

CERTIFICATION OF ENROLLMENT
ENGROSSED SUBSTITUTE SENATE BILL 5693

67th Legislature
2022 Regular Session

Passed by the Senate March 10, 2022
Yeas 29 Nays 19

President of the Senate

Passed by the House March 10, 2022
Yeas 57 Nays 41

**Speaker of the House of
Representatives**

Approved

Governor of the State of Washington

CERTIFICATE

I, Sarah Bannister, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **ENGROSSED SUBSTITUTE SENATE BILL 5693** as passed by the Senate and the House of Representatives on the dates hereon set forth.

Secretary

FILED

**Secretary of State
State of Washington**

ENGROSSED SUBSTITUTE SENATE BILL 5693

AS RECOMMENDED BY THE CONFERENCE COMMITTEE

Passed Legislature - 2022 Regular Session

State of Washington 67th Legislature 2022 Regular Session

By Senate Ways & Means (originally sponsored by Senators Rolfes, L. Wilson, and Nguyen; by request of Office of Financial Management)

READ FIRST TIME 02/24/22.

1 AN ACT Relating to fiscal matters; amending RCW 28B.92.205,
2 41.60.050, 41.80.010, 43.31.605, 43.41.450, 43.43.837, 43.70.715,
3 43.79.505, 43.83B.430, 43.101.435, 43.216.1368, 43.216.270,
4 43.348.080, 50A.10.030, 70A.200.140, 71.24.580, 74.13.802, 74.46.561,
5 and 76.04.516; amending 2021 c 334 ss 1, 101, 102, 103, 104, 105,
6 106, 107, 108, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121,
7 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135,
8 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149,
9 150, 151, 152, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211,
10 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225,
11 226, 227, 228, 229, 230, 301, 302, 303, 304, 305, 306, 307, 308, 309,
12 310, 311, 401, 402, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510,
13 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 603, 605,
14 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619,
15 701, 702, 704, 705, 706, 718, 723, 724, 744, 745, 746, 748, 753, 801,
16 802, 803, 805, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919,
17 920, 921, 922, 923, 924, 925, 928, 929, 930, 932, 933, 934, 935, 936,
18 937, 939, 940, 941, 942, 943, 945, 946, 947, 948, and 1002
19 (uncodified); adding new sections to chapter 43.79 RCW; adding a new
20 section to chapter 43.330 RCW; adding new sections to 2021 c 334
21 (uncodified); repealing 2021 c 334 ss 730, 731, 732, 733, 734, 735,
22 736, 737, 749, and 752 (uncodified); making appropriations; and
23 declaring an emergency.

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

2 **Sec. 1.** 2021 c 334 s 1 (uncodified) is amended to read as
3 follows:

4 (1) A budget is hereby adopted and, subject to the provisions set
5 forth in the following sections, the several amounts specified in
6 parts I through IX of this act, or so much thereof as shall be
7 sufficient to accomplish the purposes designated, are hereby
8 appropriated and authorized to be incurred for salaries, wages, and
9 other expenses of the agencies and offices of the state and for other
10 specified purposes for the fiscal biennium beginning July 1, 2021,
11 and ending June 30, 2023, except as otherwise provided, out of the
12 several funds of the state hereinafter named.

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

15 (a) "ARPA" means the American rescue plan act of 2021, P.L.
16 117-2.

17 (b) "CARES" means the coronavirus aid, relief, and economic
18 security act, P.L. 116-136.

19 (c) "CRF" means the coronavirus relief fund created by section
20 5001, the coronavirus aid, relief, and economic security act, P.L.
21 116-136, division A.

22 (d) "CRRSA" means the coronavirus response and relief
23 supplemental appropriations act, P.L. 116-260, division M.

24 (e) "CRRSA/ESSER" means the elementary and secondary school
25 emergency relief fund, as modified by the coronavirus response and
26 relief supplemental appropriations act, P.L. 116-260, division M.

27 (f) "Dedicated marijuana account" means the dedicated cannabis
28 account, if either Engrossed Second Substitute Senate Bill No. 5796
29 or Second Substitute House Bill No. 1210 is enacted.

30 (g) "Fiscal year 2022" or "FY 2022" means the fiscal year ending
31 June 30, 2022.

32 (~~(g)~~) (h) "Fiscal year 2023" or "FY 2023" means the fiscal year
33 ending June 30, 2023.

34 (~~(h)~~) (i) "FTE" means full time equivalent.

35 (~~(i)~~) (j) "Lapse" or "revert" means the amount shall return to
36 an unappropriated status.

37 (~~(j)~~) (k) "Provided solely" means the specified amount may be
38 spent only for the specified purpose. Unless otherwise specifically

1 authorized in this act, any portion of an amount provided solely for
2 a specified purpose which is not expended subject to the specified
3 conditions and limitations to fulfill the specified purpose shall
4 lapse.

5 (3) Whenever the terms in subsection (2)(a) through (e) of this
6 section are used in the context of a general fund—federal
7 appropriation, the term is used to attribute the funding to that
8 federal act.

9 **PART I**
10 **GENERAL GOVERNMENT**

11 **Sec. 101.** 2021 c 334 s 101 (uncodified) is amended to read as
12 follows:

13 **FOR THE HOUSE OF REPRESENTATIVES**

14	General Fund—State Appropriation (FY 2022)	((\$45,740,000))
15		<u>\$46,838,000</u>
16	General Fund—State Appropriation (FY 2023)	((\$46,804,000))
17		<u>\$53,280,000</u>
18	TOTAL APPROPRIATION.	((\$92,544,000))
19		<u>\$100,118,000</u>

20 The appropriations in this section are subject to the following
21 conditions and limitations: \$200,000 of the general fund—state
22 appropriation for fiscal year 2023 is provided solely for a work
23 group to continue the house of representatives' examination of
24 employment practices and policies and to develop options and
25 recommendations for the house of representatives.

26 (a) The work group is composed of the following members:

27 (i) Two legislative assistants from each of the two largest
28 caucuses of the house of representatives;

29 (ii) One nonsupervisory staff and one supervisory staff from each
30 of the two largest caucuses of the house of representatives;

31 (iii) One committee assistant, one coordinator, one analyst or
32 counsel, and one administrative staff from the house of
33 representatives office of program research;

34 (iv) One nonsupervisory staff and one supervisory staff from the
35 house of representatives administration;

36 (v) The chief clerk of the house of representatives or their
37 designee; and

- 1 (vi) The house of representatives human resource director.
- 2 (b) Staff who wish to be appointed to the work group must submit
3 an application to the office of human resources. The house of
4 representatives human resource officer shall make recommendations to
5 the house of representatives executive rules committee who shall then
6 confirm appointments to the work group.
- 7 (c) The chief clerk of the house of representatives shall
8 contract for an external facilitator to staff and assist the work
9 group. The facilitator must have a background or experience in
10 organizational development. The chief clerk may also contract for
11 legal services and other expert services, as necessary, to assist the
12 work group.
- 13 (d) The work group shall consider issues related to employment
14 practices and policies including, but not limited to:
- 15 (i) The supervisory structure of employees;
16 (ii) Workplace terms and conditions; and
17 (iii) Professional development.
- 18 (e) The expenses of the work group must be paid from the amount
19 appropriated in this section subject to approval by the house of
20 representatives executive rules committee.
- 21 (f) The work group must report its findings and recommendations
22 to the house of representatives executive rules committee by December
23 1, 2022.
- 24 (g) If Engrossed Substitute House Bill No. 2124 is enacted by
25 June 30, 2022, the amounts provided in this subsection shall lapse.

26 **Sec. 102.** 2021 c 334 s 102 (uncodified) is amended to read as
27 follows:

28 **FOR THE SENATE**

29	General Fund—State Appropriation (FY 2022).	((\$32,755,000))
30		<u>\$33,755,000</u>
31	General Fund—State Appropriation (FY 2023).	((\$35,699,000))
32		<u>\$41,625,000</u>
33	TOTAL APPROPRIATION.	((\$68,454,000))
34		<u>\$75,380,000</u>

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

- 37 (1) \$260,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$270,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for the payment of membership
2 dues to the council of state governments, the national conference of
3 state legislatures, the pacific northwest economic region, the
4 pacific fisheries legislative task force, and the western legislative
5 forestry task force.

6 (2) \$200,000 of the general fund—state appropriation for fiscal
7 year 2023 is provided solely for a work group to continue the
8 senate's examination of employment practices and policies and to
9 develop options and recommendations for the senate.

10 (a) The work group is composed of the following 17 members:

11 (i) Two legislative assistants from each of the two largest
12 caucuses of the senate;

13 (ii) One nonsupervisory staff and one supervisory staff from each
14 of the two largest caucuses of the senate;

15 (iii) One committee assistant, one coordinator, one analyst or
16 counsel, and one administrative staff from senate committee services;

17 (iv) One nonsupervisory staff and one supervisory staff from
18 senate administration;

19 (v) The secretary of the senate or their designee; and

20 (vi) The senate human resource director and senate diversity,
21 equity, and inclusion coordinator.

22 (b) Staff who wish to be appointed to the work group must submit
23 an application to the office of human resources. The senate human
24 resource officer shall make recommendations to the senate facilities
25 and operations committee who shall then confirm appointments to the
26 work group.

27 (c) The secretary of the senate shall contract for an external
28 facilitator to staff and assist the work group. The facilitator must
29 have a background or experience in organizational development. The
30 secretary may also contract for legal services and other expert
31 services, as necessary, to assist the work group.

32 (d) The work group shall consider issues related to employment
33 practices and policies including, but not limited to:

34 (i) The supervisory structure of employees;

35 (ii) Workplace terms and conditions; and

36 (iii) Professional development.

37 (e) The expenses of the work group must be paid from the amount
38 appropriated in this section subject to approval by the senate
39 facilities and operations committee.

1 (f) The work group must report its findings and recommendations
2 to the senate facilities and operations committee by December 1,
3 2022.

4 (g) If Engrossed Substitute House Bill No. 2124 is enacted by
5 June 30, 2022, the amounts provided in this subsection shall lapse.

6 **Sec. 103.** 2021 c 334 s 103 (uncodified) is amended to read as
7 follows:

8 **FOR THE JOINT LEGISLATIVE AUDIT AND REVIEW COMMITTEE**

9	General Fund—State Appropriation (FY 2022).	((\$303,000))
10		<u>\$342,000</u>
11	General Fund—State Appropriation (FY 2023).	((\$248,000))
12		<u>\$296,000</u>
13	Performance Audits of Government Account—State	
14	Appropriation.	((\$9,384,000))
15		<u>\$10,036,000</u>
16	TOTAL APPROPRIATION.	((\$9,935,000))
17		<u>\$10,674,000</u>

18 The appropriation in this section is subject to the following
19 conditions and limitations:

20 (1) \$273,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$244,000 of the general fund—state appropriation for
22 fiscal year 2023 are provided (~~solely~~) for implementation of
23 Engrossed Substitute Senate Bill No. 5405 (racial equity analyses).
24 (~~If the bill is not enacted by June 30, 2021, the amounts provided~~
25 ~~in this subsection shall lapse.~~)

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

30 (3) \$20,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$2,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided (~~solely~~) to implement House Bill No.
33 1296 (behavioral health service organizations). (~~If the bill is not~~
34 ~~enacted by June 30, 2021, the amounts provided in this subsection~~
35 ~~shall lapse.~~)

36 (4) \$10,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$2,000 of the general fund—state appropriation for
38 fiscal year 2023 are provided (~~solely~~) to implement Second

1 Substitute House Bill No. 1033 (employment training program). (~~If~~
2 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
3 ~~this subsection shall lapse.~~)

4 (5) \$50,000 of the performance audits of government account—state
5 appropriation is for implementation of Engrossed Substitute Senate
6 Bill No. 5268 (developmental disability services). If the bill is not
7 enacted by June 30, 2022, the amount provided in this subsection
8 shall lapse.

9 (6) Sufficient funding is appropriated in this section to conduct
10 performance audits related to state agency programs and services to
11 address the needs of farmworkers. The audits will assess how the
12 agency is administering the programs and enforcing the relevant laws
13 and provide recommendations to improve service delivery and
14 effectiveness for the protection and needs farmworkers. The committee
15 must incorporate the performance audits in this subsection into its
16 work plan and must provide annual progress reports on their status.
17 The committee may prioritize its work based on available resources
18 and staff capacity, and may contract for services as necessary, to
19 complete the following performance audits:

20 (a) The department of labor and industries' programs and
21 responsibilities to investigate and enforce:

22 (i) Wage and hour laws applicable to farmworkers;

23 (ii) Workplace health and safety standards applicable to
24 farmworkers; and

25 (iii) Laws prohibiting harassment, discrimination, and
26 retaliation against farmworkers for, among other things, asserting
27 their rights regarding health and safety standards and wage and hour
28 laws;

29 (b) The employment security department's administration of the
30 H-2A program; and

31 (c) The department of health's administration of laws and rules
32 related to pesticide safety that are intended to protect farmworkers
33 from hazardous exposures.

34 (7) \$42,000 of the performance audits of government account—state
35 appropriation is for implementation of Second Substitute Senate Bill
36 No. 5649 (family and medical leave). If the bill is not enacted by
37 June 30, 2022, the amount provided in this subsection shall lapse.

38 (8) \$13,000 of the general fund—state appropriation for fiscal
39 year 2022 and \$4,000 of the general fund—state appropriation for

1 fiscal year 2023 are for the implementation of Engrossed Substitute
2 House Bill No. 1643 (affordable housing/REET). If the bill is not
3 enacted by June 30, 2022, the amount provided in this subsection
4 shall lapse.

5 (9) \$36,000 of the general fund—state appropriation for fiscal
6 year 2023 is for the implementation of Engrossed Second Substitute
7 House Bill No. 1015 (equitable access to credit). If the bill is not
8 enacted by June 30, 2022, the amount provided in this subsection
9 shall lapse.

10 (10) \$13,000 of the general fund—state appropriation for fiscal
11 year 2022 is for the implementation of House Bill No. 1924 (hog fuel
12 tax exemption). If the bill is not enacted by June 30, 2022, the
13 amount provided in this subsection shall lapse.

14 (11) \$13,000 of the general fund—state appropriation for fiscal
15 year 2022 and \$8,000 of the general fund—state appropriation for
16 fiscal year 2023 are for the implementation of Substitute House Bill
17 No. 1792 (hydrogen). If the bill is not enacted by June 30, 2022, the
18 amounts provided in this subsection shall lapse.

19 (12)(a) The joint legislative audit and review committee shall
20 conduct a performance audit of the department of health's oversight
21 of hospital data reporting, inspections, and complaints. The study
22 must explore:

23 (i) The types of data that hospitals are required to collect and
24 report to state and federal regulatory entities, hospitals'
25 compliance with these reporting requirements, and the department's
26 enforcement and use of such reporting. This data includes: Hospital
27 financial data, patient discharge data, charity care data, adverse
28 health events and incidents notification and reporting, and community
29 health needs, assessments, and benefits implementation strategies;

30 (ii) The type and frequency of hospital inspections conducted by
31 state and federal regulatory entities, and hospitals' correction of
32 any deficiencies; and

33 (iii) The hospital facility complaint process, including how
34 consumers may file complaints, how the department investigates
35 complaints, and how hospitals resolve any violations.

36 (b) The committee must incorporate the performance audit in this
37 subsection into its work plan and prioritize its work based on
38 available resources and staff capacity.

1 (13) \$17,000 of the performance audits of government account—
2 state appropriation is for implementation of Senate Bill No. 5713
3 (limited equity cooperative housing). If the bill is not enacted by
4 June 30, 2022, the amount provided in this subsection shall lapse.

5 (14) \$5,000 of the performance audits of government account—state
6 appropriation is for implementation of Senate Bill No. 5004 (medical
7 marijuana tax ex.). If the bill is not enacted by June 30, 2022, the
8 amount provided in this subsection shall lapse.

9 (15) \$17,000 of the performance audits of government account—
10 state appropriation is for implementation of Engrossed Substitute
11 Senate Bill No. 5714 (solar canopies tax deferral). If the bill is
12 not enacted by June 30, 2022, the amount provided in this subsection
13 shall lapse.

14 **Sec. 104.** 2021 c 334 s 104 (uncodified) is amended to read as
15 follows:

16 **FOR THE LEGISLATIVE EVALUATION AND ACCOUNTABILITY PROGRAM COMMITTEE**

17 Performance Audits of Government Account—State

18 Appropriation.	((\$4,664,000))
	<u>\$4,735,000</u>
20 TOTAL APPROPRIATION.	((\$4,664,000))
	<u>\$4,735,000</u>

22 **Sec. 105.** 2021 c 334 s 105 (uncodified) is amended to read as
23 follows:

24 **FOR THE JOINT LEGISLATIVE SYSTEMS COMMITTEE**

25 General Fund—State Appropriation (FY 2022).

	((\$14,173,000))
	<u>\$14,466,000</u>
27 General Fund—State Appropriation (FY 2023).	((\$14,235,000))
	<u>\$16,168,000</u>
29 TOTAL APPROPRIATION.	((\$28,408,000))
	<u>\$30,634,000</u>

31 The appropriations in this section are subject to the following
32 conditions and limitations: Within the amounts provided in this
33 section, the joint legislative systems committee shall provide
34 information technology support, including but not limited to internet
35 service, for the district offices of members of the house of
36 representatives and the senate.

1		<u>\$5,367,000</u>
2	General Fund—State Appropriation (FY 2023)	((\$5,766,000))
3		<u>\$5,917,000</u>
4	TOTAL APPROPRIATION.	((\$11,132,000))
5		<u>\$11,284,000</u>

6 **Sec. 109.** 2021 c 334 s 108 (uncodified) is amended to read as
7 follows:

8 **FOR THE OFFICE OF LEGISLATIVE SUPPORT SERVICES**

9	General Fund—State Appropriation (FY 2022)	\$4,566,000
10	General Fund—State Appropriation (FY 2023)	((\$5,029,000))
11		<u>\$5,169,000</u>
12	TOTAL APPROPRIATION.	((\$9,595,000))
13		<u>\$9,735,000</u>

14 **Sec. 110.** 2021 c 334 s 111 (uncodified) is amended to read as
15 follows:

16 **FOR THE SUPREME COURT**

17	General Fund—State Appropriation (FY 2022)	((\$9,781,000))
18		<u>\$9,746,000</u>
19	General Fund—State Appropriation (FY 2023)	((\$9,848,000))
20		<u>\$11,032,000</u>
21	TOTAL APPROPRIATION.	((\$19,629,000))
22		<u>\$20,778,000</u>

23 **Sec. 111.** 2021 c 334 s 112 (uncodified) is amended to read as
24 follows:

25 **FOR THE LAW LIBRARY**

26	General Fund—State Appropriation (FY 2022)	((\$1,811,000))
27		<u>\$1,793,000</u>
28	General Fund—State Appropriation (FY 2023)	((\$1,821,000))
29		<u>\$1,934,000</u>
30	TOTAL APPROPRIATION.	((\$3,632,000))
31		<u>\$3,727,000</u>

32 **Sec. 112.** 2021 c 334 s 113 (uncodified) is amended to read as
33 follows:

34 **FOR THE COMMISSION ON JUDICIAL CONDUCT**

35	General Fund—State Appropriation (FY 2022)	((\$1,650,000))
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1		<u>\$1,638,000</u>
2	General Fund—State Appropriation (FY 2023)	((\$1,649,000))
3		<u>\$1,686,000</u>
4	TOTAL APPROPRIATION.	((\$3,299,000))
5		<u>\$3,324,000</u>

6 **Sec. 113.** 2021 c 334 s 114 (uncodified) is amended to read as
7 follows:

8 **FOR THE COURT OF APPEALS**

9	General Fund—State Appropriation (FY 2022)	((\$21,818,000))
10		<u>\$21,709,000</u>
11	General Fund—State Appropriation (FY 2023)	((\$22,146,000))
12		<u>\$22,673,000</u>
13	TOTAL APPROPRIATION.	((\$43,964,000))
14		<u>\$44,382,000</u>

15 **Sec. 114.** 2021 c 334 s 115 (uncodified) is amended to read as
16 follows:

17 **FOR THE ADMINISTRATOR FOR THE COURTS**

18	General Fund—State Appropriation (FY 2022)	((\$157,168,000))
19		<u>\$86,711,000</u>
20	General Fund—State Appropriation (FY 2023)	((\$81,033,000))
21		<u>\$118,611,000</u>
22	General Fund—Federal Appropriation.	((\$2,209,000))
23		<u>\$3,994,000</u>
24	General Fund—Private/Local Appropriation.	\$681,000
25	Judicial Stabilization Trust Account—State	
26	Appropriation.	((\$6,692,000))
27		<u>\$119,442,000</u>
28	Judicial Information Systems Account—State	
29	Appropriation.	((\$60,664,000))
30		<u>\$61,471,000</u>
31	TOTAL APPROPRIATION.	((\$308,447,000))
32		<u>\$390,910,000</u>

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

35 (1) The distributions made under this section and distributions
36 from the county criminal justice assistance account made pursuant to
37 section 801 of this act constitute appropriate reimbursement for

1 costs for any new programs or increased level of service for purposes
2 of RCW 43.135.060.

3 (2) (a) \$7,000,000 of the general fund—state appropriation for
4 fiscal year 2022 and \$7,000,000 of the general fund—state
5 appropriation for fiscal year 2023 are provided solely for
6 distribution to county juvenile court administrators for the costs
7 associated with processing and case management of truancy, children
8 in need of services, and at-risk youth referrals. The administrator
9 for the courts, in conjunction with the juvenile court
10 administrators, shall develop an equitable funding distribution
11 formula. The formula must neither reward counties with higher than
12 average per-petition/referral processing costs nor shall it penalize
13 counties with lower than average per-petition/referral processing
14 costs.

15 (b) Each fiscal year during the 2021-2023 fiscal biennium, each
16 county shall report the number of petitions processed and the total
17 actual costs of processing truancy, children in need of services, and
18 at-risk youth petitions. Counties shall submit the reports to the
19 administrator for the courts no later than 45 days after the end of
20 the fiscal year. The administrator for the courts shall
21 electronically transmit this information to the chairs and ranking
22 minority members of the house of representatives and senate fiscal
23 committees no later than 60 days after a fiscal year ends. These
24 reports are informational in nature and are not for the purpose of
25 distributing funds.

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

1 (4) (a) \$150,000 of the general fund—state appropriation for
2 fiscal year 2022 and \$150,000 of the general fund—state appropriation
3 for fiscal year 2023 are provided solely for the center for court
4 research at the administrative office of the courts to review the
5 number and types of young individuals placed on electronic home
6 monitoring over a 10 year time period. The center for court research
7 shall work in collaboration with the Washington state partnership
8 council on juvenile justice and the juvenile block grant proviso
9 committee (which includes a representative from the juvenile
10 rehabilitation administration, the office of the administrator of the
11 courts, the office of financial management, and the juvenile courts)
12 to identify the number of individuals under the age of 26 that have
13 been placed on electronic home monitoring by the department of
14 children, youth, and families and the number of individuals placed on
15 electronic home monitoring by or through juvenile courts from the
16 year 2010 through 2020. At a minimum, the study must identify:

17 (i) How electronic home monitoring is defined and used by each
18 entity;

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

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

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

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

29 (vi) By age, the offense committed that resulted in the
30 individual being placed on electronic home monitoring, and the
31 average duration of time individuals spent on electronic home
32 monitoring; and

33 (vii) Whether electronic home monitoring was used as an
34 alternative to or in lieu of incarceration or whether electronic home
35 monitoring was used in addition to incarceration.

