation for fiscal year 2022 and \$42,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for one full-time mental health counselor licensed under chapter 18.225 RCW who has experience and training specifically related to working with active members of the military or military veterans.

(21) \$175,000 of the general fund—state appropriation for fiscal
year 2022 is provided solely for the William D. Ruckelshaus center to
partner with the Washington State University for the continued work
of the Washington state criminal sentencing task force established in
section 1002 of this act.

(22)(a) \$85,000 of the general fund—state appropriation for 31 32 fiscal year 2022 is provided solely for the William D. Ruckelshaus center to conduct a situation assessment to gauge the 33 34 prospects for a collaborative approach to integration of leadership, aligning roles and responsibilities, and increasing efficiency and 35 36 responsiveness of the state's K-12 education governance structure. 37 The assessment must:

38 (i) Identify issues, challenges, and opportunities related to
 39 administration and governance of K-12 education in Washington state;

(ii) Consist of interviews with representatives of state-funded
 K-12 education agencies, boards, commissions, and other relevant
 entities identified by the center;

4 (iii) Explore potential opportunities for the integration, 5 alignment, and/or consolidation of roles and responsibilities of 6 entities; and

7

(iv) Identify key areas of focus.

8 (b) The center must report the assessment's findings and 9 recommendations to the education committees of the legislature by 10 March 31, 2022, with a preliminary report by February 1, 2022, as to 11 whether circumstances support the convening and facilitation of a 12 collaborative work group.

13 (23)(a) \$331,000 of the waste reduction, recycling, and litter 14 control account—state appropriation is provided solely for the 15 university to conduct an organic waste study to:

(i) Assess local and state government compost usage in projects and buy-back programs under RCW 43.19A.120 and 43.19A.130 including but not limited to participation, effectiveness, and amount and types of usage of compost; and

(ii) Develop a model to estimate carbon sequestration from organic waste-derived soil amendment application to soil, and identify technologies, methods, and potential funding for carbon sequestration from Washington's organic wastes including but not limited to the potential inclusion of these materials in carbon markets and trading.

(b) The university must submit a report on the assessment's findings and model development to the appropriate committees of the legislature by December 31, 2022.

(24) \$500,000 of the general fund—federal appropriation (CRRSA)
 is provided solely to support farm stress programs in response to the
 COVID-19 pandemic, as authorized in section 766, division N,
 consolidated appropriations act, 2021, P.L. 116-260.

(25) \$200,000 of the general fund—state appropriation for fiscal year 2022 and \$200,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Engrossed Third Substitute House Bill No. 1091 (transportation fuel/carbon). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.)) (26) \$86,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for implementation of Engrossed Substitute House Bill No. 1273 (menstrual products/schools). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

6 (27) \$101,000 of the general fund—state appropriation for fiscal 7 year 2022 and \$101,000 of the general fund—state appropriation for 8 fiscal year 2023 are provided solely for implementation of Engrossed 9 Second Substitute Senate Bill No. 5227 (diversity, etc./higher 10 education). ((If the bill is not enacted by June 30, 2021, the 11 amounts provided in this subsection shall lapse.))

(28) \$281,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for implementation of chapter 6, Laws of 2021 (Engrossed Substitute Senate Bill No. 5272).

15 (29) The appropriations in this section include sufficient 16 funding for the implementation of chapter 96, Laws of 2021 17 (Substitute Senate Bill No. 5228).

(30) \$224,000 of the general fund—state appropriation for fiscal year 2022 and \$221,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Second Substitute Senate Bill No. 5253 (pollinator health). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(31) \$1,718,000 of the general fund—state appropriation for
fiscal year 2023 is provided solely for implementation of Engrossed
Second Substitute Senate Bill No. 5126 (climate commitment act). ((If
the bill is not enacted by June 30, 2021, the amount provided in this
subsection shall lapse.))

(32) \$412,000 from the institutions of higher education—grant and contracts account is provided solely for implementation of Substitute Senate Bill No. 5317 (pesticide registration). ((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.))

34 <u>(33) \$4,448,000 of the workforce education investment account</u> 35 <u>state appropriation is provided solely for a cybersecurity degree</u> 36 <u>program.</u>

37 (34) \$500,000 of the general fund—state appropriation for fiscal
 38 year 2023 is provided solely for the Washington State University
 39 medical school to collaborate with the office of the superintendent

1 of public instruction, the commission on African American affairs, the commission on Hispanic affairs, the commission on Asian Pacific 2 American affairs, and the governor's office of Indian affairs to 3 provide mentoring, career awareness, and preparation for students of 4 color in grades 6 and up who are interested in pursuing a career in 5 6 medicine. 7 (35) \$33,000 of the general fund-state appropriation for fiscal year 2023 is provided solely for compensation funding for Western 8 Washington University employees that work on the Washington State 9 10 University Everett campus. 11 (36) \$341,000 of the general fund—state appropriation for fiscal vear 2023 is provided solely for pharmacy behavioral health. 12 13 Washington State University college of pharmacy and pharmaceutical sciences will hire two residency training positions and one 14 behavioral health faculty to create a residency program focused on 15 16 behavioral health. 17 Sec. 606. 2021 c 334 s 608 (uncodified) is amended to read as 18 follows: 19 FOR EASTERN WASHINGTON UNIVERSITY 20 General Fund—State Appropriation (FY 2022)..... ((\$58,079,000)) 21 \$58,228,000 22 23 \$61,061,000 24 Education Legacy Trust Account-State Appropriation. . . . \$16,838,000 25 Workforce Education Investment Account-State 26 27 \$9,074,000 28 TOTAL APPROPRIATION. $((\frac{139,184,000}))$ 29 \$145,201,000 30 The appropriations in this section are subject to the following 31 conditions and limitations: (1) At least \$200,000 of the general fund-state appropriation for 32 fiscal year 2022 and at least \$200,000 of the general fund-state 33 appropriation for fiscal year 2023 must be expended on the Northwest 34

35 autism center.

36 (2) The university must continue work with the education research 37 and data center to demonstrate progress in computer science and 38 engineering enrollments. By September 1st of each year, the 1 university shall provide a report including but not limited to the 2 cost per student, student completion rates, and the number of low-3 income students enrolled in each program, any process changes or 4 best-practices implemented by the university, and how many students 5 are enrolled in computer science and engineering programs above the 6 prior academic year.

7 (3) Eastern Washington University shall not use funds
8 appropriated in this section to support intercollegiate athletics
9 programs.

10 (4) ((\$11,002,000)) \$11,281,000 of the general fund—state 11 appropriation for fiscal year 2022 and ((\$11,211,000)) \$11,518,000 of 12 the general fund—state appropriation for fiscal year 2023 are 13 provided solely for the implementation of the college affordability 14 program as set forth in RCW 28B.15.066.

(5) Within amounts appropriated in this section, the university is encouraged to increase the number of tenure-track positions created and hired.

(6) \$56,000 of the general fund—state appropriation for fiscal year ((2022)) 2023 is provided solely for a comprehensive analysis of the deep lake watershed involving land owners, ranchers, lake owners, one or more conservation districts, the department of ecology, and the department of natural resources.

(7) \$2,274,000 of the workforce education investment account state appropriation is provided solely for institution operating costs, including compensation and central services, in recognition that these costs exceed estimated increases in undergraduate operating fee revenue as a result of RCW 28B.15.067.

(8) \$2,636,000 of the workforce education investment account—
 state appropriation is provided solely to maintain a computer
 engineering degree program in the college of science, technology,
 engineering, and math.

(9) \$45,000 of the general fund—state appropriation for fiscal year 2022 and \$45,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for one full-time mental health counselor licensed under chapter 18.225 RCW who has experience and training specifically related to working with active members of the military or military veterans. 1 (10) \$300,000 of the workforce education investment account—state 2 appropriation is provided solely to establish a center for inclusive 3 excellence for faculty and staff.

4 (11) \$500,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$500,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely for increasing dual credit
7 options, to address issues of equity in higher education access.

8 (12) \$110,000 of the general fund—state appropriation for fiscal 9 year 2022 and \$110,000 of the general fund—state appropriation for 10 fiscal year 2023 are provided solely for a new summer bridge program.

(13) \$27,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for implementation of Engrossed Substitute House Bill No. 1273 (menstrual products/schools). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(14) \$125,000 of the general fund—state appropriation for fiscal year 2022 and \$125,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Engrossed Second Substitute House Bill No. 1335 (racial restrictions/review). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(15) \$121,000 of the general fund—state appropriation for fiscal year 2022 and \$121,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5227 (diversity, etc./higher education). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(16) \$2,810,000 of the workforce education investment account state appropriation is provided solely for the university to enhance its computer science program by adding a bachelors of science in cybersecurity degree option and a professional science masters cyber operations degree option.

33 (17) \$1,054,000 of the workforce education investment account— 34 state appropriation is provided solely for the implementation of a 35 coordinated care network that will help to maximize the collaboration 36 of various student support services to create wraparound care for 37 students.

1 Sec. 607. 2021 c 334 s 609 (uncodified) is amended to read as 2 follows: 3 FOR CENTRAL WASHINGTON UNIVERSITY 4 5 \$60,142,000 6 7 \$63,429,000 Central Washington University Capital Projects 8 9 Education Legacy Trust Account—State Appropriation. . . . \$19,076,000 10 11 Workforce Education Investment Account-State 12 13 \$8,955,000 14 15 \$151,678,000

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

(1) The university must continue work with the education research 18 19 and data center to demonstrate progress in engineering enrollments. 20 By September 1st of each year, the university shall provide a report 21 including but not limited to the cost per student, student completion 22 rates, and the number of low-income students enrolled in each 23 program, any process changes or best-practices implemented by the university, and how many students are enrolled in engineering 24 25 programs above the prior academic year.

(2) Central Washington University shall not use funds
 appropriated in this section to support intercollegiate athletics
 programs.

(3) ((\$12,401,000)) \$12,716,000 of the general fund—state appropriation for fiscal year 2022 and ((\$12,636,000)) \$12,982,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of the college affordability program as set forth in RCW 28B.15.066.

(4) Within amounts appropriated in this section, the university
 is encouraged to increase the number of tenure-track positions
 created and hired.

37 (5) \$2,236,000 of the workforce education investment account—
 38 state appropriation is provided solely for institution operating
 39 costs, including compensation and central services, in recognition

that these costs exceed estimated increases in undergraduate
 operating fee revenue as a result of RCW 28B.15.067.

3 (6) \$1,050,000 of the workforce education investment account—
4 state appropriation is provided solely to increase the number of
5 certified K-12 teachers.

6 (7) \$736,000 of the workforce education investment account—state
7 appropriation is provided solely to maintain mental health counseling
8 positions.

9 (8) \$240,000 of the general fund—state appropriation for fiscal 10 year 2022 and \$240,000 of the general fund—state appropriation for 11 fiscal year 2023 are provided solely for two psychologists to 12 increase access to mental health counseling for traditionally 13 underrepresented students.

(9) \$52,000 of the general fund—state appropriation for fiscal year 2022 and \$52,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for one full-time mental health counselor licensed under chapter 18.225 RCW who has experience and training specifically related to working with active members of the military or military veterans.

(10) \$155,000 of the general fund—state appropriation for fiscal year 2022 is provided solely to implement chapter 295, Laws of 2019 (educator workforce supply).

(11) \$750,000 of the general fund—state appropriation for fiscal year 2022 and \$750,000 of the general fund—state appropriation for fiscal year 2023 are provided solely to establish a bachelor of science in computer science at the university's Des Moines center.

(12) \$31,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for implementation of Engrossed Substitute House Bill No. 1273 (menstrual products/schools). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(13) \$131,000 of the general fund—state appropriation for fiscal year 2022 and \$131,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5227 (diversity, etc./higher education). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

38 (14) \$16,000 of the general fund—state appropriation for fiscal 39 year 2022 and \$16,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5259 (law enforcement data). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

5 <u>(15) \$2,301,000 of the workforce education investment account</u> 6 <u>state appropriation is provided solely for expanding cybersecurity</u> 7 <u>capacity by adding additional faculty resources in the department of</u> 8 <u>computer science and creating a cybersecurity bootcamp certificate</u> 9 <u>program.</u>

10 (16) \$586,000 of the workforce education investment account—state 11 appropriation is provided solely for a peer mentoring program.

12 (17) \$1,760,000 of the workforce education investment account—
13 state appropriation is provided solely for increasing the diversity
14 of the faculty by creating a faculty of color cohort to support the
15 advising and mentoring needs of students.

16 (18) \$286,000 of the workforce education investment account—state
17 appropriation is provided solely for the creation of an extended
18 orientation program to help promote retention of underserved

19 students.

20 Sec. 608. 2021 c 334 s 610 (uncodified) is amended to read as 21 follows: 22 FOR THE EVERGREEN STATE COLLEGE 23 24 \$32,264,000 25 26 \$35,306,000 27 The Evergreen State College Capital Projects 28 Account—State Appropriation. \$80,000 29 Education Legacy Trust Account—State Appropriation. . . . \$5,450,000 30 Workforce Education Investment Account-State 31 32 \$4,360,000 33 ((\$73,954,000))34 \$77,460,000 35 The appropriations in this section are subject to the following 36 conditions and limitations: (1) ((\$3,772,000)) \$3,868,000 of the 37 general fund—state 38 appropriation for fiscal year 2022 and ((\$3,843,000)) \$3,948,000 of 1 the general fund—state appropriation for fiscal year 2023 are 2 provided solely for the implementation of the college affordability 3 program as set forth in RCW 28B.15.066.

4 (2) Funding provided in this section is sufficient for The 5 Evergreen State College to continue operations of the Longhouse 6 Center and the Northwest Indian applied research institute.

7 (3) Within amounts appropriated in this section, the college is
8 encouraged to increase the number of tenure-track positions created
9 and hired.

10 (4) ((\$3,207,000)) <u>\$2,843,428</u> of the general fund—state appropriation for fiscal year 2022 and ((\$2,677,000)) <u>\$3,319,443</u> of 11 the general fund-state appropriation for fiscal year 2023 are 12 provided solely for the Washington state institute for public policy 13 to initiate, sponsor, conduct, and publish research that is directly 14 15 useful to policymakers and manage reviews and evaluations of 16 technical and scientific topics as they relate to major long-term 17 issues facing the state. Within the amounts provided in this 18 subsection (4):

(a) \$1,391,000 of the amounts in fiscal year 2022 and \$1,399,000
 of the amounts in fiscal year 2023 are provided for administration
 and core operations.

(b) \$828,000 of the amounts in fiscal year 2022 and \$937,000 of the amounts in fiscal year 2023 are provided solely for ongoing and continuing studies on the Washington state institute for public policy's work plan.

(c) \$60,000 of the amounts in fiscal year 2022 are provided solely to the Washington state institute for public policy for the continued work and research on behalf of the domestic violence risk assessment work group established in section 959 of this act.

30 (d) \$25,000 of the amounts in fiscal year 2022 are provided 31 solely to the Washington state institute for public policy for the 32 continued work and research on behalf of the Washington state 33 criminal sentencing task force established in section 1002 of this 34 act.

(e) (i) ((\$90,000)) \$36,796 of the amounts in fiscal year 2022 and \$53,204 of the amounts in fiscal year 2023 are provided solely for the Washington state institute for public policy to study net nanny and similar fictitious victim sting operations. The study must: 1 (A) Describe the current research on net nanny-type sting 2 operations, including any evidence of their effectiveness in 3 deterring or reducing crime, their costs, and the potential 4 advantages or drawbacks of their use in crime prevention; and

5 (B) Compare the characteristics of individuals convicted under 6 net nanny stings with individuals convicted of child sex offenses 7 through other avenues.

(ii) The Washington state patrol shall provide the Washington 8 state institute for public policy with the data necessary to conduct 9 the analysis in (e)(i)(B) of this subsection. A net nanny sting 10 11 operation is a collaborative operation that includes local, state, 12 and federal law enforcement that targets the arrest and prosecution of individuals involved in child abuse and exploitation using the 13 internet by using a fictious victim. By June 30, 2022, the institute 14 must submit results from the study to the appropriate committees of 15 16 the legislature.

(f) \$70,000 of the general fund—state appropriation for fiscal year 2022 and \$130,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the Washington state institute for public policy to study legal financial obligations as defined in RCW 9.94A.030.

22 (i) The study should explore the following topics:

(A) The amount of legal and financial obligations imposed overthe last three years;

(B) The total amounts outstanding and the total amounts collected annually, including annual collection rates; including all restitution, costs, fees, fines, penalty assessments, and interest, disaggregated;

29 (C) Statutes which allow for the imposition of legal and 30 financial obligations;

31 (D) The percentage of the judicial branch's budget which has been 32 supported by legal and financial obligations since the system's 33 inception;

34 (E) The programs funded by legal financial obligations; and

35 (F) How other states fund their court system including but not 36 limited to whether they use legal financial obligations to provide 37 support.

38 (ii) The study should recommend to the legislature potential 39 methods and processes to delink court related funding and other

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1 county and local funding from the collection of legal financial 2 obligations and to provide such funding through other means.

(iii) The Washington state institute for public policy may 3 solicit input for the study from interested parties to include but 4 not be limited to the Washington state association of counties, the 5 6 Washington state association of county officials, the Washington state association of prosecuting attorneys, superior court judges, 7 civil legal aid, civil rights attorneys, disability rights advocates, 8 crime victim advocates, persons formerly incarcerated, advocates for 9 persons who are currently or formerly incarcerated, academic 10 researchers, persons with expertise analyzing data on legal financial 11 12 obligations, the Washington state minority and justice commission, and the administrative office of the courts. 13

(iv) An initial report is due to the legislature by December 1, 2021, with a supplemental and final report due to the legislature by December 1, 2022.

17 (g) ((\$75,000)) \$31,681 of the general fund—state appropriation 18 for fiscal year 2022 ((is)) and \$43,319 of the general fund-state appropriation for fiscal year 2023 are provided solely for the 19 20 institute to review available research literature to investigate and describe any relationship between early substance abuse of cannabis, 21 22 opioids, or cocaine and mental health disorders in young adults; and 23 any relationship between nutrition and mental health disorders in young adults. The institute shall report its findings to the 24 legislature no later than June 30, 2022. 25

(h) (i) ((\$175,000)) \$102,359 of the amounts in fiscal year 2022 and \$72,641 of the amounts in fiscal year 2023 are provided solely for the Washington state institute for public policy to partner with a context expert to conduct a wilderness therapy research review. The University of Washington evidence-based practice institute and Washington State University impact center must assist the institute in identifying a content expert. For the review, the institute must:

(A) Identify wilderness therapy program models related to behavioral health which have a treatment approach which is well defined or definable and have a strong evidence base to be added to reporting guides for being identified as an evidence-based practice for mental health, including identification of target populations for these programs;

(B) Identify wilderness/adventure program models available forprevention services which are cost beneficial; and

1 (C) Assess the interest and likelihood of support for programs of 2 this nature among relevant interest groups, such as state prevention 3 coalitions and tribes, if such programs were listed as approved cost 4 beneficial prevention programs by the division of behavioral health 5 and recovery and the Washington state health care authority.

6 (ii) The institute must submit to the appropriate committees of 7 the legislature a report on (h)(i)(A) and (B) of this subsection by 8 December 31, 2021, and a report on (h)(i)(C) of this subsection by 9 June 30, 2022.

(i) ((\$272,000)) \$65,000 of the amounts in fiscal year 2022 and ((\$98,000)) \$232,183 of the amounts in fiscal year 2023 are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5304 (reentry services/state and local institutions). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection (4)(i) shall lapse.))

(j) \$71,000 of the amounts in fiscal year 2022 and \$66,000 of the amounts in fiscal year 2023 are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5194 (equity and access in higher education). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection (4)(j) shall lapse.))

(k) (i) \$150,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for the Washington state institute for public policy to conduct a cost-benefit analysis for an exclusive or partial American steel requirement for future contracts and subcontracts authorized in the capital budget. The cost-benefit analysis must, to the extent feasible:

(A) Compare existing types and uses of steel to America madesteel alternatives, including evaluation of quality;

(B) Examine benefits to Washington workers and the Washingtoneconomy;

31 (C) Examine lifecycle and embodied carbon greenhouse gas 32 emissions;

33 (D) Identify requirements for purchasing American steel that 34 minimize costs and maximize benefits; and

35 (E) Evaluate American steel requirements or preferences in other 36 states.

(ii) The institute may solicit input for the analysis from representatives of interested parties to include, but not be limited to, the construction and manufacturing sectors, organized labor in the construction and manufacturing sectors, cities, counties,

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American steel manufacturing companies, environmental advocacy
 organizations, and appropriate state agencies.

3 (iii) The institute must submit a final report to the appropriate 4 committees of the legislature by December 1, 2021.

(1) \$47,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for implementation of Second Substitute House Bill No. 1044 (prison to postsecondary ed.). ((If the bill is not enacted by June 30, 2021, the amount provided in this subsection (4) (1) shall lapse.))

10 (m) Notwithstanding other provisions in this subsection, the 11 board of directors for the Washington state institute for public 12 policy may adjust due dates for projects included on the institute's 13 2021-23 work plan as necessary to efficiently manage workload.

(n) \$162,401 of the general fund—state appropriation for fiscal year 2022 and \$91,287 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of chapter 314, Laws of 2021 (Engrossed Second Substitute Senate Bill No. 5141) (environmental health and disparities map).

19 (o) \$200,000 of the general fund—state appropriation for fiscal 20 year 2023 is provided solely for a reentry study to identify reentry 21 outcomes, needs/gas, and disparities in Washington. Areas to be 22 studied include but are not limited to: Recidivism, access to 23 employment, access to addiction and mental health treatment, access 24 to trade school and higher education, and family reunification.

(5) \$2,636,000 of the workforce education investment account state appropriation is provided solely for institution operating costs, including compensation and central services, in recognition that these costs exceed estimated increases in undergraduate operating fee revenue as a result of RCW 28B.15.067.

30 (6) \$670,000 of the workforce education investment account—state 31 appropriation is provided solely to maintain enrollment capacity in 32 psychology programs.

33 (7) \$600,000 of the workforce education investment account—state 34 appropriation is provided solely to increase student success by 35 maintaining support for a student precollege immersion program and 36 The Evergreen first-year experience.

(8) \$213,000 of the general fund—state appropriation for fiscal
 year 2022 and \$213,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for additional faculty to 2 support Native American and indigenous programs.

3 (9) \$85,000 of the general fund—state appropriation for fiscal 4 year 2022 and \$85,000 of the general fund—state appropriation for 5 fiscal year 2023 are provided solely to the native pathways program 6 for an assistant director.

7 (10) \$110,000 of the general fund—state appropriation for fiscal 8 year 2022 and \$110,000 of the general fund—state appropriation for 9 fiscal year 2023 are provided solely to establish a new tribal 10 liaison position.

(11) \$39,000 of the general fund—state appropriation for fiscal year 2022 and \$39,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for one full-time mental health counselor licensed under chapter 18.225 RCW who has experience and training specifically related to working with active members of the military or military veterans.

(12) \$7,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for implementation of Engrossed Substitute House Bill No. 1273 (menstrual products/schools). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(13) \$236,000 of the general fund—state appropriation for fiscal year 2022 and \$220,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5227 (diversity, etc./higher education). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

28 <u>(14) \$454,000 of the workforce education investment account—state</u> 29 <u>appropriation is provided solely for interdisciplinary cybersecurity</u> 30 <u>certificates.</u>

31 (15) \$458,000 of the general fund—state appropriation for fiscal 32 year 2023 is provided solely for The Evergreen State College to 33 address student mental health and wellness, instructional design 34 related to online teaching, and responding to missed opportunities 35 for laboratory, art, and media lab experiences.

36 (16) \$500,000 of the general fund—state appropriation for fiscal 37 year 2023 is provided solely for a new certificate program that 38 focuses on one of the following three categories: Psychology, health,

1 and wellness; business leadership and administration; or 2 environmental solutions. 3 Sec. 609. 2021 c 334 s 611 (uncodified) is amended to read as follows: 4 5 FOR WESTERN WASHINGTON UNIVERSITY 6 General Fund—State Appropriation (FY 2022). ((\$83,910,000)) 7 \$84,296,000 8 9 \$90,755,000 10 Western Washington University Capital Projects 11 12 Education Legacy Trust Account-State Appropriation. . . . \$13,831,000 13 Workforce Education Investment Account-State 14 15 \$9,706,000 16 17 \$200,012,000

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

(1) The university must continue work with the education research 20 21 and data center to demonstrate progress in computer science and 22 engineering enrollments. By September 1st of each year, the university shall provide a report including but not limited to the 23 24 cost per student, student completion rates, and the number of low-25 income students enrolled in each program, any process changes or best-practices implemented by the university, and how many students 26 27 are enrolled in computer science and engineering programs above the 28 prior academic year.

(2) Western Washington University shall not use funds
 appropriated in this section to support intercollegiate athletics
 programs.

32 (3) ((\$17,116,000)) \$17,550,000 of the general fund—state 33 appropriation for fiscal year 2022 and ((\$17,441,000)) \$17,918,000 of 34 the general fund—state appropriation for fiscal year 2023 are 35 provided solely for the implementation of the college affordability 36 program as set forth in RCW 28B.15.066.

37 (4) \$150,000 of the general fund—state appropriation for fiscal
 38 year 2022 and \$150,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely to recruit and retain high 2 quality and diverse graduate students.

3 (5) \$494,000 of the general fund—state appropriation for fiscal 4 year 2022 and \$548,000 of the general fund—state appropriation for 5 fiscal year 2023 are provided solely for critical support services to 6 ensure traditionally underrepresented students receive the same 7 opportunities for academic success as their peers.

8 (6) \$700,000 of the general fund—state appropriation for fiscal year 2022 and \$700,000 of the general fund-state appropriation for 9 fiscal year 2023 are provided solely for the creation 10 and 11 implementation of an early childhood education degree program at the western on the peninsulas campus. The university must collaborate 12 13 with Olympic college. At full implementation, the university is 14 expected to grant approximately 75 bachelor's degrees in early 15 childhood education per year at the western on the peninsulas campus.

16 (7) \$1,306,000 of the general fund—state appropriation for fiscal 17 year 2022 and \$1,306,000 of the general fund—state appropriation for 18 fiscal year 2023 are provided solely for the university to develop a 19 new program in marine, coastal, and watershed sciences.

(8) \$886,000 of the general fund—state appropriation for fiscal year 2022 and \$886,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the university to reduce tuition rates for four-year degree programs offered in partnership with Olympic college—Bremerton, Olympic college—Poulsbo, and Peninsula college—Port Angeles that are currently above state-funded resident undergraduate tuition rates.

(9) \$90,000 of the general fund—state appropriation for fiscal 27 year 2022 is provided solely for the university to assess the 28 29 feasibility and benefits of expanding outdoor residential school 30 programs to equitably serve either all fifth and sixth grade students, or only fifth or only sixth grade students statewide. The 31 32 study shall explore the equity concerns exacerbated by the COVID-19 33 pandemic in the areas of outdoor recreation and outdoor learning experiences, with a focus on using physical activity and exposure to 34 35 natural settings as a strategy for improving health disparities and accelerating learning for historically underserved populations. The 36 37 study must also consider programs and facilities at outdoor 38 residential schools, youth camps, and state parks and assess the 39 impact of COVID-19 on these institutions, and recommend strategies to 1 preserve and expand capacity for outdoor school. The university shall 2 submit a report to the office of the governor, the office of the 3 superintendent of public instruction, and the education committees of 4 the legislature summarizing the assessment and making recommendations 5 no later than September 30, 2021.

6 (10) Within amounts appropriated in this section, the university 7 is encouraged to increase the number of tenure-track positions 8 created and hired.

9 (11) \$2,256,000 of the workforce education investment account— 10 state appropriation is provided solely for institution operating 11 costs, including compensation and central services, in recognition 12 that these costs exceed estimated increases in undergraduate 13 operating fee revenue as a result of RCW 28B.15.067.

(12) \$3,426,000 of the workforce education investment account—
state appropriation is provided solely to maintain access to science,
technology, engineering, and mathematics degrees.

(13) \$1,016,000 of the workforce education investment account state appropriation is provided solely to establish an academic curriculum in ethnic studies.

(14) \$48,000 of the general fund—state appropriation for fiscal year 2022 and \$48,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for one full-time mental health counselor licensed under chapter 18.225 RCW who has experience and training specifically related to working with active members of the military or military veterans.

26 (15) \$530,000 of the general fund—state appropriation for fiscal year 2022 and \$530,000 of the general fund-state appropriation for 27 28 fiscal year 2023 are provided solely for the creation and implementation of two bilingual educator programs in the south King 29 county region, including a bilingual elementary education degree 30 31 program and a secondary education degree program. At full implementation, each cohort shall support up to 25 students per year. 32

(16) \$40,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for implementation of Engrossed Substitute House Bill No. 1273 (menstrual products/schools). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(17) \$353,000 of the general fund—state appropriation for fiscal
 year 2022 and \$153,000 of the general fund—state appropriation for

fiscal year 2023 are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5227 (diversity, etc./higher education). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

5 (18) \$5,000 of the general fund—state appropriation for fiscal 6 year 2022 and \$2,000 of the general fund—state appropriation for 7 fiscal year 2023 are provided solely for implementation of Engrossed 8 Second Substitute Senate Bill No. 5259 (law enforcement data). ((If 9 the bill is not enacted by June 30, 2021, the amounts provided in 10 this subsection shall lapse.))