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

1 (5) (~~(\$44,500,000 of the general fund state appropriation for~~
2 ~~fiscal year 2022 is provided solely to assist counties with costs of~~
3 ~~resentencing and vacating the sentences of defendants whose~~
4 ~~convictions or sentences are affected by the *State v. Blake* decision.~~
5 ~~Subject to the availability of amounts provided in this section, the~~
6 ~~office must provide grants to counties that demonstrate extraordinary~~
7 ~~judicial, prosecution, or defense expenses for those purposes. The~~
8 ~~office must establish an application process for county clerks to~~
9 ~~seek funding and an equitable prioritization process for distributing~~
10 ~~the funding.~~

11 (6) ~~\$23,500,000 of the general fund state appropriation for~~
12 ~~fiscal year 2022 is provided solely to establish a legal financial~~
13 ~~obligation aid pool to assist counties that are obligated to refund~~
14 ~~legal financial obligations previously paid by defendants whose~~
15 ~~convictions or sentences were affected by the *State v. Blake* ruling.~~
16 ~~County clerks may apply to the administrative office of the courts~~
17 ~~for a grant from the pool to assist with extraordinary costs of these~~
18 ~~refunds. State aid payments made to a county from the pool must first~~
19 ~~be attributed to any legal financial obligations refunded by the~~
20 ~~county on behalf of the state. The office must establish an~~
21 ~~application process for county clerks to seek funding and an~~
22 ~~equitable prioritization process for distributing the funding.~~

23 ~~(7)) \$44,500,000 of the judicial stabilization trust account—~~
24 ~~state appropriation is provided solely to assist counties with costs~~
25 ~~of complying with the *State v. Blake* decision that arise from the~~
26 ~~county's role in operating the state's criminal justice system,~~
27 ~~including resentencing, vacating prior convictions for simple drug~~
28 ~~possession, and certifying refunds of legal financial obligations and~~
29 ~~collections costs. The office shall contract with counties for~~
30 ~~judicial, clerk, and prosecution expenses for these purposes.~~

31 (6) \$46,750,000 of the judicial stabilization trust account—state
32 appropriation is provided solely to establish a legal financial
33 obligation aid pool for counties to refund legal financial
34 obligations and collection costs previously paid by defendants whose
35 convictions have been vacated by court order due to the *State v.*
36 *Blake* ruling. Once a direct refund process is established, superior
37 court clerks or district court administrators must certify, and send
38 to the office, the amount of any refund ordered by the court.

1 ~~(7) ((\$1,782,000))~~ \$1,665,000 of the general fund—state
2 appropriation for fiscal year 2022 and \$749,000 of the general fund—
3 state appropriation for fiscal year 2023 are provided solely for the
4 implementation of Engrossed Second Substitute House Bill No. 1320
5 (civil protection orders). ~~((If the bill is not enacted by June 30,~~
6 ~~2021, the amounts provided in this subsection shall lapse.))~~

7 (8) \$68,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$60,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely for the implementation of Second
10 Substitute House Bill No. 1219 (youth counsel-dependency). ~~((If the~~
11 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
12 ~~subsection shall lapse.))~~

13 (9) \$110,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$165,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for the implementation of House
16 Bill No. 1167 (Thurston county superior court judge). ~~((If the bill~~
17 ~~is not enacted by June 30, 2021, the amount provided in this~~
18 ~~subsection shall lapse.))~~

19 (10) \$1,094,000 of the general fund—state appropriation for
20 fiscal year 2022 and \$1,094,000 of the general fund—state
21 appropriation for fiscal year 2023 are provided solely for the
22 statewide fiscal impact on Thurston county courts. It is the intent
23 of the legislature that this policy will be continued in subsequent
24 fiscal biennia.

25 (11) \$4,505,000 of the general fund—state appropriation for
26 fiscal year 2022 and ~~(\$4,505,000)~~ \$7,505,000 of the general fund—
27 state appropriation for fiscal year 2023 are provided solely for
28 implementation of Engrossed Second Substitute Senate Bill No. 5160
29 (landlord-tenant relations), including the management of an eviction
30 resolution pilot program. By June 30, 2022, the
31 ~~((department))~~ administrative office of the courts shall provide to
32 the legislature a detailed report of eviction resolution program
33 expenditures and outcomes including but not limited to ~~((the number~~
34 ~~of dispute resolution centers participating in the program,))~~ the
35 number of individuals served by dispute resolution centers in the
36 program, the average cost of resolution proceedings, and the number
37 of qualified individuals who applied but were unable to be served by
38 dispute resolution centers due to lack of funding or other reasons.
39 ~~((If the bill is not enacted by June 30, 2021, the amounts provided~~

1 ~~in this subsection shall lapse.))~~ Funding under this subsection for
2 the eviction resolution pilot program is not subject to or
3 conditioned upon adoption of a standing judicial order of an
4 individual superior court.

5 (12) \$325,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$304,000 of the general fund—state appropriation for
7 fiscal year 2023 are provided solely for implementation of Second
8 Substitute Senate Bill No. 5331 (early childhood court program). (~~If~~
9 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
10 ~~this subsection shall lapse.))~~)

11 (13) \$44,000 of the general fund—state appropriation for fiscal
12 year 2022 is provided solely for implementation of Engrossed
13 Substitute Senate Bill No. 5226 (license suspensions/traffic). (~~If~~
14 ~~the bill is not enacted by June 30, 2021, the amount provided in this~~
15 ~~subsection shall lapse.))~~)

16 (14) (~~(\$8,000,000)~~) \$3,000,000 of the general fund—state
17 appropriation for fiscal year 2022 (~~(\$8)~~) and \$3,000,000 of the
18 general fund—state appropriation for fiscal year 2023 are provided
19 solely for distribution to local courts for costs associated with the
20 court-appointed attorney and visitor requirements set forth in the
21 uniform guardianship act in chapter 11.130 RCW. If the amount
22 provided in this subsection is insufficient to fully fund the local
23 court costs, distributions must be reduced on a proportional basis to
24 ensure that expenditures remain within the available funds provided
25 in this subsection. No later than December 31, (~~(2021)~~) 2022, the
26 administrative office of the courts will provide a report on
27 distributions to local courts including, but not limited to, the
28 amount provided to each court, the number of guardianship cases
29 funded at each court, costs segregated by attorney appointments and
30 court visitor appointments, the amount of any pro rata reductions,
31 and a recommendation on how to forecast distributions for potential
32 future funding by the legislature.

33 (15) \$375,000 of the general fund—state appropriation for fiscal
34 year 2022 and (~~(\$285,000)~~) \$3,185,000 of the general fund—state
35 appropriation for fiscal year 2023 are provided solely for lease
36 expenses and costs to relocate staff from the temple of justice to
37 another workspace if the omnibus capital appropriation act provides
38 funding for improvements to the heating, ventilation, lighting, and
39 plumbing improvements to the temple of justice. Staff from the

1 administrative office of the courts shall work with the department of
2 enterprise services and the office of financial management to acquire
3 temporary space in a state owned facility that meets the needs of the
4 supreme court. If a state facility cannot be found, the court may
5 acquire temporary workspace as it chooses.

6 (16) \$63,000 of the general fund—state appropriation for fiscal
7 year 2022 and \$251,000 of the general fund—state appropriation for
8 fiscal year 2023 is provided solely to facilitate and coordinate the
9 scheduling of resentencing hearings for individuals impacted by the
10 State v. Blake decision.

11 (17) \$830,000 of the general fund—state appropriation for fiscal
12 year 2023 is provided solely to address data quality issues across
13 Washington state court management systems.

14 (18) \$2,050,000 of the general fund—state appropriation for
15 fiscal year 2023 is provided solely for assistance to trial courts
16 across the state to address the trial court backlog created by the
17 pandemic through the use of pro tem judges and backlog coordinators.

18 (19) \$5,000,000 of the general fund—state appropriation for
19 fiscal year 2023 is provided solely for audio visual upgrades in
20 courtrooms across the state.

21 (20) \$2,500,000 of the general fund—state appropriation for
22 fiscal year 2022 is provided solely for distribution to the trial
23 courts to address impacts of the COVID-19 pandemic.

24 (21) \$4,900,000 of the general fund—state appropriation for
25 fiscal year 2023 is provided solely for the administrative office of
26 the courts to provide grant funding for the creation of new
27 therapeutic courts or the expansion of services being provided to an
28 existing therapeutic court. For purposes of this subsection,
29 "therapeutic court" has the meaning defined in RCW 2.30.020. Funding
30 provided under this subsection may not supplant existing funds
31 utilized for this purpose.

32 (22) \$2,469,000 of the general fund—state appropriation for
33 fiscal year 2023 is provided solely for the administrative office of
34 the courts to support community justice counselors and community
35 coordinators that work with municipal and district court drug and
36 therapeutic court programs. The community justice counselors and
37 community coordinators are responsible for working with court
38 participants to ensure connection to community services and existing
39 resources to support completion of court requirements. Funding must

1 be used for a minimum of four municipal court programs, with at least
2 two programs located east of the Cascade mountains and two programs
3 located west of the Cascade mountains, including Spokane county and
4 Snohomish county. Funding may also be used for additional supports
5 for participants, including bus passes and other transportation
6 assistance, basic cell phones and phone cards, and translation
7 services. Counties and cities that receive funding must provide a
8 report back to the administrative office of the courts that shows how
9 funds were expended.

10 (23) \$520,000 of the general fund—state appropriation for fiscal
11 year 2023 is provided solely to establish pilot self-help centers in
12 two courthouses, one on each side of the state.

13 (24) \$82,000 of the general fund—state appropriation for fiscal
14 year 2023 is provided solely for implementation of Engrossed
15 Substitute Senate Bill No. 5490 (interbranch advisory committee). If
16 the bill is not enacted by June 30, 2022, the amount provided in this
17 subsection shall lapse.

18 (25) \$341,000 of the general fund—state appropriation for fiscal
19 year 2023 is provided solely for implementation of Substitute Senate
20 Bill No. 5575 (superior court judges in Snohomish county). If the
21 bill is not enacted by June 30, 2022, the amount provided in this
22 subsection shall lapse.

23 (26) \$116,000 of the general fund—state appropriation for fiscal
24 year 2023 is provided solely for implementation of Senate Bill No.
25 5788 (minor guardianship). If the bill is not enacted by June 30,
26 2022, the amount provided in this subsection shall lapse.

27 (27) \$26,000 of the general fund—state appropriation for fiscal
28 year 2023 is provided solely for implementation of Substitute House
29 Bill No. 1773 (assisted outpatient treatment). If the bill is not
30 enacted by June 30, 2022, the amount provided in this subsection
31 shall lapse.

32 (28) \$502,000 of the general fund—state appropriation for fiscal
33 year 2023 is provided solely for implementation of Substitute House
34 Bill No. 1901 (civil protection orders). If the bill is not enacted
35 by June 30, 2022, the amount provided in this subsection shall lapse.

36 (29) \$2,025,000 of the general fund—state appropriation for
37 fiscal year 2023 is provided solely for activities of the office
38 relating to the resentencing of individuals and refund of legal
39 financial obligations and costs associated with the *State v. Blake*

1 ruling. In addition to contracting with cities and counties for the
2 disbursement of funds appropriated for resentencing costs, the office
3 must:

4 (a) Collaborate with superior court clerks, district court
5 administrators, and municipal court administrators to prepare
6 comprehensive reports, based on available court records, of all cause
7 numbers impacted by *State v. Blake* going back to 1971; and

8 (b) Establish a process to locate and notify individuals of
9 available refunds and notify those individuals of the application
10 process necessary to claim the refund and issue payment from the
11 legal financial obligation aid pool upon submission and approval of
12 applications. The office shall continue to reimburse counties for any
13 legal and financial obligation refunds made pursuant to a court order
14 pending the implementation of a direct refund process.

15 (30) \$131,000 of the general fund—state appropriation for fiscal
16 year 2023 is provided solely for a court policy analyst position to
17 support the district and municipal court judges' association. The
18 court policy analyst position must assist with the development,
19 implementation, monitoring, and evaluation of district and municipal
20 court programs, court operations, and court costs that relate to the
21 *State v. Blake* decision.

22 (31) \$11,500,000 of the judicial stabilization trust account—
23 state appropriation is provided solely to assist cities with costs of
24 complying with the *State v. Blake* ruling that arise from the city's
25 role in operating the municipal criminal justice system, including
26 resentencing, vacating prior convictions for simple drug possession,
27 and certifying refunds of legal financial obligations and collections
28 costs. The office shall contract with cities for judicial, clerk,
29 prosecution, and defense expenses for these purposes.

30 (32) \$10,000,000 of the judicial stabilization trust account—
31 state appropriation is provided solely to establish a legal financial
32 obligation aid pool for cities to refund legal financial obligations
33 and collection costs previously paid by defendants whose convictions
34 have been vacated by court order due to the *State v. Blake* ruling.
35 Once a direct refund process is established, municipal administrators
36 must certify, and send to the office, the amount of any refund
37 ordered by the court.

38 (33) \$1,892,000 of the general fund—state appropriation for
39 fiscal year 2023 is provided solely for distribution to counties to

1 help cover the cost of electronic monitoring with victim notification
2 technology when an individual seeking a protection order requests
3 electronic monitoring with victim notification technology from the
4 court and the respondent is unable to pay.

5 (34) \$266,000 of the general fund—state appropriation for fiscal
6 year 2023 is provided solely for pass-through funding to the
7 Washington association of child advocate programs to hire and
8 coordinate AmeriCorps members to assist in community-based
9 recruitment activities to promote child advocates and the need for
10 volunteers, develop and distribute recruitment materials, and assist
11 volunteers in preparing for required training. No later than June 30,
12 2023, the Washington association of child advocate programs must
13 submit a report to the appropriate committees of the legislature on
14 the efficacy of the program in recruiting volunteers.

15 (35) \$1,785,000 of the general fund—federal appropriation (CRF)
16 is provided solely for COVID-19 response expenditures in fiscal year
17 2022. This funding expires December 31, 2021.

18 **Sec. 115.** 2021 c 334 s 116 (uncodified) is amended to read as
19 follows:

20 **FOR THE OFFICE OF PUBLIC DEFENSE**

21	General Fund—State Appropriation (FY 2022).	((\$53,975,000))
22		<u>\$54,491,000</u>
23	General Fund—State Appropriation (FY 2023).	((\$54,202,000))
24		<u>\$58,566,000</u>
25	General Fund—Federal Appropriation.	\$362,000
26	General Fund—Private/Local Appropriation.	\$30,000
27	Judicial Stabilization Trust Account—State	
28	Appropriation.	((\$3,896,000))
29		<u>\$3,907,000</u>
30	TOTAL APPROPRIATION.	((\$112,465,000))
31		<u>\$117,356,000</u>

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

34 (1) \$250,000 of the general fund—state appropriation for fiscal
35 year 2022 and \$250,000 of the general fund—state appropriation for
36 fiscal year 2023 are provided solely for the office of public defense
37 to contract with a free legal clinic that has a medical-legal
38 partnership and that currently provides parent representation to at-

1 risk clients in dependency cases in Snohomish, Skagit, and King
2 counties. Within amounts appropriated, the clinic must provide legal
3 representation to parents who are pregnant or recently postpartum who
4 are at risk of child abuse or neglect reports or investigations.

5 (2) \$900,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$900,000 of the general fund—state appropriation for
7 fiscal year 2023 are provided solely for the purpose of improving the
8 quality of trial court public defense services. The office of public
9 defense must allocate these amounts so that \$450,000 per fiscal year
10 is distributed to counties, and \$450,000 per fiscal year is
11 distributed to cities, for grants under chapter 10.101 RCW.

12 (3) \$5,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$14,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for the implementation of Second
15 Substitute House Bill No. 1219 (youth counsel-dependency). (~~If the~~
16 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
17 ~~subsection shall lapse.~~)

18 (4) \$443,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$683,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for the implementation of
21 Engrossed Substitute House Bill No. 1140 (juvenile access to
22 attorneys). (~~If the bill is not enacted by June 30, 2021, the~~
23 ~~amounts provided in this subsection shall lapse.~~)

24 (5) \$5,500,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$5,500,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely to assist counties with public
27 defense costs related to vacating the sentences of defendants whose
28 convictions or sentences are affected by the *State v. Blake* decision.
29 Of the amounts provided in this subsection:

30 (a) \$400,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$400,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for the office of public defense
33 to provide statewide attorney training, technical assistance, data
34 analysis and reporting, and quality oversight and for administering
35 financial assistance for public defense costs related to *State v.*
36 *Blake* impacts; and

37 (b) \$5,100,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$5,100,000 of the general fund—state appropriation for
39 fiscal year 2023 are provided solely for grants allocated for public

1 defense assistance. The allocation of grant funding shall be
2 determined based upon a formula as established by the office of
3 public defense, and must be provided: (i) To assist counties
4 providing counsel for clients seeking to vacate a sentence or to be
5 resentenced under the *State v. Blake* decision; and (ii) to assist
6 counties that may designate the office of public defense to contract
7 directly with attorneys to represent and assist clients seeking to
8 vacate a sentence or to be resentenced under the *State v. Blake*
9 decision.

10 (6) \$286,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$1,008,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely for the implementation of a
13 triage team to provide statewide support to the management and flow
14 of hearings for individuals impacted by the *State v. Blake* decision.

15 (7) \$153,000 of the general fund—state appropriation for fiscal
16 year 2023 is provided solely to cover fees charged by county clerks
17 for electronic access to court documents for staff and contracted
18 public defense attorneys.

19 (8) \$20,000 of the general fund—state appropriation for fiscal
20 year 2023 is provided solely for the office of public defense to
21 research and develop a proposal to assume the effective and efficient
22 statewide administration of legal defense services for indigent
23 persons who are involved in proceedings under chapter 10.77 RCW
24 (criminally insane). By December 1, 2022, the office of public
25 defense shall submit the proposal to the appropriate policy and
26 fiscal committees of the legislature.

27 (a) In developing its proposal, the office of public defense must
28 consult with interested persons, including local public defense
29 agencies, the Washington defender association, the Washington
30 association of criminal defense lawyers, the administrative office of
31 the courts, the Washington association of prosecuting attorneys,
32 disability rights Washington, current and former patients at eastern
33 state hospital and western state hospital, the superior court judges
34 association, the Washington state association of counties, the public
35 safety review panel, and the department of social and health
36 services.

37 (b) The office of public defense may provide a stipend for travel
38 and other expenses to stakeholders for time spent participating in
39 focus groups or interviews. The office may not provide a stipend to

1 any public employees or to other stakeholders participating within
2 the scope of their employment.

3 (c) At a minimum, the proposal should identify:

4 (i) Procedures to manage costs and require accountability
5 consistent with the right to counsel under both the United States
6 Constitution and the Washington state Constitution;

7 (ii) Statutory amendments necessary to implement the proposal;

8 (iii) Appropriate practice standards for defense of indigent
9 persons involved in proceedings under chapter 10.77 RCW, including
10 procedures to implement representation consistent with *State v.*
11 *Fletcher*, No. 33810-0-III (Wn. Ct. App., Mar. 16, 2017);

12 (iv) An estimated number of attorneys and defense social workers
13 statewide who are qualified to provide effective defense
14 representation in these cases, an estimate of reasonable compensation
15 for attorneys and social workers, and estimated annual costs of
16 investigative and expert services required in these cases;

17 (v) The total cost necessary to implement the proposal statewide
18 for the 2023-2025 fiscal biennium, including all staffing and
19 administrative costs for the office of public defense administration;
20 and

21 (vi) Possible savings to the state and counties that might result
22 from implementing the proposal.

23 (9) \$41,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$286,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided solely for two managing attorney
26 positions within the office of public defense.

27 **Sec. 116.** 2021 c 334 s 117 (uncodified) is amended to read as
28 follows:

29 **FOR THE OFFICE OF CIVIL LEGAL AID**

30	General Fund—State Appropriation (FY 2022)	((\$41,280,000))
31		<u>\$41,710,000</u>
32	General Fund—State Appropriation (FY 2023)	((\$42,685,000))
33		<u>\$51,001,000</u>
34	General Fund—Federal Appropriation	\$379,000
35	Judicial Stabilization Trust Account—State	
36	Appropriation	\$1,464,000
37	TOTAL APPROPRIATION	((\$85,808,000))
38		<u>\$94,554,000</u>

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.

14 (3) \$568,000 of the general fund—state appropriation for fiscal
15 year 2022 is appropriated solely to continue and expand civil legal
16 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.

21 (5) \$5,440,000 of the general fund—state appropriation for fiscal
22 year 2022 and \$5,000,000 of the general fund—state appropriation for
23 fiscal year 2023 are provided solely to continue civil legal
24 assistance to individuals and families directly and indirectly
25 affected by the COVID-19 pandemic and its related health, social,
26 economic, legal, and related consequences.

27 (6) \$159,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$1,511,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for the implementation of Second
30 Substitute House Bill No. 1219 (youth counsel/dependency). (~~If the~~
31 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
32 ~~subsection shall lapse.~~)

33 (7) (~~(\$10,772,000)~~) \$11,122,000 of the general fund—state
34 appropriation for fiscal year 2022 and (~~(\$11,478,000)~~) \$12,957,000 of
35 the general fund—state appropriation for fiscal year 2023 are
36 provided solely for implementation of Engrossed Second Substitute
37 Senate Bill No. 5160 (landlord-tenant relations), including
38 representation of indigent tenants in unlawful detainer cases. By
39 June 30, 2022, the department shall provide to the legislature a

1 detailed report of program expenditures and outcomes including but
2 not limited to the number of individuals served, the average cost of
3 a representation case, and the number of qualified individuals who
4 qualified for but were unable to receive representation for funding
5 or other reasons. (~~If the bill is not enacted by June 30, 2021, the~~
6 ~~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)~~)\$2,250,000 of the general fund—state
9 appropriation for fiscal year 2023 are provided solely to
10 (~~provide~~)continue and expand online automated plain language forms,
11 outreach, education, technical assistance, and (~~some~~) legal
12 assistance to help resolve civil matters (~~surrounding~~)relating to
13 legal financial obligations and vacating the sentences of defendants
14 whose convictions or sentences are affected by the *State v. Blake*
15 decision.

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

23 (10) \$2,000,000 of the general fund—state appropriation for
24 fiscal year 2023 is provided solely to support civil legal
25 information, advice, and representation to tenants at risk of
26 eviction and against whom an unlawful detainer action has not yet
27 been commenced.

28 (11) \$350,000 of the general fund—state appropriation for fiscal
29 year 2023 is provided solely to the office of civil legal aid to
30 establish a legal advice phone line to provide guidance and legal
31 advice for kinship caregivers. The phone line must be staffed by two
32 FTE contracted attorneys that have experience with kinship care,
33 guardianship statutes, the child welfare system, and issues relating
34 to legal custody.

35 (12) \$2,000,000 of the general fund—state appropriation for
36 fiscal year 2023 is provided solely for the office of legal aid to
37 expand civil legal aid services for survivors of domestic violence,
38 including legal services for protection order proceedings, family law

1 cases, immigration assistance, and other civil legal issues arising
2 from or related to the domestic violence they experienced.

3 (13) \$500,000 of the general fund—state appropriation for fiscal
4 year 2023 is provided solely for the office of civil legal aid to
5 expand the statewide reentry legal aid project as established in
6 section 115(12), chapter 357, Laws of 2020.

7 **Sec. 117.** 2021 c 334 s 118 (uncodified) is amended to read as
8 follows:

9 **FOR THE OFFICE OF THE GOVERNOR**

10	General Fund—State Appropriation (FY 2022).	((\$11,093,000))
11		<u>\$11,766,000</u>
12	General Fund—State Appropriation (FY 2023).	((\$10,920,000))
13		<u>\$16,207,000</u>
14	Economic Development Strategic Reserve Account—State	
15	Appropriation.	\$5,000,000
16	TOTAL APPROPRIATION.	((\$27,013,000))
17		<u>\$32,973,000</u>

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

20 (1) ((~~\$703,000~~))\$917,000 of the general fund—state appropriation
21 for fiscal year 2022 and ((~~\$803,000~~))\$1,146,000 of the general fund—
22 state appropriation for fiscal year 2023 are provided solely for the
23 office of the education ombuds.