11 (19) \$1,208,000 of the workforce education investment account 12 state appropriation is provided solely for creating an online 13 cybersecurity certificate program, upgrading Cyber Range equipment 14 and software, and investing in additional technical and research 15 support.

16 (20) \$1,800,000 of the workforce education investment account 17 state appropriation is provided solely for student support services 18 that include resources for outreach and financial aid support, 19 retention initiatives including targeted support for underserved 20 student populations, mental health support, and initiatives aimed at 21 addressing learning disruption due to the global pandemic.

22 (21) \$894,000 of the general fund—state appropriation for fiscal
 23 year 2023 is provided solely for addressing nursing workforce needs.

24 Sec. 610. 2021 c 334 s 612 (uncodified) is amended to read as 25 follows:

26 FOR THE STUDENT ACHIEVEMENT COUNCIL—POLICY COORDINATION AND

27 ADMINISTRATION

General Fund—State Appropriation (FY 2022)..... ((\$7,667,000)) 28 29 \$7,678,000 30 General Fund—State Appropriation (FY 2023).... ((\$7, 552, 000))31 \$10,234,000 32 33 \$4,941,000 Workforce Education Investment Account-State 34 35 ((\$615,000))36 \$5,227,000 $((\frac{20,762,000}{2}))$ 37 TOTAL APPROPRIATION. 38 \$28,080,000

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

3 (1) \$126,000 of the general fund—state appropriation for fiscal 4 year 2022 and \$126,000 of the general fund—state appropriation for 5 fiscal year 2023 are provided solely for the consumer protection 6 unit.

7 (2) \$500,000 of the workforce education investment account—state
8 appropriation is provided solely to implement a marketing and
9 communications agenda as required in RCW 28C.30.040(1)(c).

10 (3) \$115,000 of the workforce education investment account—state 11 appropriation is provided solely for the Washington student loan 12 refinancing program as provided in chapter 28B.94 RCW.

(4) \$575,000 of the general fund—state appropriation for fiscal year 2022 and \$575,000 of the general fund—state appropriation for fiscal year 2023 are provided to increase the number of high school seniors and college bound scholars that complete the free application for federal student aid and the Washington application for state financial aid through digital engagement tools, expanded training, and increased events for high school students.

The student achievement council must ensure that 20 (5) all institutions of higher education as defined in RCW 28B.92.030 and 21 22 eligible for state financial aid programs under chapters 28B.92 and 23 28B.118 RCW provide the data needed to analyze and evaluate the effectiveness of state financial aid programs. This data must be 24 25 promptly transmitted to the education data center so that it is 26 available and easily accessible.

27 (6) \$25,000 of the general fund—state appropriation for fiscal 28 year 2022 is provided solely for the Washington student achievement council to convene and coordinate a task force to propose strategies 29 to eliminate financial and nonfinancial barriers to low-income 30 students participating in running start, college in the high school, 31 32 advanced placement, international baccalaureate, Cambridge, and career and technical education dual credit programs. The task force 33 34 shall submit a report to the appropriate committees of the legislature by December 1, 2021. The report must include: 35

36 (a) Strategies to address the following financial and 37 nonfinancial barriers to students:

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1 (i) Per credit tuition fees and any other fees charged for 2 college in the high school and career and technical education dual 3 credit courses;

4 (ii) Books, fees, and any other direct costs charged to running 5 start students when enrolling in college courses; and

6 (iii) Exam fees and other charges to students enrolling in exam7 based dual credit courses;

8 (b) Recommendations on student supports to close equity gaps in 9 dual credit access, participation, and success;

10 (c) Recommendations to improve and increase communication with 11 students and families regarding the awareness, access, and completion 12 of dual credit;

(d) Expanding access to dual credit opportunities for students incareer and technical education pathways; and

(e) Running start data for fiscal year 2019, fiscal year 2020, and fiscal year 2021 for each community and technical college as described in section 605(29) of this act.

(7) \$29,000 of the general fund—state appropriation for fiscal year 2022 and \$29,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Second Substitute House Bill No. 1044 (prison to postsecondary ed.). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(8) \$16,000 of the general fund—state appropriation for fiscal year 2022 and \$16,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Substitute Senate Bill No. 5249 (mastery-based learning). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(9) \$16,600,000 of the innovation and quality account-30 nonappropriated is provided solely for the student achievement 31 32 council to administer a competitive grant program, the Washington career and college pathways innovations challenge. The purpose of 33 this program is to foster innovation to increase enrollment and 34 success in postsecondary career and college pathways, including 35 associate and baccalaureate degrees, career connected learning, 36 postsecondary certificates, and state registered apprenticeships. The 37 intent is to provide \$16,700,000 in fiscal year 2024 and \$16,700,000 38 in fiscal year 2025. 39

1 (a) Grants shall be allocated on a competitive basis to regional partnerships of higher education institutions, state registered 2 apprenticeships, local school districts, community-based 3 organizations, cities and counties, and other local entities that are 4 invested in increasing job opportunities for individuals in their 5 6 region and ensuring a well-prepared regional workforce. 7 (b) The council shall provide a report by September 1, 2023, to the governor and education and higher education committees of the 8 legislature. The report shall describe grants awarded and progress of 9 each local and regional partnership. For each of the regions that the 10 partnerships serve the council shall report on: 11 12 (i) High school graduation rates for the whole region and those 13 being served by the partnership; (ii) Postsecondary enrollment and completion; and 14 (iii) Disaggregated data by income, race/ethnicity, and other 15 16 demographic characteristics. 17 (10) \$1,000,000 of the workforce education investment accountstate appropriation is provided solely for the career launch grant 18 19 pool for the public four-year institutions. 20 (11) \$3,600,000 of the workforce education investment accountstate appropriation is provided solely for a grant pool dedicated to 21 nursing programs to purchase or upgrade simulation laboratory 22 23 equipment. 24 (12) \$250,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for the student achievement council to 25 convene and coordinate the development of education and training 26 27 programs for employees of the department of corrections to be provided through a contract with The Evergreen State College. 28 Education and training programs must be designed collaboratively to 29 30 best meet the needs of the department of corrections. (13) \$850,000 of the general fund—state appropriation for fiscal 31 year 2023 is provided solely for contracting with an entity to 32 provide administrative support services to carry out duties and 33 responsibilities necessary for recipients of the Washington college 34 35 grant who are enrolled in a state registered apprenticeship program. 36 Sec. 611. 2021 c 334 s 613 (uncodified) is amended to read as

37 follows:

1 FOR THE STUDENT ACHIEVEMENT COUNCIL-OFFICE OF STUDENT FINANCIAL 2 ASSISTANCE 3 General Fund—State Appropriation (FY 2022). ((\$274,215,000)) 4 \$274,216,000 5 General Fund—State Appropriation (FY 2023).... ((\$270,597,000)) 6 \$279,142,000 7 8 \$14,096,000 General Fund—Private/Local Appropriation. \$300,000 9 Education Legacy Trust Account-State Appropriation. . . \$85,488,000 10 Washington Opportunity Pathways Account-State 11 12 13 \$163,252,000 14 Aerospace Training Student Loan Account-State 15 16 \$217,000 17 Workforce Education Investment Account-State 18 19 \$240,793,000 20 Health Professionals Loan Repayment and Scholarship 21 Program Account—State Appropriation. \$1,720,000 22 23 \$1,059,224,000

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

(1) \$7,834,000 of the general fund—state appropriation for fiscal
year 2022 and \$7,835,000 of the general fund—state appropriation for
fiscal year 2023 are provided solely for student financial aid
payments under the state work study program, including up to four
percent administrative allowance for the state work study program.

31 (2) \$236,416,000 of the general fund-state appropriation for 32 fiscal year 2022, \$236,416,000 of the general fund-state appropriation for fiscal year 2023, ((\$297,865,000)) \$238,786,000 of 33 34 the workforce education investment account-state appropriation, 35 \$69,639,000 of the education legacy trust fund-state appropriation, 36 and \$147,654,000 of the Washington opportunity pathways account-state 37 appropriation are provided solely for the Washington college grant 38 program as provided in RCW 28B.92.200.

1 (3) Changes made to the state work study program in the 2009-2011 and 2011-2013 fiscal biennia are continued in the 2021-2023 fiscal 2 biennium including maintaining the increased required employer share 3 wages; adjusted employer match rates; discontinuation 4 of of nonresident student eligibility for the program; and revising 5 6 distribution methods to institutions by taking into consideration 7 other factors such as off-campus job development, historical utilization trends, and student need. 8

(4) \$1,165,000 of the general fund—state appropriation for fiscal 9 year 2022, \$1,165,000 of the general fund-state appropriation for 10 fiscal year 2023, \$15,849,000 of the education legacy trust account-11 state appropriation, and ((\$16,944,000)) <u>\$15,598,000</u> of 12 the 13 Washington opportunity pathways account-state appropriation are provided solely for the college bound scholarship program and may 14 15 support scholarships for summer session. The office of student financial assistance and the institutions of higher education shall 16 17 not consider awards made by the opportunity scholarship program to be state-funded for the purpose of determining the value of an award 18 amount under RCW 28B.118.010. 19

20 (5) \$6,999,000 of the general fund—state appropriation for fiscal 21 year 2022 and \$6,999,000 of the general fund-state appropriation for 22 fiscal year 2023 are provided solely for the passport to college 23 program. The maximum scholarship award is up to \$5,000. The council shall contract with a nonprofit organization to provide support 24 25 services to increase student completion in their postsecondary 26 program and shall, under this contract, provide a minimum of \$500,000 in fiscal years 2022 and 2023 for this purpose. 27

28 (6) \$2,981,000 of the general fund—state appropriation for fiscal year 2022 ((is)) and \$7,138,000 of the general fund-state 29 appropriation for fiscal year 2023 are provided solely to meet state 30 31 match requirements associated with the opportunity scholarship program. The legislature will evaluate subsequent appropriations to 32 the opportunity scholarship program based on the extent 33 that additional private contributions are made, program spending patterns, 34 and fund balance. 35

36 (7) \$3,800,000 of the general fund—state appropriation for fiscal 37 year 2022 and \$3,800,000 of the general fund—state appropriation for 38 fiscal year 2023 are provided solely for expenditure into the health 39 professionals loan repayment and scholarship program account. These

1 amounts must be used to increase the number of licensed primary care health professionals to serve in licensed primary care health 2 3 professional critical shortage areas. Contracts between the office and program recipients must guarantee at least three years of 4 conditional loan repayments. The office of student financial 5 6 assistance and the department of health shall prioritize a portion of any nonfederal balances in the health professional loan repayment and 7 scholarship fund for conditional loan repayment contracts with 8 psychiatrists and with advanced registered nurse practitioners for 9 work at one of the state-operated psychiatric hospitals. The office 10 11 and department shall designate the state hospitals as health 12 professional shortage areas if necessary for this purpose. The office shall coordinate with the department of social and health services to 13 effectively incorporate three conditional loan repayments into the 14 department's advanced psychiatric professional recruitment 15 and 16 retention strategies. The office may use these targeted amounts for 17 other program participants should there be any remaining amounts 18 after eligible psychiatrists and advanced registered nurse practitioners have been served. The office shall also work to 19 prioritize loan repayments to professionals working at health care 20 21 delivery sites that demonstrate a commitment to serving uninsured clients. It is the intent of the legislature to provide funding to 22 23 maintain the current number and amount of awards for the program in the 2023-2025 fiscal biennium on the basis of these contractual 24 25 obligations.

(8) \$1,000,000 of the general fund—state appropriation for fiscal
year 2022 and \$1,000,000 of the general fund—state appropriation for
fiscal year 2023 are provided solely for behavioral health loan
repayment program grants, pursuant to chapter 302, Laws of 2019 (2SHB
1668) (Washington health corps).

(9) \$4,125,000 of the general fund—state appropriation for fiscal year 2022 and \$4,125,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for expenditure into the health professionals loan repayment and scholarship program account. The amount provided in this subsection is provided solely to increase loans within the behavioral health program.

37 (10) \$2,000,000 of the workforce education investment account—
 38 state appropriation is provided solely for the future teachers

conditional scholarship and loan repayment program established in
 chapter 28B.102 RCW.

3 (11) \$2,000,000 of the general fund—federal appropriation (ARPA)
4 is provided solely for ARPA anticipated state grants for the national
5 health service corps.

6 (12) \$1,279,000 of the general fund—state appropriation for 7 fiscal year 2022 and \$1,138,000 of the general fund—state 8 appropriation for fiscal year 2023 are provided solely for the 9 Washington award for vocational excellence.

(13) \$258,000 of the general fund—state appropriation for fiscal year 2022 and \$258,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Substitute House Bill No. 1166 (college students pilot). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(14) \$500,000 of the general fund—state appropriation for fiscal year 2022 ((is)) and \$206,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for a state match associated with the rural jobs program. The legislature will evaluate appropriations in future biennia to the rural jobs program based on the extent that additional private contributions are made.

22 (15) \$175,000 of the general fund—state appropriation for fiscal 23 year 2023 is provided solely for administrative expenditures for the 24 Washington award for vocational excellence.

25 (16) \$1,000,000 of the general fund—state appropriation for 26 fiscal year 2023 is provided solely for the enrollment advising 27 fellowship.

28 Sec. 612. 2021 c 334 s 614 (uncodified) is amended to read as 29 follows:

30 FOR THE WORKFORCE TRAINING AND EDUCATION COORDINATING BOARD

31	General Fund—State Appropriation (FY 2022) ((\$2,715,000))
32	<u>\$2,798,000</u>
33	General Fund—State Appropriation (FY 2023) ((\$2,436,000))
34	<u>\$6,309,000</u>
35	General Fund—Federal Appropriation ((\$55,483,000))
36	<u>\$55,612,000</u>
37	General Fund—Private/Local Appropriation \$212,000
38	Workforce Education Investment Account—State

 1
 Appropriation.
 ((\$150,000))

 2
 \$300,000

 3
 Coronavirus State Fiscal Recovery Fund—Federal

 4
 Appropriation.
 \$250,000

 5
 TOTAL APPROPRIATION.
 ((\$61,246,000))

 6
 \$65,481,000

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

9 (1) \$240,000 of the general fund-state appropriation for fiscal year 2022 and \$240,000 of the general fund-state appropriation for 10 11 fiscal year 2023 are provided solely for the health workforce council 12 of the state workforce training and education coordinating board. In 13 partnership with the office of the governor, the health workforce council shall continue to assess workforce shortages 14 across 15 behavioral health disciplines and incorporate the recommended action 16 plan completed in 2020.

(2) ((\$150,000)) \$300,000 of the workforce education investment account—state appropriation is provided solely for staffing costs to support the workforce education investment accountability and oversight board established in RCW 28C.18.200.

21 (3) \$150,000 of the general fund—state appropriation for fiscal 22 year 2022 and \$150,000 of the general fund-state appropriation for 23 fiscal year 2023 are provided solely for the board to continue work under a new behavioral health workforce advisory committee, which 24 25 shall monitor and report on the progress of recommendations from the 2.6 board's previous behavioral health workforce assessments, and 27 continue to develop policy and practice recommendations on emerging 28 issues in the behavioral health workforce. The board must convene and 29 staff the committee. The committee must provide a report and relevant recommendations to the appropriate committees of the legislature and 30 31 the office of the governor under RCW 43.01.036 by December 1, 2021, 32 and December 1, 2022.

(4) \$250,000 of the coronavirus state fiscal recovery fund-33 34 federal appropriation is provided solely for an accredited 35 osteopathic medical implement school to an interprofessional curriculum to educate health care providers and workforce on opioid 36 37 misuse and addiction.

(5) \$225,000 of the general fund—state appropriation for fiscal
 year 2022 and \$225,000 of the general fund—state appropriation for

fiscal year 2023 are provided solely for the board to collaborate and 1 assist in the report required by the new behavioral health advisory 2 committee established in subsection (3) of this section. The report 3 shall contain an analysis of behavioral health workforce shortages 4 and challenges, data to inform systems change, and relevant policy 5 6 recommendations and actions informed by the employer demand projection and talent development pipeline analyses to 7 the appropriate committees of the legislature and the office of the 8 governor by December 1, 2021, and December 1, 2022. The board shall 9 contract with a statewide nonprofit organization with expertise in 10 promoting and supporting science, technology, engineering, and math 11 12 education from early learning through postsecondary education to provide a regional analysis of supply pipelines to current behavioral 13 health care opportunities, at the secondary and postsecondary levels, 14 and will identify gaps and barriers to programs that lead to high-15 16 demand behavioral health occupations. In coordination with the 17 board's employer demand projection analysis, the contractor will provide an analysis of the talent development pipeline to help inform 18 19 the committee's work.

20 (6) \$2,602,000 of the general fund—state appropriation for fiscal 21 year 2023 is provided to conduct health workforce surveys, in 22 collaboration with the nursing care quality assurance commission, to 23 collect and analyze data on the long-term care workforce. The 24 workforce board will manage a stakeholder process and pilot grant 25 program to improve retention and job quality in long-term care 26 facilities and conduct health workforce surveys.

27 (7) \$250,000 of the general fund—state appropriation for fiscal 28 year 2023 is provided solely for subject matter expertise on clean energy workforce needs for the clean energy workforce transition work 29 group in collaboration with the department of commerce. This funding 30 31 may be used to establish a clean energy workforce staff position or 32 to contract for such expertise. The clean energy workforce subject 33 matter expert must provide input obtained from consultation with 34 representatives from industries likely to experience workforce transition and growth as a result of policies enacted to implement 35 the state energy strategy or mitigate climate change, and identify 36 and recommend to the work group policy recommendations that further 37 38 the goals of increasing competitiveness and growing family-wage jobs.

(8) \$216,000 of the general fund—state appropriation for fiscal 1 2 year 2023 is provided solely for integrated data sharing. The board 3 will collaborate with other workforce state agencies to identify a governance structure that provides strategic direction on cross-4 organizational information technology projects. By September 30, 5 2022, the board will submit a report the governor's office and 6 7 appropriate legislative committees with recommendations on a coalition model that will result in better service coordination and 8 public stewardship that enables the efficient delivery of workforce 9 development services. 10 (9) \$460,000 of the general fund—state appropriation for fiscal 11 12 year 2023 is provided solely for modernize career bridge and is

13 <u>subject to the conditions, limitations, and review requirements of</u> 14 <u>section 701 of this act.</u>

15 Sec. 613. 2021 c 334 s 615 (uncodified) is amended to read as 16 follows:

17 FOR THE STATE SCHOOL FOR THE BLIND

18	General	Fund—	State	Appropria	ation ((FY)	2022).	•	•	•••	•	((÷	\$9,2	24,000	}))
19													<u>\$9</u>	,288,0	000
20	General	Fund—	State	Appropria	ation ((FY 2	2023).		•		•	((÷	\$9,3	57 , 000)))
21													<u>\$10</u>	,053,0)00
22	General	Fund—	Privat	e/Local A	Appropr	iat	ion	•	•		•		• •	\$34,0	000
23		TOTAL	APPROI	PRIATION.				•	•			((\$	18,6	15,000)))
24													<u>\$19</u>	,375,0	000

The appropriations in this section are subject to the following conditions and limitations: Funding provided in this section is sufficient for the school to offer to students enrolled in grades six through twelve for full-time instructional services at the Vancouver campus or online with the opportunity to participate in a minimum of one thousand eighty hours of instruction and the opportunity to earn twenty-four high school credits.

32 Sec. 614. 2021 c 334 s 616 (uncodified) is amended to read as 33 follows: 34 FOR THE WASHINGTON STATE CENTER FOR CHILDHOOD DEAFNESS AND HEARING 35 LOSS 36 General Fund—State Appropriation (FY 2022).... ((\$14,767,000)) 37 \$15,124,000

HB 1816

 1
 General Fund—State Appropriation (FY 2023).... ((\$14,974,000))

 2
 \$16,282,000

 3
 TOTAL APPROPRIATION.... ((\$29,741,000))

 4
 \$31,406,000

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

7 (1) Funding provided in this section is sufficient for the center 8 to offer students ages three through twenty-one enrolled at 9 Washington School for the Deaf the opportunity to participate in a 10 minimum of one thousand eighty hours of instruction and the 11 opportunity to earn twenty-four high school credits.

12 (2) \$225,000 of the general fund—state appropriation in fiscal year 2022 and \$225,000 of the general fund-state appropriation in 13 14 fiscal year 2023 are provided solely for the center for deaf and hard 15 of hearing youth to develop or expand a mentoring program for persons employed as educational interpreters in public schools. Funding 16 17 provided under this section is provided solely for recruiting, 18 hiring, and training persons to be employed by Washington sensory disability services who must provide mentoring services in different 19 20 geographic regions of the state, with the dual goals of providing 21 services, beginning with the 2021-22 school year, to any requesting 22 school district; and assisting persons in the timely and successful achievement of performance standards for educational interpreters. 23

24 Sec. 615. 2021 c 334 s 617 (uncodified) is amended to read as 25 follows:

26 FOR THE WASHINGTON STATE ARTS COMMISSION

27	General Fund—State Appropriation (FY 2022) ((\$2,614,000))
28	<u>\$2,765,000</u>
29	General Fund—State Appropriation (FY 2023) ((\$2,648,000))
30	<u>\$4,999,000</u>
31	General Fund—Federal Appropriation ((\$3,156,000))
32	<u>\$3,169,000</u>
33	General Fund—Private/Local Appropriation ((\$50,000))
34	\$143,000
35	Coronavirus State Fiscal Recovery Fund—Federal
36	Appropriation
37	TOTAL APPROPRIATION
38	<u>\$13,076,000</u>

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

3 (1) \$80,000 of the general fund—state appropriation for fiscal 4 year 2022 and \$79,000 of the general fund—state appropriation for 5 fiscal year 2023 are provided solely for the creative districts 6 program.

7 (2) \$1,000,000 of the general fund—federal appropriation (ARPA)
8 is provided solely for grants to arts organizations for programing
9 and general operating expenses pursuant to section 2021 of the
10 American rescue plan act of 2021, P.L. 117-2.

(3) \$1,000,000 of the coronavirus state fiscal recovery fund-11 federal appropriation for fiscal year 2022 and \$1,000,000 of the 12 coronavirus state fiscal recovery fund-federal appropriation for 13 14 fiscal year 2023 are provided solely for the Washington state arts 15 commission to stabilize, recover, and preserve the state's arts and cultural organizations in light of pandemic conditions. From these 16 amounts, the commission may distribute relief, response, and recovery 17 grants to arts and cultural organizations statewide, subject to 18 19 appropriate agreements.

20 Sec. 616. 2021 c 334 s 618 (uncodified) is amended to read as 21 follows:

22 FOR THE WASHINGTON STATE HISTORICAL SOCIETY

23	General	Fund—State Appropriation	(FY 2022).	 ((\$4,024,000))
24				\$4,273,000
25	General	Fund—State Appropriation	(FY 2023).	 ((\$4,035,000))
26				\$4,611,000
27		TOTAL APPROPRIATION	•••••	 ((\$8,059,000))
28				<u>\$8,884,000</u>

29 Sec. 617. 2021 c 334 s 619 (uncodified) is amended to read as 30 follows:

31 FOR THE EASTERN WASHINGTON STATE HISTORICAL SOCIETY

32	General	Fund—State Appropriation (FY 2022)	((\$3,305,000))
33			<u>\$3,486,000</u>
34	General	Fund—State Appropriation (FY 2023)	((\$3,388,000))
35			<u>\$4,129,000</u>
36		TOTAL APPROPRIATION	((\$6,693,000))
37			<u>\$7,615,000</u>

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1	PART VII
2	SPECIAL APPROPRIATIONS
3	Sec. 701. 2021 c 334 s 701 (uncodified) is amended to read as
4	follows:
5	FOR THE OFFICE OF FINANCIAL MANAGEMENT—INFORMATION TECHNOLOGY
6	INVESTMENT POOL
7	General Fund—State Appropriation (FY 2022) ((\$9,029,000))
8	\$13,201,000
9	General Fund—State Appropriation (FY 2023) ((\$4,514,000))
10	<u>\$10,207,000</u>
11	General Fund—Federal Appropriation ((\$2,481,000))
12	\$5,141,000
13	General Fund—Private/Local Appropriation ((\$92,000))
14	<u>\$113,000</u>
15	Other Appropriated Funds
16	\$19,647,000
17	TOTAL APPROPRIATION
18	\$48,309,000
19	The appropriations in this section are subject to the following

20 conditions and limitations:

21 (1) The appropriations in this section are provided solely for 22 expenditure into the information technology investment revolving account created in RCW 43.41.433. Amounts in the account are provided 23 24 solely for the information technology projects shown in LEAP omnibus document IT-2021, dated April 22, 2021, which is hereby incorporated 25 by reference. To facilitate the transfer of moneys from other funds 26 27 and accounts that are associated with projects contained in LEAP 28 omnibus document IT-2021, dated April 22, 2021, the state treasurer 29 is directed to transfer moneys from other funds and accounts to the information technology investment revolving account in accordance 30 31 with schedules provided by the office of financial management. 32 Restricted federal funds may be transferred only to the extent permitted by law, and will otherwise remain outside the information 33 34 technology investment account. The projects affected remain subject 35 to the other provisions of this section.

36 (2) Agencies must apply to ((the office of financial management
 37 and)) the office of the chief information officer ((to receive
 38 funding from the information technology investment revolving

1 account)) for certification and release of funding for each gate of the project. ((The)) When the office of the chief information officer 2 certifies the key deliverables of the gate have been met, it must 3 notify the office of financial management ((must notify)) and the 4 fiscal committees of the legislature ((of the receipt of each 5 6 application and)). The office of financial management may ((not)) 7 approve ((a funding request for)) funding for the certified project gate ten business days from the date of notification. 8

9 (3)(a) Allocations and allotments of information technology 10 investment revolving account must be made for discrete stages of 11 projects as determined by the technology budget approved by the 12 office of the chief information officer and office of financial 13 management.

(b) Fifteen percent of total funding allocated by the office of 14 financial management, or another amount as defined jointly by the 15 16 office of financial management and the office of the chief 17 information officer, will be retained in the account, but remain allocated to that project. The retained funding will be released to 18 19 the agency only after successful completion of that stage of the project. For the one Washington project, the amount retained is 20 21 increased to at least twenty percent of total funding allocated for 22 any stage of that project.

(4) (a) Each project must have a technology budget. The technology 23 budget must have the detail by fiscal month for the 2021-2023 fiscal 24 25 biennium. The technology budget must use a method similar to the state capital budget, identifying project costs, each fund source, 26 and anticipated deliverables through each stage of the entire project 27 28 investment and across fiscal periods and biennia from project onset 29 through implementation and close out, as well as at least five years of maintenance and operations costs. 30

31 (b) As part of the development of a technology budget and at each 32 request for funding, the agency shall submit an updated technology 33 budget, if changes occurred, to include detailed financial 34 information to the office of financial management and the office of 35 the chief information officer. The technology budget must describe 36 the total cost of the project, as well as maintenance and operations 37 costs, to include and identify at least:

38 (i) Fund sources:

(A) If the project is funded from the information technologyrevolving account, the technology budget must include a worksheet

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1 that provides the fund sources that were transferred into the account 2 by fiscal year;

3 (B) If the project is by a central service agency, and funds are 4 driven out by the central service model, the technology budget must 5 provide a statewide impact by agency by fund as a worksheet in the 6 technology budget file;

7 (ii) Full time equivalent staffing level to include job 8 classification assumptions;

9 (iii) Discreet financial budget codes to include at least the 10 appropriation index and program index;

11

(iv) Object and subobject codes of expenditures;

12 (v) Anticipated deliverables;

13 (vi) Historical budget and expenditure detail by fiscal year; and

14 (vii) Maintenance and operations costs by fiscal year for at 15 least five years as a separate worksheet.

16 (c) If a project technology budget changes and a revised 17 technology budget is completed, a comparison of the revised 18 technology budget to the last approved technology budget must be 19 posted to the dashboard, to include a narrative rationale on what 20 changed, why, and how that impacts the project in scope, budget, and 21 schedule.

22 (5) (a) Each project must have an investment plan that includes:

(i) An organizational chart of the project management team that
 identifies team members and their roles and responsibilities;

25 (ii) The office of the chief information officer staff assigned 26 to the project;

(iii) An implementation schedule covering activities, critical milestones, and deliverables at each stage of the project for the life of the project at each agency affected by the project;

30 (iv) Performance measures used to determine that the project is 31 on time, within budget, and meeting expectations for quality of work 32 product;

33 (v) Ongoing maintenance and operations cost of the project post 34 implementation and close out delineated by agency staffing, 35 contracted staffing, and service level agreements; and

36 (vi) Financial budget coding to include at least discrete 37 financial coding for the project.

38 (6) Projects with estimated costs greater than one hundred 39 million dollars from initiation to completion and implementation may 40 be divided into discrete subprojects as determined by the office of the chief information officer, except for the one Washington project which must be divided into the following discrete subprojects: Core financials, expanding financials and procurement, budget, and human resources. Each subproject must have a technology budget and investment plan as provided in this section.