24 (2) \$1,289,000 of the general fund—state appropriation for fiscal
25 year 2022 and ((~~\$1,289,000~~))\$3,545,000 of the general fund—state
26 appropriation for fiscal year 2023 are provided solely to implement
27 the provisions of chapter 332, Laws of 2020 (state equity office).

28 (3) \$123,000 of the general fund—state appropriation for fiscal
29 year 2022 and \$118,000 of the general fund—state appropriation for
30 fiscal year 2023 are provided solely for implementation of Engrossed
31 Substitute Senate Bill No. 5119 (individuals in custody). ((~~If the~~
32 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
33 ~~subsection shall lapse.~~))

34 (4) ((~~\$230,000~~))\$180,000 of the general fund—state appropriation
35 for fiscal year 2022 and ((~~\$120,000~~))\$209,000 of the general fund—
36 state appropriation for fiscal year 2023 are provided solely for
37 implementation of Engrossed Second Substitute Senate Bill No. 5126

1 (climate commitment act). (~~If the bill is not enacted by June 30,~~
2 ~~2021, the amounts provided in this subsection shall lapse.~~)

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

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

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

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

19 (iii) Maximizing pharmaceutical drug rebates for HIV
20 antiretroviral drugs.

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

24 (7) \$150,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$150,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for the cost to support the blue
27 ribbon commission on the intersection of the criminal justice and
28 behavioral health crisis systems that will be established by governor
29 executive order.

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

34 (9) \$80,000 of the general fund—state appropriation for fiscal
35 year 2023 is provided solely for the office of equity to develop
36 resources and provide technical assistance to state agencies on best
37 practices on how to engage communities regarding equity and inclusion
38 when creating equitable budget and policy recommendations.

1 (10) \$350,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$25,000 of the general fund—state appropriation for
3 fiscal year 2023 is provided solely to complete an analysis on
4 options to replace the benefits of the four lower Snake river dams as
5 part of a comprehensive salmon recovery strategy for the Columbia and
6 Snake river basins. The analysis shall be completed by July 30, 2022.

7 (11) Within the amounts appropriated in this section, the
8 governor's office must convene a clean energy workforce transition
9 work group including, but not limited to, the department of commerce,
10 the department of ecology, the employment security department, and
11 representatives of business and labor. The work group must assess
12 workforce development impacts of the effects of climate change as
13 well as the impact of the state's strategies to building a just
14 transition to a clean economy and develop policy and practice
15 recommendations on emerging issues in workforce development related
16 to climate change. By December 1, 2022, the work group must submit
17 its report and recommendations to the appropriate committees of the
18 legislature in an electronic format as required by RCW 43.01.036.

19 (12) \$50,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$250,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely for the governor to invite
22 federally recognized tribes, legislative leadership, local
23 governments, agricultural producers, commercial and recreational
24 fisher organizations, business organizations, salmon recovery
25 organizations, forestry and agriculture organizations, and
26 environmental organizations to participate in a process facilitated
27 by an independent entity to develop recommendations on proposed
28 changes in policy and spending priorities to improve riparian habitat
29 to ensure salmon and steelhead recovery.

30 (a) The recommendations must include:

31 (i) Ideas for improvements to land use planning and development
32 that ensure the protection and recovery of salmon;

33 (ii) Standards to protect areas adjacent to streams and rivers;

34 (iii) Standards to restore areas adjacent to streams and rivers;

35 (iv) Financial incentives for landowners to protect and restore
36 streamside habitat;

37 (v) Recommendations to improve salmon recovery program
38 coordination among state agencies; and

1 (vi) Recommendations for additional changes when voluntary
2 measures and financial incentives do not achieve streamside
3 protection and restoration.

4 (b) Preliminary recommendations shall be submitted to the
5 legislature and governor by October 1, 2022, with a final report by
6 November 1, 2022.

7 (c) The office of the governor may contract for an independent
8 facilitator. The contract is exempt from the competitive procurement
9 requirements in chapter 39.26 RCW.

10 (13) \$207,000 of the general fund—state appropriation for fiscal
11 year 2023 is provided solely for the office of equity to address
12 additional workload created by legislation enacted during the 2021
13 legislative session.

14 (14) \$609,000 of the general fund—state appropriation for fiscal
15 year 2023 is provided solely for the office of equity to establish
16 and support a community engagement board.

17 (15) \$40,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$160,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided solely for the office of equity to
20 collaborate with the commission on African American affairs, the
21 commission on Asian Pacific American affairs, the commission on
22 Hispanic affairs, and the governor's office of Indian affairs to
23 engage contractors to conduct the analyses funded in sections 121(4),
24 122(1), 122(2), 133, and 134(2) of this act.

25 (16) \$175,000 of the general fund—state appropriation for fiscal
26 year 2023 is provided solely for implementation of Engrossed Second
27 Substitute House Bill No. 1723 (digital equity act). If the bill is
28 not enacted by June 30, 2022, the amount provided in this subsection
29 shall lapse.

30 **Sec. 118.** 2021 c 334 s 119 (uncodified) is amended to read as
31 follows:

32 **FOR THE LIEUTENANT GOVERNOR**

33	General Fund—State Appropriation (FY 2022)	((\$1,880,000))
34		<u>\$1,863,000</u>
35	General Fund—State Appropriation (FY 2023)	((\$1,598,000))
36		<u>\$1,456,000</u>
37	General Fund—Private/Local Appropriation	\$90,000
38	TOTAL APPROPRIATION	((\$3,568,000))

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

(1) \$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.

(2) \$13,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for implementation of Substitute Senate Bill No. 5756 (semiquincentennial committee). If the bill is not enacted by June 30, 2022, the amount provided in this subsection shall lapse.

Sec. 119. 2021 c 334 s 120 (uncodified) is amended to read as follows:

FOR THE PUBLIC DISCLOSURE COMMISSION

General Fund—State Appropriation (FY 2022)	(\$5,724,000)
	<u>\$5,745,000</u>
General Fund—State Appropriation (FY 2023)	(\$5,545,000)
	<u>\$5,991,000</u>
Public Disclosure Transparency Account—State	
Appropriation	(\$1,014,000)
	<u>\$934,000</u>
TOTAL APPROPRIATION	(\$12,283,000)
	<u>\$12,670,000</u>

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

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

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

(3) \$424,000 of the public disclosure transparency account—state appropriation is provided solely for information technology staffing

1 to meet the demands of maintaining online filing and disclosure
2 systems.

3 (4) \$180,000 of the public disclosure transparency account—state
4 appropriation is provided solely for a dedicated training and
5 outreach staff to develop course materials and facilitate the
6 creation of an expanded filer training program.

7 **Sec. 120.** 2021 c 334 s 121 (uncodified) is amended to read as
8 follows:

9 **FOR THE SECRETARY OF STATE**

10	General Fund—State Appropriation (FY 2022).	((\$20,922,000))
11		<u>\$22,662,000</u>
12	General Fund—State Appropriation (FY 2023).	((\$31,158,000))
13		<u>\$49,118,000</u>
14	General Fund—Federal Appropriation.	((\$12,760,000))
15		<u>\$12,894,000</u>
16	Public Records Efficiency, Preservation, and Access	
17	Account—State Appropriation.	((\$10,005,000))
18		<u>\$10,606,000</u>
19	Charitable Organization Education Account—State	
20	Appropriation.	((\$901,000))
21		<u>\$1,367,000</u>
22	Washington State Library Operations Account—State	
23	Appropriation.	((\$11,698,000))
24		<u>\$14,607,000</u>
25	Local Government Archives Account—State	
26	Appropriation.	((\$10,120,000))
27		<u>\$10,937,000</u>
28	Election Account—Federal Appropriation.	((\$4,368,000))
29		<u>\$4,401,000</u>
30	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>	
31	<u>Appropriation.</u>	<u>\$405,000</u>
32	<u>Personnel Service Account—State Appropriation.</u>	<u>\$1,276,000</u>
33	TOTAL APPROPRIATION.	((\$101,932,000))
34		<u>\$128,273,000</u>

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

37 (1) \$2,498,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$12,196,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely to reimburse counties for the
2 state's share of primary and general election costs and the costs of
3 conducting mandatory recounts on state measures. Counties shall be
4 reimbursed only for those costs that the secretary of state validates
5 as eligible for reimbursement.

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

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

24 (c) The nonprofit organization shall prepare an annual
25 independent audit, an annual financial statement, and an annual
26 report, including benchmarks that measure the success of the
27 nonprofit organization in meeting the intent of the program.

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

31 (i) Attempting to influence the passage or defeat of any
32 legislation by the legislature of the state of Washington, by any
33 county, city, town, or other political subdivision of the state of
34 Washington, or by the congress, or the adoption or rejection of any
35 rule, standard, rate, or other legislative enactment of any state
36 agency;

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

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

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

4 (4) \$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 humanities Washington
7 speaker's bureau community conversations.

8 (5) \$114,000 of the general fund—state appropriation for fiscal
9 year 2022 and \$114,000 of the general fund—state appropriation for
10 fiscal year 2023 are provided solely for election reconciliation
11 reporting. Funding provides for one staff to compile county
12 reconciliation reports, analyze the data, and to complete an annual
13 statewide election reconciliation report for every state primary and
14 general election. The report must be submitted annually on July 31,
15 beginning July 31, 2021, to legislative policy and fiscal committees.
16 The annual report must include statewide analysis and by county
17 analysis on the reasons for ballot rejection and an analysis of the
18 ways ballots are received, counted, rejected and cure data that can
19 be used by policymakers to better understand election administration.

20 (6) \$546,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$546,000 of the general fund—state appropriation for
22 fiscal year 2023 are provided solely for staff dedicated to the
23 maintenance and operations of the voter registration and election
24 management system. These staff will manage database upgrades,
25 database maintenance, system training and support to counties, and
26 the triage and customer service to system users.

27 (7) \$626,000 of the public records efficiency, preservation, and
28 access account—state appropriation is provided solely for additional
29 project staff to pack, catalog, and move the states archival
30 collection in preparation for the move to the new library archives
31 building that will be located in Tumwater.

32 (8) Within existing resources, the office of the secretary of
33 state must research and evaluate availability of online trainings to
34 include, but not be limited to, job-related, educational, and
35 information technology trainings that are available free of charge.
36 The office must compare those to the online trainings available from
37 the Microsoft linked in academy. The office must report the
38 comparative findings to fiscal committees of the legislature by
39 September 1, 2022.

1 (9) \$251,000 of the general fund—state appropriation for fiscal
2 year 2022 is provided solely for implementation of Substitute Senate
3 Bill No. 5034 (nonprofit corporations). (~~If the bill is not enacted~~
4 ~~by June 30, 2021, the amount provided in this subsection shall~~
5 ~~lapse.~~)

6 (10) \$269,000 of the government archives account—state
7 appropriation is provided solely for implementation of Senate Bill
8 No. 5019 (recording standards commission). (~~If the bill is not~~
9 ~~enacted by June 30, 2021, the amount provided in this subsection~~
10 ~~shall lapse.~~)

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

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

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

26 (12) \$3,600,000 of the general fund—federal appropriation (ARPA)
27 is provided to the state library as the designated state library
28 administrative agency solely to administer and distribute institute
29 of museum and library services grants to museums, tribal partners,
30 and libraries for eligible expenses and services. Pursuant to federal
31 directive, no more than four percent of distributed funds may be held
32 for grant administration.

33 (13) \$1,000,000 of the general fund—state appropriation for
34 fiscal year 2022 and \$4,000,000 of the general fund—state
35 appropriation for fiscal year 2023 are provided solely for
36 educational outreach related to voter registration, voting, and
37 elections; and to improve access to voting and the election process.

38 (14) \$300,000 of the general fund—state appropriation for fiscal
39 year 2022 and \$700,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for a contract with humanities
2 Washington to expand the prime time family reading program.

3 (15) \$8,000,000 of the general fund—state appropriation for
4 fiscal year 2023 is provided solely for:

5 (a) Funding the security operations center, including identified
6 needs for expanded operations, systems, technology tools, training
7 resources;

8 (b) Additional staff dedicated to the cyber and physical security
9 of election operations at the office and county election offices;

10 (c) Expanding security assessments, threat monitoring, enhanced
11 security training; and

12 (d) Providing grants to county partners to address identified
13 threats and expand existing grants and contracts with other public
14 and private organizations such as the Washington military department,
15 national guard, private companies providing cyber security, and
16 county election offices.

17 (16) \$1,276,000 of the personnel service account—state
18 appropriation is provided solely for administration of the
19 productivity board established in chapter 41.60 RCW. The secretary of
20 state shall convene the first meeting of the board by September 1,
21 2022. By June 30, 2023, the board must provide the legislature and
22 all other state agencies with a topical list of all productivity
23 awards granted in fiscal year 2023 for the purpose of providing
24 agencies with the opportunity to adopt or modify for agency use the
25 suggestions identified by awardees.

26 (17) \$405,000 of the coronavirus state fiscal recovery fund—
27 federal appropriation is provided solely for TVW equipment upgrades,
28 including new encoders and router cards, and a refresh of its
29 robotics system.

30 (18) \$55,000 of the general fund—state appropriation for fiscal
31 year 2023 is provided solely for upgrading technology and usefulness
32 of a conference room in the main office of the secretary of state
33 with modern telecommunications tools and technology and increasing
34 privacy.

35 (19) \$25,000 of the general fund—state appropriation for fiscal
36 year 2023 is provided solely for implementing a voter registration
37 system in conjunction with the department of licensing, department of
38 social and health services, health benefit exchange, and county
39 election officials by December 31, 2023, that uses information and

1 documentation already presented by eligible agency customers to
2 automatically transmit information necessary for voter registration
3 and voter registration updates, and enables applicants to make a
4 decision about voter registration and any necessary corrections by
5 returning a notice mailed by election officials. The proposal shall
6 consider upgraded systems implemented in Colorado and other states to
7 enact this change in their voter registration system in 2022.
8 Recommendations must be developed with the full participation of
9 community organizations that work in support of civic engagement. The
10 secretary shall present their recommendations, and any barriers to
11 their implementation, to the legislature by December 1, 2022.

12 (20) \$2,534,000 of the general fund—state appropriation for
13 fiscal year 2023 is provided solely for grants to counties to support
14 voter registration and voting within county jails. Grants may be used
15 to develop and implement a plan to increase voting amongst the jail
16 population, create voting materials specific to the jail population,
17 purchase supplies and equipment for voting in jails, and provide
18 direct staffing in jails to support voting activities. Each county
19 grantee must submit a postelection report by February 1, 2023, to the
20 secretary of state detailing the use of grant funding, evaluation of
21 the grant's overall effectiveness in achieving its objective to
22 increase voter registration and voting of the jailed population, and
23 recommendations regarding best practices and law changes, if needed.
24 Of the amounts provided in this subsection, up to \$100,000 may be
25 used for the office of the secretary of state to compile the reports
26 received in this subsection into a single report. The report must
27 include an analysis of the county grant projects, including
28 recommended policies and procedures for county jails regarding inmate
29 voting. The report must be delivered to the governor and legislature
30 by June 30, 2023.

31 (21) \$100,000 of the general fund—state appropriation for fiscal
32 year 2023 is provided to the state library to develop a digital
33 literacy assessment tool and protocol to be used by organizations
34 that provide digital literacy support; conduct a baseline assessment
35 of digital readiness for a representative sample of Washington
36 residents; and publish the assessment tool, protocol, and baseline
37 assessment findings on the state library website for public use by
38 June 1, 2023. The office must also submit a report to the governor
39 and legislature by June 1, 2023, that describes the tool, protocol,
40 and assessment findings.

1 (22) \$250,000 of the general fund—state appropriation for fiscal
2 year 2022 is provided solely for the office to contract with the
3 University of Washington Evans school of public policy and governance
4 to review the data used in the 2022 state auditor's performance audit
5 titled "evaluating Washington's ballot rejection rates," which found
6 that voters from certain counties, younger voters, male voters, Black
7 voters, Native American voters, and Latino voters were more likely to
8 have their ballots rejected. The review must include an analysis of:
9 (a) Voter interaction with the vote-by-mail and ballot return
10 process; (b) circumstances in which voted returned ballots are not
11 accepted due to signature mismatch, including whether the ballot was
12 rejected due to late return, a signature by another person, a blank
13 signature line, a different name used, or the signature could not
14 conclude that the voter was the signatory; (c) processes used by
15 county election offices to allow voters to cure ballots; (d) methods
16 in which counties collect, maintain, and update voter signatures on
17 file; (e) communication with voters concerning how to prepare and
18 return a voted ballot for counting; (f) best practices for curing
19 rejected signatures; and (e) education and outreach methods
20 emphasizing the importance of voter signatures on voted returned
21 ballots with a focus on increasing successful voting. The results of
22 the analysis must be reported to the governor and the appropriate
23 committees of the legislature by October 15, 2022.

24 (23) \$500,000 of the general fund—state appropriation for fiscal
25 year 2023 is provided solely for implementation of Second Substitute
26 House Bill No. 1835 (postsecondary enrollment). If the bill is not
27 enacted by June 30, 2022, the amount provided in this subsection
28 shall lapse.

29 (24) \$1,000 is for implementation of Engrossed Substitute House
30 Bill No. 1357 (voters' pamphlets overseas).

31 **Sec. 121.** 2021 c 334 s 122 (uncodified) is amended to read as
32 follows:

33 **FOR THE GOVERNOR'S OFFICE OF INDIAN AFFAIRS**

34	General Fund—State Appropriation (FY 2022).	((\$905,000))
35		\$943,000
36	General Fund—State Appropriation (FY 2023).	((\$401,000))
37		\$1,159,000
38	TOTAL APPROPRIATION.	((\$1,306,000))

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

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

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

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

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

- (i) An examination of government-to-government relationship with Indian tribes as in chapter 43.376 RCW;
- (ii) The consultation processes; and
- (iii) Training to be provided to state agencies and the legislature.

(3)(a) \$350,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for the governor's office of Indian affairs to expand capacity of the office to improve state and local executive and tribal relationships. Funds must be used to support:

- (i) Consultation with tribes and local governments on implementation of the climate commitment act and growth management act;

1 (ii) Government-to-government engagement on natural resources,
2 environment, and infrastructure;

3 (iii) Consultation with tribes and local governments on tribal
4 legal definitions;

5 (iv) Early engagement on legislative and executive consultation
6 and dispute resolution policy and processes with all agencies; and

7 (v) Coordination with a third party to facilitate roundtable
8 meetings for agencies, tribes, and stakeholders to assess and provide
9 recommendations in a report for streamlining statewide salmon
10 recovery planning, policy, programs, and budgets. The report should
11 be provided to the appropriate committees in the legislature by June
12 30, 2023.

13 (b) The legislature intends to provide additional funding for
14 activities under this subsection (3) in the next fiscal biennium.

15 (4) \$40,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$160,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely for the office to collaborate
18 with the office of equity to engage a contractor to conduct a
19 detailed analysis of the opportunity gap for Native American
20 students; analyze the progress in developing effective government-to-
21 government relations and identification and adoption of curriculum
22 regarding tribal history, culture, and government as provided under
23 RCW 28A.345.070; develop recommendations for continuing efforts to
24 close the educational opportunity gap while meeting the state's
25 academic achievement indicators as identified in the state's every
26 student succeeds act consolidated plan; and identify performance
27 measures to monitor adequate yearly progress. The contractor shall
28 submit a study update by December 1, 2022, and submit a final report
29 by June 30, 2023, to the educational opportunity gap oversight and
30 accountability committee, the governor, the superintendent of public
31 instruction, the state board of education, and the education
32 committees of the legislature.

33 **Sec. 122.** 2021 c 334 s 123 (uncodified) is amended to read as
34 follows:

35 **FOR THE COMMISSION ON ASIAN PACIFIC AMERICAN AFFAIRS**

36	General Fund—State Appropriation (FY 2022).	((\$448,000))
37		\$554,000
38	General Fund—State Appropriation (FY 2023).	((\$462,000))

1 \$857,000
2 TOTAL APPROPRIATION. ((\$910,000))
3 \$1,411,000

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

6 (1) \$40,000 of the general fund—state appropriation for fiscal
7 year 2022 and \$160,000 of the general fund—state appropriation for
8 fiscal year 2023 are provided solely for the commission to
9 collaborate with the office of equity to engage a contractor to
10 conduct a detailed analysis of the opportunity gap for Asian American
11 students; develop recommendations for continuing efforts to close the
12 educational opportunity gap while meeting the state's academic
13 achievement indicators as identified in the state's every student
14 succeeds act consolidated plan; and identify performance measures to
15 monitor adequate yearly progress. The contractor shall submit a study
16 update by December 1, 2022, and submit a final report by June 30,
17 2023, to the educational opportunity gap oversight and accountability
18 committee, the governor, the superintendent of public instruction,
19 the state board of education, and the education committees of the
20 legislature.

21 (2) \$40,000 of the general fund—state appropriation for fiscal
22 year 2022 and \$160,000 of the general fund—state appropriation for
23 fiscal year 2023 are provided solely for the commission to
24 collaborate with the office of equity to engage a contractor to
25 conduct a detailed analysis of the opportunity gap for Native
26 Hawaiian and Pacific Islander students; develop recommendations for
27 continuing efforts to close the educational opportunity gap while
28 meeting the state's academic achievement indicators as identified in
29 the state's every student succeeds act consolidated plan; and
30 identify performance measures to monitor adequate yearly progress.
31 The contractor shall submit a study update by December 1, 2022, and
32 submit a final report by June 30, 2023, to the educational
33 opportunity gap oversight and accountability committee, the governor,
34 the superintendent of public instruction, the state board of
35 education, and the education committees of the legislature.

36 **Sec. 123.** 2021 c 334 s 124 (uncodified) is amended to read as
37 follows:

38 **FOR THE STATE TREASURER**

1	General Fund—State Appropriation (FY 2022).	\$250,000
2	General Fund—State Appropriation (FY 2023).	\$250,000
3	State Treasurer's Service Account—State	
4	Appropriation.	((\$20,375,000))
5		<u>\$21,396,000</u>
6	TOTAL APPROPRIATION.	((\$20,875,000))
7		<u>\$21,896,000</u>

8 The appropriation in this section is subject to the following
9 conditions and limitations:

10 (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 implementation of Engrossed
13 Substitute House Bill No. 1189 (tax increment financing). (~~If the~~
14 bill is not enacted by June 30, 2021, the amounts provided in this
15 subsection shall lapse.))

16 (2) \$450,000 of the state treasurer's service account—state
17 appropriation is provided to establish a committee on the program
18 impacts of the Washington future fund "baby bonds" investment model
19 on wealth gaps and provides expenditure authority for one additional
20 FTE for ongoing policy and program analysis. The committee shall
21 consult with experts to study and gather data on inequities including
22 racial wealth gaps in Washington and examine how investment programs
23 such as the Washington future fund program or similar "baby bonds"
24 investment programs can impact wealth inequities and the future
25 financial stability of the Washington state treasury. The committee
26 will analyze the Washington future fund and other "baby bonds"
27 investment models and provide recommendations for program
28 implementation.

29 (a) At a minimum, the committee will consist of the state
30 treasurer, or the state treasurer's designee, as chair of the
31 committee, one member from each of the two largest caucuses of the
32 senate appointed by the president of the senate, one member from each
33 of the two largest caucuses of the house of representatives appointed
34 by the speaker of the house of representatives, three members from
35 communities with lived experience as appointed by the state
36 treasurer, and three members from economic empowerment organizations
37 as appointed by the state treasurer. The committee will ensure that
38 opportunity for input from interested stakeholders is provided. The

1 state treasurer's office shall provide staff resources and assistance
2 to the committee as needed.

3 (b) The committee may consult with the state investment board,
4 the Washington health care authority, the Washington state housing
5 finance commission, the department of social and health services, the
6 department of commerce, and other agencies as necessary.

7 (c) When analyzing the Washington future fund and other "baby
8 bonds" investment models, the committee must:

9 (i) Study how similar programs have been developed and
10 established in other jurisdictions;

11 (ii) Address eligibility criteria for account establishment,
12 residency requirements, eligibility for account access, and approved
13 use of funds;

14 (iii) Address all financial and fiscal aspects of the program,
15 including the long-term costs of establishing the fund, estimated
16 annual appropriations, how funds would be invested and estimated
17 payouts, what agency or agencies would be responsible for management
18 of the accounts, what agency or agencies would be responsible for
19 verifying applicant eligibility, and administrative and technology
20 costs of establishing and maintaining the program; and

21 (iv) Address any legal barriers or risks in establishing the
22 program including state constitutional limitations and avoiding the
23 creation of fiduciary duties or contractual rights with program
24 participants.

25 (d) The committee will report on the findings of the data
26 collection, analysis, and any recommendations for legislative action
27 to the legislature by December 1, 2022.

28 (e) The state treasurer may include these recommendations in
29 draft legislation for the Washington future fund.

30 **Sec. 124.** 2021 c 334 s 125 (uncodified) is amended to read as
31 follows:

32 **FOR THE STATE AUDITOR**

33	General Fund—State Appropriation (FY 2022)	((\$613,000))
34		<u>\$463,000</u>
35	General Fund—State Appropriation (FY 2023)	((\$1,062,000))
36		<u>\$1,812,000</u>
37	Auditing Services Revolving Account—State	
38	Appropriation	((\$14,456,000))

1		<u>\$16,339,000</u>
2	Performance Audits of Government Account—State	
3	Appropriation.	((\$1,683,000))
4		<u>\$1,722,000</u>
5	TOTAL APPROPRIATION.	((\$17,814,000))
6		<u>\$20,336,000</u>

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

9 (1) \$1,585,000 of the performance audit of government account—
10 state appropriation is provided solely for staff and related costs to
11 verify the accuracy of reported school district data submitted for
12 state funding purposes; conduct school district program audits of
13 state-funded public school programs; establish the specific amount of
14 state funding adjustments whenever audit exceptions occur and the
15 amount is not firmly established in the course of regular public
16 school audits; and to assist the state special education safety net
17 committee when requested.

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

23 (3) \$825,000 of the auditing services revolving account—state
24 appropriation is provided solely for accountability and risk based
25 audits.

26 (4) ~~((~~\$585,000~~))~~\$435,000 of the general fund—state appropriation
27 for fiscal year 2022 and ~~((~~\$1,030,000~~))~~\$1,180,000 of the general fund
28 —state appropriation for fiscal year 2023 are provided solely for the
29 implementation of Engrossed Second Substitute House Bill No. 1089
30 (law enforcement audits). ~~((If the bill is not enacted by June 30,
31 2021, the amounts provided in this subsection shall lapse.))~~

32 (5) \$600,000 of the general fund—state appropriation for fiscal
33 year 2023 is provided solely for the state auditor to conduct
34 critical infrastructure penetration test audits on local governments.

35 (6) By January 31, 2023, the state auditor must provide a
36 publicly accessible searchable system on its website containing the
37 project information and other expenditure information included in the
38 annual report required under RCW 82.14.370(3) for each county. The
39 searchable system must also include the total amount of revenue

1 collected by the county under this section in the prior fiscal year.
2 This searchable system applies to reports filed in 2022 and
3 thereafter.

4 **Sec. 125.** 2021 c 334 s 126 (uncodified) is amended to read as
5 follows:

6 **FOR THE CITIZENS' COMMISSION ON SALARIES FOR ELECTED OFFICIALS**

7	General Fund—State Appropriation (FY 2022).	((\$252,000))
8		<u>\$251,000</u>
9	General Fund—State Appropriation (FY 2023).	((\$279,000))
10		<u>\$283,000</u>
11	TOTAL APPROPRIATION.	((\$531,000))
12		<u>\$534,000</u>

13 **Sec. 126.** 2021 c 334 s 127 (uncodified) is amended to read as
14 follows:

15 **FOR THE ATTORNEY GENERAL**

16	General Fund—State Appropriation (FY 2022).	((\$18,708,000))
17		<u>\$22,392,000</u>
18	General Fund—State Appropriation (FY 2023).	((\$23,379,000))
19		<u>\$27,543,000</u>
20	General Fund—Federal Appropriation.	((\$18,226,000))
21		<u>\$21,913,000</u>
22	Public Service Revolving Account—State Appropriation.	((\$4,145,000))
23		<u>\$4,331,000</u>
24	New Motor Vehicle Arbitration Account—State	
25	Appropriation.	((\$1,721,000))
26		<u>\$1,781,000</u>
27	Medicaid Fraud Penalty Account—State Appropriation.	((\$5,862,000))
28		<u>\$6,098,000</u>
29	Child Rescue Fund—State Appropriation.	\$80,000
30	Legal Services Revolving Account—State Appropriation ((\$300,291,000))	
31		<u>\$340,402,000</u>
32	Local Government Archives Account—State	
33	Appropriation.	((\$1,004,000))
34		<u>\$1,045,000</u>
35	Tobacco Prevention and Control Account—State	
36	Appropriation.	\$275,000
37	((Consumer Privacy Account—State Appropriation.	\$1,241,000))

1 TOTAL APPROPRIATION. ((~~\$374,932,000~~))
2 \$425,860,000

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

5 (1) The attorney general shall report each fiscal year on actual
6 legal services expenditures and actual attorney staffing levels for
7 each agency receiving legal services. The report shall be submitted
8 to the office of financial management and the fiscal committees of
9 the senate and house of representatives no later than ninety days
10 after the end of each fiscal year. As part of its by agency report to
11 the legislative fiscal committees and the office of financial
12 management, the office of the attorney general shall include
13 information detailing the agency's expenditures for its agency-wide
14 overhead and a breakdown by division of division administration
15 expenses.

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

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

28 (4) \$161,000 of the general fund—state appropriation for fiscal
29 year 2022 and \$161,000 of the general fund—state appropriation for
30 fiscal year 2023 are provided solely for the civil rights unit to
31 provide additional services in defense and protection of civil and
32 constitutional rights for people in Washington.

33 (5) \$8,392,000 of the legal services revolving account—state
34 appropriation is provided solely for child welfare and permanency
35 staff.

36 (6) \$617,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$617,000 of the general fund—state appropriation for
38 fiscal year 2023 are provided solely for multi-year arbitrations of

1 the state's diligent enforcement of its obligations to receive
2 amounts withheld from tobacco master settlement agreement payments.

3 (7) \$1,600,000 of the legal services revolving fund—state
4 appropriation is provided solely for the office to compel the United
5 States department of energy to meet Hanford cleanup deadlines.

6 (8) \$28,000 of the legal services revolving fund—state
7 appropriation is provided solely for implementation of Engrossed
8 Second Substitute Senate Bill No. 5022 (recycling, waste and litter).
9 ~~((If the bill is not enacted by June 30, 2021, the amount provided in
10 this subsection shall lapse.))~~

11 (9) \$584,000 of the legal services revolving fund—state
12 appropriation is provided solely for implementation of Engrossed
13 Second Substitute Senate Bill No. 5051 (peace & correction officers).
14 ~~((If the bill is not enacted by June 30, 2021, the amount provided in
15 this subsection shall lapse.))~~

16 (10) ~~(((\$1,241,000 of the consumer privacy account state
17 appropriation is provided solely for implementation of Second
18 Substitute Senate Bill No. 5062 (data). If the bill is not enacted by
19 June 30, 2021, the amount provided in this subsection shall lapse.~~

20 ~~(11))~~ (11) \$122,000 of the legal services revolving account—state
21 appropriation is provided solely for implementation of Engrossed
22 Substitute Senate Bill No. 5096 (capital gains tax). ~~((If the bill is
23 not enacted by June 30, 2021, the amount provided in this subsection
24 shall lapse.~~

25 ~~(12))~~ (11) \$256,000 of the legal services revolving fund—state
26 appropriation is provided solely for implementation of Engrossed
27 Substitute Senate Bill No. 5097 (paid leave coverage). ~~((If the bill
28 is not enacted by June 30, 2021, the amount provided in this
29 subsection shall lapse.~~

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

35 ~~(14))~~ (13) \$395,000 of the legal services revolving account—state
36 appropriation is provided solely for implementation of Engrossed
37 Substitute Senate Bill No. 5141 (environmental justice task force).
38 ~~((If the bill is not enacted by June 30, 2021, the amount provided in
39 this subsection shall lapse.~~

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

6 ~~(16))~~ (15) \$218,000 of the general fund—state appropriation for
7 fiscal year 2022 and \$5,107,000 of the general fund—state
8 appropriation for fiscal year 2023 are provided solely for
9 implementation of Engrossed Second Substitute Senate Bill No. 5259
10 (law enforcement data). ~~((If the bill is not enacted by June 30,~~
11 ~~2021, the amounts provided in this subsection shall lapse.~~

12 ~~(17) — \$1,485,000)~~ (16) \$693,000 of the general fund—state
13 appropriation for fiscal year 2022 and ~~((\$958,000))~~ \$1,750,000 of the
14 general fund—state appropriation for fiscal year 2023 are provided
15 solely for implementation of a program for receiving and responding
16 to tips from the public regarding risks or potential risks to the
17 safety or well-being of youth, called the YES tip line program. Risks
18 to safety or well-being may include, but are not limited to, harm or
19 threats of harm to self or others, sexual abuse, assault, rape,
20 bullying or cyberbullying, substance use, and criminal acts. Any
21 person contacting the YES tip line, whether for themselves or for
22 another person, must receive timely assistance and not be turned
23 away. The program must operate within the guidelines of this
24 subsection.

25 (a) During the development and implementation of the YES tip line
26 program the attorney general shall convene an advisory committee
27 consisting of representatives from the Washington state patrol, the
28 department of health, the health care authority, the office of the
29 superintendent of public instruction, the Washington student
30 achievement council, the Washington association of educational
31 service districts, and other participants the attorney general
32 appoints.

33 (b) The attorney general shall develop and implement policies and
34 processes for:

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

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

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

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

8 (v) YES tip line information data retention and reporting
9 requirements;

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

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

17 (c) The YES tip line shall be operated by a vendor selected by
18 the attorney general through a competitive contracting process. The
19 attorney general shall ensure that the YES tip line program vendor
20 and its personnel are properly trained and resourced. The contract
21 must require the vendor to be bound confidentiality policies
22 developed by the office. The contract must also provide that the
23 state of Washington owns the data and information produced from the
24 YES tip line and that vendor must comply with the state's data
25 retention, use, and security requirements.

26 (d) The YES tip line program must develop and maintain a
27 reference and best practices tool kit for law enforcement and mental
28 health officials that identifies statewide and community mental
29 health resources, services, and contacts, and provides best practices
30 and strategies for investigators to use in investigating cases and
31 assisting youths and their parents and guardians.

32 (e) The YES tip line program must promote and market the program
33 and YES tip line to youth, families, community members, schools, and
34 others statewide to build awareness of the program's resources and
35 the YES tip line. Youth perspectives must be included and consulted
36 in tip line development and implementation including creating
37 marketing campaigns and materials required for the YES tip line
38 program. The insights of youth representing marginalized and minority
39 communities must be prioritized for their invaluable insight. The
40 attorney general may determine the criteria for honorariums and award

1 youth who participate in the tip line development and implementation
2 an honorarium of up to \$200 per day.

3 (f) In addition to honorarium amounts, youth are eligible for
4 reasonable allowances for reimbursement, lodging, and travel expenses
5 as provided in RCW 43.03.050 and 43.03.060.

6 (g) Nothing in this subsection creates an employment
7 relationship, or any membership or qualification in any state or
8 other publicly supported retirement system, due to the payment of an
9 honorarium or lodging and travel expenses provided under this
10 subsection where such a relationship, membership, or qualification
11 did not already exist.

12 ~~((19))~~ (17) \$196,000 of the legal services revolving account—
13 state appropriation is provided solely to provide staff support to
14 the joint legislative task force on jail standards created in section
15 957 of this act.

16 ~~((20))~~ (18) \$38,000 of the legal services revolving account—
17 state appropriation is provided solely for implementation of Second
18 Substitute House Bill No. 1148 (acute care hospitals). ~~((If the bill~~
19 ~~is not enacted by June 30, 2021, the amount provided in this~~
20 ~~subsection shall lapse.~~

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

26 ~~(22))~~ (20) \$1,207,000 of the legal services revolving account—
27 state appropriation is provided solely for implementation of Second
28 Substitute House Bill No. 1219 (youth counsel/dependency). ~~((If the~~
29 ~~bill is not enacted by June 30, 2021, the amount provided in this~~
30 ~~subsection shall lapse.~~

31 ~~(23))~~ (21) \$28,000 of the legal services revolving account—state
32 appropriation is provided solely for implementation of Engrossed
33 Second Substitute House Bill No. 1089 (law enforcement audits). ~~((If~~
34 ~~the bill is not enacted by June 30, 2021, the amount provided in this~~
35 ~~subsection shall lapse.~~

36 ~~(24))~~ (22) \$123,000 of the legal services revolving account—state
37 appropriation is provided solely for implementation of Engrossed
38 Third Substitute House Bill No. 1091 (transportation fuel/carbon).

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

3 ~~(25))~~ (23) \$2,080,000 of the legal services revolving account—
4 state appropriation is provided solely for implementation of
5 Engrossed Second Substitute House Bill No. 1194 (parent-child
6 visitation). ~~((If the bill is not enacted by June 30, 2021, the~~
7 ~~amount provided in this subsection shall lapse.~~

8 ~~(26))~~ (24) \$121,000 of the legal services revolving account—state
9 appropriation is provided solely for implementation of Engrossed
10 Second Substitute House Bill No. 1073 (paid leave coverage). ~~((If the~~
11 ~~bill is not enacted by June 30, 2021, the amount provided in this~~
12 ~~subsection shall lapse.~~

13 ~~(27))~~ (25) \$247,000 of the general fund—state appropriation for
14 fiscal year 2022 and \$247,000 of the general fund—state appropriation
15 for fiscal year 2023 are provided solely for implementation of
16 Engrossed Second Substitute House Bill No. 1310 (uses of force by
17 officers). ~~((If the bill is not enacted by June 30, 2021, the amounts~~
18 ~~provided in this subsection shall lapse.~~

19 ~~(28))~~ (26) \$25,000 of the general fund—state appropriation for
20 fiscal year 2022 is provided solely for implementation of Engrossed
21 Substitute House Bill No. 1109 (victims of sexual assault). ~~((If the~~
22 ~~bill is not enacted by June 30, 2021, the amount provided in this~~
23 ~~subsection shall lapse.~~

24 ~~(29))~~ (27) \$146,000 of the legal services revolving fund—state
25 appropriation is provided solely for implementation of Engrossed
26 Substitute Senate Bill No. 5172 (agricultural overtime). ~~((If the~~
27 ~~bill is not enacted by June 30, 2021, the amount provided in this~~
28 ~~subsection shall lapse.))~~

29 (28) \$275,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$400,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely for the office of the attorney
32 general to support the Washington state missing and murdered
33 indigenous women and people task force created in section 943 of this
34 act.

35 (29) \$5,743,000 of the legal services revolving fund—state
36 appropriation is provided solely for additional legal services to
37 address additional legal services necessary for dependency actions
38 where the state and federal Indian child welfare act apply. The
39 office must report to the fiscal committees of the legislature within

1 90 days of the close of fiscal year 2023 the following information
2 for new cases initiated in fiscal year 2023 to measure quantity and
3 use of this funding:

4 (a) The number and proportion of cases where the state and
5 federal Indian child welfare act (ICWA) applies as compared to non-
6 ICWA new cases;

7 (b) The amount of time spent advising on, preparing for court,
8 and litigating issues and elements related to ICWA's requirements as
9 compared to the amount of time advising on, preparing for court, and
10 litigating issues and elements that are not related to ICWA's
11 requirements;

12 (c) The length of state and federal Indian child welfare act
13 cases as compared to non-ICWA cases measured by time or number of
14 court hearings; and

15 (d) Any other information or metric the office determines is
16 appropriate to measure the quantity and use of the funding in this
17 subsection.

18 (30) \$470,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$280,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for legal services in *Wahkiakum*
21 *School District v. State.*

22 (31) \$1,910,000 of the general fund—state appropriation for
23 fiscal year 2022 is provided solely for the office to pass through to
24 King county to adequately fund and retain its prosecution services
25 pursuant to chapter 71.09 RCW in King county.

26 (32) \$728,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$693,000 of the general fund—state appropriation for
28 fiscal year 2023 are provided solely for legal services related to
29 the voting rights case *Palmer, et al v. State.*

30 (33) \$752,000 of the general fund—state appropriation for fiscal
31 year 2023 and \$119,000 of the legal services revolving account—state
32 appropriation are provided solely for implementation of Substitute
33 House Bill No. 2076 (transp. network companies). If the bill is not
34 enacted by June 30, 2022, the amounts provided in this subsection
35 shall lapse.

36 (34) \$33,000 of the legal services revolving account—state
37 appropriation is provided solely for implementation of Engrossed
38 Second Substitute House Bill No. 1815 (catalytic converter theft). If

1 the bill is not enacted by June 30, 2022, the amount provided in this
2 subsection shall lapse.

3 (35) \$65,000 of the legal services revolving account—state
4 appropriation is provided solely for implementation of Substitute
5 House Bill No. 1747 (child relative placements). If the bill is not
6 enacted by June 30, 2022, the amount provided in this subsection
7 shall lapse.

8 (36) \$17,000 of the legal services revolving account—state
9 appropriation is provided solely for implementation of Substitute
10 House Bill No. 1286 (psychology compact). If the bill is not enacted
11 by June 30, 2022, the amount provided in this subsection shall lapse.

12 (37) \$133,000 of the legal services revolving account—state
13 appropriation is provided solely for implementation of Substitute
14 House Bill No. 1735 (use of force). If the bill is not enacted by
15 June 30, 2022, the amount provided in this subsection shall lapse.

16 (38)(a) \$125,000 of the general fund—state appropriation for
17 fiscal year 2023 is provided solely for a study regarding state and
18 local responses to acts or potential acts of domestic terrorism in
19 Washington state.

20 (b) In conducting the study, the office must review laws and
21 policies regarding domestic terrorism, including but not limited to:

22 (i) Federal, state, and local laws regarding acts of domestic
23 terrorism, including how a criminal incident is determined to be an
24 act of domestic terrorism;

25 (ii) State and local data collection, tracking, and reporting
26 practices as related to acts of domestic terrorism; and

27 (iii) State and local policies regarding responding to acts of
28 domestic terrorism.

29 (c) By December 15, 2022, the office must submit a report to the
30 appropriate committees of the legislature that includes but is not
31 limited to:

32 (i) A summary of current laws and policies as identified in (b)
33 of this subsection;

34 (ii) Recommended best practices for:

35 (A) Standardizing and improving data collection, tracking, and
36 reporting on acts of domestic terrorism at the state and local level;
37 and

38 (B) Strengthening law enforcement, prosecutorial, and other local
39 government responses to a potential act of domestic terrorism; and

1 (iii) Recommendations for any statutory changes that may be
2 necessary for clarity and consistency.

3 (d) The office may consult with experts or professionals involved
4 or having expertise in the topic of domestic terrorism to complete
5 the study.

6 (39) \$58,000 of the general fund—state appropriation for fiscal
7 year 2023 is provided solely to support the sexual assault forensic
8 examination best practices advisory group. The office of the attorney
9 general shall reconvene a sexual assault forensic examination best
10 practices advisory group to continue the work of the previous sexual
11 assault forensic examination best practices advisory group as
12 established in section 1, chapter 93, Laws of 2019. The advisory
13 group must review best practice models for managing all aspects of
14 sexual assault investigations and for reducing the number of untested
15 sexual assault kits in Washington state. The advisory group must meet
16 no less than twice annually.

17 (40) \$25,000 of the legal services revolving fund—state
18 appropriation is provided solely for implementation of Engrossed
19 Substitute Senate Bill No. 5761 (wage and salary information). If the
20 bill is not enacted by June 30, 2022, the amount provided in this
21 subsection shall lapse.

22 (41) The attorney general must deposit the state's portion of any
23 proceeds received during the 2021-2023 fiscal biennium from the
24 settlement with Purdue Pharma and the Sackler families into the state
25 general fund to be appropriated for opioid abatement programs and
26 services.

27 **Sec. 127.** 2021 c 334 s 128 (uncodified) is amended to read as
28 follows:

29 **FOR THE CASELOAD FORECAST COUNCIL**

30	General Fund—State Appropriation (FY 2022)	((\$1,990,000))
31		<u>\$1,981,000</u>
32	General Fund—State Appropriation (FY 2023)	((\$1,982,000))
33		<u>\$2,223,000</u>
34	Workforce Education Investment Account—State	
35	Appropriation	((\$326,000))
36		<u>\$331,000</u>
37	TOTAL APPROPRIATION	((\$4,298,000))
38		<u>\$4,535,000</u>

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

3 (1) (~~(\$326,000)~~) \$331,000 of the workforce education investment
4 account—state appropriation is provided solely to forecast the
5 caseload for the Washington college grant program.

6 (2) Within existing resources, and beginning with the November
7 2021 forecast, the caseload forecast council shall produce an
8 unofficial forecast of the long-term caseload for juvenile
9 rehabilitation as a courtesy.

10 (3) \$192,000 of the general fund—state appropriation for fiscal
11 year 2023 is provided solely for implementation of Engrossed
12 Substitute Senate Bill No. 5268 (dev. disability services). If the
13 bill is not enacted by June 30, 2022, the amount provided in this
14 subsection shall lapse.

15 **Sec. 128.** 2021 c 334 s 129 (uncodified) is amended to read as
16 follows:

17 **FOR THE DEPARTMENT OF COMMERCE**

18	General Fund—State Appropriation (FY 2022).	((\$193,804,000))
19		<u>\$201,157,000</u>
20	General Fund—State Appropriation (FY 2023).	((\$171,190,000))
21		<u>\$550,623,000</u>
22	General Fund—Federal Appropriation.	((\$1,365,225,000))
23		<u>\$1,450,865,000</u>
24	General Fund—Private/Local Appropriation.	((\$8,862,000))
25		<u>\$9,083,000</u>
26	Public Works Assistance Account—State Appropriation.	((\$8,134,000))
27		<u>\$8,420,000</u>
28	Lead Paint Account—State Appropriation.	\$112,000
29	Building Code Council Account—State Appropriation.	\$17,000
30	Liquor Excise Tax Account—State Appropriation.	((\$1,262,000))
31		<u>\$1,316,000</u>
32	Home Security Fund Account—State Appropriation.	((\$326,272,000))
33		<u>\$326,423,000</u>
34	Affordable Housing for All Account—State	
35	Appropriation.	((\$105,230,000))
36		<u>\$105,264,000</u>
37	Financial Fraud and Identity Theft Crimes	
38	Investigation and Prosecution Account—State	

1	Appropriation.	((\$2,671,000))
2		<u>\$2,678,000</u>
3	Low-Income Weatherization and Structural	
4	Rehabilitation Assistance Account—State	
5	Appropriation.	\$1,400,000
6	Statewide Tourism Marketing Account—State	
7	Appropriation.	\$3,034,000
8	Community and Economic Development Fee Account—State	
9	Appropriation.	((\$4,117,000))
10		<u>\$4,252,000</u>
11	Growth Management Planning and Environmental Review	
12	Fund—State Appropriation.	((\$5,785,000))
13		<u>\$5,802,000</u>
14	Liquor Revolving Account—State Appropriation.	((\$5,920,000))
15		<u>\$5,921,000</u>
16	Washington Housing Trust Account—State Appropriation. ((\$20,455,000))	
17		<u>\$20,773,000</u>
18	Prostitution Prevention and Intervention Account—	
19	State Appropriation.	((\$26,000))
20		<u>\$146,000</u>
21	Public Facility Construction Loan Revolving Account—	
22	State Appropriation.	((\$1,229,000))
23		<u>\$1,278,000</u>
24	Model Toxics Control Stormwater Account—State	
25	Appropriation.	\$100,000
26	Dedicated Marijuana Account—State Appropriation	
27	(FY 2022).	\$1,813,000
28	Dedicated Marijuana Account—State Appropriation	
29	(FY 2023).	((\$1,809,000))
30		<u>\$3,200,000</u>
31	Andy Hill Cancer Research Endowment Fund Match	
32	Transfer Account—State Appropriation.	((\$11,711,000))
33		<u>\$50,281,000</u>
34	Community Preservation and Development Authority	
35	Account—State Appropriation.	((\$500,000))
36		<u>\$2,500,000</u>
37	Economic Development Strategic Reserve Account—State	
38	Appropriation.	\$2,798,000
39	Coronavirus State Fiscal Recovery Fund—Federal	

1	Appropriation.	((\$472,610,000))
2		<u>\$937,440,000</u>
3	<u>Apple Health and Homes Account—State Appropriation.</u>	<u>\$8,740,000</u>
4	<u>Electric Vehicle Incentive Account—State</u>	
5	<u>Appropriation.</u>	<u>\$25,000,000</u>
6	TOTAL APPROPRIATION.	((\$2,716,086,000))
7		<u>\$3,730,436,000</u>

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

10 (1) Repayments of outstanding mortgage and rental assistance
11 program loans administered by the department under RCW 43.63A.640
12 shall be remitted to the department, including any current revolving
13 account balances. The department shall collect payments on
14 outstanding loans, and deposit them into the state general fund.
15 Repayments of funds owed under the program shall be remitted to the
16 department according to the terms included in the original loan
17 agreements.