6 (7)(a) The office of the chief information officer shall maintain 7 an information technology project dashboard that provides updated 8 information each fiscal month on projects subject to this section. 9 This includes, at least:

10

(i) Project changes each fiscal month;

11 (ii) Noting if the project has a completed market requirements 12 document, and when it was completed;

13 (iii) Financial status of information technology projects under 14 oversight;

15 (iv) Coordination with agencies;

16 (v) Monthly quality assurance reports, if applicable;

17 (vi) Monthly office of the chief information officer status 18 reports;

19 (vii) Historical project budget and expenditures through fiscal 20 year 2021;

21 (viii) Budget and expenditures each fiscal month;

22 (ix) Estimated annual maintenance and operations costs by fiscal 23 year; and

24 (x) Posting monthly project status assessments on scope, 25 schedule, budget, and overall by the:

26

(A) Office of the chief information officer;

27 (B) Agency project team; and

28

(C) Quality assurance vendor, if applicable to the project.

(b) The dashboard must retain a roll up of the entire project
cost, including all subprojects, that can display subproject detail.
This includes coalition projects that are active.

32

(8) If the project affects more than one agency:

33 (a) A separate technology budget and investment plan must be34 prepared for each agency; and

35 (b) The dashboard must contain a statewide project technology 36 budget roll up that includes each affected agency at the subproject 37 level.

(9) For any project that exceeds two million dollars in total funds to complete, requires more than one biennium to complete, or is financed through financial contracts, bonds, or other indebtedness: (a) Quality assurance for the project must report independently
 to the office of the chief information officer;

3 (b) The office of the chief information officer must review, and, 4 if necessary, revise the proposed project to ensure it is flexible 5 and adaptable to advances in technology;

6 (c) The technology budget must specifically identify the uses of 7 any financing proceeds. No more than thirty percent of the financing 8 proceeds may be used for payroll-related costs for state employees 9 assigned to project management, installation, testing, or training;

10 (d) The agency must consult with the office of the state 11 treasurer during the competitive procurement process to evaluate 12 early in the process whether products and services to be solicited 13 and the responsive bids from a solicitation may be financed; and

14 (e) The agency must consult with the contracting division of the 15 department of enterprise services for a review of all contracts and 16 agreements related to the project's information technology 17 procurements.

(10) The office of the chief information officer must evaluate the project at each stage and certify whether the project is planned, managed, and meeting deliverable targets as defined in the project's approved technology budget and investment plan.

(11) The office of the chief information officer may suspend or 22 23 terminate a project at any time if it determines that the project is not meeting or not expected to meet anticipated performance and 24 25 technology outcomes. Once suspension or termination occurs, the agency shall unallot any unused funding and shall not make any 26 expenditure for the project without the approval of the office of 27 28 financial management. The office of the chief information officer must report on July 1 and December 1 each calendar year any 29 suspension or termination of a project in the previous six month 30 31 period to the legislative fiscal committees.

32 (12) The office of the chief information officer, in consultation with the office of financial management, may identify additional 33 projects to be subject to this section, including projects that are 34 not separately identified within an agency budget. The office of the 35 chief information officer must report on July 1 and December 1 each 36 calendar year any additional projects to be subjected to this section 37 that were identified in the previous six month period to the 38 39 legislative fiscal committees.

1 (13) Any cost to administer or implement this section for 2 projects listed in subsection (1) of this section, must be paid from 3 the information technology investment revolving account. For any 4 other information technology project made subject to the conditions, 5 limitations, and review of this section, the cost to implement this 6 section must be paid from the funds for that project.

7 (14) The following information technology projects are subject to 8 the conditions, limitations, and review in this section:

9 (a) The unclaimed property system project of the department of 10 revenue;

11 (b) The one Washington procurement project of the department of 12 enterprise services;

13 (c) The security systems on campus project of the department of 14 enterprise services;

15 (d) The network core equipment project of the consolidated 16 technology services agency; and

17 (e) The data center switching equipment project of the 18 consolidated technology services agency.

19 Sec. 702. 2021 c 334 s 702 (uncodified) is amended to read as 20 follows:

21 FOR THE STATE TREASURER-BOND RETIREMENT AND INTEREST, AND ONGOING

22 BOND REGISTRATION AND TRANSFER CHARGES: FOR DEBT SUBJECT TO THE DEBT 23 LIMIT

24	General Fund—State Appropriation (FY 2022) ((\$1,273,008,000))
25	<u>\$1,265,240,000</u>
26	General Fund—State Appropriation (FY 2023) ((\$1,374,570,000))
27	<u>\$1,348,288,000</u>
28	State Building Construction Account—State
29	Appropriation
30	<u>\$19,323,000</u>
31	Columbia River Basin Water Supply Development
32	Account—State Appropriation \$13,000
33	Watershed Restoration and Enhancement Bond Account—
34	State Appropriation
35	State Taxable Building Construction Account—State
36	Appropriation
37	Debt-Limit Reimbursable Bond Retirement Account—
38	State Appropriation

HB 1816

1 2 \$2,634,023,000 3 The appropriations in this section are subject to the following 4 conditions and limitations: The general fund appropriations are for 5 expenditure into the debt-limit general fund bond retirement account. Sec. 703. 2021 c 334 s 704 (uncodified) is amended to read as 6 7 follows: FOR THE STATE TREASURER-BOND RETIREMENT AND INTEREST, AND ONGOING 8 BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALE EXPENSES 9 10 General Fund—State Appropriation (FY 2022).....\$1,400,000 11 General Fund—State Appropriation (FY 2023).....\$1,400,000 12 State Building Construction Account-State 13 14 \$4,249,000 15 Columbia River Basin Water Supply Development 16 Account—State Appropriation. \$3,000 17 Watershed Restoration and Enhancement Bond Account-18 19 State Taxable Building Construction Account-State 20 \$94,000 21 2.2 \$7,185,000 23 Sec. 704. 2021 c 334 s 705 (uncodified) is amended to read as 24 follows: 25 FOR THE OFFICE OF FINANCIAL MANAGEMENT-EMERGENCY FUND 26 27 \$1,100,000 28 General Fund—State Appropriation (FY 2023)..... ((\$850,000)) 29 \$1,000,000 30 TOTAL APPROPRIATION. $((\frac{1,700,000}{1,700,000}))$ 31 \$2,100,000 32 The appropriations in this section are subject to the following 33 conditions and limitations: The appropriations in this section are 34 for the governor's emergency fund for the critically necessary work 35 of any agency.

HB 1816

1 <u>NEW SECTION.</u> Sec. 705. A new section is added to 2021 c 334
2 (uncodified) to read as follows:

3 FOR SUNDRY CLAIMS

The following sums, or so much thereof as may be necessary, are appropriated from the general fund for fiscal year 2022, unless otherwise indicated, for relief of various individuals, firms, and corporations for sundry claims.

8 These appropriations are to be disbursed on vouchers approved by 9 the director of the department of enterprise services, except as 10 otherwise provided, for reimbursement of criminal defendants 11 acquitted on the basis of self-defense, pursuant to RCW 9A.16.110, as 12 follows:

13	(1)	William J. Damson, claim number 9991006839	\$14,880
14	(2)	David Ziller, claim number 9991006721	\$13 , 257
15	(3)	Caleb B. Cline, claim number 9991006671	\$23 , 367
16	(4)	Julaine D. Pettis, claim number 9991005948	\$20,000
17	(5)	Jaydra Erchul Johnson, claim number 9991005804	\$8,270
18	(6)	Christopher Lundvall, claim number 9991007205	\$45 , 022

19 Sec. 706. 2021 c 334 s 715 (uncodified) is amended to read as 20 follows:

21 FOR THE OFFICE OF FINANCIAL MANAGEMENT—COUNTY CRIMINAL JUSTICE

22 ASSISTANCE ACCOUNT

The appropriations in this section are subject to the following conditions and limitations: ((The appropriations in this section, or so much thereof as may be necessary,))

32 (1) \$226,000 of the general fund—state appropriation for fiscal 33 year 2022 and \$226,000 of the general fund—state appropriation for 34 fiscal year 2023 are provided solely for expenditure into the county 35 criminal justice assistance account—state. The treasurer shall make 36 quarterly distributions from the county criminal justice assistance 37 account of the amounts provided in this section in accordance with 38 RCW 82.14.310 for the purposes of reimbursing local jurisdictions for increased costs incurred as a result of the mandatory arrest of repeat offenders pursuant to chapter 35, Laws of 2013 2nd sp. sess. The appropriations and distributions made under this section constitute appropriate reimbursement for costs for any new programs or increased level of services for the purposes of RCW 43.135.060.

6 (2) \$331,000 of the general fund—state appropriation for fiscal year 2022 and \$331,000 of the general fund-state appropriation for 7 fiscal year 2023 are provided solely for expenditure into the county 8 criminal justice assistance account for costs to the criminal justice 9 system associated with the implementation of chapter 338, Laws of 10 1997 (juvenile code revisions). The amounts provided in this 11 subsection are intended to provide funding for county adult court 12 13 costs associated with the implementation of chapter 338, Laws of 1997 and shall be distributed in accordance with RCW 82.14.310. 14

15 Sec. 707. 2021 c 334 s 718 (uncodified) is amended to read as 16 follows:

17 FOR THE OFFICE OF FINANCIAL MANAGEMENT—ANDY HILL CANCER RESEARCH 18 ENDOWMENT FUND MATCH TRANSFER ACCOUNT

19	General	Fund—State	Appropriation	(FY	2022).	•	•	•	•	•	•	•	•	\$951 , 000
20	<u>General</u>	Fund—State	Appropriation	(FY	2023).	•	•	•		•	•	•	•	\$683,000
21		TOTAL APPRO	PRIATION	•••		•	•	•	•	•	•		((\$	951,000))
22													<u>\$</u>	1,634,000

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for expenditure into the Andy Hill cancer research endowment fund match transfer account per RCW 43.348.080 to fund the Andy Hill cancer research endowment program. Matching funds using the amounts appropriated in this section may not be used to fund new grants that exceed two years in duration.

30 <u>NEW SECTION.</u> Sec. 708. A new section is added to 2021 c 334 31 (uncodified) to read as follows:

32 FOR THE OFFICE OF FINANCIAL MANAGEMENT—WASHINGTON INTERNET CRIMES 33 AGAINST CHILDREN ACCOUNT

34	General	Fund—State	Appropriation	(FY	2022).	•	•	•	•	•	•	•	\$1,135,000
35	General	Fund—State	Appropriation	(FY	2023).	•	•	•	•	•	•	•	\$1,135,000
36		TOTAL APPRO	PRIATION			•	•	•	•	•	•	•	\$2,270,000

1 The appropriations in this section are subject to the following 2 conditions and limitations: The appropriations are provided solely 3 for expenditure into the Washington internet crimes against children 4 account created in RCW 43.101.435.

5 <u>NEW SECTION.</u> Sec. 709. A new section is added to 2021 c 334 6 (uncodified) to read as follows:

7 FOR THE OFFICE OF FINANCIAL MANAGEMENT—HOME SECURITY FUND ACCOUNT

 8
 General Fund—State Appropriation (FY 2023)....
 \$100,000,000

 9
 TOTAL APPROPRIATION....
 \$100,000,000

10 The appropriation in this section is subject to the following 11 conditions and limitations: The appropriation is provided solely for 12 expenditure into the home security fund account created in RCW 13 43.185C.060. The purpose of this expenditure is to continue the 14 shelter capacity grant funding in section 127(36) of this act into 15 ensuing biennia.

16 <u>NEW SECTION.</u> Sec. 710. A new section is added to 2021 c 334 17 (uncodified) to read as follows:

18 FOR THE OFFICE OF FINANCIAL MANAGEMENT—SALMON RECOVERY ACCOUNT

 19
 General Fund—State Appropriation (FY 2023)....
 \$100,000,000

 20
 TOTAL APPROPRIATION....
 \$100,000,000

The appropriation in this section is subject to the following conditions and limitations: The appropriation is provided solely for expenditure into the salmon recovery account created in RCW 77.85.170 in support of riparian grants.

25 <u>NEW SECTION.</u> Sec. 711. A new section is added to 2021 c 334 26 (uncodified) to read as follows:

27 FOR THE OFFICE OF FINANCIAL MANAGEMENT—ENERGY EFFICIENCY ACCOUNT

 28
 General Fund—State Appropriation (FY 2023)....
 \$50,000,000

 29
 TOTAL APPROPRIATION....
 \$50,000,000

The appropriation in this section is subject to the following conditions and limitations: The appropriation is provided solely for expenditure into the energy efficiency account created in section 7024, chapter 2, Laws of 2018 in support of projects related to the emissions-intensive, trade-exposed industries program. 1 <u>NEW SECTION.</u> Sec. 712. A new section is added to 2021 c 334
2 (uncodified) to read as follows:

3 FOR THE OFFICE OF FINANCIAL MANAGEMENT-ELECTRONIC HEALTH RECORD

4 RECONCILIATION AUDIT FINDING

 5
 General Fund—State Appropriation (FY 2023).... \$19,000,000

 6
 TOTAL APPROPRIATION... \$19,000,000

7 The appropriation in this section is subject to the following 8 conditions and limitations: The appropriation is provided solely for 9 allocation to the health care authority for repayment of federal 10 funds related to medicaid electronic health record reconciliation, after the receipt of a demand letter from the centers for medicare 11 and medicaid services. The health care authority must provide the 12 13 office of financial management a copy of the demand letter before the 14 office of financial management may allocate the funding.

15 <u>NEW SECTION.</u> Sec. 713. A new section is added to 2021 c 334 16 (uncodified) to read as follows:

17 FOR THE OFFICE OF FINANCIAL MANAGEMENT—MULTIMODAL TRANSPORTATION 18 ACCOUNT

 19
 General Fund—State Appropriation (FY 2023).
 \$54,000,000

 20
 TOTAL APPROPRIATION.
 \$54,000,000

The appropriation in this section is subject to the following conditions and limitations: The appropriation is provided solely for expenditure into the multimodal transportation account created in RCW 47.66.070.

25 <u>NEW SECTION.</u> Sec. 714. A new section is added to 2021 c 334 26 (uncodified) to read as follows:

27 FOR THE OFFICE OF FINANCIAL MANAGEMENT—PUGET SOUND CAPITAL

28 CONSTRUCTION ACCOUNT

 29
 General Fund—State Appropriation (FY 2023)....
 \$337,900,000

 30
 TOTAL APPROPRIATION....
 \$337,900,000

31 The appropriation in this section is subject to the following 32 conditions and limitations: The appropriation is provided solely for 33 expenditure into the Puget Sound capital construction account created 34 in RCW 47.60.505. <u>NEW SECTION.</u> Sec. 715. A new section is added to 2021 c 334 (uncodified) to read as follows:

3 FOR THE OFFICE OF FINANCIAL MANAGEMENT—PUGET SOUND FERRY OPERATIONS 4 ACCOUNT

 5
 General Fund—State Appropriation (FY 2023)..... \$25,698,000

 6
 TOTAL APPROPRIATION.... \$25,698,000

7 The appropriation in this section is subject to the following 8 conditions and limitations: The appropriation is provided solely for 9 expenditure into the Puget Sound ferry operations account created in 10 RCW 47.60.530.

11 <u>NEW SECTION.</u> Sec. 716. A new section is added to 2021 c 334 12 (uncodified) to read as follows:

13 FOR THE OFFICE OF FINANCIAL MANAGEMENT—ENTERPRISE SERVICES ACCOUNT

 14
 General Fund—State Appropriation (FY 2022)....
 \$500,000

 15
 TOTAL APPROPRIATION....
 \$500,000

16 The appropriation in this section is subject to the following 17 conditions and limitations: The appropriation is provided solely for 18 expenditure into the enterprise services account created in RCW 19 43.19.025 in support of the real estate services program.

20 <u>NEW SECTION.</u> Sec. 717. A new section is added to 2021 c 334 21 (uncodified) to read as follows:

22FOR THE OFFICE OF FINANCIAL MANAGEMENT—STATE VEHICLE PARKING ACCOUNT23General Fund—State Appropriation (FY 2022).....\$2,178,00024TOTAL APPROPRIATION....\$2,178,000

The appropriation in this section is subject to the following conditions and limitations: The appropriation is provided solely for expenditure into the state vehicle parking account created in RCW 43.01.225 in support of the parking program within the department of enterprise services.

30 <u>NEW SECTION.</u> Sec. 718. A new section is added to 2021 c 334 31 (uncodified) to read as follows:

32 FOR THE OFFICE OF FINANCIAL MANAGEMENT-LIABILITY ACCOUNT

 33
 General Fund—State Appropriation (FY 2023)....
 \$217,000,000

 34
 TOTAL APPROPRIATION....
 \$217,000,000

1 The appropriation in this section is subject to the following 2 conditions and limitations: The appropriation is provided solely for 3 expenditure into the liability account created in RCW 4.92.130 to 4 ensure the account is not in deficit.

5 <u>NEW SECTION.</u> Sec. 719. A new section is added to 2021 c 334 6 (uncodified) to read as follows:

7 FOR THE OFFICE OF FINANCIAL MANAGEMENT—JUDICIAL STABILIZATION TRUST 8 ACCOUNT

 9 General Fund—State Appropriation (FY 2022).....\$68,000,000

 10 TOTAL APPROPRIATION....\$68,000,000

11 The appropriation in this section is subject to the following 12 conditions and limitations: The appropriation is provided solely for 13 expenditure into the judicial stabilization account created in RCW 14 43.79.505.

15 <u>NEW SECTION.</u> Sec. 720. A new section is added to 2021 c 334 16 (uncodified) to read as follows:

17 FOR THE OFFICE OF FINANCIAL MANAGEMENT—FAMILY AND MEDICAL LEAVE

18 INSURANCE ACCOUNT

 19
 General Fund—State Appropriation (FY 2022)....
 \$60,000,000

 20
 General Fund—State Appropriation (FY 2023)....
 \$22,000,000

 21
 TOTAL APPROPRIATION....
 \$82,000,000

The appropriations in this section are subject to the following conditions and limitations: The appropriations are provided solely for expenditure into the family and medical leave insurance account created in RCW 50A.05.070. The office of financial management may only expend an amount necessary to keep the family and medical leave insurance account from being in deficit, after certification from the employment security department.

29	<u>new sect</u>	ION.	Sec.	721. A	new	section	is	added	to	2021	С	334
30	(uncodified)	to re	ad as	follows:								

31 FOR THE OFFICE OF FINANCIAL MANAGEMENT—STUDENT ACHIEVEMENT COUNCIL

32 FUND FOR INNOVATION AND QUALITY ACCOUNT

 33
 General Fund—State Appropriation (FY 2023)....
 \$16,600,000

 34
 TOTAL APPROPRIATION....
 \$16,600,000

1 The appropriation in this section is subject to the following 2 conditions and limitations: The appropriation is provided solely for 3 expenditure into the student achievement council fund for innovation 4 and quality account created in RCW 28B.120.040 for the student 5 achievement council to provide career and college pathway grants.

6 <u>NEW SECTION.</u> Sec. 722. A new section is added to 2021 c 334 7 (uncodified) to read as follows:

8 FOR THE OFFICE OF FINANCIAL MANAGEMENT—WASHINGTON FEDERATION OF STATE 9 EMPLOYEES—GENERAL GOVERNMENT

 10
 General Fund—State Appropriation (FY 2023).....\$33,287,000

 11
 General Fund—Federal Appropriation.....\$12,538,000

 12
 General Fund—Private/Local Appropriation.....\$58,000

 13
 Other Appropriated Funds.....\$33,434,000

 14
 TOTAL APPROPRIATION.....\$49,317,000

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

(1) Funding is provided solely for providing base range pay 17 increases in the event an agreement is reached with the Washington 18 federation of state employees-general government and included in 19 section 928 of this act. Expenditure of the amounts provided for this 20 purpose is contingent upon execution of an appropriate memorandum of 21 understanding between the governor or the governor's designee and the 22 23 exclusive bargaining representative, consistent with the terms of 24 this section. Appropriations for state agencies are increased by the 25 amounts specified in OFM document 2022-01, dated December 16, 2021, 26 to fund the provisions of this section upon execution of the 27 memorandum of understanding.

(2) Washington general service job classifications to receivebase pay increases within this section are:

30 (a) Administrative Assistant 3, one salary range (approximately
 31 2.5 percent);

32 (b) AGO Investigator/Analyst Supervisor, two salary ranges 33 (approximately 5 percent);

34 (c) AGO Investigator/Analyst, two salary ranges (approximately 5 35 percent);

36 (d) AGO Senior Investigator/Analyst, two salary ranges 37 (approximately 5 percent);

1 (e) Attendant Counselor 1, three salary ranges (approximately 7.5 2 percent); (f) Attendant Counselor 2, three salary ranges (approximately 7.5 3 4 percent); (g) Attendant Counselor 3, three salary ranges (approximately 7.5 5 6 percent); 7 (h) Attendant Counselor Manager, two salary ranges (approximately 5 percent); 8 (i) Carpenter Supervisor 1, two salary ranges (approximately 5 9 percent); 10 11 (j) Chief Engineer, two salary ranges (approximately 5 percent); 12 (k) Corrections & Custody Officer 2, three salary ranges (approximately 7.5 percent); 13 14 (1) Corrections & Custody Officer 3, three salary ranges (approximately 7.5 percent); 15 (m) Corrections Correctional Industries Supervisor 2, two salary 16 17 ranges (approximately 5 percent); (n) Custodian 4, one salary range (approximately 2.5 percent); 18 19 (o) Custodian 5, two salary ranges (approximately 5 percent); (p) Developmental Disability Administrator, one salary range 20 21 (approximately 2.5 percent); 22 (q) Developmental Disability Case/Res Manager, two salary ranges 23 (approximately 5 percent); (r) Developmental Disability Outstation Manager, two salary 24 25 ranges (approximately 5 percent); 26 (s) Equipment Operator 2, two salary ranges (approximately 5 27 percent); 28 (t) Equipment Operator Lead, one salary range (approximately 2.5 29 percent); (u) Equipment Technician Lead, two salary ranges (approximately 5 30 31 percent); 32 (v) Fiscal Analyst 1, four salary ranges (approximately 10 33 percent); (w) Fiscal Analyst 2, four salary ranges 34 (approximately 10 35 percent); (approximately 36 (x) Fiscal Analyst 3, four salary ranges 10 37 percent); (approximately 10 38 (y) Fiscal Analyst 4, four salary ranges 39 percent);

1 (z) Fiscal Analyst 5, two salary ranges (approximately 5 2 percent); 3 (aa) Fiscal Technician 2, two salary ranges (approximately 5 percent); 4 5 (bb) Fiscal Technician 3, two salary ranges (approximately 5 6 percent); 7 (cc) Fiscal Technician Lead, three salary ranges (approximately 8 7.5 percent); (dd) Food Service Manager 1, six salary ranges (approximately 15 9 10 percent); 11 (ee) Food Service Manager 2, five salary ranges (approximately 12 12.5 percent); (ff) Food Service Supervisor 2, six salary ranges (approximately 13 14 15 percent); (gg) Health Care Investigator 3, two salary ranges (approximately 15 16 5 percent); 17 (hh) Health Care Investigator 4, one salary range (approximately 18 2.5 percent); (ii) Institution Counselor 2, two salary ranges (approximately 5 19 20 percent); 21 (jj) Institution Counselor 3, two salary ranges (approximately 5 22 percent); (kk) Investigator 1, three salary ranges (approximately 7.5 23 24 percent); 25 (11) Investigator 2, three salary ranges (approximately 7.5 26 percent); 27 (mm) Investigator 3, three salary ranges (approximately 7.5 28 percent); 29 (nn) Investigator 4, three salary ranges (approximately 7.5 30 percent); 31 (00) Juvenile Rehabilitation Community Counselor, four salary 32 ranges (approximately 10 percent); (pp) Juvenile Rehabilitation Counselor Assistant, four salary 33 ranges (approximately 10 percent); 34 35 (qq) Juvenile Rehabilitation Resident Counselor, four salary 36 ranges (approximately 10 percent); (rr) Juvenile Rehabilitation Supervisor, four salary ranges 37 38 (approximately 10 percent); 39 (ss) Library & Archival Professional 1, two salary ranges 40 (approximately 5 percent);

1 (tt) Library & Archival Professional 2, two salary ranges 2 (approximately 5 percent); 3 (uu) Library & Archives Paraprofessional 2, two salary ranges (approximately 5 percent); 4 5 (vv) Library & Archives Paraprofessional 4, one salary range 6 (approximately 2.5 percent); (ww) Licensed Practical Nurse 2, two salary ranges (approximately 7 5 percent); 8 9 (xx) Licensed Practical Nurse 4, two salary ranges (approximately 10 5 percent); 11 (yy) Maintenance Mechanic 1, two salary ranges (approximately 5 12 percent); (zz) Maintenance Mechanic 2, two salary ranges (approximately 5 13 14 percent); (aaa) Maintenance Mechanic 3, two salary ranges (approximately 5 15 16 percent); 17 (bbb) Maintenance Mechanic 4, two salary ranges (approximately 5 18 percent); (ccc) Maintenance Specialist 4, two salary ranges (approximately 19 20 5 percent); 21 (ddd) Maintenance Specialist 5, two salary ranges (approximately 22 5 percent); (eee) Medical Assistant, six salary ranges (approximately 15 23 24 percent); 25 (fff) Mental Health Technician 1, salary two ranges 26 (approximately 5 percent); 27 (ddd) Mental Health Technician 2, two salary ranges 28 (approximately 5 percent); 29 (hhh) Mental Health Technician 3, salary two ranges (approximately 5 percent); 30 31 (iii) Nursing Assistant Lead, six salary ranges (approximately 15 32 percent); Nursing Assistant, four salary ranges (approximately 10 33 (jjj) 34 percent); 35 (kkk) Nursing Assistant, six salary ranges (approximately 15 36 percent); Office Assistant 2, two salary ranges (approximately 5 37 (111)38 percent); 39 Office Assistant 3, two salary ranges (approximately 5 (mmm) 40 percent);

1 (nnn) Office Assistant Lead, two salary ranges (approximately 5 2 percent); 3 (000) Office Manager, four salary ranges (approximately 10 4 percent); 5 Office Support Supervisor 1, salary (ppp) two ranges 6 (approximately 5 percent); 7 Office Support Supervisor 2, (aaa) five salary ranges (approximately 12.5 percent); 8 Painter Supervisor, two salary ranges (approximately 5 9 (rrr) percent); 10 11 (sss) Plumber/Pipefitter/Steamfitter Supervisor, two salary 12 ranges (approximately 5 percent); (ttt) Procurement & Supply Specialist 1, four salary ranges 13 14 (approximately 10 percent); 15 (uuu) Procurement & Supply Specialist 2, four salary ranges 16 (approximately 10 percent); 17 (vvv) Procurement & Supply Specialist 3, four salary ranges 18 (approximately 10 percent); 19 (www) Procurement & Supply Specialist 4, four salary ranges 20 (approximately 10 percent); 21 (xxx) Psychiatric Child Care Counselor 1, two salary ranges (approximately 5 percent); 22 23 (yyy) Psychiatric Child Care Counselor 2, two salary ranges 24 (approximately 5 percent); 25 (zzz) Psychiatric Child Care Counselor 3, two salary ranges 26 (approximately 5 percent); 27 Psychiatric Security Attendant, two (aaaa) salary ranges 28 (approximately 5 percent); 29 (bbbb) Registered Nurse 1, two salary ranges (approximately 5 30 percent); 31 (cccc) Registered Nurse 3, two salary ranges (approximately 5 32 percent); 33 (dddd) Residential Rehabilitation Counselor 2, two salary ranges 34 (approximately 5 percent); (eeee) Residential Rehabilitation Counselor 3, two salary ranges 35 36 (approximately 5 percent); 37 (ffff) Residential Rehabilitation Counselor 4, two salary ranges 38 (approximately 5 percent); 39 (gggg) Secretary Lead, three salary ranges (approximately 7.5 40 percent);

1 (hhhh) Secretary Senior, two salary ranges (approximately 5 2 percent); (iiii) Secretary Supervisor, four salary ranges (approximately 10 3 4 percent); 5 (jjjj) Social Service Specialist 1, salary two ranges 6 (approximately 5 percent); 7 Social Service Specialist 2, (kkkk) two salary ranges (approximately 5 percent); 8 Social 9 (1111)Service Specialist 3, two salary ranges (approximately 5 percent); 10 11 (mmmm) Social Service Specialist 4, salary ranges two 12 (approximately 5 percent); (nnnn) Social Service Training Specialist, two salary ranges 13 14 (approximately 5 percent); 15 Tort Claims Investigator 1, three (0000)salary ranges 16 (approximately 7.5 percent); 17 (pppp) Warehouse Operator 2, two salary ranges (approximately 5 18 percent); 19 (qqqq) Warehouse Operator 3, two salary ranges (approximately 5 20 percent); and 21 (rrrr) Warehouse Operator 4, two salary ranges (approximately 5 22 percent). 23 NEW SECTION. Sec. 723. A new section is added to 2021 c 334

23 <u>NEW SECTION.</u> Sec. 725. A new section is added to 2021 C . 24 (uncodified) to read as follows:

25 FOR THE OFFICE OF FINANCIAL MANAGEMENT—WASHINGTON PUBLIC EMPLOYEES
26 ASSOCIATION—GENERAL GOVERNMENT

27	General Fund—State Appropriation (FY 2023)	\$312,000
28	General Fund—Federal Appropriation	. \$80,000
29	Other Appropriated Funds	\$297 , 000
30	TOTAL APPROPRIATION	\$689,000

31 The appropriations in this section are subject to the following 32 conditions and limitations:

(1) Funding is provided solely for providing base range pay increases in the event an agreement is reached with the Washington public employees association—general government and included in section 928 of this act. Expenditure of the amounts provided for this purpose is contingent upon execution of an appropriate memorandum of understanding between the governor or the governor's designee and the 1 exclusive bargaining representative, consistent with the terms of 2 this section. Appropriations for state agencies are increased by the 3 amounts specified in OFM document 2022-01, dated December 16, 2021, 4 to fund the provisions of this section upon execution of the 5 memorandum of understanding.