18 (2) \$3,000,000 of the general fund—state appropriation for fiscal
19 year 2022 and ((~~\$3,000,000~~))\$7,096,000 of the general fund—state
20 appropriation for fiscal year 2023 are provided solely for a grant to
21 resolution Washington to build statewide capacity for alternative
22 dispute resolution centers and dispute resolution programs that
23 guarantee that citizens have access to low-cost resolution as an
24 alternative to litigation.

25 (3) \$375,000 of the general fund—state appropriation for fiscal
26 year 2022 and \$375,000 of the general fund—state appropriation for
27 fiscal year 2023 are provided solely for a grant to the retired
28 senior volunteer program.

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

33 (5) \$375,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$375,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely as pass-through funding to Walla
36 Walla Community College for its water and environmental center.

37 (6) \$4,304,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$4,304,000 of the general fund—state appropriation for
39 fiscal year 2023 are provided solely for associate development

1 organizations. During the 2021-2023 biennium, the department shall
2 consider an associate development organization's total resources when
3 making contracting and fund allocation decisions, in addition to the
4 schedule provided in RCW 43.330.086. The department must distribute
5 the funding as follows:

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

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

13 (7) \$5,907,000 of the liquor revolving account—state
14 appropriation is provided solely for the department to contract with
15 the municipal research and services center of Washington.

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

21 (9) Within existing resources, the department shall provide
22 administrative and other indirect support to the developmental
23 disabilities council.

24 (10) \$300,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$300,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for the northwest agriculture
27 business center.

28 (11) \$150,000 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 regulatory roadmap
31 program for the construction industry and to identify and coordinate
32 with businesses in key industry sectors to develop additional
33 regulatory roadmap tools.

34 (12) (~~(\$1,000,000)~~) \$750,000 of the general fund—state
35 appropriation for fiscal year 2022 and (~~(\$1,000,000)~~) \$1,250,000 of
36 the general fund—state appropriation for fiscal year 2023 are
37 provided solely for the Washington new Americans program. The
38 department may require a cash match or in-kind contributions to be
39 eligible for state funding.

1 (13) \$643,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$643,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for the department to contract
4 with a private, nonprofit organization to provide developmental
5 disability ombuds services.

6 (14) \$1,000,000 of the home security fund—state appropriation,
7 \$2,000,000 of the Washington housing trust account—state
8 appropriation, and \$1,000,000 of the affordable housing for all
9 account—state appropriation are provided solely for the department of
10 commerce for services to homeless families and youth through the
11 Washington youth and families fund.

12 (15) \$2,000,000 of the home security fund—state appropriation is
13 provided solely for the administration of the grant program required
14 in chapter 43.185C RCW, linking homeless students and their families
15 with stable housing.

16 (16)(a) \$1,980,000 of the general fund—state appropriation for
17 fiscal year 2022 and \$1,980,000 of the general fund—state
18 appropriation for fiscal year 2023 are provided solely for community
19 beds for individuals with a history of mental illness. Currently,
20 there is little to no housing specific to populations with these co-
21 occurring disorders; therefore, the department must consider how best
22 to develop new bed capacity in combination with individualized
23 support services, such as intensive case management and care
24 coordination, clinical supervision, mental health, substance abuse
25 treatment, and vocational and employment services. Case-management
26 and care coordination services must be provided. Increased case-
27 managed housing will help to reduce the use of jails and emergency
28 services and will help to reduce admissions to the state psychiatric
29 hospitals. The department must coordinate with the health care
30 authority and the department of social and health services in
31 establishing conditions for the awarding of these funds. The
32 department must contract with local entities to provide a mix of (i)
33 shared permanent supportive housing; (ii) independent permanent
34 supportive housing; and (iii) low and no-barrier housing beds for
35 people with a criminal history, substance abuse disorder, and/or
36 mental illness.

37 (b) Priority for permanent supportive housing must be given to
38 individuals on the discharge list at the state psychiatric hospitals

1 or in community psychiatric inpatient beds whose conditions present
2 significant barriers to timely discharge.

3 (17) \$557,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$557,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for the department to design and
6 administer the achieving a better life experience program.

7 (18) The department is authorized to suspend issuing any
8 nonstatutorily required grants or contracts of an amount less than
9 \$1,000,000 per year.

10 (19) \$1,070,000 of the general fund—state appropriation for
11 fiscal year 2022 \$1,070,000 of the general fund—state appropriation
12 for fiscal year 2023 are provided solely for the small business
13 export assistance program. The department must ensure that at least
14 one employee is located outside the city of Seattle for purposes of
15 assisting rural businesses with export strategies.

16 (20) \$60,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$60,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for the department to submit the
19 necessary Washington state membership dues for the Pacific Northwest
20 economic region.

21 (21) (~~(\$2,000,000)~~) \$2,200,000 of the general fund—state
22 appropriation for fiscal year 2022 and (~~(\$2,000,000)~~) \$4,000,000 of
23 the general fund—state appropriation for fiscal year 2023 are
24 provided solely for the department to contract with organizations and
25 attorneys to provide either legal representation or referral services
26 for legal representation, or both, to indigent persons who are in
27 need of legal services for matters related to their immigration
28 status. Persons eligible for assistance under any contract entered
29 into pursuant to this subsection must be determined to be indigent
30 under standards developed under chapter 10.101 RCW. Of the amounts
31 provided in this section, \$200,000 of the general fund—state
32 appropriation for fiscal year 2022 and \$2,000,000 of the general fund
33 —state appropriation for fiscal year 2023 must be used for pro bono
34 or low bono legal services to assist indigent Washington residents,
35 who were temporarily paroled into the United States in 2021 or 2022,
36 with asylum applications or other matters related to adjusting
37 immigration status.

38 (22) (a) \$37,000,000 of the affordable housing for all account—
39 state appropriation is provided solely for grants to support the

1 building operation, maintenance, and service costs of permanent
2 supportive housing projects or units within housing projects that
3 have or will receive funding from the housing trust fund—state
4 account or other public capital funding that:

5 (i) Is dedicated as permanent supportive housing units;

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

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

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

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

16 (23) \$7,000,000 of the home security fund—state appropriation is
17 provided solely for the office of homeless youth prevention and
18 protection programs to:

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

23 (b) Contract with other public agency partners to test innovative
24 program models that prevent youth from exiting public systems into
25 homelessness; and

26 (c) Support the development of an integrated services model,
27 increase performance outcomes, and enable providers to have the
28 necessary skills and expertise to effectively operate youth programs.

29 (24) \$125,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$125,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely for the office of homeless youth
32 to fund program models that prevent youth from exiting public systems
33 into homelessness.

34 (25) (~~(\$3,000,000)~~) \$2,408,000 of the general fund—state
35 appropriation for fiscal year 2022 and (~~(\$5,000,000)~~) \$5,592,000 of
36 the general fund—state appropriation for fiscal year 2023 are
37 provided solely for the office of homeless youth to build
38 infrastructure and services to support a continuum of interventions,
39 including but not limited to prevention, crisis response, and long-

1 term housing, to reduce youth homelessness in communities identified
2 as part of the anchor community initiative.

3 (26) \$2,125,000 of the general fund—state appropriation for
4 fiscal year 2022 and \$2,125,000 of the general fund—state
5 appropriation for fiscal year 2023 are provided solely for the office
6 of homeless youth to contract with one or more nonprofit
7 organizations to provide youth services and young adult housing on a
8 multi-acre youth campus located in the city of Tacoma. Youth services
9 include, but are not limited to, HOPE beds and crisis residential
10 centers to provide temporary shelter and permanency planning for
11 youth under the age of 18. Young adult housing includes, but is not
12 limited to, rental assistance and case management for young adults
13 ages 18 to 24. The department shall submit an annual report to the
14 legislature on the use of the funds. The first report is due June 30,
15 2022, and each June 30th thereafter. The report shall include but is
16 not limited to:

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

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

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

22 (d) Any other metric or measure the department deems appropriate
23 to evaluate the effectiveness of the use of the funds.

24 (27) \$62,720,000 of the general fund—state appropriation for
25 fiscal year 2022, \$65,330,000 of the general fund—state appropriation
26 for fiscal year 2023, and \$2,610,000 of the coronavirus state fiscal
27 recovery fund—federal appropriation are provided solely for the
28 essential needs and housing support program and related services. The
29 department may use a portion of the funds provided in this subsection
30 to continue the pilot program established in section 127(106) of
31 chapter 357, Laws of 2020, by providing grants to participating
32 counties who request additional funding in order to continue serving
33 participating and eligible clients.

34 (28) \$1,436,000 of the general fund—state appropriation for
35 fiscal year 2022 and \$1,436,000 of the general fund—state
36 appropriation for fiscal year 2023 are provided solely for the
37 department to identify and invest in strategic growth areas, support
38 key sectors, and align existing economic development programs and
39 priorities. The department must consider Washington's position as the

1 most trade-dependent state when identifying priority investments. The
2 department must engage states and provinces in the northwest as well
3 as associate development organizations, small business development
4 centers, chambers of commerce, ports, and other partners to leverage
5 the funds provided. Sector leads established by the department must
6 include the industries of: (a) Aerospace; (b) clean technology and
7 renewable and nonrenewable energy; (c) wood products and other
8 natural resource industries; (d) information and communication
9 technology; (e) life sciences and global health; (f) maritime; and
10 (g) military and defense. The department may establish these sector
11 leads by hiring new staff, expanding the duties of current staff, or
12 working with partner organizations and or other agencies to serve in
13 the role of sector lead.

14 (29) The department must develop a model ordinance for cities and
15 counties to utilize for siting community based behavioral health
16 facilities.

17 (30) \$198,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$198,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided solely to retain a behavioral health
20 facilities siting administrator within the department to coordinate
21 development of effective behavioral health housing options and
22 provide technical assistance in siting of behavioral health treatment
23 facilities statewide to aide in the governor's plan to discharge
24 individuals from the state psychiatric hospitals into community
25 settings. This position must work closely with the local government
26 legislative authorities, planning departments, behavioral health
27 providers, health care authority, department of social and health
28 services, and other entities to facilitate linkages among disparate
29 behavioral health community bed capacity-building efforts. This
30 position must work to integrate building behavioral health treatment
31 and infrastructure capacity in addition to ongoing supportive housing
32 benefits.

33 (31) \$250,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$250,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for the department to contract
36 with an entity located in the Beacon hill/Chinatown international
37 district area of Seattle to provide low income housing, low income
38 housing support services, or both. To the extent practicable, the

1 chosen location must be colocated with other programs supporting the
2 needs of children, the elderly, or persons with disabilities.

3 (32) \$1,500,000 of the general fund—state appropriation for
4 fiscal year 2022, (~~(\$1,500,000)~~)\$4,740,000 of the general fund—state
5 appropriation for fiscal year 2023 and \$4,500,000 of the home
6 security fund—state appropriation are provided solely for the
7 consolidated homeless grant program.

8 (a) Of the amounts provided in this subsection, \$4,500,000 of the
9 home security fund—state appropriation is provided solely for
10 permanent supportive housing targeted at those families who are
11 chronically homeless and where at least one member of the family has
12 a disability. The department will also connect these families to
13 medicaid supportive services.

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

21 (c) Of the amounts provided in this subsection, \$3,240,000 of the
22 general fund—state appropriation for fiscal year 2023 is provided
23 solely for up to nine months of rental assistance for individuals
24 enrolled in the foundational community supports initiative who are
25 transitioning off of benefits under RCW 74.04.805 due to increased
26 income or other changes in eligibility. The health care authority,
27 department of social and health services, and department of commerce
28 shall collaborate on this effort.

29 (33) (~~(\$11,711,000)~~)\$50,281,000 of the Andy Hill cancer research
30 endowment fund match transfer account—state appropriation is provided
31 solely for the Andy Hill cancer research endowment program. Amounts
32 provided in this subsection may be used for grants and administration
33 costs.

34 (34) \$550,000 of the general fund—state appropriation for fiscal
35 year 2022 and (~~(\$150,000)~~)\$550,000 of the general fund—state
36 appropriation for fiscal year 2023 are provided solely for the
37 operations of the long-term care ombudsman program.

38 (35) \$100,000 of the general fund—state appropriation for fiscal
39 year 2022 and \$100,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for the department to produce
2 the biennial report identifying a list of projects to address
3 incompatible developments near military installations as provided in
4 RCW 43.330.520.

5 (36) \$35,000,000 of the home security fund—state appropriation is
6 provided solely for increasing local temporary shelter capacity. The
7 amount provided in this subsection is subject to the following
8 conditions and limitations:

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

12 (i) A strategy for outreach to bring currently unsheltered
13 individuals into shelter;

14 (ii) Strategies for connecting sheltered individuals to services
15 including but not limited to: Behavioral health, chemical dependency,
16 education or workforce training, employment services, and permanent
17 supportive housing services;

18 (iii) An estimate on average length of stay;

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

22 (v) An assessment of existing shelter capacity in the
23 jurisdiction, and the net increase in shelter capacity that will be
24 funded with the state grant; and

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

26 (b) (~~The department shall not reimburse more than \$56 per day~~
27 ~~per net additional person sheltered above the baseline of shelter~~
28 ~~occupancy prior to award of the funding.~~) Eligible uses of funds
29 include shelter operations, shelter maintenance, shelter rent, loan
30 repayment, case management, navigation to other services, efforts to
31 address potential impacts of shelters on surrounding neighborhoods,
32 capital improvements and construction, and outreach directly related
33 to bringing unsheltered people into shelter. The department shall
34 coordinate with local governments to encourage cost-sharing through
35 local matching funds.

36 (c) The department shall not reimburse more than \$10,000 per
37 shelter bed prior to occupancy, for costs associated with creating
38 additional shelter capacity or improving existing shelters to improve
39 occupancy rates and successful outcomes. Eligible costs prior to
40 occupancy include acquisition, construction, equipment, staff costs,

1 and other costs directly related to creating additional shelter
2 capacity.

3 (d) For the purposes of this subsection "shelter" means any
4 facility, the primary purpose of which is to provide space for
5 homeless in general or for specific populations of homeless. The
6 shelter must: Be structurally sound to protect occupants from the
7 elements and not pose any threat to health or safety, have means of
8 natural or mechanical ventilation, and be accessible to persons with
9 disabilities, and the site must have hygiene facilities, which must
10 be accessible but do not need to be in the structure.

11 (37) (~~(\$1,007,000)~~) \$950,000 of the general fund—state
12 appropriation for fiscal year 2022 and (~~(\$1,007,000)~~) \$1,064,000 of
13 the general fund—state appropriation for fiscal year 2023 are
14 provided solely for the department to administer a transitional
15 housing pilot program for nondependent homeless youth. In developing
16 the pilot program, the department will work with the adolescent unit
17 within the department of children, youth, and families, which is
18 focused on cross-system challenges impacting youth, including
19 homelessness.

20 (38) \$300,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$300,000 of the general fund—state appropriation for
22 fiscal year 2023 are provided solely for the department to establish
23 representation in key international markets that will provide the
24 greatest opportunities for increased trade and investment for small
25 businesses in the state of Washington. Prior to entering into any
26 contract for representation, the department must consult with
27 associate development organizations and other organizations and
28 associations that represent small business, rural industries, and
29 disadvantaged business enterprises.

30 (39) \$80,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$80,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for the department to establish
33 an identification assistance and support program to assist homeless
34 persons in collecting documentation and procuring an identicard
35 issued by the department of licensing. This program may be operated
36 through a contract for services. The program shall operate in one
37 county west of the crest of the Cascade mountain range with a
38 population of one million or more and one county east of the crest of

1 the Cascade mountain range with a population of five hundred thousand
2 or more.

3 (40) \$500,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$500,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for the office of homeless youth
6 prevention and protection programs to create a centralized diversion
7 fund to serve homeless or at-risk youth and young adults, including
8 those who are unsheltered, exiting inpatient programs, or in school.
9 Funding provided in this subsection may be used for short-term rental
10 assistance, offsetting costs for first and last month's rent and
11 security deposits, transportation costs to go to work, and assistance
12 in obtaining photo identification or birth certificates.

13 (41) \$100,000 of the model toxics control stormwater account—
14 state appropriation is provided solely for planning work related to
15 stormwater runoff at the aurora bridge and I-5 ship canal bridge.
16 Planning work may include, but is not limited to, coordination with
17 project partners, community engagement, conducting engineering
18 studies, and staff support.

19 (42) \$100,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$100,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely for a grant to assist people
22 with limited incomes in urban areas of the state start and sustain
23 small businesses. The grant recipient must be a nonprofit
24 organization involving a network of microenterprise organizations and
25 professionals to support micro entrepreneurship and access to
26 economic development resources.

27 (43) (~~(\$500,000)~~) \$1,500,000 of the community preservation and
28 development authority account—state/operating appropriation is
29 provided solely for the operations of the Pioneer Square-
30 International District community preservation and development
31 authority established in RCW 43.167.060.

32 (44) \$500,000 of the general fund—state appropriation for fiscal
33 year 2022 and \$500,000 of the general fund—state appropriation for
34 fiscal year 2023 are provided solely for grants and associated
35 technical assistance and administrative costs to foster collaborative
36 partnerships that expand child care capacity in communities. Eligible
37 applicants include nonprofit organizations, school districts,
38 educational service districts, and local governments. These funds may
39 be expended only after the approval of the director of the department

1 of commerce and must be used to support planning and activities that
2 help communities address the shortage of child care, prioritizing
3 partnerships serving in whole or in part areas identified as child
4 care access deserts.

5 (45) (~~(\$255,000,000)~~) \$278,476,000 of the general fund—federal
6 appropriation (ARPA) and \$403,000,000 of the coronavirus state fiscal
7 recovery account—federal appropriation are provided solely for the
8 department to administer an emergency rental assistance program. The
9 department shall distribute funding in the form of grants to local
10 housing providers. In making distributions, the department must
11 consider the number of unemployed persons and renters in each
12 jurisdiction served by the provider as well as consider any funding
13 that jurisdiction, including cities within each county, received
14 directly from the federal government for emergency rental assistance.
15 Of the amounts provided in this subsection:

16 (a) (~~(\$255,000,000)~~) \$278,476,000 of the general fund—federal
17 appropriation (ARPA) is provided solely for grants to provide
18 emergency rental and utility assistance pursuant to P.L. 117-2. A
19 provider may use up to 14.5 percent of the grant award provided under
20 this subsection for administrative costs and the remainder must be
21 used for financial assistance as defined in P.L. 117-2. Unless
22 otherwise prohibited under federal guidance, a housing provider may
23 provide financial assistance for an eligible household's rent and
24 rental arrears of up to 150 percent of the fair market rent for the
25 area in which the household resides, as determined by the department
26 of housing and urban development.

27 (b) (i) \$403,000,000 of the coronavirus state fiscal recovery
28 account—federal appropriation is provided solely for grants to
29 provide emergency rental and utility assistance, subject to (b) (ii)
30 of this subsection. Providers must make rental payments directly to
31 landlords and utility payments directly to utility providers. To be
32 eligible for assistance under this subsection, households must, at a
33 minimum, have an income at or below 80 percent of the area median
34 income and must have a missed or partially paid rent payment. The
35 department may establish additional eligibility criteria to target
36 these resources to households most likely to become homeless if they
37 do not receive rental assistance. A provider may provide financial
38 assistance for an eligible household's rent and rental arrears of up
39 to 150 percent of the fair market rent for the area in which the

1 household resides, as determined by the department of housing and
2 urban development.

3 (ii) From the amount provided in (b) of this subsection, each
4 local housing provider must subgrant with community organizations
5 that serve historically disadvantaged populations within their
6 jurisdiction. Subgrants may be used for program outreach and
7 assisting community members in applying for assistance under (a) and
8 (b) of this subsection. The amount of the subgrant must be at least
9 five percent of the total funding each provider received under (a)
10 and (b) of this subsection.

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

13 (46) \$7,500,000 of the general fund—state appropriation for
14 fiscal year 2022 is provided solely for the department to provide
15 grants to entities that provide digital navigator services, devices,
16 and subscriptions. These services must include but are not limited to
17 one-on-one assistance for people with limited access to services,
18 including individuals seeking work, families supporting students,
19 English language learners, medicaid clients, people experiencing
20 poverty, and elders. Of the amounts provided in this subsection, the
21 department must prioritize allocating \$1,500,000 as grants or
22 portions of grants that serve medicaid clients.

23 (47) \$240,000 of the general fund—state appropriation for fiscal
24 year 2022 (~~and~~), \$240,000 of the general fund—state appropriation
25 for fiscal year 2023, and \$1,000,000 of the community preservation
26 and development authority account—state appropriation are provided
27 solely for the operations of the Central district community
28 preservation and development authority established in RCW 43.167.070.

29 (48) \$607,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$607,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely for the department to assist
32 homeowners at risk of foreclosure pursuant to chapter 61.24 RCW.
33 Funding provided in this section may be used for activities to
34 prevent mortgage or tax lien foreclosure, housing counselors, a
35 foreclosure prevention hotline, legal services for low-income
36 individuals, mediation, and other activities that promote
37 homeownership. The department may contract with other foreclosure
38 fairness program state partners to carry out this work.

1 (49) \$100,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$100,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for the department to contract
4 with a nonprofit entity located in Seattle that focuses on poverty
5 reduction and racial equity to convene and staff a poverty reduction
6 workgroup steering committee comprised of individuals that have lived
7 experience with poverty. Funding provided in this section may be used
8 to reimburse steering committee members for travel, child care, and
9 other costs associated with participation in the steering committee.

10 (50) \$29,255,000 of the general fund—federal appropriation (CRF)
11 and (~~(\$230,000,000)~~)\$284,200,000 of the general fund—federal
12 appropriation (CRRSA), not to exceed the amount appropriated in
13 section 3, chapter 3, Laws of 2021, that is unobligated at the end of
14 fiscal year 2021, are provided solely for rental assistance and
15 housing and are subject to the same terms and conditions as the
16 appropriation in section 3, chapter 3, Laws of 2021, as amended in
17 section 1905 of this act.

18 (51) \$4,800,000 of the general fund—federal appropriation (CRF),
19 not to exceed the amount appropriated in section 4, chapter 3, Laws
20 of 2021, that is unobligated at the end of fiscal year 2021, is
21 provided solely for working Washington grants and is subject to the
22 same terms and conditions as the appropriation in section 4, chapter
23 3, Laws of 2021.