6 (2) Washington general service job classifications to receive 7 base pay increases within this section are:

8 (a) Administrative Assistant 3, one salary range (approximately
9 2.5 percent);

10 (b) Equipment Operator 2, two salary ranges (approximately 5 11 percent);

12 (c) Equipment Operator Lead, one salary range (approximately 2.5 13 percent);

14 (d) Fiscal Analyst 1, four salary ranges (approximately 10
15 percent);

16 (e) Fiscal Analyst 2, four salary ranges (approximately 10
17 percent);

18 (f) Fiscal Analyst 3, four salary ranges (approximately 10 19 percent);

20 (g) Fiscal Analyst 4, four salary ranges (approximately 10 21 percent);

22 (h) Fiscal Analyst 5, two salary ranges (approximately 5 23 percent);

24 (i) Fiscal Technician 2, two salary ranges (approximately 5 25 percent);

26 (j) Fiscal Technician 3, two salary ranges (approximately 5 27 percent);

(k) Fiscal Technician Lead, three salary ranges (approximately7.5 percent);

30 (1) Fiscal Technician Supervisor, two salary ranges 31 (approximately 5 percent);

32 (m) Food Service Manager 2, five salary ranges (approximately 33 12.5 percent);

34 (n) Investigator 2, three salary ranges (approximately 7.5 35 percent);

36 (0) Investigator 3, three salary ranges (approximately 7.5 37 percent);

38 (p) Maintenance Mechanic 1, two salary ranges (approximately 5 39 percent);

1 (q) Maintenance Mechanic 2, two salary ranges (approximately 5 2 percent); 3 (r) Maintenance Mechanic 3, two salary ranges (approximately 5 4 percent); (s) Maintenance Mechanic 4, two salary ranges (approximately 5 5 6 percent); 7 (t) Natural Resource Investigator, three salary ranges 8 (approximately 7.5 percent); (u) Office Assistant 2, two salary ranges (approximately 5 9 percent); 10 11 (v) Office Assistant 3, two salary ranges (approximately 5 12 percent); 13 (w) Office Assistant Lead, two salary ranges (approximately 5 14 percent); (x) Office Support Supervisor 1, two salary ranges (approximately 15 16 5 percent); 17 (y) Office Support Supervisor 2, five salary ranges (approximately 12.5 percent); 18 (z) Procurement & Supply Specialist 3, four salary ranges 19 20 (approximately 10 percent); 21 (aa) Procurement & Supply Specialist 4, four salary ranges 22 (approximately 10 percent); 23 Secretary Senior, two salary ranges (approximately 5 (bb) 24 percent); 25 (cc) Secretary Supervisor, four salary ranges (approximately 10 26 percent); and 27 (dd) Warehouse Operator 3, two salary ranges (approximately 5 28 percent). 29 NEW SECTION. Sec. 724. A new section is added to 2021 c 334 30 (uncodified) to read as follows: FOR THE OFFICE OF FINANCIAL MANAGEMENT-COALITION OF UNIONS 31 32 General Fund—State Appropriation (FY 2023).....\$682,000 33 General Fund—Federal Appropriation. \$6,000 34 General Fund—Private/Local Appropriation. \$4,000 35 36 37 The appropriations in this section are subject to the following

38 conditions and limitations:

1 (1) Funding is provided solely for providing base range pay increases and recruitment and retention lump sum payments in the 2 event an agreement is reached with the coalition of unions and 3 included in section 928 of this act. Expenditure of the amounts 4 provided for this purpose is contingent upon execution of an 5 6 appropriate memorandum of understanding between the governor or the 7 governor's designee and the exclusive bargaining representative, consistent with the terms of this section. Appropriations for state 8 agencies are increased by the amounts specified in OFM document 9 2022-01, dated December 16, 2021, to fund the provisions of this 10 11 section upon execution of the memorandum of understanding.

12 (2) Washington general service job classifications to receive base pay increases within this section are: 13

(a) Maintenance Mechanic 1, two salary ranges (approximately 5 14 15 percent);

16 (b) Maintenance Mechanic 2, two salary ranges (approximately 5 17 percent);

(c) Maintenance Mechanic 3, two salary ranges (approximately 5 18 percent); 19

(d) Maintenance Mechanic 4, two salary ranges (approximately 5 20 21 percent);

(e) Office Assistant 3, two salary ranges (approximately 5 22 23 percent);

salary ranges (approximately 5 24 (f) Registered Nurse 2, two 25 percent); and

26 (g) Registered Nurse 3, two salary ranges (approximately 5 27 percent).

28 (3) Washington general service job classifications at the department of labor and industries to receive a recruitment and 29 retention lump sum payment within this section are: 30

31

32

(a) Electrical Construction Inspector;

(b) Electrical Construction Inspector Lead;

33 (c) Electrical Inspection Field Supervisor/Technical Specialist; 34 and

(d) Electrical Plans Examiner. 35

(4) This section provides a temporary increase to base salary to 36 the following Washington general service job classifications at the 37 department of labor and industries who are responsible for the 38 39 inspection, plan review, and approval of factory assembled 40 structures. The increase does not apply to other positions allocated

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1 to these classifications that are not performing this work.
2 Washington general service job classifications to receive temporary
3 base pay increases within this section are:

4

(a) Construction Compliance Inspector 2 (2.5 percent);

5 (b) Factory and Mobile Home Plan Examiner (5 percent); and

6 (c) Compliance Specialist Supervisor (10 percent).

7 <u>NEW SECTION.</u> Sec. 725. A new section is added to 2021 c 334 8 (uncodified) to read as follows:

9 FOR THE OFFICE OF FINANCIAL MANAGEMENT—SEIU HEALTHCARE 1199NW

10	General	Fund—State Appropriation (FY 2023)	\$4,897,000
11	General	Fund—Federal Appropriation	\$1,038,000
12		TOTAL APPROPRIATION	\$5,935,000

13 The appropriations in this section are subject to the following 14 conditions and limitations:

(1) Funding is provided solely for providing base range pay 15 increases in the event an agreement is reached with the service 16 17 employees international union healthcare 1199nw and included in section 928 of this act. Expenditure of the amounts provided for this 18 19 purpose is contingent upon execution of an appropriate memorandum of 20 understanding between the governor or the governor's designee and the 21 exclusive bargaining representative, consistent with the terms of 22 this section. Appropriations for state agencies are increased by the amounts specified in OFM document 2022-01, dated December 16, 2021, 23 24 to fund the provisions of this section upon execution of the 25 memorandum of understanding.

(2) Washington general service job classifications to receive
 base pay increases within this section are:

(a) Licensed Practical Nurse 2, two salary ranges (approximately5 percent);

30 (b) Registered Nurse 2, two salary ranges (approximately 5 31 percent);

32 (c) Registered Nurse 3, two salary ranges (approximately 5 33 percent); and

34 (d) Registered Nurse 4, two salary ranges (approximately 5 35 percent).

36 <u>NEW SECTION.</u> Sec. 726. A new section is added to 2021 c 334 37 (uncodified) to read as follows:

1 FOR THE OFFICE OF FINANCIAL MANAGEMENT—TEAMSTERS LOCAL 117

 2
 General Fund—State Appropriation (FY 2023).
 \$3,158,000

 3
 TOTAL APPROPRIATION.
 \$3,158,000

4 The appropriation in this section is subject to the following 5 conditions and limitations:

6 (1) Funding is provided solely for providing base range pay 7 increases in the event an agreement is reached with the international 8 brotherhood of teamsters local 117 and included in section 928 of this act. Expenditure of the amounts provided for this purpose is 9 10 execution of contingent upon an appropriate memorandum of understanding between the governor or the governor's designee and the 11 exclusive bargaining representative, consistent with the terms of 12 13 this section. Appropriations for state agencies are increased by the 14 amounts specified in OFM document 2022-01, dated December 16, 2021, to fund the provisions of this section upon execution of the 15 16 memorandum of understanding.

17 (2) Washington general service job classifications to receive18 base pay increases within this section are:

19 (a) Licensed Practical Nurse 2, two salary ranges (approximately20 5 percent);

(b) Licensed Practical Nurse 4, two salary ranges (approximately 22 5 percent);

23 (c) Maintenance Custodian - Teamsters, two salary ranges 24 (approximately 5 percent);

25 (d) Medical Assistant, six salary ranges (approximately 15 26 percent);

(e) Nursing Assistant Lead, six salary ranges (approximately 15percent);

29 (f) Nursing Assistant, six salary ranges (approximately 15 30 percent);

31 (g) Registered Nurse 1, two salary ranges (approximately 5 32 percent);

33 (h) Registered Nurse 2 - Teamsters, two salary ranges 34 (approximately 5 percent); and

35 (i) Registered Nurse 3 - Teamsters, two salary ranges 36 (approximately 5 percent).

37 <u>NEW SECTION.</u> Sec. 727. A new section is added to 2021 c 334 38 (uncodified) to read as follows:

1 FOR THE OFFICE OF FINANCIAL MANAGEMENT-WFSE HIGHER EDUCATION

2 COMMUNITY COLLEGE COALITION

3	General Fund—State Appropriation (FY 2023)	\$887 , 000
4	Other Appropriated Funds	\$41,000
5	TOTAL APPROPRIATION	\$928,000

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

8 (1) Funding is provided solely for providing base range pay 9 increases in the event an agreement is reached with the Washington 10 federation of state employees community college coalition and 11 included in section 928 of this act. Expenditure of the amounts provided for this purpose is contingent upon execution of an 12 appropriate memorandum of understanding between the governor or the 13 14 governor's designee and the exclusive bargaining representative, consistent with the terms of this section. Appropriations for state 15 16 agencies are increased by the amounts specified in OFM document 2022-01, dated December 16, 2021, to fund the provisions of this 17 18 section upon execution of the memorandum of understanding.

(2) Washington general service job classifications to receivebase pay increases within this section are:

21 (a) Administrative Assistant 3, one salary range (approximately
22 2.5 percent);

23

(b) Custodian 4, one salary range (approximately 2.5 percent);

24 (c) Custodian 5, two salary ranges (approximately 5 percent);

25 (d) Equipment Operator 2, two salary ranges (approximately 5 26 percent);

27 (e) Equipment Technician Lead, two salary ranges (approximately 5 28 percent);

29 (f) Fiscal Analyst 1, four salary ranges (approximately 10 30 percent);

31 (g) Fiscal Analyst 2, four salary ranges (approximately 10 32 percent);

33 (h) Fiscal Analyst 3, four salary ranges (approximately 10 34 percent);

35 (i) Fiscal Analyst 4, four salary ranges (approximately 10 36 percent);

37 (j) Fiscal Analyst 5, two salary ranges (approximately 5 38 percent);

1 (k) Fiscal Technician 2, two salary ranges (approximately 5 2 percent); 3 (1) Fiscal Technician 3, two salary ranges (approximately 5 4 percent); (m) Fiscal Technician Lead, three salary ranges (approximately 5 6 7.5 percent); 7 (n) Food Service Manager 2, five salary ranges (approximately 8 12.5 percent); (o) Food Service Supervisor 2, six salary ranges (approximately 9 15 percent); 10 (p) Library & Archival Professional 1, two salary ranges 11 12 (approximately 5 percent); (q) Library & Archives Paraprofessional 2, two salary ranges 13 14 (approximately 5 percent); 15 (r) Library & Archives Paraprofessional 4, one salary range 16 (approximately 2.5 percent); 17 (s) Maintenance Mechanic 1, two salary ranges (approximately 5 18 percent); 19 (t) Maintenance Mechanic 2, two salary ranges (approximately 5 20 percent); (u) Maintenance Mechanic 3, two salary ranges (approximately 5 21 22 percent); 23 (v) Maintenance Mechanic 4, two salary ranges (approximately 5 24 percent); 25 (w) Maintenance Specialist 4, two salary ranges (approximately 5 26 percent); 27 (x) Office Assistant 2, two salary ranges (approximately 5 28 percent); 29 (y) Office Assistant 3, two salary ranges (approximately 5 30 percent); 31 (z) Office Assistant Lead, two salary ranges (approximately 5 32 percent); 33 (aa) Office Manager, four salary ranges (approximately 10 34 percent); 35 (bb) Office Support Supervisor 1, two salary ranges 36 (approximately 5 percent); five salary ranges Office Support Supervisor 2, 37 (CC) (approximately 12.5 percent); 38 39 (dd) Patient Services Coordinator, six salary ranges 40 (approximately 15 percent);

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1 (ee) Procurement & Supply Specialist 1, four salary ranges 2 (approximately 10 percent); Procurement & Supply Specialist 2, four salary ranges 3 (ff) (approximately 10 percent); 4 (gg) Procurement & Supply Specialist 3, four salary ranges 5 6 (approximately 10 percent); 7 Procurement & Supply Specialist 4, four salary ranges (hh) 8 (approximately 10 percent); Secretary Lead, three salary ranges (approximately 7.5 9 (ii) 10 percent); 11 (jj) Secretary Senior, two salary ranges (approximately 5 12 percent); (kk) Secretary Supervisor, four salary ranges (approximately 10 13 14 percent); and 15 (11) Warehouse Operator 2, two salary ranges (approximately 5 16 percent).

17 <u>NEW SECTION.</u> Sec. 728. A new section is added to 2021 c 334 18 (uncodified) to read as follows:

19 FOR THE OFFICE OF FINANCIAL MANAGEMENT—WPEA HIGHER EDUCATION

20 COMMUNITY COLLEGE COALITION

 21
 General Fund—State Appropriation (FY 2023)....
 \$825,000

 22
 TOTAL APPROPRIATION....
 \$825,000

The appropriation in this section is subject to the following conditions and limitations:

(1) Funding is provided solely for providing base range pay 25 increases in the event an agreement is reached with the Washington 26 27 public employees association community college coalition and included 28 in section 928 of this act. Expenditure of the amounts provided for 29 this purpose is contingent upon execution of an appropriate 30 memorandum of understanding between the governor or the governor's 31 designee and the exclusive bargaining representative, consistent with the terms of this section. Appropriations for state agencies are 32 increased by the amounts specified in OFM document 2022-01, dated 33 34 December 16, 2021, to fund the provisions of this section upon 35 execution of the memorandum of understanding.

36 (2) Washington general service job classifications to receive37 base pay increases within this section are:

1 (a) Administrative Assistant 3, one salary range (approximately 2 2.5 percent); (b) Custodian 4, one salary range (approximately 2.5 percent); 3 (c) Custodian 5, two salary ranges (approximately 5 percent); 4 (d) Fiscal Analyst 1, four salary ranges (approximately 5 10 6 percent); 7 (e) Fiscal Analyst 2, four salary ranges (approximately 10 8 percent); (approximately 9 (f) Fiscal Analyst 3, four salary ranges 10 percent); 10 11 (g) Fiscal Analyst 4, four salary ranges (approximately 10 12 percent); 13 (h) Fiscal Analyst 5, two salary ranges (approximately 5 14 percent); (i) Fiscal Technician 2, two salary ranges (approximately 5 15 16 percent); 17 (j) Fiscal Technician 3, two salary ranges (approximately 5 percent); 18 (k) Fiscal Technician Lead, three salary ranges (approximately 19 20 7.5 percent); 21 (1) Fiscal Technician Supervisor, two salary ranges 22 (approximately 5 percent); 23 (m) Food Service Manager 1, six salary ranges (approximately 15 24 percent); 25 (n) Food Service Manager 5, one salary range (approximately 2.5 26 percent); (o) Food Service Supervisor 2, six salary ranges (approximately 27 28 15 percent); 29 (p) Library & Archives Paraprofessional 2, two salary ranges (approximately 5 percent); 30 31 (q) Library & Archives Paraprofessional 4, one salary range 32 (approximately 2.5 percent); 33 (r) Maintenance Mechanic 1, two salary ranges (approximately 5 34 percent); (s) Maintenance Mechanic 2, two salary ranges (approximately 5 35 36 percent); (t) Maintenance Mechanic 3, two salary ranges (approximately 5 37 38 percent); 39 (u) Maintenance Mechanic 4, two salary ranges (approximately 5 40 percent);

1 (v) Office Assistant 2, two salary ranges (approximately 5 2 percent); 3 (w) Office Assistant 3, two salary ranges (approximately 5 4 percent); 5 (x) Patient Services Representative, six salary ranges 6 (approximately 15 percent); 7 Procurement & Supply Specialist 1, four (V) salary ranges (approximately 10 percent); 8 (z) 9 Procurement & Supply Specialist 2, four salary ranges (approximately 10 percent); 10 11 (aa) Procurement & Supply Specialist 3, four salary ranges 12 (approximately 10 percent); Procurement & Supply Specialist 4, four salary ranges 13 (bb) 14 (approximately 10 percent); 15 (cc) Secretary Lead, three salary ranges (approximately 7.5 16 percent); 17 (dd) Secretary Senior, two salary ranges (approximately 5 18 percent); 19 (ee) Secretary Supervisor, four salary ranges (approximately 10 20 percent); 21 (ff) Warehouse Operator 2, two salary ranges (approximately 5 22 percent); and 23 (gg) Warehouse Operator 3, two salary ranges (approximately 5 24 percent). 25 NEW SECTION. Sec. 729. A new section is added to 2021 c 334 (uncodified) to read as follows: 26 FOR THE OFFICE OF FINANCIAL MANAGEMENT—CENTRAL WASHINGTON UNIVERSITY 27 28 -PSE 29 General Fund—State Appropriation (FY 2023).....\$94,000 30 31 The appropriation in this section is subject to the following 32 conditions and limitations: 33 (1) Funding is provided solely for providing base range pay 34 increases in the event an agreement is reached between Central 35 Washington University and the public school employees and included in 36 section 928 of this act. Expenditure of the amounts provided for this 37 purpose is contingent upon execution of an appropriate memorandum of 38 understanding between the governor or the governor's designee and the

exclusive bargaining representative, consistent with the terms of this section. Appropriations for state agencies are increased by the amounts specified in OFM document 2022-01, dated December 16, 2021, to fund the provisions of this section upon execution of the memorandum of understanding.

6 (2) Washington general service job classifications to receive 7 base pay increases within this section are:

8 (a) Administrative Assistant 3, one salary range (approximately
9 2.5 percent);

10 (b) Fiscal Technician 2, two salary ranges (approximately 5
11 percent);

12 (c) Library & Archives Paraprofessional 2, two salary ranges 13 (approximately 5 percent);

14 (d) Library & Archives Paraprofessional 4, one salary range 15 (approximately 2.5 percent);

16 (e) Medical Assistant, six salary ranges (approximately 15 17 percent);

18 (f) Office Assistant 3, two salary ranges (approximately 5
19 percent);

20 (g) Office Assistant Lead, two salary ranges (approximately 5 21 percent);

22 (h) Patient Services Lead, six salary ranges (approximately 15 23 percent);

24 (i) Patient Services Representative, six salary ranges25 (approximately 15 percent);

26 (j) Registered Nurse 2, two salary ranges (approximately 5 27 percent);

28 (k) Secretary Lead, three salary ranges (approximately 7.5 29 percent);

30 (1) Secretary Senior, two salary ranges (approximately 5 31 percent); and

32 (m) Secretary Supervisor, four salary ranges (approximately 10 33 percent).

34 <u>NEW SECTION.</u> Sec. 730. A new section is added to 2021 c 334 35 (uncodified) to read as follows:

36 FOR THE OFFICE OF FINANCIAL MANAGEMENT—CENTRAL WASHINGTON UNIVERSITY
37 —WFSE

38 General Fund—State Appropriation (FY 2023)......\$28,000

1

2 The appropriation in this section is subject to the following 3 conditions and limitations:

4 (1) Funding is provided solely for providing base range pay 5 increases in the event an agreement is reached between Central Washington University and the Washington federation of state 6 employees and included in section 928 of this act. Expenditure of the 7 amounts provided for this purpose is contingent upon execution of an 8 9 appropriate memorandum of understanding between the governor or the 10 governor's designee and the exclusive bargaining representative, consistent with the terms of this section. Appropriations for state 11 agencies are increased by the amounts specified in OFM document 12 13 2022-01, dated December 16, 2021, to fund the provisions of this section upon execution of the memorandum of understanding. 14

(2) Washington general service job classifications to receivebase pay increases within this section are:

17 (a) Equipment Operator 2, two salary ranges (approximately 5
18 percent);

19 (b) Equipment Technician Lead, two salary ranges (approximately 5 20 percent);

21 (c) Maintenance Mechanic 1, two salary ranges (approximately 5 22 percent);

23 (d) Maintenance Mechanic 2, two salary ranges (approximately 5 24 percent);

25 (e) Maintenance Mechanic 3, two salary ranges (approximately 5 26 percent);

27 (f) Procurement & Supply Specialist 1, four salary ranges 28 (approximately 10 percent);

29 (g) Warehouse Operator 2, two salary ranges (approximately 5 30 percent); and

31 (h) Warehouse Operator 3, two salary ranges (approximately 5 32 percent).

33 <u>NEW SECTION.</u> Sec. 731. A new section is added to 2021 c 334 34 (uncodified) to read as follows:

35 FOR THE OFFICE OF FINANCIAL MANAGEMENT—EASTERN WASHINGTON UNIVERSITY 36 —WFSE

37	General	Fund—	-State	Appropria	ation	(FY	202	3).	•		•	•	•	•	•	\$157,000
38		TOTAL	APPRO	PRIATION.		• •	•••	• •	•	•	•	•	•	•		\$157,000

1 The appropriation in this section is subject to the following 2 conditions and limitations:

3 (1) Funding is provided solely for providing base range pay 4 increases in the event an agreement is reached between Eastern Washington University and the Washington federation of state 5 employees and included in section 928 of this act. Expenditure of the 6 7 amounts provided for this purpose is contingent upon execution of an appropriate memorandum of understanding between the governor or the 8 9 governor's designee and the exclusive bargaining representative, 10 consistent with the terms of this section. Appropriations for state agencies are increased by the amounts specified in OFM document 11 12 2022-01, dated December 16, 2021, to fund the provisions of this 13 section upon execution of the memorandum of understanding.

14 (2) Washington general service job classifications to receive15 base pay increases within this section are:

16 (a) Administrative Assistant 3, one salary range (approximately 17 2.5 percent);

18 (b) Equipment Operator 2, two salary ranges (approximately 5 19 percent);

20 (c) Fiscal Analyst 1, four salary ranges (approximately 10 21 percent);

22 (d) Fiscal Analyst 2, four salary ranges (approximately 10 23 percent);

24 (e) Fiscal Analyst 3, four salary ranges (approximately 10 25 percent);

26 (f) Fiscal Technician 2, two salary ranges (approximately 5 27 percent);

28 (g) Fiscal Technician 3, two salary ranges (approximately 5 29 percent);

30 (h) Fiscal Technician Lead, three salary ranges (approximately 31 7.5 percent);

32 (i) Food Service Manager 1, six salary ranges (approximately 15 33 percent);

34 (j) Food Service Manager 2, five salary ranges (approximately 35 12.5 percent);

36 (k) Food Service Manager 3, five salary ranges (approximately 37 12.5 percent);

38 (1) Food Service Supervisor 2, six salary ranges (approximately 39 15 percent);

1 (m) Library & Archives Paraprofessional 2, two salary ranges 2 (approximately 5 percent); 3 (n) Library & Archives Paraprofessional 4, one salary range (approximately 2.5 percent); 4 (o) Maintenance Mechanic 1, two salary ranges (approximately 5 5 6 percent); 7 (p) Maintenance Mechanic 2, two salary ranges (approximately 5 8 percent); (q) Maintenance Mechanic 3, two salary ranges (approximately 5 9 10 percent); 11 (r) Maintenance Specialist 4, two salary ranges (approximately 5 12 percent); 13 (s) Office Assistant 2, two salary ranges (approximately 5 14 percent); (t) Office Assistant 3, two salary ranges (approximately 5 15 16 percent); 17 (u) Office Assistant Lead, two salary ranges (approximately 5 percent); 18 (v) Office Support Supervisor 1, two salary ranges (approximately 19 5 percent); 20 21 (w) Patient Services Representative, six salary ranges 22 (approximately 15 percent); (x) Procurement & Supply Specialist 3, four salary ranges 23 24 (approximately 10 percent); 25 (y) Secretary Lead, three salary ranges (approximately 7.5 26 percent); 27 (z) Secretary Senior, two salary ranges (approximately 5 28 percent); 29 (aa) Secretary Supervisor, four salary ranges (approximately 10 30 percent); 31 (bb) Warehouse Operator 2, two salary ranges (approximately 5 32 percent); and 33 (cc) Warehouse Operator 4, two salary ranges (approximately 5 34 percent). 35 NEW SECTION. Sec. 732. A new section is added to 2021 c 334 (uncodified) to read as follows: 36 FOR THE OFFICE OF FINANCIAL MANAGEMENT-THE EVERGREEN STATE COLLEGE-37 38 WFSE

 39 General Fund—State Appropriation (FY 2023)....
 \$114,000

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1

2 The appropriation in this section is subject to the following 3 conditions and limitations:

4 (1) Funding is provided solely for providing base range pay 5 increases in the event an agreement is reached between The Evergreen State College and the Washington federation of state employees and 6 included in section 928 of this act. Expenditure of the amounts 7 provided for this purpose is contingent upon execution of an 8 9 appropriate memorandum of understanding between the governor or the 10 governor's designee and the exclusive bargaining representative, consistent with the terms of this section. Appropriations for state 11 agencies are increased by the amounts specified in OFM document 12 13 2022-01, dated December 16, 2021, to fund the provisions of this section upon execution of the memorandum of understanding. 14

(2) Washington general service job classifications to receivebase pay increases within this section are:

17 (a) Administrative Assistant 3, one salary range (approximately
18 2.5 percent);

19 (b) Custodian 4, one salary range (approximately 2.5 percent);

20 (c) Fiscal Analyst 1, four salary ranges (approximately 10 21 percent);

22 (d) Fiscal Analyst 2, four salary ranges (approximately 10 23 percent);

24 (e) Fiscal Analyst 3, four salary ranges (approximately 10 25 percent);

26 (f) Fiscal Analyst 5, two salary ranges (approximately 5 27 percent);

28 (g) Fiscal Technician 2, two salary ranges (approximately 5 29 percent);

30 (h) Fiscal Technician 3, two salary ranges (approximately 5 31 percent);

32 (i) Library & Archives Paraprofessional 2, two salary ranges
 33 (approximately 5 percent);

34 (j) Library & Archives Paraprofessional 4, one salary range 35 (approximately 2.5 percent);

36 (k) Maintenance Mechanic 1, two salary ranges (approximately 5 37 percent);

38 (1) Maintenance Mechanic 2, two salary ranges (approximately 5 39 percent);

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1 (m) Maintenance Mechanic 3, two salary ranges (approximately 5 2 percent); 3 (n) Office Assistant 2, two salary ranges (approximately 5 4 percent); (o) Office Assistant 3, two salary ranges (approximately 5 5 6 percent); 7 (p) Office Assistant Lead, two salary ranges (approximately 5 8 percent); 9 (q) Office Support Supervisor 2, five salary ranges 10 (approximately 12.5 percent); 11 (r) Patient Services Lead, six salary ranges (approximately 15 12 percent); (s) Procurement & Supply Specialist 2, four salary ranges 13 14 (approximately 10 percent); (t) Procurement & Supply Specialist 3, 15 four salary ranges 16 (approximately 10 percent); 17 Secretary Lead, three salary ranges (approximately 7.5 (u) 18 percent); 19 (v) Secretary Senior, two salary ranges (approximately 5 20 percent); and 21 (w) Secretary Supervisor, four salary ranges (approximately 10 22 percent). NEW SECTION. Sec. 733. A new section is added to 2021 c 334 23 24 (uncodified) to read as follows: 25 FOR THE OFFICE OF FINANCIAL MANAGEMENT-WASHINGTON STATE UNIVERSITY-26 INTERNATIONAL UNION OF OPERATING ENGINEERS 27 General Fund—State Appropriation (FY 2023).....\$9,000 28 29 The appropriation in this section is subject to the following 30 conditions and limitations: (1) Funding is provided solely for providing base range pay 31 increases in the event an agreement is reached between the Washington 32 State University and the international union of operating engineers 33 and included in section 928 of this act. Expenditure of the amounts 34 35 provided for this purpose is contingent upon execution of an 36 appropriate memorandum of understanding between the governor or the 37 governor's designee and the exclusive bargaining representative,

consistent with the terms of this section. Appropriations for state

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1 agencies are increased by the amounts specified in OFM document 2 2022-01, dated December 16, 2021, to fund the provisions of this 3 section upon execution of the memorandum of understanding.

4 (2) Washington general service job classifications to receive 5 base pay increases within this section are:

6 (a) Maintenance Mechanic 1, two salary ranges (approximately 5
 7 percent);

8 (b) Maintenance Mechanic 2, two salary ranges (approximately 5 9 percent); and

10 (c) Maintenance Mechanic 3, two salary ranges (approximately 5 11 percent).

12 <u>NEW SECTION.</u> Sec. 734. A new section is added to 2021 c 334 13 (uncodified) to read as follows:

14 FOR THE OFFICE OF FINANCIAL MANAGEMENT—WASHINGTON STATE UNIVERSITY—
15 WFSE

16	General	Fund—State Appropriation	(FY 2023).	• •	•	•••	•	•	• •	\$59 , 000
17		TOTAL APPROPRIATION		•••	•		•	•	•	\$59 , 000

18 The appropriation in this section is subject to the following 19 conditions and limitations:

20 (1) Funding is provided solely for providing base range pay 21 increases in the event an agreement is reached between Washington 22 State University and the Washington federation of state employees and included in section 928 of this act. Expenditure of the amounts 23 24 provided for this purpose is contingent upon execution of an appropriate memorandum of understanding between the governor or the 25 26 governor's designee and the exclusive bargaining representative, consistent with the terms of this section. Appropriations for state 27 28 agencies are increased by the amounts specified in OFM document 29 2022-01, dated December 16, 2021, to fund the provisions of this 30 section upon execution of the memorandum of understanding.

31 (2) Washington general service job classifications to receive32 base pay increases within this section are:

33 (a) Equipment Operator 2, two salary ranges (approximately 5
 34 percent);

35 (b) Food Service Supervisor 2, six salary ranges (approximately 36 15 percent);

37 (c) Maintenance Mechanic 1, two salary ranges (approximately 5 38 percent); 1 (d) Maintenance Mechanic 2, two salary ranges (approximately 5
2 percent);

3 (e) Maintenance Mechanic 3, two salary ranges (approximately 5 4 percent); and

5 (f) Office Assistant 3, two salary ranges (approximately 5 6 percent).

7 <u>NEW SECTION.</u> Sec. 735. A new section is added to 2021 c 334 8 (uncodified) to read as follows:

9 FOR THE OFFICE OF FINANCIAL MANAGEMENT—WESTERN WASHINGTON UNIVERSITY 10 —PSE

 11
 General Fund—State Appropriation (FY 2023).
 \$51,000

 12
 TOTAL APPROPRIATION.
 \$51,000

13 The appropriation in this section is subject to the following 14 conditions and limitations:

(1) Funding is provided solely for providing base range pay 15 16 increases in the event an agreement is reached between Western 17 Washington University and the public school employees bargaining units D and PT and included in section 928 of this act. Expenditure 18 of the amounts provided for this purpose is contingent upon execution 19 20 of an appropriate memorandum of understanding between the governor or 21 the governor's designee and the exclusive bargaining representative, 22 consistent with the terms of this section. Appropriations for state agencies are increased by the amounts specified in OFM document 23 2022-01, dated December 16, 2021, to fund the provisions of this 24 section upon execution of the memorandum of understanding. 25

(2) Washington general service job classifications to receive
 base pay increases within this section are:

28 (a) Administrative Assistant 3, one salary range (approximately
29 2.5 percent);

30 (b) Fiscal Analyst 1, four salary ranges (approximately 10 31 percent);

32 (c) Fiscal Analyst 2, four salary ranges (approximately 10 33 percent);

34 (d) Fiscal Analyst 3, four salary ranges (approximately 10 35 percent);

36 (e) Fiscal Analyst 4, four salary ranges (approximately 10 37 percent);

1 Library & Archival Professional 2, two salary ranges (f) 2 (approximately 5 percent); 3 (g) Library & Archives Paraprofessional 4, one salary range (approximately 2.5 percent); 4 (h) Licensed Practical Nurse 2, two salary ranges (approximately 5 6 5 percent); 7 (i) Medical Assistant, six salary ranges (approximately 15 8 percent); (j) Office Assistant 3, two salary ranges (approximately 5 9 percent); 10 (k) Office Support Supervisor 1, two salary ranges (approximately 11 12 5 percent); (l) Office Support Supervisor 2, five salary 13 ranges 14 (approximately 12.5 percent); (m) Procurement & Supply Specialist 3, four salary ranges 15 16 (approximately 10 percent); 17 (n) Registered Nurse 2, two salary ranges (approximately 5 18 percent); and 19 (o) Registered Nurse 3, two salary ranges (approximately 5 20 percent).

21 <u>NEW SECTION.</u> Sec. 736. A new section is added to 2021 c 334 22 (uncodified) to read as follows:

23 FOR THE OFFICE OF FINANCIAL MANAGEMENT—WESTERN WASHINGTON UNIVERSITY
24 —WFSE

25	General	Fund—	State	Appropria	tic	on	(F	Y 2	2023	3).	•	•	•	•	•	•	•	•	•	\$74 , 000
26		TOTAL	APPRO	PRIATION.	•	•			•							•		•		\$74,000

The appropriation in this section is subject to the following conditions and limitations:

29 (1) Funding is provided solely for providing base range pay 30 increases in the event an agreement is reached between Western 31 Washington University and the Washington federation of state 32 employees bargaining units A, B, and E and included in section 928 of this act. Expenditure of the amounts provided for this purpose is 33 34 contingent upon execution of an appropriate memorandum of 35 understanding between the governor or the governor's designee and the 36 exclusive bargaining representative, consistent with the terms of this section. Appropriations for state agencies are increased by the 37 amounts specified in OFM document 2022-01, dated December 16, 2021, 38

to fund the provisions of this section upon execution of the 1 2 memorandum of understanding. (2) Washington general service job classifications to receive 3 base pay increases within this section are: 4 (a) Administrative Assistant 3, one salary range (approximately 5 6 2.5 percent); 7 (b) Chief Engineer, two salary ranges (approximately 5 percent); (c) Custodian 4, one salary range (approximately 2.5 percent); 8 (d) Fiscal Technician 2, two salary ranges (approximately 5 9 percent); 10 (e) Fiscal Technician 3, two salary ranges (approximately 5 11 12 percent); 13 (f) Library & Archives Paraprofessional 2, two salary ranges 14 (approximately 5 percent); (g) Library & Archives Paraprofessional 4, one salary range 15 16 (approximately 2.5 percent); 17 (h) Maintenance Mechanic 1, two salary ranges (approximately 5 percent); 18 (i) Maintenance Mechanic 2, two salary ranges (approximately 5 19 20 percent); 21 (j) Maintenance Mechanic 3, two salary ranges (approximately 5 22 percent); (k) Maintenance Specialist 4, two salary ranges (approximately 5 23 24 percent); 25 (1) Maintenance Specialist 5, two salary ranges (approximately 5 26 percent); 27 (m) Office Assistant 2, two salary ranges (approximately 5 28 percent); 29 (n) Office Assistant 3, two salary ranges (approximately 5 30 percent); 31 (o) Office Assistant Lead, two salary ranges (approximately 5 32 percent); 33 (p) Painter Supervisor, two salary ranges (approximately 5 34 percent); 35 (q) Patient Services Coordinator, six salary ranges 36 (approximately 15 percent); (r) Patient Services Lead, six salary ranges (approximately 15 37 percent); 38 39 (s) Patient Services Representative, six salary ranges 40 (approximately 15 percent);

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(t) Plumber/Pipefitter/Steamfitter Supervisor, two salary ranges
 (approximately 5 percent);

3 (u) Procurement & Supply Support Specialist 3, four salary ranges
4 (approximately 10 percent);

5 (v) Secretary Lead, three salary ranges (approximately 7.5 6 percent);

7 (w) Secretary Senior, two salary ranges (approximately 5 8 percent);

9 (x) Warehouse Operator 2, two salary ranges (approximately 5 10 percent); and

11 (y) Warehouse Operator 3, two salary ranges (approximately 5 12 percent).

13 <u>NEW SECTION.</u> Sec. 737. A new section is added to 2021 c 334 14 (uncodified) to read as follows:

15 FOR THE OFFICE OF FINANCIAL MANAGEMENT—YAKIMA VALLEY COMMUNITY

- 16 COLLEGE—WPEA
- 17
 General Fund—State Appropriation (FY 2023).....\$69,000

 18
 TOTAL APPROPRIATION.....\$69,000

19 The appropriation in this section is subject to the following 20 conditions and limitations:

(1) Funding is provided solely for providing base range pay 21 22 increases in the event an agreement is reached between Yakima Valley 23 Community College and the Washington public employees association and 24 included in section 928 of this act. Expenditure of the amounts 25 provided for this purpose is contingent upon execution of an 26 appropriate memorandum of understanding between the governor or the 27 governor's designee and the exclusive bargaining representative, consistent with the terms of this section. Appropriations for state 28 29 agencies are increased by the amounts specified in OFM document 2022-01, dated December 16, 2021, to fund the provisions of this 30 31 section upon execution of the memorandum of understanding.

32 (2) Washington general service job classifications to receive33 base pay increases within this section are:

34 (a) Administrative Assistant 3, one salary range (approximately35 2.5 percent);

- 36 (b) Chief Engineer, two salary ranges (approximately 5 percent);
- 37 (c) Custodian 4, one salary range (approximately 2.5 percent);

1 (d) Fiscal Technician 2, two salary ranges (approximately 5 2 percent); 3 (e) Fiscal Technician 3, two salary ranges (approximately 5 4 percent); (f) Library & Archives Paraprofessional 2, two salary ranges 5 (approximately 5 percent); 6 7 (q) Library & Archives Paraprofessional 4, one salary range (approximately 2.5 percent); 8 (h) Maintenance Mechanic 1, two salary ranges (approximately 5 9 percent); 10 11 (i) Maintenance Mechanic 2, two salary ranges (approximately 5 12 percent); (j) Maintenance Mechanic 3, two salary ranges (approximately 5 13 14 percent); 15 (k) Maintenance Specialist 4, two salary ranges (approximately 5 16 percent); 17 (1) Maintenance Specialist 5, two salary ranges (approximately 5 18 percent); 19 (m) Office Assistant 2, two salary ranges (approximately 5 20 percent); 21 (n) Office Assistant 3, two salary ranges (approximately 5 22 percent); 23 (o) Office Assistant Lead, two salary ranges (approximately 5 24 percent); 25 (p) Painter Supervisor, two salary ranges (approximately 5 26 percent); 27 (q) Patient Services Coordinator, six salary ranges 28 (approximately 15 percent); (r) Patient Services Lead, six salary ranges (approximately 15 29 percent); 30 31 (s) Patient Services Representative, salary six ranges 32 (approximately 15 percent); 33 (t) Plumber/Pipefitter/Steamfitter Supervisor, two salary ranges (approximately 5 percent); 34 (u) Procurement & Supply Support Specialist 3, four salary ranges 35 36 (approximately 10 percent); (v) Secretary Lead, three salary ranges (approximately 7.5 37 38 percent); 39 Secretary Senior, two salary ranges (approximately 5 (w) 40 percent);

(x) Warehouse Operator 2, two salary ranges (approximately 5
 percent); and

3 (y) Warehouse Operator 3, two salary ranges (approximately 5
4 percent).

NEW SECTION. Sec. 738. A new section is added to 2021 c 334 5 (uncodified) to read as follows: 6 TARGETED JOB CLASSIFICATION INCREASES NONREPRESENTED EMPLOYEES 7 General Fund—State Appropriation (FY 2023).... \$2,978,000 8 9 10 General Fund—Private/Local Appropriation. \$16,000 11 12 13 The appropriations in this section are subject to the following 14 conditions and limitations: (1) Funding is provided solely for providing base wage increases 15 16 to state agency employees and employees of institutions of higher 17 education, who are not represented or who bargain under statutory authority other than chapter 41.80 or 47.64 RCW or RCW 41.56.473 or 18

19 41.56.475. Appropriations for state agencies are increased by the 20 amounts specified in OFM document 2022-01, dated December 16, 2021, 21 to fund the provisions of this section.

(2) Washington general service job classifications to receivebase pay increases within this section are:

(a) Administrative Assistant 3, one base range (approximately 2.5percent);

26 (b) AGO Investigator/Analyst Supervisor, two base ranges 27 (approximately 5 percent);

28 (c) AGO Investigator/Analyst, two base ranges (approximately 5 29 percent);

30 (d) AGO Senior Investigator/Analyst, two base ranges 31 (approximately 5 percent);

32 (e) Classification Counselor 2, seven base ranges (approximately33 17.5 percent);

34 (f) Cook, AC, six base ranges (approximately 15 percent);

35 (g) Corrections & Custody Officer 2, three base ranges 36 (approximately 7.5 percent);

37 (h) Corrections & Custody Officer 3, three base ranges 38 (approximately 7.5 percent);

1 (i) Custodian 4, one base range (approximately 2.5 percent); (j) Custodian 5, two base ranges (approximately 5 percent); 2 3 (k) Developmental Disability Case/Resource Manager, two base ranges (approximately 5 percent); 4 (1) Developmental Disability Administrator, one 5 base range 6 (approximately 2.5 percent); 7 (m) Equipment Operator 2, two base ranges (approximately 5 8 percent); 9 (n) Equipment Operator Lead, one base range (approximately 2.5 10 percent); 11 (o) Equipment Technician Lead, two base ranges (approximately 5 12 percent); 13 (p) Fiscal Analyst 1, four base ranges (approximately 10 14 percent); (approximately 15 (q) Fiscal Analyst 2, four base ranges 10 percent); 16 17 (r) Fiscal Analyst four (approximately 3, base ranges 10 percent); 18 19 (s) Fiscal Analyst 4, four base ranges (approximately 10 20 percent); 21 (t) Fiscal Analyst 5, two base ranges (approximately 5 percent); 22 (u) Fiscal Technician 2, two base ranges (approximately 5 23 percent); 24 (v) Fiscal Technician 3, two base ranges (approximately 5 25 percent); 26 (w) Fiscal Technician Lead, three base ranges (approximately 7.5 27 percent); (x) Food Service Manager 1, six base ranges (approximately 15 28 29 percent); (y) Food Service Manager 2, five base ranges (approximately 12.5 30 31 percent); 32 (z) Food Service Manager 3, five base ranges (approximately 12.5 33 percent); (aa) Food Service Manager 4, three base ranges (approximately 7.5 34 35 percent); 36 (bb) Food Service Manager 5, one base range (approximately 2.5 37 percent); (cc) Food Service Supervisor 2, six base ranges (approximately 15 38 39 percent)

(dd) Health Care Investigator 4, one base range (approximately 1 2 2.5 percent); (ee) Investigator 2, three base ranges (approximately 7.5 3 4 percent); 5 (ff) Investigator 3, three base ranges (approximately 7.5 6 percent); 7 (approximately 7.5 (dd) Investigator 4, three base ranges 8 percent); 9 (hh) Library & Archival Professional ranges 1, two base (approximately 5 percent); 10 11 (ii) Library & Archival Professional 2, base two ranges 12 (approximately 5 percent); (jj) Library & Archives Paraprofessional 2, two base ranges 13 14 (approximately 5 percent); (kk) Library & Archives Paraprofessional 3, one base range 15 16 (approximately 2.5 percent); 17 (11) Licensed Practical Nurse 4, two base ranges (approximately 5 percent); 18 19 (mm) Maintenance Custodian, two base ranges (approximately 5 20 percent); 21 (nn) Maintenance Mechanic 1, two base ranges (approximately 5 22 percent) (oo) Maintenance Mechanic 2, two base ranges (approximately 5 23 24 percent); 25 (pp) Maintenance Mechanic 4, two base ranges (approximately 5 26 percent); (qq) Maintenance Specialist 4, two base ranges (approximately 5 27 percent); 28 29 (rr) Maintenance Specialist 5, two base ranges (approximately 5 30 percent); 31 (ss) Medical Assistant, six base ranges (approximately 15 32 percent); 33 (tt) Mental Health Technician 1, two base ranges (approximately 5 34 percent); (uu) Mental Health Technician 2, two base ranges (approximately 5 35 36 percent); (vv) Mental Health Technician 3, two base ranges (approximately 5 37 38 percent); 39 (ww) Office Assistant 2, two base ranges (approximately 5 40 percent);

1 (xx) Office Assistant 3, two base ranges (approximately 5 2 percent); 3 (yy) Office Assistant Lead, two base ranges (approximately 5 4 percent); (zz) Office Manager, four base ranges (approximately 10 percent); 5 6 (aaa) Office Support Supervisor 1, two base ranges (approximately 7 5 percent); (bbb) Office Support Supervisor five 8 2, base ranges 9 (approximately 12.5 percent); Office Support Supervisor 3, four 10 (CCC) base ranges 11 (approximately 10 percent); 12 Patient Services Coordinator, (ddd) six base ranges 13 (approximately 15 percent); 14 (eee) Patient Services Lead, six base ranges (approximately 15 15 percent); 16 (fff) Patient Services Representative, six base ranges 17 (approximately 15 percent); 18 (ggg) Procurement & Supply Specialist 1, four base ranges 19 (approximately 10 percent); 20 (hhh) Procurement & Supply Specialist 2, four base ranges 21 (approximately 10 percent); (iii) Procurement & Supply Specialist 22 3, four base ranges 23 (approximately 10 percent); 24 (jjj) Procurement & Supply Specialist 4, four base ranges 25 (approximately 10 percent); 26 (kkk) Psychiatric Security Attendant, two base ranges 27 (approximately 5 percent); 28 (111) Registered Nurse 1, two base ranges (approximately 5 29 percent); Registered Nurse (approximately 30 (mmm) 2, two base ranges 5 31 percent); 32 (approximately (nnn) Registered Nurse 3, two base ranges 5 33 percent); Registered Nurse 4, two 34 (000) ranges (approximately 5 base 35 percent); 36 (ppp) Secretary Lead, three base ranges (approximately 7.5 37 percent); 38 Senior, two ranges (approximately 5 (ddd) Secretary base 39 percent);

1 (rrr) Secretary Supervisor, four base ranges (approximately 10 2 percent); (sss) Social Service Specialist 3, two base ranges (approximately 3 4 5 percent); (ttt) Social Service Specialist 5, two base ranges (approximately 5 6 5 percent); 7 Social Service Training Specialist, two base ranges (uuu) (approximately 5 percent); 8 (vvv) Tort Claims Investigator 2, one base range (approximately 9 2.5 percent); 10 11 (www) Warehouse Operator 2, two base ranges (approximately 5 12 percent); 13 (xxx) Warehouse Operator 3, two base ranges (approximately 5 14 percent); and 15 (yyy) Warehouse Operator 4, two base ranges (approximately 5 16 percent).

17 <u>NEW SECTION.</u> Sec. 739. A new section is added to 2021 c 334 18 (uncodified) to read as follows:

19 FOR THE OFFICE OF FINANCIAL MANAGEMENT—TRIBAL GOVERNMENT ASSISTANCE

 20
 General Fund—State Appropriation (FY 2022)....
 \$400,210

 21
 TOTAL APPROPRIATION....
 \$400,210

22 The appropriation in this section is subject to the following 23 conditions and limitations: The appropriation in this section is provided solely for the office of financial management to distribute 24 to tribes with police officers certified through the criminal justice 25 training commission pursuant to RCW 43.101.157 to assist with one-26 time costs related to law enforcement and criminal justice related 27 28 legislation enacted between January 1, 2020, and June 30, 2021. 29 Distributions shall be made according to OFM document 2022-2 dated 30 December 16, 2021.

31 <u>NEW SECTION.</u> Sec. 740. 2021 c 334 s 749 (uncodified) is 32 repealed.

33 <u>NEW SECTION.</u> Sec. 741. 2021 c 334 s 752 (uncodified) is 34 repealed.

1 Sec. 742. 2021 c 334 s 753 (uncodified) is amended to read as 2 follows:

3 FOR THE OFFICE OF FINANCIAL MANAGEMENT—CORONAVIRUS RELIEF FUNDS

 4
 General Fund—Federal Appropriation.
 \$280,000,000

 5
 TOTAL APPROPRIATION.
 \$280,000,000

6 The appropriation in this section is subject to the following 7 conditions and limitations: The entire general fund-federal appropriation (CRF) is provided solely to the office of financial 8 management for ((allotment)) allocation to state agencies for costs 9 10 eligible to be paid from the coronavirus relief fund created by 11 section 5001, the coronavirus aid, relief, and economic security act, 12 P.L. 116-136, division A and where funding is provided elsewhere in 13 this act for those costs using a funding source other than the 14 coronavirus relief fund. For any agency receiving an ((allotment)) 15 allocation under this section, the office must place an equal amount of the agency's state or other federal source appropriation authority 16 17 in unallotted reserve status, and those amounts may not be expended. 18 In determining the use of amounts appropriated in this section, the office of financial management shall prioritize the preservation of 19 20 state general fund moneys and federal state fiscal recovery fund 21 moneys. The office must report on the use of the amounts appropriated 22 in this section to the fiscal committees of the legislature monthly 23 until all coronavirus relief fund moneys are expended or the 24 unexpended moneys returned to the federal government, whichever is 25 earlier.

26 <u>NEW SECTION.</u> Sec. 743. A new section is added to 2021 c 334 27 (uncodified) to read as follows:

28 FOR THE STATE TREASURER—COST OF SUPERVISION ACCOUNT

29Cost of Supervision Account—State Appropriation.\$1,449,00030TOTAL APPROPRIATION.\$1,449,000

The appropriation in this section is subject to the following conditions and limitations: The state treasurer shall transfer the entire balance of the cost of supervision account created in RCW 72.11.040 to the general fund upon the enactment of House/Senate Bill No. . . (Z-0406.2/22) (concerning the cost of supervision).

36 <u>NEW SECTION.</u> Sec. 744. A new section is added to 2021 c 334 37 (uncodified) to read as follows:

1 COMPENSATION AND BENEFITS

_	
2	General Fund—State Appropriation (FY 2023)\$2,622,000
3	State Health Care Authority Administrative
4	Account—State Appropriation
5	Performance Audits of Government
6	Account—State Appropriation
7	Department of Retirement Systems Expense
8	Account—State Appropriation \$84,000
9	TOTAL APPROPRIATION
10	The appropriations in this section are subject to the following
11	conditions and limitations: Funding is provided for retirement
12	contributions for legislative branch employees, as shown in OFM
13	document 2022-3 dated December 16, 2021.
14	NEW SECTION. Sec. 745. A new section is added to 2021 c 334
14 15	NEW SECTION. Sec. 745. A new section is added to 2021 c 334 (uncodified) to read as follows:
15	(uncodified) to read as follows:
15 16	(uncodified) to read as follows: CENTRAL SERVICE CHARGES
15 16 17	(uncodified) to read as follows: CENTRAL SERVICE CHARGES General Fund—State Appropriation (FY 2022)\$13,000
15 16 17 18	<pre>(uncodified) to read as follows: CENTRAL SERVICE CHARGES General Fund—State Appropriation (FY 2022)\$13,000 General Fund—State Appropriation (FY 2023)\$1,018,000</pre>
15 16 17 18 19	<pre>(uncodified) to read as follows: CENTRAL SERVICE CHARGES General Fund—State Appropriation (FY 2022)\$13,000 General Fund—State Appropriation (FY 2023)\$1,018,000 Performance Audits of Government</pre>
15 16 17 18 19 20	<pre>(uncodified) to read as follows: CENTRAL SERVICE CHARGES General Fund—State Appropriation (FY 2022)\$13,000 General Fund—State Appropriation (FY 2023)\$1,018,000 Performance Audits of Government Account—State Appropriation\$60,000</pre>
15 16 17 18 19 20 21	<pre>(uncodified) to read as follows: CENTRAL SERVICE CHARGES General Fund—State Appropriation (FY 2022)\$13,000 General Fund—State Appropriation (FY 2023)\$1,018,000 Performance Audits of Government Account—State Appropriation\$60,000 Department of Retirement Systems Expense</pre>
15 16 17 18 19 20 21 22	<pre>(uncodified) to read as follows: CENTRAL SERVICE CHARGES General Fund—State Appropriation (FY 2022)\$13,000 General Fund—State Appropriation (FY 2023)\$1,018,000 Performance Audits of Government Account—State Appropriation\$60,000 Department of Retirement Systems Expense Account—State Appropriation\$25,000</pre>
15 16 17 18 19 20 21 22 23	<pre>(uncodified) to read as follows: CENTRAL SERVICE CHARGES General Fund—State Appropriation (FY 2022)\$13,000 General Fund—State Appropriation (FY 2023)\$1,018,000 Performance Audits of Government Account—State Appropriation\$60,000 Department of Retirement Systems Expense Account—State Appropriation\$25,000 TOTAL APPROPRIATION\$1,116,000</pre>

(End of part)

27 shown in OFM document 2022-4 dated December 16, 2021.

1	PART VIII
2	OTHER TRANSFERS AND APPROPRIATIONS
2	
3	Sec. 801. 2021 c 334 s 801 (uncodified) is amended to read as
4	follows:
5	FOR THE STATE TREASURER-STATE REVENUES FOR DISTRIBUTION
6 7	General Fund Appropriation for fire insurance premium distributions
8	
o 9	<u>\$12,107,000</u> General Fund Appropriation for prosecuting attorney
9 10	distributions
11	\$7,975,000
12	General Fund Appropriation for boating safety and
13	education distributions
14	\$6,395,000
15	General Fund Appropriation for public utility
16	district excise tax distributions ((\$66,759,000))
17	\$67,270,000
18	Death Investigations Account Appropriation for
19	distribution to counties for publicly funded
20	autopsies
21	Aquatic Lands Enhancement Account Appropriation for
22	harbor improvement revenue distributions \$140,000
23	Timber Tax Distribution Account Appropriation for
24	distribution to "timber" counties ((\$73,911,000))
25	<u>\$77,026,000</u>
26	County Criminal Justice Assistance Appropriation ((\$114,428,000))
27	<u>\$115,551,000</u>
28	Municipal Criminal Justice Assistance Appropriation. ((\$45,073,000))
29	<u>\$45,786,000</u>
30	City-County Assistance Appropriation \$39,939,000
31	Liquor Excise Tax Account Appropriation for liquor
32	excise tax distribution
33	Columbia River Water Delivery Account Appropriation
34	for the Confederated Tribes of the Colville
35	Reservation
36	<u>\$8,680,000</u>
37	Columbia River Water Delivery Account Appropriation
38	for the Spokane Tribe of Indians
39	<u>\$6,028,000</u>
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1	Liquor Revolving Account Appropriation for liquor
2	profits distribution
3	General Fund Appropriation for other tax
4	distributions
5	<u>\$102,000</u>
6	General Fund Appropriation for Marijuana Excise Tax
7	distributions
8	General Fund Appropriation for Habitat Conservation
9	Program distributions
10	General Fund Appropriation for payment in lieu of
11	taxes to counties under Department of Fish and
12	Wildlife Program
13	Puget Sound Taxpayer Accountability Account
14	Appropriation for distribution to counties in
15	amounts not to exceed actual deposits into the
16	account and attributable to those counties'
17	share pursuant to RCW 43.79.520 ((\$33,460,000))
18	<u>\$51,983,000</u>
19	Manufacturing and Warehousing Job Centers Account
20	Appropriation for distribution to local taxing
21	jurisdictions to mitigate the unintended
22	revenue redistributions effect of sourcing law
23	changes pursuant to Engrossed Substitute House
24	Bill No. 1521 (warehousing & manufacturing
25	jobs). ((If Engrossed Substitute House
26	Bill No. 1521 (warehousing &
27	manufacturing jobs) is not enacted by
28	June 30, 2021, this distribution is
29	null and void.))
30	TOTAL APPROPRIATION
31	<u>\$679,579,000</u>
32	The total expenditures from the state treasury under the
33	appropriations in this section shall not exceed the funds available
34	under statutory distributions for the stated purposes.
35	Sec. 802. 2021 c 334 s 802 (uncodified) is amended to read as
36	follows:
37	FOR THE STATE TREASURER—FOR THE COUNTY CRIMINAL JUSTICE ASSISTANCE

FOR THE STATE TREASURER—FOR THE COUNTY CRIMINAL JUSTICE ASSISTANCE
 ACCOUNT

1	Impaired Driving Safety Appropriation	((\$2,551,000))
2		<u>\$2,041,000</u>
3	TOTAL APPROPRIATION	((\$2,551,000))
4		<u>\$2,041,000</u>

The appropriation in this section is subject to the following 5 conditions and limitations: The amount appropriated in this section 6 shall be distributed guarterly during the 2021-2023 fiscal biennium 7 in accordance with RCW 82.14.310. This funding is provided to 8 9 counties for the costs of implementing criminal justice legislation including, but not limited to: Chapter 206, Laws of 1998 (drunk 10 driving penalties); chapter 207, Laws of 1998 (DUI penalties); 11 chapter 208, Laws of 1998 (deferred prosecution); chapter 209, Laws 12 13 of 1998 (DUI/license suspension); chapter 210, Laws of 1998 (ignition 14 interlock violations); chapter 211, Laws of 1998 (DUI penalties); chapter 212, Laws of 1998 (DUI penalties); chapter 213, Laws of 1998 15 16 (intoxication levels lowered); chapter 214, Laws of 1998 (DUI 17 penalties); and chapter 215, Laws of 1998 (DUI provisions).