24 (52) (~~(\$1,602,000)~~)\$1,147,000 of the general fund—state
25 appropriation for fiscal year 2022 and (~~(\$1,174,000)~~)\$1,629,000 of
26 the general fund—state appropriation for fiscal year 2023 are
27 provided solely for the statewide broadband office established in RCW
28 43.330.532.

29 (53) \$450,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$450,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely for a grant to a nonprofit
32 organization for an initiative to advance affordable housing projects
33 and education centers on public or tax-exempt land. The department
34 must award the grant to an organization with an office located in the
35 city of Seattle that has experience in catalyzing early learning and
36 affordable housing developments. The grant recipient must use the
37 funding to:

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

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

7 (c) Organize community partners and build capacity to develop
8 these sites, as well as coordinate negotiations among partners and
9 public owners;

10 (d) Facilitate collaboration and co-development between
11 affordable housing, early learning centers, or community space; and

12 (e) Catalyze the redevelopment of at least 10 sites to create
13 approximately 1,500 affordable homes.

14 (54) \$2,000,000 of the general fund—state appropriation for
15 fiscal year 2022 (~~is~~) and \$2,000,000 of the general fund—state
16 appropriation for fiscal year 2023 are provided solely for a grant to
17 a nonprofit organization located in King county to operate a hunger
18 relief response program serving individuals living in permanent
19 supportive housing.

20 (55) \$75,000 of the general fund—state appropriation for fiscal
21 year 2022 is provided solely for a grant to a nonprofit organization
22 located in the city of Federal Way that conducts collaborative policy
23 development and provides access to resources and consultation to
24 historically disadvantaged communities. The grant funding must be
25 used for capacity-building activities to support community-based
26 organizations serving youth and young adults in the city of Federal
27 Way.

28 (56) \$400,000 of the general fund—state appropriation for fiscal
29 year 2022 and \$400,000 of the general fund—state appropriation for
30 fiscal year 2023 are provided solely for capacity-building grants
31 through the Latino community fund for emergency response services,
32 educational programs, and human services support for children and
33 families in rural and underserved communities.

34 (57) \$12,000,000 of the coronavirus state fiscal recovery fund—
35 federal appropriation is provided solely for a single contract with
36 the non-profit statewide tourism marketing organization that is party
37 to the contract pursuant to RCW 43.384.020. The funds will be used to
38 assist recovery for tourism-related businesses, generate tourism
39 demand for Washington communities and businesses, and sustain

1 recovery market share with competing Western states. The department
2 and the contractor shall submit a report to the legislature June 30,
3 2022, and June 30, 2023.

4 (58) \$354,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$354,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely for a grant to the Port Gamble
7 S'Klallam tribe for a reentry program providing tailored support
8 services to moderate-needs and high-needs individuals leaving local
9 or tribal incarceration, with the goals of reducing criminal
10 recidivism and fostering community wellbeing. Services may be
11 provided to clients pre-release and post-release.

12 (59) (~~(\$347,000)~~)\$217,000 of the general fund—state appropriation
13 for fiscal year 2022 and (~~(\$347,000)~~)\$477,000 of the general fund—
14 state appropriation for fiscal year 2023 are provided solely for a
15 grant to a nonprofit organization serving King and Snohomish counties
16 for a program conducted in partnership with King county serving
17 criminal justice-involved individuals who have experienced domestic,
18 sexual, or gender-based violence. The grant recipient may use the
19 funding for costs including but not limited to legal advocacy,
20 outreach, connecting clients to housing and other resources, data
21 analytics, and staffing.

22 (60) \$50,000 of the general fund—state appropriation for fiscal
23 year 2022 is provided solely for the city of Kent to contract with
24 one or more nonprofit organizations to serve community immersion law
25 enforcement trainees through mentorship or community-based placement,
26 or both.

27 (61) \$400,000 of the general fund—state appropriation for fiscal
28 year 2022 and (~~(\$400,000)~~)\$1,000,000 of the general fund—state
29 appropriation for fiscal year 2023 are provided solely for the office
30 of homeless youth to administer a competitive grant process to award
31 funding to licensed youth shelters, HOPE centers, and crisis
32 residential centers to provide behavioral health support services for
33 youth in crisis, and to increase funding for current grantees.

34 (62) (~~(\$950,000)~~)\$310,000 of the general fund—state appropriation
35 for fiscal year 2022 (~~(is)~~)and \$640,000 of the general fund—state
36 appropriation for fiscal year 2023 are provided solely for a grant to
37 a nonprofit located in King county that develops training and support
38 for low-income individuals, with a focus on women and people of
39 color, to move into the construction industry for living wage jobs.

1 The grant funding must be used to develop a pre-apprenticeship
2 program that, through the construction of units, integrates housing
3 and workforce development in service of the following goals:

4 (a) Creating a blueprint to integrating workforce development and
5 housing for local jurisdictions;

6 (b) Providing construction training to underserved populations;

7 (c) Creating a pathway for trainees to enter construction
8 careers; and

9 (d) Addressing the systemic effects of sexism and racism in
10 housing, wealth, education, training, employment, and career
11 development.

12 (63) \$50,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$50,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for a grant to a nonprofit
15 organization operating an emergency shelter located in the Yakima
16 valley for case management, outreach, and other homeless services.

17 (64) \$350,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$150,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided solely for a grant to a nonprofit
20 organization for activities to advance affordable housing. The grant
21 recipient must be an organization that partners in equitable,
22 transit-oriented development. The grant recipient must use the
23 funding to:

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

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

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

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

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

38 (65) \$700,000 of the general fund—state appropriation for fiscal
39 year 2022 and (~~(\$700,000)~~) \$3,700,000 of the general fund—state

1 appropriation for fiscal year 2023 are provided solely for a
2 nonprofit organization whose sole purpose is to provide grants,
3 capacity building, and technical assistance support to a network of
4 microenterprise development organizations. The microenterprise
5 development organizations will support rural and urban Black,
6 indigenous and people of color owned businesses, veteran owned
7 businesses, and limited resourced and other hard to serve businesses
8 with five or fewer employees throughout the state with business
9 training, technical assistance, and microloans.

10 (66) \$1,175,000 of the general fund—state appropriation for
11 fiscal year 2022 and \$175,000 of the general fund—state appropriation
12 for fiscal year 2023 are provided solely for the department to
13 support implementation of the 2021 state energy strategy as it
14 pertains to emissions from energy use in new and existing buildings,
15 including measures to support local government emission reductions,
16 workforce measures, and utility electrification benefits.

17 (67) \$125,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$125,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided solely for the department to identify
20 and develop effective interventions and responses to primary and
21 secondary workplace trauma experienced by direct service staff who
22 work in homeless shelters, homeless outreach, and permanent
23 supportive housing. The department must collect data through methods
24 such as surveys, interviews, and small group conversations, and
25 engage interested parties, including but not limited to direct
26 service staff. The department may contract with a third party to
27 complete the work required in this subsection. By June 1, 2023, the
28 department shall submit a report identifying interventions and
29 providing recommendations to the appropriate committees of the
30 legislature.

31 (68)(a) \$340,000 of the general fund—state appropriation for
32 fiscal year 2022 and \$85,000 of the general fund—state appropriation
33 for fiscal year 2023 are provided solely for the department to
34 contract with the University of Washington college of built
35 environments to create a database and reporting system for promoting
36 transparency on procurement of building materials that make up the
37 primary structure and enclosure used for state-funded construction
38 projects. The department and university may use publicly available
39 information and data sources as well as consult with outside experts

1 to create the database. The database may include fields for
2 environmental product declarations, product quantity, manufacturer
3 location, global warming potential, health certifications, supplier
4 codes of conduct, and working conditions.

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

18 (69) \$175,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$175,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for a grant to a nonprofit
21 organization to provide job readiness skills and training to
22 traditionally underrepresented populations to support the transition
23 to a registered apprenticeship, trade training, or employment. The
24 grant recipient must be a nonprofit organization serving
25 traditionally underrepresented populations in King and Pierce
26 counties, with a focus on youth development programs. The grant
27 funding must be used for activities including but not limited to
28 counseling and training in support of the goals of:

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

31 (b) Increasing participants' workforce and life balance skills;
32 and

33 (c) Increasing participants' specialized skills and knowledge in
34 targeted industries, including construction, urban agriculture, and
35 maritime trades.

36 (70)(a) \$51,000 of the general fund—state appropriation for
37 fiscal year 2022 and (~~(\$51,000)~~)\$121,000 of the general fund—state
38 appropriation for fiscal year 2023 are provided solely for the
39 statewide broadband office to cofacilitate the Washington digital

1 equity forum with the Washington state office of equity. ((The
2 purpose of the forum is to develop recommendations to advance digital
3 connectivity in Washington state. In developing its recommendations,
4 the forum must:

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

7 ~~(ii) Strengthen public-private partnerships;~~

8 ~~(iii) Solicit public input through public hearings or~~
9 ~~informational sessions;~~

10 ~~(iv) Work to increase collaboration and communication between~~
11 ~~local, state, and federal governments and agencies; and~~

12 ~~(v) Recommend reforms to universal service mechanisms.))~~

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

18 ~~(i) Federally recognized tribes;~~

19 ~~(ii) State agencies involved in digital equity; and~~

20 ~~(iii) Underserved and unserved communities, including~~
21 ~~historically disadvantaged communities.~~

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

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

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

32 ~~(ii) The president of the senate must appoint one member from~~
33 ~~each of the two largest caucuses of the senate.~~

34 ~~(e) Each member of the digital equity forum shall serve without~~
35 ~~compensation but may be reimbursed for travel expenses as authorized~~
36 ~~in RCW 43.03.050 and 43.03.060. Legislative members of the forum are~~
37 ~~reimbursed for travel expenses in accordance with RCW 44.04.120. (f)~~

38 ~~The statewide broadband office must provide staff support for the~~
39 ~~digital equity forum. By January 1, 2023, the statewide broadband~~
40 ~~office must transmit the recommendations of the digital equity forum~~

1 ~~developed under (a) of this subsection to the legislature, consistent~~
2 ~~with RCW 43.01.036.)~~ Of the amounts provided in this subsection,
3 \$70,000 of the general fund—state appropriation for fiscal year 2023
4 is provided solely for implementation of Engrossed Second Substitute
5 House Bill No. 1723 (telecommunications access). If the bill is not
6 enacted by June 30, 2022, the amounts provided in this subsection
7 (70) (b) shall lapse.

8 (71) \$500,000 of the general fund—state appropriation for fiscal
9 year 2022 is provided solely for grants to law enforcement agencies
10 to implement group violence intervention strategies in areas with
11 high rates of gun violence. Grant funding will be awarded to two
12 sites, with priority given to Yakima county and south King county.
13 The sites must be located in areas with high rates of gun violence,
14 include collaboration with the local leaders and community members,
15 use data to identify the individuals most at risk to perpetrate gun
16 violence for interventions, and include a component that connects
17 individuals to services. In selecting the sites, the department must
18 give priority to sites meeting these criteria that also can leverage
19 existing local or federal resources.

20 (72) \$350,000 of the general fund—state appropriation for fiscal
21 year 2022 ~~((is))~~ and \$350,000 of the general fund—state appropriation
22 for fiscal year 2023 are provided solely for a contract for a
23 business recovery program serving the city of Federal Way and
24 surrounding area. The contract recipient must be a nongovernmental
25 organization located in the city of Federal Way whose primary focus
26 is the economic development of the city of Federal Way and
27 surrounding area. The contract funding must be used for:

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

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

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

37 (73) \$202,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$89,000 of the general fund—state appropriation for
39 fiscal year 2023 are provided solely for a grant to a nonprofit

1 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 with locations in the cities of Seattle and Tacoma that provides
6 legal and other services for LGBTQ individuals in Washington. The
7 grant recipient may subgrant or subcontract with other organizations
8 to provide emergency housing, permanent supportive housing, and
9 wraparound services.

10 (74) \$125,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$125,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely for a grant to a nonprofit for a
13 smart buildings education program to educate building owners and
14 operators on smart building practices and technologies, including the
15 development of onsite and digital trainings that detail how to
16 operate residential and commercial facilities in an energy efficient
17 manner. The grant recipient must be located in a city with a
18 population of more than 700,000 and must serve anyone within
19 Washington with an interest in better understanding energy efficiency
20 in commercial and institutional buildings.

21 (75) \$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 department to establish
24 a sector lead position for the creative industries, including but not
25 limited to the performing arts, literary arts, music, and film. The
26 sector lead must work with interested parties to further the goals of
27 creating economic development opportunities, retaining and growing
28 jobs, and supporting small business development and expansion within
29 the creative industries.

30 (76) \$221,920,000 of the home security fund—state appropriation
31 and \$58,400,000 of the affordable housing for all account—state
32 appropriation are provided solely for implementation of Engrossed
33 Second Substitute House Bill No. 1277 (housing/revenue source). (~~If~~
34 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
35 ~~this subsection shall lapse.~~) Of the amounts provided in this
36 subsection:

37 (a) \$88,768,000 of the home security fund—state appropriation is
38 provided solely to implement the eviction prevention rental
39 assistance program created in the bill; and

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

9 (77) \$59,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$696,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for implementation of Engrossed
12 Second Substitute House Bill No. 1086 (behavioral health consumers).
13 ~~((If the bill is not enacted by June 30, 2021, the amounts provided
14 in this subsection shall lapse.))~~

15 (78) \$163,000 of the dedicated marijuana account—state
16 appropriation for fiscal year 2022 and \$159,000 of the dedicated
17 marijuana account—state appropriation for fiscal year 2023 are
18 provided solely for implementation of Engrossed Substitute House Bill
19 No. 1443 (cannabis industry/equity). ~~((If the bill is not enacted by
20 June 30, 2021, the amounts provided in this subsection shall lapse.))~~

21 (79) \$298,000 of the general fund—state appropriation for fiscal
22 year 2022 and \$404,000 of the general fund—state appropriation for
23 fiscal year 2023 are provided solely for implementation of Engrossed
24 Second Substitute House Bill No. 1220 (emergency shelters & housing).
25 ~~((If the bill is not enacted by June 30, 2021, the amounts provided
26 in this subsection shall lapse.))~~

27 (80) ~~(\$306,000)~~ \$121,000 of the general fund—state appropriation
28 for fiscal year 2022 and ~~(\$483,000)~~ \$668,000 of the general fund—
29 state appropriation for fiscal year 2023 are provided solely for
30 implementation of Engrossed Second Substitute Senate Bill No. 5237
31 (child care & early dev. exp.). ~~((If the bill is not enacted by June
32 30, 2021, the amounts provided in this subsection shall lapse.))~~

33 (81) \$21,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$42,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for implementation of Engrossed
36 Third Substitute House Bill No. 1091 (transportation fuel/carbon).
37 ~~((If the bill is not enacted by June 30, 2021, the amounts provided
38 in this subsection shall lapse.))~~

1 (82) \$42,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$42,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for implementation of Second
4 Substitute House Bill No. 1168 (long-term forest health). (~~If the~~
5 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
6 ~~subsection shall lapse.~~)

7 (83) \$2,798,000 of the economic development strategic reserve
8 account manufacturing cluster acceleration subaccount—state
9 appropriation is provided solely for implementation of Substitute
10 House Bill No. 1170 (manufacturing). (~~If the bill is not enacted by~~
11 ~~June 30, 2021, the amount provided in this subsection shall lapse.~~)

12 (84) (~~(\$187,000,000)~~)\$174,000,000 of the general fund—federal
13 appropriation (ARPA) (~~(is)~~)and \$4,500,000 of the general fund—state
14 appropriation for fiscal year 2023 are provided solely for a
15 homeowner assistance program to provide mortgage, foreclosure, and
16 other assistance to eligible homeowners pursuant to P.L. 117-2. The
17 department may subgrant or contract with other entities to provide
18 assistance under the program. Of the amount provided in this
19 subsection, (~~(\$13,000,000)~~)\$2,000,000 of the general fund—federal
20 appropriation (ARPA) (~~(is)~~)and \$4,500,000 of the general fund—state
21 appropriation for fiscal year 2023 are provided solely for
22 foreclosure assistance.

23 (85) \$9,864,000 of the general fund—state appropriation for
24 fiscal year 2022 and \$9,864,000 of the general fund—state
25 appropriation for fiscal year 2023 are provided solely for long-term
26 rental subsidies for individuals with mental health or substance use
27 disorders. This funding may be used for individuals enrolled in the
28 foundational community support program while waiting for a longer
29 term resource for rental support or for individuals transitioning
30 from behavioral health treatment facilities or local jails.
31 Individuals who would otherwise be eligible for the foundational
32 community support program but are not eligible because of their
33 citizenship status may also be served. By December 1, 2021, and
34 December 1, 2022, the department must submit a report identifying the
35 expenditures and number of individuals receiving long-term rental
36 supports through the agency budget broken out by region, treatment
37 need, and the demographics of those served during the prior fiscal
38 year.

1 (86) (a) (~~(\$50,000,000)~~) \$70,000,000 of the coronavirus state
2 fiscal recovery fund—federal appropriation is provided solely for the
3 department to provide grants to small businesses through the working
4 Washington grant program.

5 (b) Of the amount provided in this subsection, (~~(\$30,000,000)~~)
6 \$42,000,000 of the coronavirus state fiscal recovery fund—federal
7 appropriation is provided solely to assist businesses maintain their
8 operations. To be eligible for a grant under this subsection, the
9 business must:

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

11 (~~((Have reported annual gross receipts of \$5,000,000 or less~~
12 ~~to the department of revenue for calendar year 2019))~~) Have not
13 reported annual gross receipts of more than \$5,000,000 in calendar
14 year 2019;

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

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

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

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

26 (c) Of the amount provided in this subsection, (~~(\$20,000,000)~~)
27 \$28,000,000 of the coronavirus state fiscal recovery fund—federal
28 appropriation is provided solely to assist the reopening of
29 businesses that temporarily totally closed their operations. To be
30 eligible for a grant under this subsection, the business must:

31 (i) Apply for the grant;

32 (~~((Have reported annual gross receipts of \$5,000,000 or less~~
33 ~~to the department of revenue for calendar year 2019))~~) Have not
34 reported annual gross receipts of more than \$5,000,000 in calendar
35 year 2019;

36 (iii) Demonstrate the business was actively engaged in business,
37 and as a result of the governor's proclamations 20-25.8, issued on
38 November 15, 2020, through 20-25.12 ("stay safe-stay healthy"),
39 temporarily totally closed operations. Demonstration of active

1 engagement in business can be given through but is not limited to
2 taxable activity reported to the department of revenue. The
3 department may use other methods to determine if this criterion has
4 been met;

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

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

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

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

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

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

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

34 (i) Upgrading physical workplaces to adhere to new safety or
35 sanitation standards;

36 (ii) Procuring required personal protective supplies for
37 employees and business patrons and clients;

38 (iii) Updating business plans;

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

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

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

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

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

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

11 ~~(A) \$25,000,000~~) \$45,000,000 of the coronavirus state fiscal
12 recovery fund—federal appropriation is provided solely for grants
13 under (b) or (c) of this subsection to eligible businesses and
14 nonprofit organizations in the arts, heritage, and science sectors,
15 including those that operate live entertainment venues (~~;~~ and

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

23 (87) \$138,000,000 of the general fund—federal appropriation
24 (ARPA) is provided solely for the department to implement small
25 business capital access and other credit support programs under the
26 state small business credit initiative, pursuant to P.L. 117-2. The
27 department may contract with other entities to implement the capital
28 access program and other credit support programs. The department is
29 highly encouraged to use local nonprofit community development
30 financial institutions to deliver access to credit to the maximum
31 extent allowed by federal law, rules, and guidelines. The department
32 must apply for the maximum possible allocation of federal funding
33 under P.L. 117-2, including but not limited to funds set aside for
34 extremely small businesses and business enterprises owned and
35 controlled by socially and economically disadvantaged individuals.
36 The funding provided in this section also includes federal funds
37 allocated to the state for technical assistance to businesses. The
38 department must ensure businesses owned and controlled by socially
39 and economically disadvantaged individuals, as defined in P.L. 117-2,
40 have equitable access to program services.

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

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

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

11 (ii) Incurs eligible costs.

12 (c) Eligible costs are costs to provide emergency noncongregate
13 sheltering that:

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

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

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

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

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

31 (89) (a) (~~(\$400,000)~~) \$225,000 of the general fund—state
32 appropriation for fiscal year 2022 (~~(is)~~) and \$175,000 of the general
33 fund—state appropriation for fiscal year 2023 are provided solely to
34 conduct a comprehensive equity review of state capital grant programs
35 administered by the department. The department may, in consultation
36 with interested parties identified in subsection (d) of this section,
37 contract with a consultant to assist with the community engagement
38 and review necessary to complete this review process.

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

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

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

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

30 (90) (~~(\$23,000,000)~~) \$23,444,000 of the general fund—federal
31 appropriation (ARPA) is provided solely for the HOME investment
32 partnerships program pursuant to P.L. 117-2. Of the amount provided
33 in this subsection, \$18,000,000 of the general fund—federal
34 appropriation (ARPA) is provided solely for the department to issue
35 competitive financial assistance to eligible organizations under RCW
36 43.185A.040 for the acquisition and development of noncongregate
37 shelter units, subject to the following conditions and limitations:

38 (a) Grants provided under this subsection may be used to acquire
39 real property for quick conversion into noncongregate shelter units
40 or for renovation and building update costs associated with

1 establishment of the acquired facilities. Grants provided under this
2 subsection may not be used for operating or maintenance costs
3 associated with providing housing, supportive services, or debt
4 service. For the purposes of this subsection, "noncongregate" shelter
5 units means units provided in locations where each individual or
6 household has living space that offers some level of privacy, such as
7 hotels, motels, or dormitories.

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

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

14 (i) The date upon which structural modifications or construction
15 would begin and the anticipated date of completion of the project;

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

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

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

24 (d) The department must provide a progress report on its website
25 by November 1, 2022. The report must include:

26 (i) The total number of applications and amount of funding
27 requested; and

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

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

33 (91) \$391,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$391,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for Pacific county to operate or
36 participate in a drug task force to enhance coordination and
37 intelligence while facilitating multijurisdictional criminal
38 investigations.

1 (92) \$150,000 of the general fund—state appropriation for fiscal
2 year 2022 is provided solely for a grant to a nonprofit organization
3 providing housing services in western Washington to conduct a master
4 planning process for the development of a family-centered drug
5 treatment and housing program. The grant recipient must be a
6 nonprofit organization that has experience administering a comparable
7 program in another region of the state. The program must provide
8 housing units for families with members who have substance use
9 disorders and who are involved in the child welfare system, and
10 services including but not limited to case management, counseling,
11 substance use disorder treatment, and parenting skills classes. The
12 program site must be located within or in close proximity to King
13 county, and include living quarters for families, space for services,
14 and childcare and play areas for children. The nonprofit must include
15 housing developers, service providers, and other interested parties
16 in the master planning process. By December 31, 2021, the nonprofit
17 must submit the plan to the department, the senate ways and means
18 committee, and the house capital budget committee.

19 (93) \$150,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$150,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely for a grant to a nonprofit
22 organization to assist fathers transitioning from incarceration to
23 family reunification. The grant recipient must have experience
24 contracting with the department of corrections to support offender
25 betterment projects and the department of social and health services
26 to provide access and visitation services.

27 (94) (~~(\$7,500,000)~~)\$4,000,000 of the general fund—state
28 appropriation for fiscal year 2022 and (~~(\$2,500,000)~~)\$6,000,000 of
29 the general fund—state appropriation for fiscal year 2023 are
30 provided solely for grants to community organizations that serve
31 historically disadvantaged populations to conduct outreach and assist
32 community members in applying for state and federal assistance
33 programs, including but not limited to those administered by the
34 departments of social and health services; commerce; and children,
35 youth, and families. By June 31, 2023, the department must provide to
36 the appropriate committees of the legislature a detailed report of
37 the activities funded in this subsection. The report must include,
38 but is not limited to:

1 (a) A list of grant recipients, their location, and the grant
2 amount each received;

3 (b) Input from grantees on best practices for engagement with
4 populations experiencing systemic inequities;

5 (c) Suggestions from the department and grant recipients on how
6 to engage populations experiencing systemic inequities with future
7 programming; and

8 (d) Other information and recommendations on need for this type
9 of outreach work in future grant programs.