18 Sec. 803. 2021 c 334 s 803 (uncodified) is amended to read as 19 follows:

The appropriation in this section is subject to the following 25 26 conditions and limitations: The amount appropriated in this section 27 shall be distributed quarterly during the 2021-2023 fiscal biennium to all cities ratably based on population as last determined by the 28 office of financial management. The distributions to any city that 29 substantially decriminalizes or repeals its criminal code after July 30 1, 1990, and that does not reimburse the county for costs associated 31 32 with criminal cases under RCW 3.50.800 or 3.50.805(2), shall be made to the county in which the city is located. This funding is provided 33 34 to cities for the costs of implementing criminal justice legislation including, but not limited to: Chapter 206, Laws of 1998 (drunk 35 driving penalties); chapter 207, Laws of 1998 36 (DUI penalties); 37 chapter 208, Laws of 1998 (deferred prosecution); chapter 209, Laws 38 of 1998 (DUI/license suspension); chapter 210, Laws of 1998 (ignition

interlock violations); chapter 211, Laws of 1998 (DUI penalties); 1 2 chapter 212, Laws of 1998 (DUI penalties); chapter 213, Laws of 1998 (intoxication levels lowered); chapter 214, Laws of 1998 (DUI 3 penalties); and chapter 215, Laws of 1998 (DUI provisions). 4 5 Sec. 804. 2021 c 334 s 805 (uncodified) is amended to read as 6 follows: 7 FOR THE STATE TREASURER-TRANSFERS Dedicated Marijuana Account: For transfer to the 8 9 basic health plan trust account, the lesser of the amount determined pursuant to RCW 69.50.540 10 11 or this amount for fiscal year 2022, ((\$255,000,000)) <u>\$261,246,000</u> and this amount 12 13 for fiscal year 2023, ((\$265,000,000)) 14 \$196,752,000....((\$520,000,000))15 \$457,998,000 16 Dedicated Marijuana Account: For transfer to the 17 state general fund, the lesser of the amount determined pursuant to RCW 69.50.540 or this 18 19 amount for fiscal year 2022, ((\$195,000,000)) 20 \$197,503,000 and this amount for fiscal 21 year 2023, ((\$200,000,000)) <u>\$132,301,000</u>.... ((\$395,000,000)) 22 \$329,804,000 23 Tobacco Settlement Account: For transfer to the 24 state general fund, in an amount not to exceed the actual amount of the annual base payment to 25 26 the tobacco settlement account for fiscal year 27 2022....\$90,000,000 Tobacco Settlement Account: For transfer to the 28 29 state general fund, in an amount not to exceed 30 the actual amount of the annual base payment to 31 the tobacco settlement account for fiscal year 32 Tobacco Settlement Account: For transfer to the 33 state general fund, in an amount not to exceed 34 35 the actual amount of the tobacco arbitration 36 payment to the tobacco settlement account, 37 \$11,000,000 for fiscal year 2022 and \$8,000,000 38 State Treasurer's Service Account: For transfer to 39

1 the state general fund, \$5,000,000 for fiscal year 2022 and \$5,000,000 for fiscal year 2023. . . \$10,000,000 2 General Fund: For transfer to the fair fund under 3 RCW 15.76.115, \$2,750,000 for fiscal year 2022 4 and \$2,750,000 for fiscal year 2023. \$5,500,000 5 6 Financial Services Regulation Account: For transfer 7 to the state general fund, \$3,500,000 for fiscal year 2022 and \$3,500,000 for fiscal year 8 9 10 Marine Resources Stewardship Trust Account: For 11 transfer to the aquatic lands enhancement 12 account, up to \$40,000 for fiscal year 2022. \$40,000 Water Pollution Control Revolving Administration 13 14 Account: For transfer to the water pollution 15 control revolving account, \$6,000,000 for fiscal year 2022.... \$6,000,000 16 General Fund: For transfer to the home security 17 18 fund, \$4,500,000 for fiscal year 2022 and 19 \$4,500,000 for fiscal year 2023. \$9,000,000 20 Long-Term Services and Supports Trust Account: For 21 transfer to the general fund as repayment for 22 start-up costs for the long term services 23 program, the lesser of the amount determined by the treasurer for full repayment of the 24 25 \$17,040,000 transferred from the general fund 26 in the 2019-2021 biennium and \$19,618,000 27 transferred from the general fund in fiscal 28 year 2022, which totals \$36,658,000 transferred 29 from the general fund in the 2019-2021 30 biennium and fiscal year 2022 for start-up 31 costs with any related interest, or this amount 32 for fiscal year 2022, \$37,092,000....\$37,092,000 33 Gambling Revolving Account: For transfer to the 34 state general fund as repayment of the loan pursuant to chapter 127, Laws of 2020 (sports 35 36 wagering/compacts), the lesser of the amount determined by the treasurer for full repayment 37 of the \$6,000,000 transferred from the general 38 39 fund in the 2019-2021 fiscal biennium with any related interest, or this amount for fiscal 40

1	year 2023 \$6,500,000
2	School Employees' Insurance Account: For transfer to
3	the general fund as repayment of the remainder
4	of the loans for start costs for the school
5	employees benefit program, ((\$16,587,000))
6	<u>\$15,615,000</u> for fiscal year 2022 ((\$16,587,000))
7	<u>\$15,615,000</u>
8	General Fund: For transfer to the manufacturing and
9	warehousing jobs centers account \$6,750,000 for
10	fiscal year 2022 and \$5,400,000 for fiscal
11	year 2023 pursuant to Engrossed Substitute
12	House Bill No. 1521 (warehousing &
13	manufacturing jobs). ((If Engrossed
14	Substitute House Bill No. 1521
15	(warehousing & manufacturing jobs) is
16	not enacted by June 30, 2021, this
17	transfer is null and void.))
18	General Fund: For transfer to the Washington housing
19	trust fund, \$10,000,000 for fiscal year 2022 \$10,000,000
20	General Fund: For transfer to the forest resiliency
21	account trust fund, \$6,000,000 for fiscal year
22	2022\$6,000,000
23	Streamlined Sales and Use Tax Mitigation Account:
24	<u>For transfer to the general fund, \$3,186,000 or</u>
25	as much thereof that represents the balance in
26	the account for fiscal year 2022 \$3,186,000
27	General Fund: For transfer to the municipal criminal
28	justice assistance account for fiscal year
29	<u>2022</u> \$761,000
30	General Fund: For transfer to the derelict vessel
31	removal account, \$2,500,000 for fiscal year
32	<u>2023</u> \$2,500,000
33	General Fund: For transfer to the wildfire response,
34	forest restoration, and community resilience
35	account, solely for the implementation of
36	<u>chapter 298, Laws of 2021 (2SHB 1168)</u>
37	(long-term forest health), \$87,107,000 for
38	<u>fiscal year 2023</u>
39	General Fund: For transfer to the state drought
40	preparedness and response account, \$4,500,000

1	for fiscal year 2022 and \$4,500,000 for fiscal
2	year 2023
3	General Fund: For transfer to the clean energy
4	transition workforce account, \$24,780,000 for
5	<u>fiscal year 2023 </u>
6	Dedicated Marijuana Account: For transfer to the
7	community reinvestment account-state,
8	<u>\$125,000,000 for fiscal year 2023 \$125,000,000</u>
9	General Fund: For transfer to the budget
10	stabilization account, \$600,000,000 for
11	<u>fiscal year 2022\$600,000</u>

(End of part)

1	PART IX
2	MISCELLANEOUS
3	Sec. 901. 2021 c 334 s 907 (uncodified) is amended to read as
4	follows:
5	COLLECTIVE BARGAINING AGREEMENTS
6	The following sections represent the results of the 2021-2023
7	collective bargaining process required under the provisions of
8	chapters 41.80, 41.56, and 74.39A RCW. In addition, the improved
9	economic and revenue forecast provides the ability to address
10	compensation needs and recognize the hard work and commitment that
11	state employees have shown through the pandemic. Sections 902 through
12	927 and 936 through 939 of this act represent the results of the
13	collective bargaining process from reopening the 2021-2023 contracts
14	for the limited purpose of bargaining over compensation, and are
15	described in general terms. Provisions of the collective bargaining
16	agreements contained in sections 908 through 939 and 943 through 946
17	of this act are described in general terms. Only major economic terms
18	are included in the descriptions. These descriptions do not contain
19	the complete contents of the agreements. The collective bargaining
20	agreements contained in Part IX of this act may also be funded by
21	expenditures from nonappropriated accounts. If positions are funded
22	with lidded grants or dedicated fund sources with insufficient
23	revenue, additional funding from other sources is not provided.
0.4	
24	Sec. 902. 2021 c 334 s 909 (uncodified) is amended to read as
25 26	follows:
26 27	COLLECTIVE BARGAINING AGREEMENT—WFSE
28	(1) An agreement has been reached between the governor and the Washington federation of state employees under the provisions of
29	chapter 41.80 RCW for the 2021-2023 fiscal biennium. Funding is
30	provided to fund the agreement, which does not include wage
31	increases, but does include 24 furlough days for employees in
32	positions that do not require the position to be backfilled.
33	

33 (2) An agreement has been reached between the governor and the 34 Washington federation of state employees under the provisions of 35 chapter 41.80 RCW for fiscal year 2023. The agreement includes and 36 funding is provided for a general wage increase of 3.25 percent for 37 fiscal year 2023 and a lump sum payment for employees who were

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1 employed continuously starting on or before July 1, 2021, through

2 <u>June 30, 2022.</u>

3 Sec. 903. 2021 c 334 s 910 (uncodified) is amended to read as 4 follows:

5 COLLECTIVE BARGAINING AGREEMENT—WAFWP

6 (1) An agreement has been reached between the governor and the 7 Washington association of fish and wildlife professionals under the 8 provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium. 9 Funding is provided to fund the agreement, which does not include 10 wage increases, but does include 24 furlough days for employees in 11 positions that do not require the position to be backfilled.

12 (2) An agreement has been reached between the governor and the 13 Washington association of fish and wildlife professionals under the 14 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement 15 includes and funding is provided for a general wage increase of 3.25 16 percent for fiscal year 2023 and a lump sum payment for employees who 17 were hired before July 1, 2022.

18 Sec. 904. 2021 c 334 s 911 (uncodified) is amended to read as 19 follows:

20 COLLECTIVE BARGAINING AGREEMENT-PTE LOCAL 17

21 (1) An agreement has been reached between the governor and the 22 professional and technical employees local 17 under the provisions of 23 chapter 41.80 RCW for the 2021-2023 fiscal biennium. Funding is 24 provided to fund the agreement, which does not include wage 25 increases, but does include 24 furlough days for employees in 26 positions that do not require the position to be backfilled.

27 (2) An agreement has been reached between the governor and the 28 professional and technical employees local 17 under the provisions of 29 chapter 41.80 RCW for fiscal year 2023. The agreement includes and 30 funding is provided for a general wage increase of 3.25 percent for 31 fiscal year 2023 and a lump sum payment for employees who were 32 employed continuously starting on or before July 1, 2021, through 33 June 30, 2022.

34 Sec. 905. 2021 c 334 s 912 (uncodified) is amended to read as 35 follows:

36 COLLECTIVE BARGAINING AGREEMENT—SEIU HEALTHCARE 1199NW

1 (1) An agreement has been reached between the governor and the 2 service employees international union healthcare 1199nw under the 3 provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium. 4 Funding is provided to fund the agreement, which does not include 5 wage increases, but does include 24 furlough days for employees in 6 positions that do not require the position to be backfilled.

7 (2) An agreement has been reached between the governor and the 8 service employees international union healthcare 1199nw under the 9 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement 10 includes and funding is provided for a general wage increase of 3.25 11 percent for fiscal year 2023 and a retention bonus payable in two 12 equal installments.

13 Sec. 906. 2021 c 334 s 913 (uncodified) is amended to read as 14 follows:

15 COLLECTIVE BARGAINING AGREEMENT—COALITION OF UNIONS

16 (1) An agreement has been reached between the governor and the 17 coalition of unions under the provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium. Funding is provided to fund the agreement, 18 which includes 24 furlough days for employees in positions that do 19 20 not require the position to be backfilled. Funding is also provided 21 for a 2.5 percent wage increase for fiscal year 2022 and a 2.5 percent wage increase for fiscal year 2023 for the department of 22 23 corrections marine vessel operators.

24 (2) An agreement has been reached between the governor and the 25 coalition of unions under the provisions of chapter 41.80 RCW for 26 fiscal year 2023. The agreement includes and funding is provided for 27 a general wage increase of 3.25 percent for fiscal year 2023 and a 28 lump sum payment for employees hired before July 1, 2022.

Sec. 907. 2021 c 334 s 914 (uncodified) is amended to read as follows:

31 COLLECTIVE BARGAINING AGREEMENT—ASSOCIATION OF WASHINGTON ASSISTANT 32 ATTORNEYS GENERAL/WFSE

33 (1) An agreement has been reached between the governor and the 34 association of Washington assistant attorneys general/Washington 35 federation of state employees under the provisions of chapter 41.80 36 RCW for the 2021-2023 fiscal biennium. Funding is provided to fund 37 the agreement, which includes some minor modifications but does not include wage increases. In addition, the agreement includes 24
 furlough days for designated positions.

3 (2) An agreement has been reached between the governor and the 4 association of Washington assistant attorneys general/Washington 5 federation of state employees under the provisions of chapter 41.80 6 RCW for fiscal year 2023. The agreement includes and funding is 7 provided for a general wage increase of 3.25 percent for fiscal year 8 2023 and a longevity lump sum payment.

9 Sec. 908. 2021 c 334 s 915 (uncodified) is amended to read as 10 follows:

11 COLLECTIVE BARGAINING AGREEMENT—WFSE ADMINISTRATIVE LAW JUDGES

12 (1) An agreement has been reached between the governor and the 13 Washington federation of state employees administrative law judges 14 under the provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium. This is the first agreement since the grant of collective 15 16 bargaining rights in the 2020 legislative session. Funding is provided to fund the agreement, which includes the implementation of 17 18 the Washington general government standard progression salary schedule that includes periodic increments that begin July 1, 2022. 19 20 In addition, the agreement includes 24 furlough days for designated 21 positions.

(2) An agreement has been reached between the governor and the Washington federation of state employees administrative law judges under the provisions of chapter 41.80 RCW for fiscal year 2023. The agreement includes and funding is provided for a general wage increase of 3.25 percent for fiscal year 2023 and a lump sum payment for employees hired before July 1, 2022.

28 Sec. 909. 2021 c 334 s 916 (uncodified) is amended to read as 29 follows:

30 COLLECTIVE BARGAINING AGREEMENT—DFW SERGEANTS ASSOCIATION/TEAMSTERS 31 760

<u>(1)</u> An agreement has been reached between the governor and the department of fish and wildlife sergeants association/teamsters 760 under the provisions of chapter 41.56 RCW for the 2021-2023 fiscal biennium. This is the first stand-alone agreement for this unit since its separation from the coalition of unions under chapter 41.80 RCW provided in the 2020 legislative session. Funding is provided to fund the agreement, which does not include wage increases but does allow

1 the agreement to be reopened to negotiate compensation for fiscal 2 year 2023.

3 (2) An agreement has been reached between the governor and the department of fish and wildlife sergeants association/teamsters 760 4 under the provisions of chapter 41.56 RCW for fiscal year 2023. The 5 6 agreement includes and funding is provided for implementing a 7 redesigned classification and compensation structure for the fish and wildlife enforcement classes and payment of educational incentives 8 for employees who have obtained an associate degree (2 percent base 9 10 pay) or bachelor's degree (4 percent base pay).

11 Sec. 910. 2021 c 334 s 917 (uncodified) is amended to read as 12 follows:

13 COLLECTIVE BARGAINING AGREEMENT—FISH AND WILDLIFE ENFORCEMENT

14 OFFICERS GUILD

(1) An agreement has been reached between the governor and the 15 16 fish and wildlife enforcement officers guild through an interest 17 arbitration award under the provisions of chapter 41.56 RCW for the 18 2021-2023 fiscal biennium. This is the first stand-alone agreement for this unit since its separation from the coalition of unions under 19 20 chapter 41.80 RCW provided in the 2020 legislative session. Funding 21 is provided to fund the award, which does not include wage increases but does allow the agreement to be reopened to negotiate base rate of 22 pay for fiscal year 2023. The arbitration award also includes and 23 24 funding is provided for an education incentive for employees who have 25 obtained an associate's degree (2 percent of base pay) or bachelor's 26 degree (4 percent of base pay), increased opportunities to work on holidays and receive holiday pay, and workers compensation top-off 27 pay equivalent to the LEOFF II supplement. Finally, funding is 28 29 provided for an increase in the clothing allowance for qualifying 30 employees by \$100 per year per employee.

31 (2) An agreement has been reached between the governor and the 32 fish and wildlife enforcement officers guild under the provisions of 33 chapter 41.56 RCW for fiscal year 2023. The agreement includes and 34 funding is provided for implementing a redesigned classification and 35 compensation structure of the fish and wildlife enforcement classes.

36 Sec. 911. 2021 c 334 s 918 (uncodified) is amended to read as 37 follows: 1 COLLECTIVE BARGAINING AGREEMENT—WFSE HIGHER EDUCATION COMMUNITY

2 COLLEGE COALITION

3 (1) An agreement has been reached between the governor and the 4 Washington federation of state employees community college coalition 5 under the provisions of chapter 41.80 RCW for the 2021-2023 fiscal 6 biennium. Funding is provided to fund the agreement, which does not 7 include wage increases.

8 (2) An agreement has been reached between the governor and the 9 Washington federation of state employees community college coalition 10 under the provisions of chapter 41.80 RCW for fiscal year 2023. The 11 agreement includes and funding is provided for a general wage 12 increase of 3.25 percent for fiscal year 2023 and a lump sum payment 13 for employees hired before July 1, 2022.

14 Sec. 912. 2021 c 334 s 919 (uncodified) is amended to read as 15 follows:

16 COLLECTIVE BARGAINING AGREEMENT—WPEA HIGHER EDUCATION COMMUNITY

17 COLLEGE COALITION

18 <u>(1)</u> An agreement has been reached between the governor and the 19 Washington public employees association community college coalition 20 under the provisions of chapter 41.80 RCW for the 2021-2023 fiscal 21 biennium. Funding is provided to fund the agreement, which does not 22 include wage increases.

(2) An agreement has been reached between the governor and the Washington public employees association community college coalition under the provisions of chapter 41.80 RCW for fiscal year 2023. The agreement includes and funding is provided for a general wage increase of 3.25 percent for fiscal year 2023 and a lump sum payment for employees hired before July 1, 2022.

29 Sec. 913. 2021 c 334 s 920 (uncodified) is amended to read as 30 follows:

31 COLLECTIVE BARGAINING AGREEMENT-WSP TROOPERS ASSOCIATION

32 (1) An agreement has been reached between the governor and the 33 Washington state patrol troopers association under the provisions of 34 chapter 41.56 RCW for the 2021-2023 fiscal biennium. Funding is 35 provided to fund the agreement, which does not include general wages 36 increases but does provide the ability to request to reopen the 1 compensation article for the purpose of bargaining base rate of pay

2 for fiscal year 2023.

3 (2) An agreement has been reached between the governor and the 4 Washington state patrol troopers association under the provisions of 5 chapter 41.56 RCW for fiscal year 2023. The agreement includes and 6 funding is provided for a general wage increase of 10 percent for 7 fiscal year 2023.

8 Sec. 914. 2021 c 334 s 921 (uncodified) is amended to read as 9 follows:

10 COLLECTIVE BARGAINING AGREEMENT—WSP LIEUTENANTS AND CAPTAINS

11 ASSOCIATION

12 (1) An agreement has been reached between the governor and the 13 Washington state patrol lieutenants and captains association under 14 the provisions of chapter 41.56 RCW for the 2021-2023 fiscal 15 biennium. Funding is provided to fund the agreement, which does not 16 include general wages increases but does provide the ability to 17 request to reopen the compensation article for the purpose of 18 bargaining base rate of pay for fiscal year 2023.

19 (2) An agreement has been reached between the governor and the 20 Washington state patrol lieutenants and captains association under 21 the provisions of chapter 41.56 RCW for fiscal year 2023. The 22 agreement includes and funding is provided for a general wage 23 increase of 10 percent for fiscal year 2023.

24 Sec. 915. 2021 c 334 s 922 (uncodified) is amended to read as 25 follows:

26 COLLECTIVE BARGAINING AGREEMENT—WPEA

27 (1) An agreement has been reached between the governor and the 28 Washington public employees association general government under the 29 provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium. 30 Funding is provided to fund the agreement, which includes some minor 31 modifications but does not include wage increases. In addition, the 32 agreement includes 24 furlough days for designated positions.

33 (2) An agreement has been reached between the governor and the 34 Washington public employees association general government under the 35 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement 36 includes and funding is provided for a general wage increase of 3.25 37 percent for fiscal year 2023 and a lump sum payment for employees 38 hired before July 1, 2022. 1 Sec. 916. 2021 c 334 s 923 (uncodified) is amended to read as
2 follows:

COLLECTIVE BARGAINING AGREEMENT—TEAMSTERS LOCAL 117 <u>DEPARTMENT OF</u>
 ENTERPRISE SERVICES

5 (1) An agreement has not been reached between the governor and 6 the international brotherhood of teamsters local 117 pursuant to 7 chapter 41.80 RCW for the 2021-2023 fiscal biennium. Pursuant to RCW 8 41.80.010(6), funding is provided for fiscal year 2022 to fund the 9 terms of the 2019-2021 agreement and for fiscal year 2023 to fund the 10 terms according to law.

11 (2) Again, an agreement has not been reached between the governor 12 and the international brotherhood of teamsters local 117 department 13 of enterprise services under the provisions of chapter 41.80 RCW for 14 fiscal year 2023. Pursuant to RCW 41.80.010(6), the employer may 15 unilaterally implement according to law. Therefore, funding is 16 provided for a general wage increase of 3.25 percent for fiscal year 17 2023 and a lump sum payment for employees hired before July 1, 2022.

18 <u>NEW SECTION.</u> Sec. 917. A new section is added to 2021 c 334 19 (uncodified) to read as follows:

20 COLLECTIVE BARGAINING AGREEMENT—TEAMSTERS LOCAL 117 DEPARTMENT OF 21 CORRECTIONS

22 An agreement has been reached between the governor and the 23 international brotherhood of teamsters local 117 department of 24 corrections through an interest arbitration award pursuant to chapter 25 41.80 RCW for the 2021-2023 fiscal biennium. The interest arbitration award included and funding is provided for a general wage increase of 26 27 4 percent, targeted wage increases, retroactive to July 1, 2022, a 28 lump sum payment for all employees, and premium pay for working on 29 McNeil Island.

30 Sec. 918. 2021 c 334 s 924 (uncodified) is amended to read as 31 follows:

32 COLLECTIVE BARGAINING AGREEMENT—UNIVERSITY OF WASHINGTON—SEIU 925

33 <u>(1)</u> An agreement has been reached between the University of 34 Washington and the service employees international union local 925 35 under the provisions of chapter 41.80 RCW for the 2021-2023 fiscal 36 biennium. The agreement includes and funding is provided for an 37 extension of the 2019-2021 collective bargaining agreement. The 1 agreement does not include either a general wage increase or 2 mandatory employee furloughs.

(2) An agreement has been reached between the University of 3 Washington and the service employees international union labor 925 4 under the provisions of chapter 41.80 RCW for fiscal year 2023. The 5 6 agreement includes and funding is provided for a general wage increase of 3 percent for fiscal year 2023, evening shift 7 differential, night shift differential, standby pay, and weekend pay 8 premium for specified job classifications. In addition, the agreement 9 10 includes and funding is provided for recruitment and retention increases and lump sum payments for specified job classifications. 11

12 Sec. 919. 2021 c 334 s 925 (uncodified) is amended to read as 13 follows:

14 COLLECTIVE BARGAINING AGREEMENT—UNIVERSITY OF WASHINGTON—SEIU 1199

15 **RESEARCH/HALL HEALTH**

16 <u>(1)</u> An agreement has been reached between the University of 17 Washington and the service employees international union local 1199 18 research/hall health under the provisions of chapter 41.80 RCW for 19 the 2021-2023 fiscal biennium. The agreement includes and funding is 20 provided for an extension of the 2019-2021 collective bargaining 21 agreement. The agreement does not include either a general wage 22 increase or mandatory employee furloughs.

23 (2) An agreement has been reached between the University of 24 Washington and the service employees international union local 1199 25 research/hall health under the provisions of chapter 41.80 RCW for 26 fiscal year 2023. The agreement includes and funding is provided for 27 a general wage increase of 3 percent for fiscal year 2023 and lump 28 sum payments for employees.

29 Sec. 920. 2021 c 334 s 928 (uncodified) is amended to read as 30 follows:

31 COLLECTIVE BARGAINING AGREEMENT—UNIVERSITY OF WASHINGTON—WFSE

32 (1) An agreement has been reached between the University of 33 Washington and the Washington federation of state employees under the 34 provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium. 35 The agreement includes and funding is provided for an extension of 36 the 2019-2021 collective bargaining agreement, and an expansion of 37 the Harborview and University of Washington Medical Center EVS custodians weekend premium. The agreement does not include either a
 general wage increase or mandatory employee furloughs.

3 (2) An agreement has been reached between the University of 4 Washington and the Washington federation of state employees under the 5 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement 6 includes and funding is provided for a general wage increase of 3 7 percent for fiscal year 2023, evening shift differential, night shift 8 differential, standby pay, and weekend pay premium, for specified job 9 classifications.

10 Sec. 921. 2021 c 334 s 929 (uncodified) is amended to read as 11 follows:

12 COLLECTIVE BARGAINING AGREEMENT—WASHINGTON STATE UNIVERSITY—WFSE

13 (1) An agreement has been reached between the Washington State 14 University and the Washington federation of state employees under the 15 provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium. 16 Funding is provided to fund the agreement, which does not include 17 changes to compensation or benefits. In addition, the agreement does 18 not include mandatory employee furloughs.

19 (2) An agreement has been reached between the Washington State 20 University and the Washington federation of state employees under the 21 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement 22 includes and funding is provided for a general wage increase of 3.25 23 percent for fiscal year 2023, and any lump sum payment agreed upon in 24 the agreement between the governor and the Washington federation of 25 state employees for general government employees.

26 **Sec. 922.** 2021 c 334 s 930 (uncodified) is amended to read as 27 follows:

28 COLLECTIVE BARGAINING AGREEMENT—WASHINGTON STATE UNIVERSITY—WSU

29 POLICE GUILD BARGAINING UNIT 4

30 (1) An agreement has been reached between the Washington State 31 University and the WSU police guild bargaining unit 4 under the 32 provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium. 33 Funding is provided to fund the agreement, which does not include 34 changes to compensation or benefits. In addition, the agreement does 35 not include mandatory employee furloughs.

36 (2) An agreement has been reached between the Washington State 37 University and the WSU police guild bargaining unit 4 under the 38 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement 1 includes and funding is provided for a general wage increase of 3.3

2 percent for fiscal year 2023.

3 Sec. 923. 2021 c 334 s 932 (uncodified) is amended to read as 4 follows:

5 COLLECTIVE BARGAINING AGREEMENT—CENTRAL WASHINGTON UNIVERSITY—WFSE

6 (1) An agreement has been reached between Central Washington 7 University and the Washington federation of state employees under the 8 provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium. 9 Funding is provided to fund the agreement, which does not include 10 either a general wage increase or mandatory employee furloughs.

11 (2) An agreement has been reached between the Central Washington 12 University and the Washington federation of state employees under the provisions of chapter 41.80 RCW for fiscal year 2023. The agreement 13 14 includes any general wage increase and lump sum payment agreed upon in the agreement between the governor and the Washington federation 15 of state employees for general government employees. Therefore, the 16 17 agreement includes and funding is provided for a general wage 18 increase of 3.25 percent for fiscal year 2023, and a lump sum payment for employees who were employed continuously starting on or before 19 20 July 1, 2021, through June 30, 2022.

21 Sec. 924. 2021 c 334 s 933 (uncodified) is amended to read as 22 follows:

23 COLLECTIVE BARGAINING AGREEMENT—CENTRAL WASHINGTON UNIVERSITY—PSE

24 (1) An agreement has been reached between Central Washington 25 University and the public school employees under the provisions of 26 chapter 41.80 RCW for the 2021-2023 fiscal biennium. Funding is 27 provided to fund the agreement, which does not include either a 28 general wage increase or mandatory employee furloughs.

29 (2) An agreement has been reached between the Central Washington 30 University and the public school employees under the provisions of 31 chapter 41.80 RCW for fiscal year 2023. The agreement includes any 32 general wage increase and lump sum payment agreed upon in the 33 agreement between the governor and the Washington federation of state employees. Therefore, funding is provided for a general wage increase 34 of 3.25 percent for fiscal year 2023, and a lump sum payment for 35 36 employees who were employed continuously starting on or before July 37 1, 2021, through June 30, 2022.

1 Sec. 925. 2021 c 334 s 934 (uncodified) is amended to read as 2 follows:

3 COLLECTIVE BARGAINING AGREEMENT—THE EVERGREEN STATE COLLEGE—WFSE

4 <u>(1)</u> An agreement has been reached between The Evergreen State 5 College and the Washington federation of state employees supervisory 6 and nonsupervisory units under the provisions of chapter 41.80 RCW 7 for the 2021-2023 fiscal biennium. Funding is provided to fund the 8 agreement, which does not include either a general wage increase or 9 mandatory employee furloughs.

10 (2) An agreement has been reached between The Evergreen State 11 College and the Washington federation of state employees under the 12 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement 13 includes any general wage increase agreed upon in the agreement 14 between the governor and the Washington federation of state employees 15 for general government employees. Therefore, funding is provided for 16 a general wage increase of 3.25 percent for fiscal year 2023.

17 Sec. 926. 2021 c 334 s 935 (uncodified) is amended to read as 18 follows:

19 COLLECTIVE BARGAINING AGREEMENT—WESTERN WASHINGTON UNIVERSITY—WFSE

20 (1) An agreement has been reached between Western Washington 21 University and the Washington federation of state employees 22 bargaining units A, B, and E under the provisions of chapter 41.80 23 RCW for the 2021-2023 fiscal biennium. Funding is provided to fund 24 the agreement, which does not include either a general wage increase 25 or mandatory employee furloughs.

26 (2) An agreement has been reached between Western Washington 27 University and the Washington federation of state employees under the provisions of chapter 41.80 RCW for fiscal year 2023. The agreement 28 includes any general wage increase and lump sum payment agreed upon 29 30 in the agreement between the governor and the Washington federation of state employees for general government employees. Therefore, 31 32 funding is provided for a general wage increase of 3.25 percent for 33 fiscal year 2023, and a lump sum payment for employees who were employed continuously starting on or before July 1, 2021, through 34 35 June 30, 2022.

36 **Sec. 927.** 2021 c 334 s 936 (uncodified) is amended to read as 37 follows:

1 COLLECTIVE BARGAINING AGREEMENT—WESTERN WASHINGTON UNIVERSITY—PSE

<u>(1)</u> An agreement has not been reached between Western Washington University and the public school employees bargaining units D and PT under the provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium. Pursuant to RCW 41.80.010(6), funding is provided for fiscal year 2022 to fund the terms of the 2019-2021 agreement and for fiscal year 2023 to fund the terms according to law.

(2) An agreement has been reached between Western Washington 8 University and the public school employees bargaining units D and PT 9 under the provisions of chapter 41.80 RCW for fiscal year 2023. The 10 agreement includes any general wage increase and lump sum payment 11 12 agreed upon in the agreement between the governor and the Washington federation of state employees for general government employees. 13 14 Therefore, funding is provided for a general wage increase of 3.25 percent for fiscal year 2023, and a lump sum payment for employees 15 who were employed continuously starting on or before July 1, 2021, 16 17 through June 30, 2022.

18 <u>NEW SECTION.</u> Sec. 928. A new section is added to 2021 c 334 19 (uncodified) to read as follows:

20 COLLECTIVE BARGAINING AGREEMENTS—SUPPLEMENTAL

(1) Appropriations in part VII of this act provide funding for targeted job classification base range increases ranging between 2.5 percent to 17.5 percent in the following collective bargaining agreements for 2023 fiscal year:

25

32

(a) Washington federation of state employees—general government;

26 (b) Washington public employees association—general government;

27 (c) Washington federation of state employees—community college 28 coalition;

29 (d) Washington public employees association—community college 30 coalition;

31 (e) Service employees international union healthcare 1199nw;

(f) The coalition of unions;

33 (g) Teamsters 117;

34 (h) International union of operating engineers—Washington State 35 University;

36 (i) Public school employees—Central Washington University;

37 (j) Washington federation of state employees—Central Washington 38 University; 1 (k) Washington federation of state employees—Eastern Washington
2 University;

3 (1) Washington federation of state employees—The Evergreen State4 College;

5 (m) Washington federation of state employees—Washington State 6 University;

(n) Public school employees—Western Washington University;

8 (o) Washington federation of state employees—Western Washington
9 University; and

10 (p) Washington public employees association—Yakima Valley 11 Community College.

12 (2) Appropriations in part VII of this act provide sufficient 13 funding to provide a recruitment and retention lump sum payment in 14 the following collective bargaining agreement for the fiscal year 15 2023: The coalition of unions.

16 (3) Expenditure of the amounts provided for this purpose is 17 contingent upon execution of an appropriate memorandum of 18 understanding between the governor or the governor's designee and the 19 exclusive bargaining representative, consistent with the terms of 20 this section.

21 Sec. 929. 2021 c 334 s 940 (uncodified) is amended to read as 22 follows:

23 COMPENSATION—REPRESENTED EMPLOYEES—HEALTH CARE COALITION—INSURANCE

24 **BENEFITS**

7

An agreement was reached for the 2021-2023 biennium between the 25 governor and the health care coalition under the provisions of 26 27 chapter 41.80 RCW. Appropriations in this act for state agencies, 28 including institutions of higher education, are sufficient to 29 implement the provisions of the 2021-2023 collective bargaining agreement, which maintains the provisions of the prior agreement, 30 other than provision of gift cards through the wellness program, and 31 32 are subject to the following conditions and limitations:

The monthly employer funding rate for insurance benefit premiums, public employees' benefits board administration, and the uniform medical plan, shall not exceed \$936 per eligible employee for fiscal year 2022. For fiscal year 2023, the monthly employer funding rate shall not exceed ((\$1,091)) \$1,130 per eligible employee.

1 The board shall collect a twenty-five dollar per month surcharge 2 payment from members who use tobacco products and a surcharge payment 3 of not less than fifty dollars per month from members who cover a spouse or domestic partner where the spouse or domestic partner has 4 chosen not to enroll in another employer-based group health insurance 5 6 that has benefits and premiums with an actuarial value of not less 7 than ninety-five percent of the actuarial value of the public employees' benefits board plan with the largest enrollment. The 8 surcharge payments shall be collected in addition to the member 9 premium payment if directed by the legislature. 10

11 Sec. 930. 2021 c 334 s 941 (uncodified) is amended to read as 12 follows:

13 COMPENSATION—REPRESENTED EMPLOYEES OUTSIDE HEALTH CARE COALITION—

14 INSURANCE BENEFITS

15 Appropriations for state agencies in this act are sufficient for 16 represented employees outside the coalition for health benefits, and 17 are subject to the following conditions and limitations: The monthly employer funding rate for insurance benefit premiums, 18 public employees' benefits board administration, and the uniform medical 19 20 plan, may not exceed \$936 per eligible employee for fiscal year 2022. 21 For fiscal year 2023, the monthly employer funding rate may not exceed ((\$1,091)) \$1,130 per eligible employee. 22

23 Sec. 931. 2021 c 334 s 942 (uncodified) is amended to read as 24 follows:

25 COMPENSATION—SCHOOL EMPLOYEES—INSURANCE BENEFITS

An agreement was reached for the 2021-2023 biennium between the governor and the school employee coalition under the provisions of chapters 41.56 and 41.59 RCW. Appropriations in this act for allocations to school districts are sufficient to implement the provisions of the 2021-2023 collective bargaining agreement, which maintains the provisions of the prior agreement, and are subject to the following conditions and limitations:

33 (1) The monthly employer funding rate for insurance benefit 34 premiums, school employees' benefits board administration, retiree 35 remittance, and the uniform medical plan, shall not exceed \$968 per 36 eligible employee in the 2021-22 school year. For the 2022-23 school 37 year, the monthly employer funding rate shall not exceed ((\$1,032)) 38 \$1,026 per eligible employee. Employers will contribute one hundred

percent of the retiree remittance defined in section 943 of this act,
 which is included as part of the above monthly employer funding rate.

3 (2) For the purposes of distributing insurance benefits, 4 certificated staff units as determined in section 504 of this act 5 will be multiplied by 1.02 and classified staff units as determined 6 in section 504 of this act will be multiplied by 1.43.

(3) Except as provided by the parties' health care agreement, in 7 order to achieve the level of funding provided for health benefits, 8 the school employees' benefits board shall require any or all of the 9 following: Employee premium copayments, increases in point-of-service 10 11 cost sharing, the implementation of managed competition, or other 12 changes to benefits consistent with RCW 41.05.740. The board shall collect a twenty-five dollar per month surcharge payment from members 13 who use tobacco products and a surcharge payment of not less than 14 fifty dollars per month from members who cover a spouse or domestic 15 16 partner where the spouse or domestic partner has chosen not to enroll 17 in another employer-based group health insurance that has benefits and premiums with an actuarial value of not less than ninety-five 18 percent of the actuarial value of the public employees' benefits 19 board plan with the largest enrollment. The surcharge payments shall 20 be collected in addition to the member premium payment if directed by 21 22 the legislature.

(4) The health care authority shall deposit any moneys received on behalf of the school employees' medical plan as a result of rebates on prescription drugs, audits of hospitals, subrogation payments, or any other moneys recovered as a result of prior uniform medical plan claims payments, into the school employees' and retirees' insurance account to be used for insurance benefits. Such receipts may not be used for administrative expenditures.

30 Sec. 932. 2021 c 334 s 943 (uncodified) is amended to read as 31 follows:

32 COMPENSATION—NONREPRESENTED EMPLOYEES—INSURANCE BENEFITS

Appropriations for state agencies in this act are sufficient for nonrepresented state employee health benefits for state agencies, including institutions of higher education, and are subject to the following conditions and limitations:

(1) The employer monthly funding rate for insurance benefit premiums, public employees' benefits board administration, and the uniform medical plan, shall not exceed \$936 per eligible employee for

fiscal year 2022. For fiscal year 2023, the monthly employer funding rate shall not exceed ((\$1,091)) \$1,130 per eligible employee. These rates assume the use of plan surplus from the 2019-2021 fiscal biennium in fiscal year 2022.

(2) The health care authority, subject to the approval of the 5 6 public employees' benefits board, shall provide subsidies for health 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. For calendar years 2022 and 2023, the subsidy shall be 9 up to \$183 per month. Funds from reserves accumulated for future 10 adverse claims experience, from past favorable claims experience, or 11 12 otherwise, may not be used to increase this retiree subsidy beyond what is authorized by the legislature in this subsection. 13

14 (3) School districts and educational service districts shall 15 remit to the health care authority for deposit into the public 16 employees' and retirees' insurance account established in RCW 17 41.05.120 the following amounts:

18 (a) For each full-time employee, \$72.08 per month beginning
19 September 1, 2021, and \$80.04 beginning September 1, 2022;

20 (b) For each part-time employee, who at the time of the 21 remittance is employed in an eligible position as defined in RCW 41.32.010 or 41.40.010 and is eligible for employer fringe benefit 22 contributions for basic benefits, \$72.08 each month beginning 23 September 1, 2021, and \$80.04 beginning September 1, 2022, prorated 24 25 by the proportion of employer fringe benefit contributions for a 26 full-time employee that the part-time employee receives. The remittance requirements specified in this subsection do not apply to 27 employees of a technical college, school district, or educational 28 29 service district who purchase insurance benefits through contracts with the health care authority. 30

31 <u>NEW SECTION.</u> Sec. 933. A new section is added to 2021 c 334 32 (uncodified) to read as follows:

33 INITIATIVE 732 COST-OF-LIVING INCREASES

Part IX of this act authorizes general wage increases for state employees covered by Initiative Measure No. 732. The general wage increase on July 1, 2022, provides a portion of the annual cost-of living adjustments required under Initiative Measure No. 732. The 3.25 percent general wage increase shall replace the 2.2 percent general wage increase that was funded in the biennial budget to take

effect July 1, 2022, and funding is provided for an additional 1.42 percent general wage increase for a total general wage increase effective July 1, 2022, of 4.67 percent. The resulting biennial general wage increase funded for these employees is 6.37 percent for fiscal year 2023.

6 <u>NEW SECTION.</u> Sec. 934. A new section is added to 2021 c 334 7 (uncodified) to read as follows:

8 GENERAL WAGE INCREASES

9 (1) Appropriations for state agency employee compensation in this 10 act are sufficient to provide general wage increases to state agency 11 employees and employees of institutions of higher education, who are 12 not represented or who bargain under statutory authority other than 13 chapter 41.80 or 47.64 RCW or RCW 41.56.473 or 41.56.475.

(2) Funding is provided for a 3.25 percent salary increase 14 15 effective July 1, 2022, for all classified employees as specified in 16 (1) of this section, employees in the Washington subsection 17 management service, and exempt employees under the jurisdiction of the office of financial management. The appropriations are also 18 sufficient to fund a 3.25 percent salary increase effective July 1, 19 2022, for executive, legislative, and judicial branch employees 20 21 exempt from merit system rules whose maximum salaries are not set by 22 the commission on salaries of elected officials.

23 <u>NEW SECTION.</u> Sec. 935. A new section is added to 2021 c 334 24 (uncodified) to read as follows:

25 TARGETED JOB CLASSIFICATION INCREASES—NONREPRESENTED EMPLOYEES

Appropriations in section 738 of this act provide funding for targeted job classification base range increases ranging between 2.5 percent to 17.5 percent in fiscal year 2023 to state agency employees and employees of institutions of higher education, who are not represented or who bargain under statutory authority other than chapter 41.80 or 47.64 RCW or RCW 41.56.473 or 41.56.475.

32 Sec. 936. 2021 c 334 s 945 (uncodified) is amended to read as 33 follows:

34 COLLECTIVE BARGAINING AGREEMENT FOR NONSTATE EMPLOYEES—WFSE LANGUAGE
 35 ACCESS PROVIDERS

36 <u>(1)</u> An agreement has been reached between the governor and the 37 Washington federation of state employees for the language access

1 providers under the provisions of chapter 41.56 RCW for the 2021-2023 2 fiscal biennium. Funding is provided for an in-person interpreting 3 rate increase of \$0.12 per hour for each of fiscal year 2022 and 4 fiscal year 2023. In addition, other terms of the agreement that are 5 funded include a continuation of the social service mileage premium.

6 (2) An agreement has been reached between the governor and the 7 Washington federation of state employees for the language access 8 providers under the provisions of chapter 41.56 RCW for fiscal year 9 2023. The agreement includes and funding is provided for an hourly 10 rate increase of \$1.04 for fiscal year 2023.

11 Sec. 937. 2021 c 334 s 946 (uncodified) is amended to read as 12 follows:

13 COLLECTIVE BARGAINING AGREEMENT FOR NONSTATE EMPLOYEES—SEIU LOCAL 775 14 HOME CARE WORKERS

(1) An agreement has been reached between the governor and the 15 16 service employees international union local 775 through an interest 17 arbitration award under the provisions of chapter 74.39A RCW and 18 41.56 RCW for the 2021-2023 fiscal biennium. Funding is provided for the arbitration award that includes increases to wages and benefits 19 20 and certain improvements in the second year of the agreement. Wages 21 are increased approximately 3 percent over the biennium. Health care contributions are increased 5 percent each year of the agreement. 22 23 Beginning July 1, 2022, individual providers will receive credit on 24 the wage scale for verifiable hours worked for a related home care 25 agency and time and one-half pay for hours worked on two holidays 26 (Independence Day and New Year's Eve).

27 (2) An agreement has been reached between the governor and the 28 service employees international union local 775 under the provisions 29 of chapter 74.39A RCW and chapter 41.56 RCW for fiscal year 2023. The 30 agreement includes and funding is provided for an increase to the 31 base rate for fiscal year 2023.

32 Sec. 938. 2021 c 334 s 947 (uncodified) is amended to read as 33 follows:

COLLECTIVE BARGAINING AGREEMENT FOR NONSTATE EMPLOYEES—SEIU LOCAL 925 CHILDCARE WORKERS

36 <u>(1)</u> An agreement has been reached between the governor and the 37 service employees international union local 925 under the provisions 38 of chapter 41.56 RCW for the 2021-2023 fiscal biennium. Funding is

provided for an increase in the hourly rate of care provided by 1 family, friends, and neighbor providers (FFNs) in fiscal year 2023 2 from \$2.65 to \$3.00. The agreement maintains the current subsidy 3 rates for licensed providers for fiscal year 2022 and includes an 4 agreement to bargain over possible adjustments to rates for fiscal 5 6 year 2023. In addition, the agreement includes and funding is 7 provided to increase the rate paid to providers who reach level 3.5 of the state's early achievers quality rating system by 2 percent, 8 bringing the rate to 15 percent above the base subsidy rate. Lastly, 9 the agreement includes and funding is provided to increase the 10 nonstandard hour care rate from \$80.00 to \$90.00 per child per month. 11 12 (2) An agreement has been reached between the governor and the service employees international union local 925 under the provisions 13 of chapter 41.56 RCW for fiscal year 2023. The agreement includes and 14

15 <u>funding is provided for a cost of care rate enhancement for fiscal</u> 16 <u>year 2023.</u>

17 Sec. 939. 2021 c 334 s 948 (uncodified) is amended to read as 18 follows:

19 COLLECTIVE BARGAINING AGREEMENT FOR NONSTATE EMPLOYEES—ADULT FAMILY 20 HOME COUNCIL

21 (1) An agreement has been reached between the governor and the adult family home council under the provisions of chapter 41.56 RCW 22 23 for the 2021-2023 fiscal biennium. Funding is provided for a 3 percent increase to the wages and administrative component of the 24 25 base daily rate adult family home providers receive for CARE 26 classifications A through D beginning July 1, 2021, and a 3 percent increase in E classifications beginning July 1, 2022. The agreement 27 also includes and funds are provided for a one-time, 3 percent 28 increase to the health care and mandatory training components of the 29 30 rates beginning July 1, 2021.

31 (2) An agreement has been reached between the governor and the 32 adult family home council under the provisions of chapter 41.56 RCW 33 for fiscal year 2023. The agreement includes and funding is provided 34 for an increase to the base rate and increase in the training 35 contribution for fiscal year 2023.

- 36 <u>NEW SECTION.</u> Sec. 940. A new section is added to 2021 c 334 37 (uncodified) to read as follows:
- 38 COMPENSATION—PENSION CONTRIBUTIONS

1 Appropriations to state agencies include funding for an increase in pension contribution rates for several state pension systems. An 2 increase of 0.14 percent is funded for state employer contributions 3 to the public employees' retirement system, the public safety 4 employees' retirement systems, and the school employees' retirement 5 6 system. An increase of 0.27 percent for employer contributions to the teachers' retirement system is funded. These increases are provided 7 for the purpose of a one-time, ongoing pension increase for retirees 8 in the public employees' retirement system plan 1 and teachers' 9 retirement system plan 1, as provided in House/Senate Bill No. . . . 10 11 (Z-0371.1/22) (providing a benefit increase to certain retirees of 12 the public employees' retirement system plan 1 and the teachers' retirement system plan 1). If the bill is not enacted by June 30, 13 14 2022, this section shall lapse.

15 <u>NEW SECTION.</u> Sec. 941. A new section is added to 2021 c 334 16 (uncodified) to read as follows:

17 The Washington state missing and murdered indigenous women and 18 people task force is established.

19 (1) The task force is composed of members as provided in this 20 subsection.

(a) The president of the senate shall appoint one member fromeach of the two largest caucuses of the senate.

(b) The speaker of the house of representatives shall appoint one member from each of the two largest caucuses of the house of representatives.

(c) The governor's office of Indian affairs shall appoint five
 representatives from federally recognized Indian tribes in Washington
 state.

(d) The president of the senate and the speaker of the house ofrepresentatives jointly shall appoint the following:

31

(i) One member representing the Seattle Indian health board;

32 (ii) One member representing the NATIVE project;

33 (iii) One member representing Northwest Portland area Indian 34 health board;

35 (iv) One member representing the American Indian health 36 commission;

(v) Two indigenous women or family members of indigenous womenthat have experienced gender-based violence;

1 (vi) One member representing the governor's office of Indian 2 affairs; (vii) The chief of the Washington state patrol or his or her 3 representative; 4 (viii) One member representing the Washington state office of the 5 6 attorney general; 7 (ix) One member representing the Washington association of sheriffs and police chiefs; 8 (x) One member representing the Washington state association of 9 counties; 10 11 (xi) One member representing the association of Washington 12 cities; (xii) One member representing the Washington association of 13 14 prosecuting attorneys; and 15 (xiii) One representative of the Washington association of 16 criminal defense lawyers. 17 (e) Where feasible, the task force may invite and consult with: (i) An agent representing the federal bureau of investigation; 18 (ii) An agent representing the office of the United States 19 20 attorneys; 21 (iii) Federally recognized tribes located in a state adjacent to 22 Washington state; and (iv) Any experts or professionals involved and having expertise 23 in the topic of missing and murdered indigenous women and people. 24 25 (2) The legislative members shall convene the initial meeting of 26 the task force no later than the end of 2021 and thereafter convene: 27 (a) A minimum of two subsequent meetings annually. The membership 28 shall select the task force's cochairs, which must include one legislator and one nonlegislative member; and 29 (b) One summit annually with the state agencies involved with the 30 31 task force under subsection (1) of this section, federally recognized 32 Indian tribes in Washington state, federally recognized tribes located in a state adjacent to Washington state, and urban Indian 33 organizations. 34 (3) The task force shall review the laws and policies relating to 35 missing and murdered American Indian and Alaska Native people. The 36 task force shall review current policies and develop recommendations 37 38 for the purpose of: 39 (a) Assessing systemic causes behind gender-based violence

(a) Assessing systemic causes behind gender-based violenceincluding patterns and underlying historical, social and economic,

1 institutional, and cultural factors which may contribute to 2 disproportionately high levels of gender-based violence that occur 3 against American Indian and Alaska Native people and ways to improve 4 cross-border coordination between law enforcement and federally 5 recognized tribes that share a state border with Washington state;

6 (b) Assessing data tracking and reporting practices relating to 7 gender-based violence against American Indian and Alaska Native 8 people in Washington state;

9

(c) Making recommendations and best practices for improving:

10 (i) The collection and reporting of data by tribal, local, and 11 state law enforcement agencies to more effectively understand and 12 address issues of gender-based violence facing American Indian and 13 Alaska Native people; and

(ii) Jurisdictional and data sharing issues on tribal reservation
land and urban areas that impact gender-based violence against
American Indian and Alaska Native people;

17 (d) Reviewing prosecutorial trends and practices relating to 18 crimes of gender-based violence against American Indian and Alaska 19 Native people in Washington state;

(e) Identifying barriers to providing more state resources in
 tracking gender-based violence against American Indian and Alaska
 Native people and reducing the incidences of gender-based violence;

(f) Assessing and identifying state resources to support programs and services for survivors, families of survivors, and tribal and urban Indian service providers working with American Indian and Alaska Native people that have experienced gender-based violence; and

(g) Identifying and making recommendations for increasing state resources for trainings on culturally attuned best practices for working with American Indian and Alaska Native communities for tribal, local, and state law enforcement personnel in Washington state.

32 (4) The task force, with the assistance of the Washington state 33 office of the attorney general, must consult with federally recognized tribes in Washington state and in states bordering 34 Washington state, and engage with urban Indian organizations to 35 36 submit a status report including any initial findings, 37 recommendations, and progress updates to the governor and the appropriate committees of the legislature by August 1, 2022, and a 38 39 final report by June 1, 2023.

1 (5)(a) The office of the attorney general administers and 2 provides staff support to the task force, organizes the summit, and 3 oversees the development of the two task force reports. The office of 4 the attorney general may contract for the summit.

5 (b) The Washington state office of the attorney general may, when 6 deemed necessary by the task force, retain consultants to provide 7 data analysis, research, recommendations, and other services to the 8 task force for the purposes provided in subsection (3) of this 9 section.

10 (c) The Washington state office of the attorney general may share 11 and exchange information received or created on behalf of the task 12 force with other states, federally recognized Indian tribes, urban 13 Indian organizations, and other national groups working on missing 14 and murdered indigenous women and people issues.

15 (6) Legislative members of the task force are reimbursed for 16 travel expenses in accordance with RCW 44.04.120. Nonlegislative 17 members are not entitled to be reimbursed for travel expenses if they 18 are elected officials or are participating on behalf of an employer, 19 governmental entity, or other organization. Any reimbursement for 20 other nonlegislative members is subject to chapter 43.03 RCW.

(7) To ensure that the task force has diverse and inclusive 21 representation of those affected by its work, task force members 22 whose participation in the task force may be hampered by financial 23 hardship may apply for a stipend in an amount not to exceed \$100 for 24 25 each day during which the member attends an official meeting of the task force or performs statutorily prescribed duties approved by the 26 office of the attorney general. A person shall not receive 27 28 compensation for a day of service under this section if the person:

(a) Occupies a position, normally regarded as full-time in
 nature, in any agency of the federal government, Washington state
 government, or Washington state local government; and

32 (b) Receives any compensation from such government for working 33 that day. The office of the attorney general, by staffing the task 34 force, is authorized to assess eligibility for the stipend as limited 35 by available financial resources.

36 Sec. 942. RCW 43.31.605 and 2021 c 115 s 5 are each amended to 37 read as follows:

38 (1)(a) Subject to the availability of funds for this purpose, the 39 landlord mitigation program is created and administered by the

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department. The department shall have such rule-making authority as
 the department deems necessary to administer the program.

3 (b) The following types of claims related to landlord mitigation 4 for renting private market rental units to low-income tenants using a 5 housing subsidy program are eligible for reimbursement from the 6 landlord mitigation program account:

7 (i) Up to one thousand dollars for improvements identified in RCW 59.18.255(1)(a). In order to be eligible for reimbursement under this 8 subsection (1)(b)(i), the landlord must pay for the first five 9 hundred dollars for improvements, and rent to the tenant whose 10 11 housing subsidy program was conditioned on the real property passing 12 inspection. Reimbursement under this subsection (1)(b)(i) may also include up to fourteen days of lost rental income from the date of 13 offer of housing to the applicant whose housing subsidy program was 14 conditioned on the real property passing inspection until move in by 15 16 that applicant;

17 (ii) Reimbursement for damages as reflected in a judgment 18 obtained against the tenant through either an unlawful detainer 19 proceeding, or through a civil action in a court of competent 20 jurisdiction after a hearing;

21 (iii) Reimbursement for damages established pursuant to 22 subsection (2) of this section; and

(iv) Reimbursement for unpaid rent and unpaid utilities, provided that the landlord can evidence it to the department's satisfaction.

25 (c) Claims related to landlord mitigation for an unpaid judgment for rent, unpaid judgments resulting from the tenant's failure to 26 comply with an installment payment agreement identified in RCW 27 28 59.18.610, late fees, attorneys' fees, and costs after a court order pursuant to RCW 59.18.410(3), including any unpaid portion of the 29 judgment after the tenant defaults on the payment plan pursuant to 30 31 RCW 59.18.410(3)(c), are eligible for reimbursement from the landlord 32 mitigation program account and are exempt from any postjudgment interest required under RCW 4.56.110. Any claim for reimbursement 33 made pursuant to RCW 59.18.410(3)(e)(ii) must be accompanied by a 34 court order staying the writ of restitution pursuant to RCW 35 59.18.410(3). Any claim for reimbursement under this subsection 36 (1) (c) is not an entitlement. 37

38 (i) The department shall provide for a form on its website for 39 tenants and landlords to apply for reimbursement funds for the 40 landlord pursuant to this subsection (1)(c).

1 (ii) The form must include: (A) Space for the landlord and tenant to provide names, mailing addresses, phone numbers, date of birth for 2 the tenant, and any other identifying information necessary for the 3 department to process payment; (B) the landlord's statewide vendor 4 identification number and how to obtain one; (C) name and address to 5 6 whom payment must be made; (D) the amount of the judgment with 7 instructions to include any other supporting documentation the department may need to process payment; (E) instructions for how the 8 tenant is to reimburse the department under (c)(iii) of this 9 subsection; (F) a description of the consequences if the tenant does 10 11 not reimburse the department as provided in this subsection (1)(c); 12 (G) a signature line for the landlord and tenant to confirm that they have read and understood the contents of the form and program; and 13 14 (H) any other information necessary for the operation of the program. If the tenant has not signed the form after the landlord has made 15 16 good faith efforts to obtain the tenant's signature, the landlord may 17 solely submit the form but must attest to the amount of money owed 18 and sign the form under penalty of perjury.

19 (iii) When a landlord has been reimbursed pursuant to this 20 subsection (1)(c), the tenant for whom payment was made shall 21 reimburse the department by depositing the amount disbursed from the 22 landlord mitigation program account into the court registry of the superior court in which the judgment was entered. The tenant or other 23 24 interested party may seek an ex parte order of the court under the 25 unlawful detainer action to order such funds to be disbursed by the 26 court. Upon entry of the order, the court clerk shall disburse the funds and include a case number with any payment issued to the 27 28 department. If directed by the court, a clerk shall issue any 29 payments made by a tenant to the department without further court 30 order.

(iv) The department may deny an application made by a tenant who has failed to reimburse the department for prior payments issued pursuant to this subsection (1)(c).

(v) With any disbursement from the account to the landlord, the department shall notify the tenant at the address provided within the application that a disbursement has been made to the landlord on the tenant's behalf and that failure to reimburse the account for the payment through the court registry may result in a denial of a future application to the account pursuant to this subsection (1)(c). The

1 department may include any other additional information about how to 2 reimburse the account it deems necessary to fully inform the tenant.