10 (95) \$375,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$375,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely for the department to accelerate
13 implementation of the low-income rural home rehabilitation program by
14 contracting with up to seven home rehabilitation agencies, as defined
15 under WAC 365-175-030, in a variety of regions of the state. Funding
16 provided in this subsection may be used by home rehabilitation
17 agencies for program support in order to increase the number of
18 households participating in the program. Home rehabilitation agencies
19 receiving funding under this subsection must provide the department
20 with a summary of their direct and indirect costs associated with
21 implementing the program.

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

1 for the Pacific hospital preservation and development authority
2 quarters buildings three through ten.

3 (97) \$80,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$80,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for a grant to a nonprofit
6 organization dedicated to supporting forest health restoration
7 located in Okanogan county for work toward a biochar research and
8 demonstration project and initial efforts toward full-size operation
9 of an industrial-sized facility in the Methow valley.

10 (98) \$6,800,000 of the general fund—state appropriation for
11 fiscal year 2022 and ~~(\$8,200,000)~~ \$15,700,000 of the general fund—
12 state appropriation for fiscal year 2023 are provided solely for
13 grants ~~((to crime victim services providers for victim assistance
14 programs. The department must distribute the funds in accordance with
15 the methodologies used to distribute federal victims of crime act
16 victim assistance funding))~~ to ensure continuity of crime victim
17 services impacted by reductions in federal victims of crime act
18 funding and help address increased demand for crime victim services
19 attributable to the COVID-19 pandemic. The department shall consult
20 with crime victim service providers and other stakeholders to inform
21 a plan to invest any amount above what is required to maintain
22 existing services in immediate, short-term needs and in a manner that
23 is consistent with the office of crime victims advocacy's state plan.

24 (99) (a) ~~(\$225,000)~~ \$115,000 of the general fund—state
25 appropriation for fiscal year 2022 and ~~(\$225,000)~~ \$335,000 of the
26 general fund—state appropriation for fiscal year 2023 are provided
27 solely for the department to appoint and maintain an aviation and
28 aerospace advisory committee to generally advise the director of the
29 department and the secretary of the department of transportation on
30 matters related to aviation and aerospace in Washington state. The
31 advisory committee must develop recommendations regarding operating
32 budget and capital budget requests relating to aviation and aerospace
33 needs, and strategies to enhance the safe and effective use of public
34 use airports and aerospace facilities in Washington state. The
35 aviation and aerospace advisory committee must also advise the
36 director and secretary, or their designees, and make recommendations
37 on the following matters:

38 (i) Employment of emerging aviation and aerospace technologies to
39 include unmanned, autonomous, and alternative propulsion systems;

1 (ii) New, changed, or proposed federal regulations;
2 (iii) Industry needs to remain nationally and internationally
3 competitive;
4 (iv) Policy considerations;
5 (v) Funding priorities and capital project needs;
6 (vi) Methods to reduce greenhouse gas emissions;
7 (vii) Workforce development needs and opportunities;
8 (viii) Multimodal requirements; and
9 (ix) Other matters pertaining to the aviation and aerospace
10 industries as the aviation and aerospace advisory committee deems
11 appropriate.

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

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

18 (ii) An owner of an aviation company and an owner of an aerospace
19 company or their representatives;

20 (iii) The director of the aviation division of the department of
21 transportation, or the director's designee;

22 (iv) Two individuals who are top executive officials of a
23 commercial service airport, typically with the title of chief
24 executive officer, airport director, or executive director, one from
25 an airport located east of the crest of the Cascade mountains and one
26 from an airport located west of the crest of the Cascade mountains;

27 (v) Advisory members from the federal aviation administration;

28 (vi) The aerospace lead from the department of commerce or a
29 representative of the department;

30 (vii) A representative of a statewide environmental organization;

31 (viii) A representative of the military department;

32 (ix) A representative of the state board for community and
33 technical colleges;

34 (x) Representatives from airport associations;

35 (xi) Representatives from an aviation and aerospace educational
36 program; and

37 (xii) Representatives from both aviation and aerospace
38 associations.

39 (c) The director of the department and the secretary of the
40 department of transportation, or their designees, shall serve as the

1 administrative cochairst of the aviation and aerospace advisory
2 committee.

3 (d) The department must provide staff support for all aviation
4 and aerospace advisory committee meetings.

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

10 (f) In consultation with the aviation and aerospace advisory
11 committee, the department must develop a strategic plan for the
12 department's aerospace, aviation, and airport economic development
13 program. The strategic plan should identify: (i) Changing market
14 conditions in the aerospace industry; (ii) emerging opportunities to
15 diversify and grow Washington's aerospace sector; and (iii)
16 strategies and action steps to build on the state's core strengths in
17 aerospace infrastructure and workforce expertise to diversify and
18 grow employment in Washington's aerospace sector. The department must
19 submit the strategic plan to the appropriate committees of the
20 legislature by June 30, 2023.

21 (g) The cochairst may seek recommendations and input from the
22 aviation and aerospace advisory committee to inform the legislature
23 on aviation and aerospace issues.

24 (100) (a) (~~(\$300,000)~~) \$270,000 of the general fund—state
25 appropriation for fiscal year 2022 (~~(is)~~) and \$30,000 of the general
26 fund—state appropriation for fiscal year 2023 are provided solely for
27 the department to convene a work group on reducing racial disparities
28 in Washington state homeownership rates. The goals of the work group
29 are to assess perspectives on housing and lending laws, policies, and
30 practices; facilitate discussion among interested parties; and
31 develop budgetary, administrative policy, and legislative
32 recommendations.

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

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

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

3 (iii) Associations representing cities and housing authorities;
4 and

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

8 (c) The department must convene the first meeting of the work
9 group by August 1, 2021. The department must submit a final report to
10 the governor and appropriate committees of the legislature by August
11 1, 2022. The final report must:

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

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

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

21 (iv) Provide budgetary, administrative policy, and legislative
22 recommendations to increase ownership unit development and access to
23 credit.

24 (101) \$225,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$225,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for the department to convene a
27 task force to make recommendations regarding needed reforms to the
28 state's growth policy framework, including the growth management act,
29 state environmental policy act, and other statutes related to growth,
30 change, economic development, housing, social equity, and
31 environmental conservation. The process will build upon the findings,
32 concepts, and recommendations in recent state-funded reports,
33 including the "road map to Washington's future" issued by the William
34 D. Ruckelshaus center in 2019, the report of the environmental
35 justice task force issued in 2020, and "updating Washington's growth
36 policy framework" issued by the University of Washington in 2021. The
37 task force must involve diverse perspectives including but not
38 limited to representatives of counties, cities, special districts,
39 the real estate, building, and agricultural industries, planning and
40 environmental organizations, tribal governments, and state agencies.

1 Special effort must be made to include in these discussions the lived
2 experiences and perspectives of people and communities who have too
3 often been excluded from public policy decision-making and unevenly
4 impacted by those decisions. The work group must report on its
5 activities and recommendations prior to the 2022 and 2023 legislative
6 sessions.

7 (102) \$80,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$80,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely for a grant to a nonprofit
10 organization located in the city of Seattle for providing resident
11 services and on-site programming for affordable housing residents in
12 Delridge, supporting local youth with leadership pathways, and other
13 community development initiatives that improve the health and well-
14 being of southwest Seattle residents.

15 (103) \$61,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$31,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely for San Juan county health and
18 community services to enter into an agreement with the United States
19 geological survey to evaluate available groundwater, surface water,
20 and meteorological data for the county, complete recharge estimations
21 for the county, and update the water balance for the county.

22 (104) \$140,000 of the general fund—state appropriation for fiscal
23 year 2022 is provided solely to contract with businesses ending
24 slavery and trafficking for a human trafficking initiative.

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

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

37 (105) \$278,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$277,000 of the general fund—state appropriation for
39 fiscal year 2023 are provided solely for a grant to a nonprofit

1 organization within the city of Tacoma for social services and
2 educational programming to assist Latino and indigenous communities
3 in honoring heritage and culture, becoming proficient in civic
4 education, and overcoming barriers to social, political, racial,
5 economic, and cultural community development.

6 (106) \$100,000 of the general fund—state appropriation for fiscal
7 year 2022 and \$150,000 of the general fund—state appropriation for
8 fiscal year 2023 are provided solely to provide college accredited
9 courses through alternative methods to disadvantaged adults, such as
10 those experiencing homelessness, who are low-income, come from
11 generational poverty, or have a disabling condition, including those
12 that are further impacted by systemic racism, who do not believe they
13 can be successful or have not yet contemplated college for their
14 future with the intent of engaging these individuals in further
15 education to increase their lifelong wage potential.

16 (107) (a) (~~(\$351,000)~~) \$151,000 of the general fund—state
17 appropriation for fiscal year 2022 and (~~(\$332,000)~~) \$532,000 of the
18 general fund—state appropriation for fiscal year 2023 are provided
19 solely for the department to contract with a nonprofit organization
20 with demonstrated expertise in the creative arts and strategic
21 planning to establish a Washington state creative economy work group
22 that within two years, and with the advice of the work group,
23 develops a strategic plan to improve the Washington state creative
24 economy that can be rolled out in incremental phases to reach
25 identified economic, social justice, and business development goals.

26 (b) The goal of the strategic plan must be to ensure that the
27 state of Washington is competitive with respect to attracting
28 creative economy business, retaining talent within the state, and
29 developing marketable content that can be exported for national and
30 international consumption and monetization. The strategic plan must
31 address support for the creative community within historically
32 marginalized communities, as well as the creative economy at large,
33 and take into account the diverse interests, strengths, and needs of
34 Washington's population on both sides of the Cascade mountains.

35 (c) The chair of the work group must be the director of the
36 nonprofit organization contracted with by the department or the
37 director's designee, and must have significant experience working as
38 an artist, producer, or director and in business development,
39 including drafting business plans and multidisciplinary planning

1 documents. The chair must appoint representatives to the work group
2 who represent the range of demographic diversity across the state of
3 Washington, including:

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

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

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

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

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

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

14 (A) Film, television, and video production;

15 (B) Recorded audio and music production;

16 (C) Animation production;

17 (D) Video game development;

18 (E) Live theater, orchestra, dance, and opera;

19 (F) Live music performance;

20 (G) Visual arts, including sculpture, painting, graphic design,
21 and photography;

22 (H) Production facilities, such as film and television studios;
23 and

24 (I) Live music or performing arts venues;

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

28 (viii) A representative selected by the Washington state
29 commission on African American affairs, the Washington state
30 commission on Hispanic affairs, the governor's office of Indian
31 affairs, and the Washington state commission on Asian Pacific
32 American affairs to represent the entities on the work group;

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

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

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

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

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

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

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

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

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

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

20 (vii) Identify opportunities for synergies with new business
21 models and the integration of new technologies; and

22 (viii) Identify the role that state education programs in the
23 creative arts play in the creative economy and with respect to
24 advancing the strategic plan.

25 (e) The department of commerce shall facilitate the timely
26 transmission of information and documents from all appropriate state
27 departments and agencies to the nonprofit organization contracted
28 under this subsection. The work group must report its findings and
29 recommendations to the appropriate committees of the legislature by
30 December 1, 2022. The contracted nonprofit must administer the
31 expenses of the work group.

32 (108) (~~(\$300,000)~~) \$153,000 of the general fund—state
33 appropriation for fiscal year 2022 (~~(is)~~) and \$147,000 of the general
34 fund—state appropriation for fiscal year 2023 are provided solely for
35 a grant to a nonprofit museum and science and technology center
36 located in the city of Seattle that provides youth educational
37 programming related to discovery, experimentation, and critical
38 thinking in the sciences for a maker and innovation lab and to
39 develop and operate new experiential learning opportunities.

1 (109) \$125,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$125,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely to contract with a statewide
4 association that supports a network of local asset building
5 coalitions for programs to increase the financial stability of low-
6 income Washingtonians adversely affected economically by COVID-19
7 through increasing participation in earned income tax credit refunds,
8 the Washington retirement marketplace, and programs that build
9 personal savings.

10 (110) (~~(\$421,000)~~)\$971,000 of the general fund—state
11 appropriation for fiscal year 2022 (~~(is)~~)and \$3,561,000 of the
12 general fund—state appropriation for fiscal year 2023 are provided
13 solely for the department to continue starting up the Washington
14 state office of firearm safety and violence prevention, including the
15 creation of a state and federal grant funding plan to direct
16 resources to cities that are most impacted by community violence. Of
17 the amounts provided in this subsection:

18 (a) \$100,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$600,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for community-based violence
21 prevention and intervention services to individuals identified
22 through the King county shots fired social network analysis. The
23 department must complete an evaluation of the program and provide a
24 report to the governor and the appropriate legislative committees by
25 June 30, 2023.

26 (b) (i) \$450,000 of the general fund—state appropriation for
27 fiscal year 2022 and \$1,800,000 of the general fund—state
28 appropriation for fiscal year 2023 are provided solely for a grant
29 program through the office of firearm safety and violence prevention
30 for evidence-based services to youth who are at high risk to
31 perpetrate gun violence and who reside in areas with high rates of
32 gun violence. Priority shall be given to:

33 (A) One site serving in Yakima county, one site in south King
34 county, one site in Federal Way, and one site in Tacoma;

35 (B) Sites that partner with the University of Washington public
36 behavioral health & justice policy division to deliver culturally
37 relevant family integrated transition services through use of
38 credible messenger advocates;

1 (C) Sites that partner with the University of Washington
2 Harborview firearm injury and policy research program for social
3 impact evaluation; and

4 (D) Sites that partner an organization focused on evidence-based
5 implementation management identified by the department.

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

9 (111) \$250,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$250,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for the department to conduct a
12 study and report to the legislature on city and county implementation
13 of the multifamily housing property tax exemption. The report must:

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

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

17 (ii) Monitoring rent, occupancy, and demographics of tenants of
18 exempt housing;

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

22 (iv) Identifying practices that encourage permanent affordable
23 rental opportunities; and

24 (v) Monitoring whether the exemption assists cities in meeting
25 goals under the growth management act;

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

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

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

33 (iii) Looking at permanent affordable rentals; and

34 (iv) Evaluating changes in income distribution, rent
35 distribution, commute/location, and displacement risks in areas with
36 exempt housing; and

37 (c) Estimate other state and local tax revenue generated by new
38 housing developments and how it compares to the property tax
39 exemption.

1 (112) \$195,000 of the general fund—state appropriation for fiscal
2 year 2022 is provided solely for a grant to Spokane county for costs
3 related to redistricting activities required by chapter 36.32 RCW.

4 (113) \$130,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$130,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely for the department to contract
7 with a nonprofit organization to provide tiny homes for veterans.

8 (114) (~~(\$210,000)~~)\$170,000 of the general fund—state
9 appropriation for fiscal year 2022 and (~~(\$90,000)~~)\$130,000 of the
10 general fund—state appropriation for fiscal year 2023 are provided
11 solely for the department to perform an analysis of the property
12 operations and maintenance costs and tenant supportive services costs
13 for affordable housing projects that receive funding from the
14 Washington housing trust fund. The projects to be analyzed must
15 include, but are not limited to, permanent supportive housing and
16 youth housing taking into consideration housing projects that have
17 been in service for a sufficient time that actual costs can be
18 determined. The analysis shall include a categorized overview of the
19 expenses and fund sources related to the maintenance, operations, and
20 supportive services necessary for the affordable housing projects to
21 be successful in housing the intended population, as well as identify
22 other available funding sources for these costs. The analysis must
23 also explore the timing and alignment challenges for pairing
24 operational and supportive services funding with the initial capital
25 investments, and make recommendations relating to any benchmarks that
26 can be established regarding future costs that would impact the
27 operating budget, and about the state's role in planning, support,
28 and oversight to ensure long-term sustainability of these projects.
29 The department may hire a consultant to conduct this study. The
30 department shall report its findings and recommendations to the
31 office of financial management and the appropriate committees of the
32 legislature by December 1, 2022.

33 (115) \$157,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$154,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for implementation of Second
36 Substitute Senate Bill No. 5383 (public telecom services). (~~(If the~~
37 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
38 ~~subsection shall lapse.)~~)

1 (116) \$1,555,000 of the general fund—state appropriation for
2 fiscal year 2022 (~~((is))~~) and \$1,592,000 of the general fund—state
3 appropriation for fiscal year 2023 are provided solely for
4 implementation of Engrossed Second Substitute Senate Bill No. 5141
5 (environmental justice task force). (~~((If the bill is not enacted by
6 June 30, 2021, the amount provided in this subsection shall lapse.))~~)

7 (117) \$946,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$921,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely for implementation of Second
10 Substitute Senate Bill No. 5368 (rural economic development). (~~((If
11 the bill is not enacted by June 30, 2021, the amounts provided in
12 this subsection shall lapse.))~~)

13 (118) \$114,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$110,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for implementation of Engrossed
16 Second Substitute Senate Bill No. 5287 (affordable housing
17 incentives). (~~((If the bill is not enacted by June 30, 2021, the
18 amounts provided in this subsection shall lapse.))~~)

19 (119) \$250,000 of the general fund—state appropriation for fiscal
20 year 2022 and (~~(\$250,000)~~) \$1,026,000 of the general fund—state
21 appropriation for fiscal year 2023 are provided solely for
22 implementation of Senate Bill No. 5345 (industrial waste program). Of
23 the amounts provided in this subsection, \$175,000 of the general fund
24 —state appropriation for fiscal year 2022 and (~~(\$175,000)~~) \$951,000 of
25 the general fund—state appropriation for fiscal year 2023 are
26 provided solely for grants to local industrial waste symbiosis
27 projects as provided in the bill. (~~((If the bill is not enacted by
28 June 30, 2021, the amounts provided in this subsection shall lapse.))~~)

29 (120) (~~(\$1,250,000)~~) \$700,000 of the general fund—state
30 appropriation for fiscal year 2022 and (~~(\$1,250,000)~~) \$1,800,000 of
31 the general fund—state appropriation for fiscal year 2023 are
32 provided solely for implementation of Engrossed Substitute Senate
33 Bill No. 5353 (law enforcement community engagement). Of the amounts
34 provided in this subsection, (~~(\$500,000)~~) \$50,000 of the general fund—
35 state appropriation for fiscal year 2022 and (~~(\$500,000)~~) \$950,000 of
36 the general fund—state appropriation for fiscal year 2023 are
37 provided solely for grants awarded under this bill. (~~((If the bill is
38 not enacted by June 30, 2021, the amounts provided in this subsection
39 shall lapse.))~~)

1 (121) \$66,000 of the general fund—state appropriation for fiscal
2 year 2022 is provided solely for implementation of Second Substitute
3 Senate Bill No. 5183 (nonfatal strangulation). (~~If the bill is not~~
4 ~~enacted by June 30, 2021, the amount provided in this subsection~~
5 ~~shall lapse.~~)

6 (122) \$40,000 of the general fund—state appropriation for fiscal
7 year 2022 is provided solely for implementation of Substitute Senate
8 Bill No. 5126 (climate commitment). (~~If the bill is not enacted by~~
9 ~~June 30, 2021, the amount provided in this subsection shall lapse.~~)

10 (123) \$2,500,000 of the general fund—state appropriation for
11 fiscal year 2022 and \$2,500,000 of the general fund—state
12 appropriation for fiscal year 2023 are provided solely for the
13 department to administer a competitive grant program for grants to
14 community-based programs to provide reentry services for formerly
15 incarcerated persons and supports to facilitate successful
16 transitions to the community. The department must work in
17 collaboration with the statewide reentry council to administer the
18 program. Applicants must provide a project proposal to the department
19 as a part of the application process. Grant awards provided under
20 this subsection may be used for costs including but not limited to
21 housing, case management and navigators, employment services, family
22 reunification, and legal services to respond to collateral impacts of
23 reentry. The department must award at least 30 percent of the funding
24 provided in this subsection to applicants located in rural counties.

25 (124) (~~(\$2,500,000)~~) \$2,000,000 of the general fund—state
26 appropriation for fiscal year 2022 and (~~(\$2,500,000)~~) \$3,000,000 of
27 the general fund—state appropriation for fiscal year 2023 are
28 provided solely for the department to administer grants to diaper
29 banks for the purchase of diapers, wipes, and other essential baby
30 products, for distribution to families in need. The department must
31 give priority to providers serving or located in marginalized, low-
32 income communities or communities of color; and providers that help
33 support racial equity.

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

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

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

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

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

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

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

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

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

19 (viii) Be a majority United States owned entity operating a
20 United States flag vessel registered and operated under the laws of
21 the United States.

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

24 (i) Upgrading physical workplaces to adhere to new safety or
25 sanitation standards;

26 (ii) Procuring required personal protective supplies for
27 employees and business patrons and clients;

28 (iii) Updating business plans;

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

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

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

32 and

33 (vii) Maintenance and operations costs associated with vessel
34 operations.

35 (d) The county must submit a report to the department by June 30,
36 2022, outlining the use of funds, specific expenditures of the
37 grantees, and revenue and expenses of the grantees including
38 additional government or private funds or grants received.

39 (126) (~~(\$1,656,000)~~) \$1,162,000 of the general fund—state
40 appropriation for fiscal year 2022 and (~~(\$1,615,000)~~) \$2,109,000 of

1 the general fund—state appropriation for fiscal year 2023 are
2 provided solely for the department to publish the guidelines and
3 guidance set forth in (a), (b), and (c) of this subsection. The
4 department shall publish the guidelines and guidance described in
5 (a), (b), and (c) of this subsection no later than June 30, 2023.
6 From amounts provided in this subsection, pursuant to an interagency
7 agreement, the department shall provide funding to the department of
8 ecology, the department of health, the department of fish and
9 wildlife, the department of natural resources, the department of
10 health, and the emergency management division of the military
11 department to fund activities that support the work specified in (a),
12 (b) and (c) of this subsection.

13 (a) The department, in consultation with the department of
14 ecology, the department of health, and the department of
15 transportation, shall publish guidelines that provide a set of
16 actions counties and cities may take, under existing statutory
17 authority, through updates to their comprehensive plans and
18 development regulations that have a demonstrated ability to reduce
19 greenhouse gas emissions in order to achieve the statewide greenhouse
20 gas emissions reductions set forth in RCW 70A.45.020(1), allowing for
21 consideration of the emissions reductions achieved through the
22 adoption of statewide programs. The guidelines must prioritize
23 reductions in communities that have experienced disproportionate harm
24 due to air pollution and may draw upon the most recent health
25 disparities data from the department of health to identify high
26 pollution areas and disproportionately burdened communities.

27 (b) The department, in consultation with the department of
28 transportation, shall publish guidelines that specify a set of
29 actions counties and cities may take through updates to their
30 comprehensive plans and development regulations that have a
31 demonstrated ability to reduce per capita vehicle miles traveled,
32 including measures that are designed to be achievable throughout the
33 state, including in small cities and rural cities.

34 (c) The department shall develop, in collaboration with the
35 department of ecology, the department of fish and wildlife, the
36 department of natural resources, the department of health, and the
37 emergency management division of the military department, as well as
38 any federally recognized tribe who chooses to voluntarily
39 participate, guidance that creates a model climate change and
40 resiliency element that may be used by counties, cities, and

1 multiple-county planning regions for developing and implementing
2 climate change and resiliency plans and policies subject to the
3 following provisions:

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

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

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

19 (iv) The model element must prioritize actions in communities
20 that will disproportionately suffer from compounding environmental
21 impacts and will be most impacted by natural hazards due to climate
22 change and may draw upon the most recent health disparities data from
23 the department of health to identify disproportionately burdened
24 communities.