3 (vi) The department's duties with respect to obtaining 4 reimbursement from the tenant to the account are limited to those 5 specified within this subsection (1)(c).

6 (vii) If at any time funds do not exist in the landlord mitigation program account to reimburse claims submitted under this 7 subsection (1)(c), the department must create and maintain a waitlist 8 and distribute funds in the order the claims are received pursuant to 9 subsection (6) of this section. Payment of any claims on the waitlist 10 11 shall be made only from the landlord mitigation program account. The 12 department shall not be civilly or criminally liable and may not have any penalty or cause of action of any nature arise against it 13 14 regarding the provision or lack of provision of funds for 15 reimbursement.

16

(d) (i) Claims related to landlord mitigation for:

17 (A) Up to \$15,000 in unpaid rent that accrued between March 1, 18 2020, and six months following the expiration of the eviction 19 moratorium and the tenant being low-income, limited resourced or 20 experiencing hardship, voluntarily vacated or abandoned the tenancy; 21 or

(B) Up to \$15,000 in remaining unpaid rent if a tenant defaults on a repayment plan entered into under RCW 59.18.630 are eligible for reimbursement from the landlord mitigation program account subject to the program requirements under this section, provided the tenancy has not been terminated at the time of reimbursement.

(ii) A landlord is ineligible for reimbursement under this subsection (1)(d) where the tenant vacated the tenancy because of an unlawful detainer action under RCW 59.12.030(3).

30 (iii) A landlord in receipt of reimbursement from the program 31 pursuant to this subsection (1)(d) is prohibited from:

32 (A) Taking legal action against the tenant for damages or any 33 remaining unpaid rent accrued between March 1, 2020, and six months 34 following the expiration of the eviction moratorium attributable to 35 the same tenancy; or

36 (B) Pursuing collection, or authorizing another entity to pursue 37 collection on the landlord's behalf, of a judgment against the tenant 38 for damages or any remaining unpaid rent accrued between March 1, 39 2020, and six months following the expiration of the eviction 40 moratorium attributable to the same tenancy. 1 (2) In order for a claim under subsection (1)(b)(iii) of this 2 section to be eligible for reimbursement from the landlord mitigation 3 program account, a landlord must:

4 (a) Have ensured that the rental property was inspected at the 5 commencement of the tenancy by both the tenant and the landlord or 6 landlord's agent and that a detailed written move-in property 7 inspection report, as required in RCW 59.18.260, was prepared and 8 signed by both the tenant and the landlord or landlord's agent;

9 (b) Make repairs and then apply for reimbursement to the 10 department;

11 (c) Submit a claim on a form to be determined by the department, 12 signed under penalty of perjury; and

(d) Submit to the department copies of the move-in property inspection report specified in (a) of this subsection and supporting materials including, but not limited to, before repair and after repair photographs, videos, copies of repair receipts for labor and materials, and such other documentation or information as the department may request.

(3) The department shall make reasonable efforts to review a 19 claim within ten business days from the date it received properly 20 21 submitted and complete claims to the satisfaction of the department. 22 In reviewing a claim pursuant to subsection (1)(b) of this section, 23 and determining eligibility for reimbursement, the department must receive documentation, acceptable to the department in its sole 24 25 discretion, that the claim involves a private market rental unit rented to a low-income tenant who is using a housing subsidy program. 26

(4) Claims pursuant to subsection (1)(b) of this section related to a tenancy must total at least five hundred dollars in order for a claim to be eligible for reimbursement from the program. While claims or damages may exceed ((five thousand dollars)) \$15,000, total reimbursement from the program may not exceed ((five thousand dollars)) \$15,000 per tenancy.

33 (5) Damages, beyond wear and tear, that are eligible for reimbursement include, but are not limited to: Interior wall gouges 34 and holes; damage to doors and cabinets, including hardware; carpet 35 stains or burns; cracked tiles or hard surfaces; broken windows; 36 damage to household fixtures such as disposal, toilet, sink, sink 37 handle, ceiling fan, and lighting. Other property damages beyond 38 39 normal wear and tear may also be eligible for reimbursement at the 40 department's discretion.

1 (6) All reimbursements for eligible claims shall be made on a 2 first-come, first-served basis, to the extent of available funds. The 3 department shall use best efforts to notify the tenant of the amount 4 and the reasons for any reimbursements made.

5 (7) The department, in its sole discretion, may inspect the 6 property and the landlord's records related to a claim, including the 7 use of a third-party inspector as needed to investigate fraud, to 8 assist in making its claim review and determination of eligibility.

9 (8) A landlord in receipt of reimbursement from the program 10 pursuant to subsection (1)(b) of this section is prohibited from:

11 (a) Taking legal action against the tenant for damages 12 attributable to the same tenancy; or

(b) Pursuing collection, or authorizing another entity to pursue collection on the landlord's behalf, of a judgment against the tenant for damages attributable to the same tenancy.

16 (9) A landlord denied reimbursement under subsection (1) (b) (iii) 17 of this section may seek to obtain a judgment from a court of competent jurisdiction and, if successful, may resubmit a claim for 18 damages supported by the judgment, along with a certified copy of the 19 judgment. The department may reimburse the landlord for that portion 20 of such judgment that is based on damages reimbursable under the 21 22 landlord mitigation program, subject to the limitations set forth in 23 this section.

24 (10) Determinations regarding reimbursements shall be made by the 25 department in its sole discretion.

(11) The department must establish a website that advertises the landlord mitigation program, the availability of reimbursement from the landlord mitigation program account, and maintains or links to the agency rules and policies established pursuant to this section.

30 (12) Neither the state, the department, or persons acting on 31 behalf of the department, while acting within the scope of their 32 employment or agency, is liable to any person for any loss, damage, 33 harm, or other consequence resulting directly or indirectly from the 34 department's administration of the landlord mitigation program or 35 determinations under this section.

36 (13)(a) A report to the appropriate committees of the legislature 37 on the effectiveness of the program and recommended modifications 38 shall be submitted to the governor and the appropriate committees of 39 the legislature by January 1, 2021. In preparing the report, the 40 department shall convene and solicit input from a group of

stakeholders to include representatives of large multifamily housing property owners or managers, small rental housing owners in both rural and urban markets, a representative of tenant advocates, and a representative of the housing authorities.

5 (b) The report shall include discussion of the effectiveness of 6 the program as well as the department's recommendations to improve 7 the program, and shall include the following:

8 (i) The number of total claims and total amount reimbursed to 9 landlords by the fund;

10

(ii) Any indices of fraud identified by the department;

11 (iii) Any reports by the department regarding inspections 12 authorized by and conducted on behalf of the department;

13 (iv) An outline of the process to obtain reimbursement for 14 improvements and for damages from the fund;

(v) An outline of the process to obtain reimbursement for lost rent due to the rental inspection and tenant screening process, together with the total amount reimbursed for such damages;

18 (vi) An evaluation of the feasibility for expanding the use of 19 the mitigation fund to provide up to ninety-day no interest loans to 20 landlords who have not received timely rental payments from a housing 21 authority that is administering section 8 rental assistance;

(vii) Any other modifications and recommendations made by stakeholders to improve the effectiveness and applicability of the program.

25

(14) As used in this section:

(a) "Housing subsidy program" means a housing voucher as established under 42 U.S.C. Sec. 1437 as of January 1, 2018, or other housing subsidy program including, but not limited to, valid shortterm or long-term federal, state, or local government, private nonprofit, or other assistance program in which the tenant's rent is paid either partially by the program and partially by the tenant, or completely by the program directly to the landlord;

33 (b) "Low-income" means income that does not exceed eighty percent 34 of the median income for the standard metropolitan statistical area 35 in which the private market rental unit is located; and

36 (c) "Private market rental unit" means any unit available for 37 rent that is owned by an individual, corporation, limited liability 38 company, nonprofit housing provider, or other entity structure, but 39 does not include housing acquired, or constructed by a public housing 40 agency under 42 U.S.C. Sec. 1437 as it existed on January 1, 2018.

1 Sec. 943. RCW 43.41.450 and 2017 3rd sp.s. c 1 s 968 are each 2 amended to read as follows:

The office of financial management central service account is 3 created in the state treasury. The account is to be used by the 4 office as a revolving fund for the payment of salaries, wages, and 5 6 other costs required for the operation and maintenance of statewide 7 budgeting, accounting, forecasting, and functions and activities in the office. All receipts from agency fees and charges for services 8 collected from public agencies must be deposited into the account. 9 The director shall fix the terms and charges to agencies based on 10 11 each agency's share of the office statewide cost allocation plan for 12 federal funds. Moneys in the account may be spent only after appropriation. During the 2017-2019 and 2021-2023 fiscal ((biennium)) 13 14 biennia, the account may be used as a revolving fund for the payment of salaries, wages, and other costs related to policy activities in 15 16 the office. The legislature intends to continue the use of the 17 revolving fund for policy activities during the 2019-2021 biennium.

18 Sec. 944. RCW 43.101.435 and 2019 c 415 s 971 are each amended 19 to read as follows:

20 The Washington internet crimes against children account is 21 created in the custody of the state treasurer. All receipts from 22 legislative appropriations, donations, gifts, grants, and funds from federal or private sources must be deposited into the account. 23 24 Expenditures from the account must be used exclusively by the Washington internet crimes against children task force and its 25 affiliate agencies for combating internet-facilitated crimes against 26 27 children, promoting education on internet safety to the public and to 28 minors, and rescuing child victims from abuse and exploitation. Only the criminal justice training commission or the commission's designee 29 30 may authorize expenditures from the account. The account is subject 31 to allotment procedures under chapter 43.88 RCW, but an appropriation 32 is not required for expenditures. The commission may enter into agreements with the Washington association of sheriffs and police 33 chiefs to administer grants and other activities funded by the 34 account and be paid an administrative fee not to exceed three percent 35 expenditures. During the 2019-2021 and 2021-2023 36 of fiscal ((biennium)) biennia, moneys in the account may be used by the 37 38 Washington state patrol for activities related to the missing and 39 exploited children task force.

1 Sec. 945. RCW 43.216.1368 and 2021 c 199 s 201 are each amended
2 to read as follows:

3 (1) It is the intent of the legislature to increase working 4 families' access to affordable, high quality child care and to 5 support the expansion of the workforce to support businesses and the 6 statewide economy.

7 (2) Beginning October 1, 2021, a family is eligible for working 8 connections child care when the household's annual income is at or 9 below 60 percent of the state median income adjusted for family size 10 and:

(a) The child receiving care is: (i) Less than 13 years of age;
or (ii) less than 19 years of age and has a verified special need
according to department rule or is under court supervision; and

14 (b) The household meets all other program eligibility 15 requirements.

16 (3) Beginning July 1, 2025, a family is eligible for working 17 connections child care when the household's annual income is above 60 18 percent and at or below 75 percent of the state median income 19 adjusted for family size and:

(a) The child receiving care is: (i) Less than 13 years of age;
or (ii) less than 19 years of age and has a verified special need
according to department rule or is under court supervision; and

23 (b) The household meets all other program eligibility 24 requirements.

(4) Beginning July 1, 2027, and subject to the availability of amounts appropriated for this specific purpose, a family is eligible for working connections child care when the household's annual income is above 75 percent of the state median income and is at or below 85 percent of the state median income adjusted for family size and:

(a) The child receiving care is: (i) Less than 13 years of age;
 or (ii) less than 19 years of age and has a verified special need
 according to department rule or is under court supervision; and

33 (b) The household meets all other program eligibility 34 requirements.

(5) (a) Beginning ((July)) October 1, 2021, through June 30, 2023,
 the department must calculate a monthly copayment according to the
 following schedule:

38	If the household's income is:	Then the household's maximum monthly copayment is:
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1	At or below 20 percent of the state median income	Waived to the extent allowable under federal law;
2		otherwise, a maximum of \$15
3	Above 20 percent and at or below 36 percent of the state	\$65
4	median income	
5	Above 36 percent and at or below 50 percent of the state	\$115 until December 31, 2021, and \$90 beginning January
6	median income	1, 2022
7	Above 50 percent and at or below 60 percent of the state	\$115
8	median income	
9	(b) Beginning July 1, 2023,	the department must calculate a
10	monthly copayment according to the	following schedule:
11	If the household's income is:	Then the household's maximum monthly copayment is:
12	At or below 20 percent of the state median income	Waived to the extent allowable under federal law;
13		otherwise, a maximum of \$15
14	Above 20 percent and at or below 36 percent of the state	\$65
15	median income	
16	Above 36 percent and at or below 50 percent of the state	\$90
17	median income	
18	Above 50 percent and at or below 60 percent of the state	\$165
19	median income	
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(c) Beginning July 1, 2025, the department must calculate a
 maximum monthly copayment of \$215 for households with incomes above
 60 percent and at or below 75 percent of the state median income.

(d) Subject to the availability of amounts appropriated for this specific purpose, the department shall adopt a copayment model for households with annual incomes above 75 percent of the state median income and at or below 85 percent of the state median income. The model must calculate a copayment for each household that is no greater than seven percent of the household's countable income within this income range.

30 (e) The department may adjust the copayment schedule to comply 31 with federal law.

32 (6) The department must adopt rules to implement this section,33 including an income phase-out eligibility period.

34 Sec. 946. RCW 43.216.270 and 2020 c 270 s 9 are each amended to 35 read as follows:

1 (1) (a) In determining whether an individual is of appropriate character, suitability, and competence to provide child care and 2 early learning services to children, the department may consider the 3 history of past involvement of child protective services or law 4 enforcement agencies with the individual for the purpose of 5 6 establishing a pattern of conduct, behavior, or inaction with regard to the health, safety, or welfare of a child. No report of child 7 abuse or neglect that has been destroyed or expunged under RCW 8 26.44.031 may be used for such purposes. No unfounded or inconclusive 9 allegation of child abuse or neglect as defined in RCW 26.44.020 may 10 11 be disclosed to a provider licensed under this chapter.

12 (b) The department may not deny or delay a license to provide child care and early learning services under this chapter to an 13 individual solely because of a founded finding of physical abuse or 14 negligent treatment or maltreatment involving the individual revealed 15 16 in the background check process or solely because the individual's 17 child was found by a court to be dependent as a result of a finding that the individual abused or neglected their child pursuant to RCW 18 13.34.030(6)(b) when that founded finding or court finding is 19 accompanied by a certificate of parental improvement as defined in 20 21 chapter 74.13 RCW related to the same incident.

(2) In order to determine the suitability of individuals newly applying for an agency license, new licensees, their new employees, and other persons who newly have unsupervised access to children in child care, shall be fingerprinted.

(a) The fingerprints shall be forwarded to the Washington state
 patrol and federal bureau of investigation for a criminal history
 record check.

(b) (i) All individuals applying for first-time agency licenses, all new employees, and other persons who have not been previously qualified by the department to have unsupervised access to children in child care must be fingerprinted and obtain a criminal history record check pursuant to this section.

(ii) ((Persons)) Except during fiscal year 2023, persons required to be fingerprinted and obtain a criminal history record check pursuant to this section must pay for the cost of this check as follows: The fee established by the Washington state patrol for the criminal background history check, including the cost of obtaining the fingerprints; and a fee paid to the department for the cost of administering the individual-based/portable background check 1 clearance registry. The fee paid to the department must be deposited 2 into the individual-based/portable background check clearance account 3 established in RCW 43.216.273. The licensee may, but need not, pay 4 these costs on behalf of a prospective employee or reimburse the 5 prospective employee for these costs. The licensee and the 6 prospective employee may share these costs.

7 (c) The secretary shall use the fingerprint criminal history 8 record check information solely for the purpose of determining 9 eligibility for a license and for determining the character, 10 suitability, and competence of those persons or agencies, excluding 11 parents, not required to be licensed who are authorized to care for 12 children.

13 (d) Criminal justice agencies shall provide the secretary such 14 information as they may have and that the secretary may require for 15 such purpose.

(e) No later than July 1, 2013, all agency licensees holding 16 licenses prior to July 1, 2012, persons who were employees before 17 July 1, 2012, and persons who have been qualified by the department 18 19 before July 1, 2012, to have unsupervised access to children in child care, must submit a new background application to the department. The 20 21 department must require persons submitting a new background 22 application pursuant to this subsection (2)(e) to pay a fee to the 23 department for the cost of administering the individual-based/ portable background check clearance registry. This fee must be paid 24 25 into the individual-based/portable background check clearance account 26 established in RCW 43.216.273. The licensee may, but need not, pay these costs on behalf of a prospective employee or reimburse the 27 prospective employee for these costs. 28 The licensee and the 29 prospective employee may share these costs.

(f) The department shall issue a background check clearance card 30 31 or certificate to the applicant if after the completion of a 32 background check the department concludes the applicant is qualified for unsupervised access to children in child care. The background 33 check clearance card or certificate is valid for three years from the 34 date of issuance. A valid card or certificate must be accepted by a 35 36 potential employer as proof that the applicant has successfully completed a background check as required under this chapter. For 37 purposes of renewal of the background clearance card or certificate, 38 39 all agency licensees holding a license, persons who are employees, 40 and persons who have been previously qualified by the department,

1 must submit a new background application to the department on a date 2 to be determined by the department. ((The)) <u>Except during fiscal year</u> 3 <u>2023</u>, fee requirements applicable to this section also apply to 4 background clearance renewal applications.

5 (g) The original applicant for an agency license, licensees, 6 their employees, and other persons who have unsupervised access to 7 children in child care shall submit a new background check 8 application to the department, on a form and by a date as determined 9 by the department.

10 (h) The payment requirements applicable to (a) through (g) of 11 this subsection do not apply to persons who:

(i) Provide regularly scheduled care for a child or children in the home of the provider or in the home of the child or children for periods of less than twenty-four hours or, if necessary due to the nature of the parent's work, for periods equal to or greater than twenty-four hours;

17 18 (ii) Receive child care subsidies; and

(iii) Are exempt from licensing under this chapter.

19 (i) The applicant and agency shall maintain on-site for 20 inspection a copy of the background check clearance card or 21 certificate.

(j) Individuals who have been issued a background check clearance card or certificate shall report nonconviction and conviction information to the department within twenty-four hours of the event constituting the nonconviction or conviction information.

26 (k) The department shall investigate and conduct а 27 redetermination of an applicant's or licensee's background clearance 28 if department receives a complaint or information from the 29 individuals, a law enforcement agency, or other federal, state, or local government agency. Subject to the requirements contained in RCW 30 31 43.216.325 and 43.216.327 and based on a determination that an 32 individual lacks the appropriate character, suitability, or competence to provide child care or early learning services to 33 children, the department may: (i) Invalidate the background card or 34 certificate; or (ii) suspend, modify, or revoke any license 35 36 authorized by this chapter.

37 (3) To satisfy the shared background check requirements of the 38 department of children, youth, and families, the office of the 39 superintendent of public instruction, and the department of social 40 and health services, each department shall share federal fingerprint-

based background check results as permitted under the law. The purpose of this provision is to allow these departments to fulfill their joint background check responsibility of checking any individual who may have unsupervised access to vulnerable adults, children, or juveniles. These departments may not share the federal background check results with any other state agency or person.

7 (4) Individuals who have completed a fingerprint background check as required by the office of the superintendent of public 8 instruction, consistent with RCW 28A.400.303, and have been 9 continuously employed by the same school district or educational 10 11 service district, can meet the requirements in subsection (2) of this 12 section by providing a true and accurate copy of their Washington state patrol and federal bureau of investigation background check 13 report results to the department or if the school district or the 14 educational service district provides an affidavit to the department 15 16 that the individual has been authorized to work by the school 17 district or educational service district after completing a record 18 check consistent with RCW 28A.400.303. The department may require 19 that additional background checks be completed that do not require additional fingerprinting and, except during fiscal year 2023, may 20 21 charge a fee for these additional background checks.

22 Sec. 947. RCW 70A.200.140 and 2021 c 334 s 987 are each amended 23 to read as follows:

(1) There is hereby created an account within the state treasury
to be known as the waste reduction, recycling, and litter control
account. Moneys in the account may be spent only after appropriation.
Expenditures from the waste reduction, recycling, and litter control
account shall be used as follows:

(a) Forty percent to the department of ecology, primarily for use 29 30 the departments of ecology, natural resources, revenue, by 31 transportation, and corrections, and the parks and recreation 32 commission, for litter collection programs under RCW 70A.200.170. The amount to the department of ecology shall also be used for a central 33 coordination function for litter control efforts statewide; to 34 support employment of youth in litter cleanup as intended in RCW 35 70A.200.020, and for litter pick up using other authorized agencies; 36 and for statewide public awareness programs under RCW 70A.200.150(7). 37 38 The amount to the department shall also be used to defray the costs of administering the funding, coordination, and oversight of local 39

1 government programs for waste reduction, litter control, recycling, 2 and composting so that local governments can apply one hundred 3 percent of their funding to achieving program goals. The amount to 4 the department of revenue shall be used to enforce compliance with 5 the litter tax imposed in chapter 82.19 RCW;

6 (b) (i) Twenty percent to the department for local government 7 funding programs for waste reduction, litter control, recycling activities, and composting activities by cities and counties under 8 RCW 70A.200.190, to be administered by the department of ecology; 9 (ii) any unspent funds under (b)(i) of this subsection may be used to 10 create and pay for a matching fund competitive grant program to be 11 12 used by local governments for the development and implementation of contamination reduction and outreach plans for inclusion 13 in comprehensive solid waste management plans or by local governments 14 and nonprofit organizations for local or statewide education programs 15 16 designed to help the public with litter control, waste reduction, 17 recycling, and composting of primarily the products taxed under chapter 82.19 RCW. Recipients under this subsection include programs 18 19 to reduce wasted food and food waste that are designed to achieve the goals established in RCW 70A.205.715(1) and that are consistent with 20 the plan developed in RCW 70A.205.715(3). Grants must adhere to the 21 22 following requirements: (A) No grant may exceed sixty thousand 23 dollars; (B) grant recipients shall match the grant funding allocated 24 by the department by an amount equal to twenty-five percent of 25 eligible expenses. A local government's share of these costs may be 26 met by cash or contributed services; (C) the obligation of the department to make grant payments is contingent upon the availability 27 28 of the amount of money appropriated for this subsection (1)(b); and 29 (D) grants are managed under the guidelines for existing grant programs; and 30

31 (c) Forty percent to the department of ecology to: (i) Implement 32 activities under RCW 70A.200.150 for waste reduction, recycling, and 33 composting efforts; (ii) provide technical assistance to local governments and commercial businesses to increase recycling markets 34 and recycling and composting programs primarily for the products 35 taxed under chapter 82.19 RCW designed to educate citizens about 36 waste reduction, litter control, and recyclable and compostable 37 products and programs; (iii) increase access to waste reduction, 38 39 composting, and recycling programs, particularly for food packaging 40 and plastic bags and appropriate composting techniques; and (iv) for

1 programs to reduce wasted food and food waste that are designed to 2 achieve the goals established in RCW 70A.205.715(1) and that are 3 consistent with the plan developed in RCW 70A.205.715(3).

4 (2) All taxes imposed in RCW 82.19.010 and fines and bail 5 forfeitures collected or received pursuant to this chapter shall be 6 deposited in the waste reduction, recycling, and litter control 7 account and used for the programs under subsection (1) of this 8 section.

(3) Not less than five percent and no more than ten percent of 9 the amount appropriated into the waste reduction, recycling, and 10 11 litter control account every biennium shall be reserved for capital 12 needs, including the purchase of vehicles for transporting crews and for collecting litter and solid waste. Capital funds shall be 13 distributed among state agencies and local governments according to 14 the same criteria provided in RCW 70A.200.170 for the remainder of 15 16 the funds, so that the most effective waste reduction, litter 17 control, recycling, and composting programs receive the most funding. 18 The intent of this subsection is to provide funds for the purchase of 19 equipment that will enable the department to account for the greatest return on investment in terms of reaching a zero litter goal. 20

(4) Funds in the waste reduction, recycling, and litter control account, collected under chapter 82.19 RCW, must be prioritized for the products identified under RCW 82.19.020 solely for the purposes of recycling, composting, and litter collection, reduction, and control programs.

(5) During the 2021-2023 fiscal biennium, Washington State University may use funds in the waste reduction, recycling, and litter control account, collected under chapter 82.19 RCW, to conduct an organic waste study.

30 (6) During the 2021-2023 fiscal biennium, and as an exception to 31 the distribution of expenditures otherwise required in this section, 32 the department of ecology may use funds in the waste reduction, 33 recycling, and litter control account to continue a series of food 34 waste reduction campaigns and to continue to invest in litter 35 prevention campaigns.

36 Sec. 948. RCW 76.04.516 and 2021 c 298 s 3 are each amended to 37 read as follows: 1 (1) By December 1st of each even-numbered year, and in compliance 2 with RCW 43.01.036, the department must report to the governor and 3 legislature on the following:

(a) The type and amount of the expenditures made, by fiscal year,
and for what purpose, from the wildfire response, forest restoration,
and community resilience account created in RCW 76.04.511 <u>and from</u>
<u>expenditures made from the general fund for implementation of this</u>
act;

9 (b) The amount of unexpended and unobligated funds in the 10 wildfire response, forest restoration, and community resilience 11 account and recommendations for the disbursement to local districts;

12 (c) Progress on implementation of the wildland fire protection 13 10-year strategic plan including, but not limited to, how investments 14 are reducing human-caused wildfire starts, lowering the size and 15 scale and geography of catastrophic wildfires, reducing the 16 communities, landscapes, and population at risk, and creating 17 resilient landscapes and communities;

(d) Progress on implementation of the 20-year forest health 18 strategic plan as established through the forest health assessment 19 and treatment framework pursuant to RCW 76.06.200 including, but not 20 limited to: Assessment of fire prone lands and communities that are 21 in need of forest health treatments; forest health treatments 22 prioritized and conducted by landowner type, geography, and risk 23 level; estimated value of any merchantable materials from forest 24 health treatments; and number of acres treated by treatment type, 25 26 including the use of prescribed fire;

(e) Progress on developing markets for forest residuals andbiomass generated from forest health treatments.

(2) The department must include recommendations on any adjustments that may be necessary or advisable to the mechanism of funding dispensation as created under chapter 298, Laws of 2021.

32 (3) The report required in this section should support existing
 33 department assessments pursuant to RCW 79.10.530 and 76.06.200.

(4) (a) (i) Prior to the determination of the 2025-2034 sustainable harvest calculation as required by RCW 79.10.320, the department must hire an independent third-party contractor to assist it in updating its forest inventory by increasing the intensity of forest sample plots on all forestlands over the next two biennium. The department's sustainable harvest calculation technical advisory committee must be involved in the design, development, and implementation of this
 forest inventory update.

3 (ii) For purposes of this subsection, "forest inventory" means 4 the collection of sample data to estimate a range of forest 5 attributes including, but not limited to, standing volume, stored 6 carbon, habitat attributes, age classes, tree species, and other 7 inventory attributes, including information needed to estimate rates 8 of tree growth and associated carbon sequestration on department 9 lands.

10 (iii) The department's sustainable harvest calculation technical 11 advisory committee must bring forward recommendations for regular 12 maintenance and updates to the forest inventory on a ten-year basis.

(b) Prior to the determination of the 2025-2034 sustainable 13 harvest calculation as required by RCW 79.10.320, the department must 14 hire a third-party contractor to review, analyze, and advise the 15 department's forest growth and yield modeling, specific to all types 16 17 of forested acres managed by the department. The department's sustainable harvest calculation technical advisory committee must be 18 19 involved in the design, review, and analysis of the department's forest growth and yield modeling. 20

(c) Prior to the determination of the 2025-2034 sustainable 21 harvest calculation as required by RCW 79.10.320 and in the absence 22 of any litigation, pending or in progress, against the department's 23 sustainable harvest calculation, the joint legislative audit and 24 25 review committee established in chapter 44.28 RCW must oversee and conduct an independent review of the methodologies and data being 26 utilized by the department in the development of the sustainable 27 28 harvest calculation, including the associated forest inventory, forest growth, harvest and yield data, and modeling techniques that 29 impact harvest levels. In carrying out the review, the joint 30 31 legislative audit and review committee shall:

32 (i) Retain one or more contractors with expertise in forest 33 inventories, forest growth and yield modeling, and operational 34 research modeling in forest harvest scheduling to conduct the 35 technical review;

36 (ii) Be a member of department's sustainable harvest calculation 37 technical advisory committee, along with one of its contractors 38 selected in (c)(i) of this subsection; and

39 (iii) Prior to the department's determination of the sustainable 40 harvest (([calculation])) <u>calculation</u> under RCW 79.10.320, ensure

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1 that a completed independent review and report with findings and 2 recommendations is submitted to the board of natural resources and 3 the legislature.

4 (d) Upon receiving the report from the joint legislative audit 5 and review committee required under (c)(iii) of this subsection, the 6 board of natural resources shall determine whether modifications are 7 necessary to the sustainable harvest calculation prior to approving 8 harvest level under RCW 79.10.320.

9 <u>NEW SECTION.</u> Sec. 949. If any provision of this act or its 10 application to any person or circumstance is held invalid, the 11 remainder of the act or the application of the provision to other 12 persons or circumstances is not affected.

13 <u>NEW SECTION.</u> Sec. 950. This act is necessary for the immediate 14 preservation of the public peace, health, or safety, or support of 15 the state government and its existing public institutions, and takes 16 effect immediately.

(End of part)

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