25 (d) If the department publishes any subsequent updates to the
26 guidelines published pursuant to (a) or (b) of this subsection, the
27 department shall include in any such update a determination of
28 whether adequate progress has been made toward the statewide
29 greenhouse gas and per capita vehicle miles traveled reduction goals.
30 If adequate progress is not being made, the department must identify
31 in any updates to the guidelines what additional measures cities and
32 counties may take in order to make further progress.

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

38 (127) \$240,000 of the general fund—state appropriation for fiscal
39 year 2022 and \$95,000 of the general fund—state appropriation for
40 fiscal year 2023 are provided solely for the department to

1 collaborate with the department of children, youth, and families to
2 jointly convene and facilitate a child care collaborative task force
3 to continue the work of the task force created in chapter 368, Laws
4 of 2019 (2SHB 1344) to establish a true cost of quality of child
5 care. The task force shall report its findings and recommendations to
6 the governor and the appropriate committees of the legislature by
7 November 1, 2022.

8 (128) \$10,000,000 of the Washington housing trust account—state
9 appropriation is provided solely for housing that serves people with
10 intellectual and developmental disabilities.

11 (129) \$10,000,000 of the general fund—state appropriation for
12 fiscal year 2023 is provided solely for the department for grants for
13 updating and implementing comprehensive plans and development
14 regulations in order to implement the requirements of the growth
15 management act.

16 (a) In allocating grant funding to local jurisdictions, awards
17 must be based on a formula, determined by the department, to ensure
18 that grants are distributed equitably among cities and counties.
19 Grants will be used primarily to fund the review and update
20 requirements for counties and cities required by RCW 36.70A.130.
21 Funding provided on this formula basis shall cover additional county
22 and city costs, if applicable, to implement chapter 254, Laws of 2021
23 (Engrossed Second Substitute House Bill No. 1220).

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

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

30 (d) The department must develop a process for consulting with
31 local governments, affected stakeholders, and the legislature to
32 establish emphasis areas for competitive grant distribution and for
33 research priorities. The department must complete a report on
34 emphasis areas and research priorities by June 30, 2023.

35 (130) \$87,000 of the general fund—state appropriation for fiscal
36 year 2023 is provided solely for implementation of Substitute House
37 Bill No. 1914 (motion picture program). If the bill is not enacted by
38 June 30, 2022, the amount provided in this subsection shall lapse.

1 (131) \$4,500,000 of the general fund—state appropriation for
2 fiscal year 2022 is provided solely for a grant to the city of
3 Seattle for deposit into the Skagit environmental endowment fund to
4 support the protection of the headwaters of the Skagit river
5 watershed through the acquisition of land, mining, and/or timber
6 rights. This grant must be matched by nonstate sources.

7 (132) (a) \$45,050,000 of the coronavirus state fiscal recovery
8 fund—federal appropriation is provided solely for a targeted grant
9 program to transition persons residing on state-owned rights-of-way
10 to safer housing opportunities, with an emphasis on permanent housing
11 solutions. Eligible grant recipients include local governments and
12 nonprofit organizations operating to provide housing or services.
13 Recipients may use grant funding to provide outreach, housing,
14 transportation, and other services needed to assist individuals
15 residing on public rights-of-way with moving into housing.

16 (b) Prior to awarding grants under (a) of this subsection, the
17 department must work with the department of transportation,
18 representatives of local governments, and representatives of
19 nonprofit housing and homeless services providers to determine the
20 process and criteria that will be used to award grants. Grant
21 criteria must include, but are not limited to:

22 (i) Whether a site where the grantee will conduct outreach and
23 engagement has been identified by the department of transportation as
24 a location where individuals residing on the public right-of-way are
25 in specific circumstances or physical locations that expose them to
26 especially or imminently unsafe conditions, including but not limited
27 to active construction zones and risks of landslides, or when the
28 location of an individual poses a significant threat to the safety of
29 others;

30 (ii) Local government readiness and capacity to enter into and
31 fulfill the grant requirements as applicable; and

32 (iii) Other criteria as identified by the department.

33 (c) When awarding grants under (a) of this subsection, the
34 department must prioritize applicants that focus on permanent housing
35 solutions.

36 (d) Grant recipients under (a) of this subsection must enter into
37 a memorandum of understanding with the department, and other state
38 agencies if applicable, as a condition of receiving funds. Memoranda
39 of understanding must specify the responsibilities of the grant
40 recipients and the state agencies, and must include specific

1 measurable outcomes for each entity signing the memorandum. The
2 department must publish all signed memoranda on the department's
3 website and must publish an update on outcomes for each memorandum at
4 least every 60 days. At a minimum, outcomes must include:

5 (i) The number of people living on the right-of-way whom the
6 parties engage;

7 (ii) The demographics of those engaged;

8 (iii) The type and duration of engagement with individuals living
9 on rights-of-way;

10 (iv) The types of housing options that were offered;

11 (v) The number of individuals who accepted offered housing;

12 (vi) The types of assistance provided to move individuals into
13 offered housing;

14 (vii) Any services and benefits in which an individual was
15 successfully enrolled; and

16 (viii) The housing outcomes of individuals who were placed into
17 housing six months and one year after placement.

18 (e) Grant recipients under (a) of this subsection may not
19 transition individuals from public rights-of-way unless they in good
20 faith offer individuals a housing option that is safer than their
21 current living situation. The department must establish criteria
22 regarding the safety, accessibility, and habitability of housing
23 options to be offered by grant recipients to ensure that such options
24 are a meaningful improvement over an individual's current living
25 situation and that grant recipients provide options that are well-
26 matched to an individual's assessed needs.

27 (f) The department must submit a preliminary report to the
28 appropriate policy and fiscal committees of the legislature by
29 December 15, 2022, and a full report by September 30, 2023. The
30 reports must identify barriers to housing and gaps in services that
31 prevented or otherwise impacted the housing outcomes of individuals
32 engaged by the grantees, and policy and budgetary recommendations to
33 improve the transition of individuals residing on public rights-of-
34 way to permanent housing.

35 (133) \$200,000 of the general fund—state appropriation for fiscal
36 year 2023 is provided solely for the department to contract with a
37 consultant to study incorporating the unincorporated communities of
38 Fredrickson, Midland, North Clover Creek-Collins, Parkland, Spanaway,
39 Summit-Waller, and Summit View into a single city. The study must
40 include, but not be limited to, the impacts of incorporation on the

1 local tax base, crime, homelessness, infrastructure, public services,
2 and behavioral health services, in the listed communities. The
3 department must submit the study to the office of financial
4 management and the appropriate committees of the legislature by June
5 1, 2023.

6 (134) \$1,000,000 of the general fund—state appropriation for
7 fiscal year 2023 is provided solely for the department to develop a
8 community reinvestment plan to guide the distribution of grants from
9 the community reinvestment account created in section 947 of this
10 act.

11 (a) The department shall, in partnership with the office of
12 equity, and "by and for community organizations" as defined by the
13 office of equity, develop a community reinvestment plan for how funds
14 would be distributed to address racial, economic, and social
15 disparities in communities across the state created by the historical
16 design and enforcement of state and federal criminal laws and
17 penalties for drug possession. The community reinvestment plan should
18 address funding in the following areas:

19 (i) Economic development, which includes addressing wealth
20 disparities to promote asset building such as home ownership and
21 expanding access to financial resources including, but not limited
22 to, grants and loans for small businesses and entrepreneurs,
23 financial literacy training, and other small business training and
24 support activities;

25 (ii) Civil and criminal legal assistance to provide
26 postconviction relief and case assistance, including the expungement
27 of criminal records and vacation of criminal convictions;

28 (iii) Community-based violence intervention and prevention
29 services; and

30 (iv) Reentry services to facilitate successful transitions for
31 persons formerly incarcerated in an adult correctional facility or
32 juvenile residential facility in Washington.

33 (b) The plan must include a timeline for regular review by the
34 department and the office of equity, criteria for eligible
35 communities and programs, development of accountability measures to
36 ensure that distribution and use of funding meets intended purposes,
37 and tracking of outcomes for the funds. At a minimum, the plan must
38 address how the community reinvestment account funding will:

39 (i) Produce significant long-term economic benefits to the state,
40 a region of the state, or a particular community in the state;

1 (ii) Result in significant long-term economic benefits in the
2 form of new jobs, job retention, increased personal wealth, or higher
3 incomes for citizens of the state or a particular community in the
4 state; and

5 (iii) Ensure that:

6 (A) Projects or programs do not require continuing state support;

7 (B) An expenditure will not supplant private investment;

8 (C) An expenditure is accompanied by additional public or private
9 investment; and

10 (D) Nonprofit, faith-based, and grassroots organizations are
11 prioritized for funding.

12 (c) In developing the plan, the department is encouraged to
13 incorporate existing and ongoing work from relevant task forces and
14 work groups including, but not limited to, the social equity in
15 cannabis task force, the reentry council, and the homeownership
16 disparities work group.

17 (d) The department shall submit a preliminary report to the
18 governor and relevant committees of the legislature by December 1,
19 2022. A final report on the implementation plan must be submitted to
20 the governor and relevant committees of the legislature by June 30,
21 2023.

22 (135) \$10,000,000 of the general fund—state appropriation for
23 fiscal year 2023 is provided solely for the department to conduct
24 outreach activities for the working families tax exemption
25 established in RCW 82.08.0206 and the federal earned income tax
26 credit. Of the amounts provided in this subsection:

27 (a) \$6,860,000 of the general fund—state appropriation for fiscal
28 year 2023 is provided solely for grants to community-based
29 organizations to conduct outreach activities and application
30 assistance for individuals eligible for the working families tax
31 exemption. In awarding the funds, the department must award grants to
32 at least two community-based organizations in each county. Of the
33 amounts provided in this subsection (135) (a), 25 percent must be used
34 for outreach activities serving tribal and urban Indian communities,
35 communities of color, and households in rural areas.

36 (b) \$2,860,000 of the general fund—state appropriation for fiscal
37 year 2023 is provided solely for grants to community-based
38 organizations to conduct outreach activities and application
39 assistance for individuals eligible for the working families tax

1 exemption who file or may be eligible to file using a valid
2 individual taxpayer identification number. Grant recipients may also
3 use grant funds to assist individuals in obtaining valid individual
4 tax identification numbers.

5 (c) \$280,000 of the general fund—state appropriation for fiscal
6 year 2023 is provided solely for the department to provide oversight,
7 technical assistance, and training for grant recipients; conduct
8 language access activities; create a statewide outreach plan; and for
9 other administrative costs.

10 (136) \$5,000,000 of the coronavirus state fiscal recovery fund—
11 federal appropriation is provided solely for grants to nonprofit
12 arts, heritage, science, and culture organizations for costs
13 associated with COVID-19 testing and safety monitoring required by
14 state and local governments and by union contracts. To receive a
15 grant under this section, an applicant must certify that they have
16 reported annual gross receipts of greater than \$5,000,000 in calendar
17 year 2019, and that they applied for but did not receive funding from
18 a state or federal source for the same eligible costs.

19 (137) \$500,000 of the general fund—state appropriation for fiscal
20 year 2023 is provided solely for a grant to a nonprofit organization
21 to provide programming that offers pathways to higher education and
22 career opportunities in the arts, entertainment, and related creative
23 industries for youth and young adults in south King county, with a
24 focus on low-income individuals and historically disadvantaged
25 populations. The grant recipient must be a nonprofit organization
26 headquartered in the city of Federal Way that: Has experience working
27 with BIPOC communities; serves youth and young adults through
28 programs focused on cultivating creative talents through the
29 professional entertainment and arts industries; can directly
30 facilitate the placement of program participants in industry-related
31 internships and job opportunities; and can demonstrate a working
32 relationship or strategic partnerships with global commercial
33 entertainment and digital arts industry experts, networks, and
34 companies in areas such as music, film, television, and fashion. The
35 organization may use the grant for activities including, but not
36 limited to, workshops and other events that support the goal of
37 improving the business and professional skills of youth and young
38 adults interested in the arts and entertainment industries.

1 (138) \$50,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for the department to contract with a
3 third-party facilitator to provide staff support for the joint
4 legislative task force on best practices for broadband deployment
5 created in section 945 of this act.

6 (139) \$75,000 of the general fund—state appropriation for fiscal
7 year 2022 and \$125,000 of the general fund—state appropriation for
8 fiscal year 2023 are provided solely for the department of commerce
9 to develop a report on the behavioral health and long-term care
10 facilities and residential settings that provide services within the
11 continuum of care for individuals who are discharged from state
12 psychiatric hospitals. For the purposes of this subsection,
13 "continuum of care" means transitional housing or residential
14 placements that provide supportive services and skill development
15 needed for individuals to be permanently housed, and permanent
16 supportive housing or residential placements that provide individuals
17 with an appropriate place to live with services available as needed.
18 The report must map the geographic location of each facility or
19 residential setting, and it must highlight geographic gaps in service
20 availability. In preparing the report, the department must coordinate
21 with the department of social and health services, the department of
22 health, and the health care authority. The department must submit its
23 report to the governor and appropriate legislative committees no
24 later than December 1, 2022.

25 (140) \$5,000,000 of the coronavirus state fiscal recovery fund—
26 federal appropriation is provided solely for the department to
27 establish a grant program to assist businesses and nonprofits that
28 are dependent to maintain their operations on the economic activity
29 created through conventions hosted in Washington state. The amount
30 provided under this subsection is subject to the following conditions
31 and limitations:

32 (a) To be eligible for a grant under this subsection, a business
33 must:

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

35 (ii) Have not reported annual gross receipts of more than
36 \$100,000,000 in calendar year 2019;

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

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

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

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

9 (vii) Have met one or more of the following criteria:

10 (A) Hosted a convention in Washington state;

11 (B) Provided support services to conventions in Washington state;

12 or

13 (C) Depended on the function of conventions to sell goods and
14 services in Washington state.

15 (b) (i) Eligible businesses may receive a grant of up to \$500,000
16 for revenue lost due to a cancellation or a reduction of participants
17 in a convention hosted in Washington state in 2020 or 2021.

18 (ii) To receive a grant under this subsection, eligible
19 businesses must provide the department with:

20 (A) Financial records from 2019 that provide a basis for revenue
21 received from convention activity in Washington state prior to the
22 COVID-19 pandemic; and

23 (B) Financial records from 2020 and 2021 that show a reduction in
24 gross revenue received from convention activity in Washington state
25 during the COVID-19 pandemic.

26 (iii) If a business received one or more working Washington small
27 business grants, the grant awarded under this subsection must be
28 reduced to reflect the amounts received from previous working
29 Washington small business grants.

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

33 (d) The department may use up to 10 percent of the amount
34 provided in this subsection for administrative costs.

35 (141) \$325,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$325,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely for a grant to a nonprofit
38 organization located in the city of Redmond that serves Latino low-
39 income, immigrant, and Spanish-speaking communities in King and
40 Snohomish counties through arts and culture events and community

1 services. Grant funding may be used to expand existing programs
2 including, but not limited to, rent assistance, vaccination
3 assistance, COVID-19 outreach, microbusiness support, and other
4 community services.

5 (142) \$1,000,000 of the general fund—state appropriation for
6 fiscal year 2023 is provided solely for a program to build capacity
7 and promote the development of nonprofit community land trust
8 organizations in the state. Funds shall be granted by the department
9 to one or more nonprofit organizations with technical expertise on
10 community land trusts. These funds shall be used to provide technical
11 assistance and training to help community land trusts increase the
12 production of affordable housing.

13 (143) \$900,000 of the general fund—state appropriation for fiscal
14 year 2023 is provided solely for a grant to a nonprofit organization
15 to conduct community outreach and culturally relevant training on
16 prevention of digital fraud and other consumer fraud, with a focus on
17 serving low-income, rural, and BIPOC communities. The grant recipient
18 must be the Washington state affiliate of a national nonprofit
19 organization that provides services, research, and advocacy for
20 individuals aged 50 and up. Funding may be used to expand existing
21 consumer fraud education programs; partner with locally trusted
22 community-based organizations to provide public awareness of digital
23 and other consumer fraud; and conduct research to capture baseline
24 data regarding digital and fraud literacy in Washington state.

25 (144) \$631,000 of the general fund—state appropriation for fiscal
26 year 2023 is provided solely for the developmental disabilities
27 council's efforts to partner with racially diverse communities across
28 the state and to build the capacity of a coalition of intellectual
29 and developmental disabilities self-advocates and advocates. Of the
30 amounts provided in this subsection:

31 (a) \$500,000 of the general fund—state appropriation for fiscal
32 year 2023 is provided solely for the developmental disabilities
33 council to enter into a contract with a nonprofit organization led by
34 individuals who are Black, indigenous, or people of color to
35 facilitate the development and implementation of recommendations on
36 ways to reduce barriers to services and improve access to services
37 for individuals with intellectual and developmental disabilities who
38 are from immigrant communities, communities of color, and other
39 underserved communities. The contract must require the nonprofit

1 organization to prepare a racial equity plan for ongoing policy
2 development within the intellectual and developmental disabilities
3 service delivery system for submittal to the developmental
4 disabilities council. The developmental disabilities council must
5 submit the plan to the governor and appropriate legislative
6 committees no later than June 30, 2023.

7 (b) \$131,000 of the general fund—state appropriation for fiscal
8 year 2023 is provided solely for one full-time equivalent policy
9 analyst to manage the developmental disabilities council's overall
10 policy development and diversity, equity, and inclusion efforts. The
11 policy analyst shall serve as a liaison between self-advocates,
12 advocates, community members, and the nonprofit organization under
13 contract in (a) of this subsection.

14 (145) \$584,000 of the general fund—state appropriation for fiscal
15 year 2023 is provided solely for a grant to a dispute resolution
16 center located in the city of Seattle and serving King county to
17 develop a basic mediation training curriculum for organizations that
18 serve communities in south King county, with a focus on organizations
19 serving and operated by members of historically disadvantaged
20 communities. The grant recipient may use the funding for activities
21 including, but not limited to, conducting a needs assessment,
22 developing and designing the curriculum, engaging subject matter
23 experts, and conducting training sessions.

24 (146) \$45,000,000 of the coronavirus state fiscal recovery fund—
25 federal appropriation is provided solely for the eviction prevention
26 rental assistance program created in RCW 43.185C.185.

27 (147) \$4,000,000 of the general fund—state appropriation for
28 fiscal year 2023 is provided solely for a grant program to community-
29 based organizations that provide services for survivors of domestic
30 violence. Grant recipients may use funding for domestic violence
31 survivor advocates to provide case management, safety planning, and
32 other services for survivors, and as flexible funding to meet the
33 immediate needs of survivors of domestic violence.

34 (148) \$15,000,000 of the coronavirus state fiscal recovery fund—
35 federal appropriation is provided solely to expand the small business
36 resiliency network program. Program expansion activities may include:

37 (a) Providing funding for new or existing network partners to
38 provide wraparound services and support to assist small business
39 owners, including support in accessing financing; and

1 (b) Establishing a credit repair pilot program by contracting
2 with community foundations and nonprofit credit unions with existing
3 character-based lending programs to provide credit counseling and
4 other services to build or improve credit for small businesses and
5 entrepreneurs who are unable to access conventional lending.

6 (149) \$40,000 of the general fund—state appropriation for fiscal
7 year 2022 and \$290,000 of the general fund—state appropriation for
8 fiscal year 2023 are provided solely for a grant to a nonprofit
9 organization that operates a resource center in the city of Ferndale
10 to expand social services programs. Eligible social services programs
11 include, but are not limited to, basic needs supports for low-income
12 and vulnerable families; emergency preparedness programs that connect
13 community volunteers to opportunities to assist community members
14 during emergencies; and conducting antiracist events and learning
15 opportunities in order to build community.

16 (150) \$1,000,000 of the general fund—state appropriation for
17 fiscal year 2023 is provided solely for the office of firearm safety
18 and violence prevention for programs relating to firearm removals in
19 domestic violence cases. Programs may include:

20 (a) Grants for local law enforcement agencies to coordinate the
21 removal of firearms pursuant to RCW 9.41.800 and 9.41.801 in civil
22 and criminal domestic violence cases at a regional level; and

23 (b) Activities to increase statewide adherence to RCW 9.41.800
24 and 9.41.801, including, but not limited to, technical assistance,
25 training, and collecting data from local law enforcement agencies
26 relating to firearm removals in cases where a court orders the
27 surrender of weapons.

28 (151) \$55,000,000 of the coronavirus state fiscal recovery fund—
29 federal appropriation is provided solely for the department to
30 administer stipends to eligible homeless service provider employees
31 for their immediate economic needs and to conduct a homeless service
32 provider workforce study.

33 (a) Of the amount provided in this subsection:

34 (i) \$27,250,000 of the coronavirus state fiscal recovery fund—
35 federal appropriation is provided solely for a stipend payment of up
36 to \$2,000 for eligible homeless service provider employees with an
37 income at or below 80 percent of the area median income. An
38 individual who works for two or more eligible entities in an eligible
39 position may only receive one stipend under this subsection.

1 (ii) \$27,250,000 of the coronavirus state fiscal recovery fund—
2 federal appropriation is provided solely for a second stipend payment
3 of up to \$2,000 for individuals who received an initial stipend
4 payment under (i) of this subsection (151)(a) and who are still
5 employed at the same eligible entity six months after receipt of the
6 first stipend payment. An individual who works for two or more
7 eligible entities in an eligible position may only receive one
8 stipend under this subsection.

9 (iii)(A) \$500,000 of the coronavirus state fiscal recovery fund—
10 federal appropriation is provided solely for the department to
11 contract with a third-party entity to conduct a study on the
12 workforce needs of nonprofit organizations employing eligible
13 homeless service provider employees, with the goal of developing
14 state-level strategies for improving workforce retention among
15 organizations providing homeless services.

16 (B) The study must examine topics including, but not limited to,
17 pay and benefits; training and supervision; caseloads; safety and
18 morale; and other factors impacting hiring and retention.

19 (C) The study must examine the potential impact on workforce
20 retention of inflationary increases for administrative allowances and
21 other automatic escalators on state-funded homelessness service
22 contracts, including contracts administered by the office of homeless
23 youth.

24 (D) The study must include a pay equity and comparable worth
25 analysis that compares eligible homeless service provider positions
26 with jobs with similar complexity, difficulty, and educational and
27 skill requirements in the public and private sectors that were deemed
28 essential during the COVID-19 pandemic.

29 (E) In conducting the study, the third-party entity must consult
30 with eligible homeless service provider employees; employees of
31 eligible entities with lived experience of homelessness; and
32 organizations led by or serving BIPOC populations.

33 (F) The department must report the results of the study,
34 including any policy recommendations, to the appropriate committees
35 of the legislature by September 30, 2023.

36 (b) The department must contract with an entity located in
37 Washington state to administer the stipend payments in (a)(i) and
38 (ii) of this subsection. The entity must demonstrate an ability to
39 efficiently administer stipend payments statewide by showing
40 successful administration of similar programs; an ability to adhere

1 to federal tax requirements, including sending stipend recipients
2 1099 or other required tax forms; and an ability to track and report
3 on demographic data of stipend recipients and fulfill other reporting
4 requirements as determined by the department. The entity must conduct
5 marketing and outreach for the program by September 1, 2022, and
6 begin administering stipend payments under (a)(i) of this subsection
7 by October 1, 2022. The administrator must pay the stipends on a
8 first-come, first-served basis and there is no individual entitlement
9 to receive a stipend.

10 (c) The department is authorized to shift funding among the
11 purposes in (a)(i) and (ii) of this subsection based on the level of
12 demonstrated need.

13 (d) The department may retain up to five percent of the funding
14 allocated under (a) of this subsection for administrative costs.

15 (e) The administrating entity selected under (b) of this
16 subsection may use up to 15 percent of the funding allocated under
17 (a)(i) and (ii) of this subsection for administrative costs and up to
18 five percent of the funding allocated under (a)(i) and (ii) of this
19 subsection for outreach and marketing costs.

20 (f) For the purposes of this subsection:

21 (i) "Eligible homeless service provider employee" means an
22 individual currently employed on a full-time or part-time basis at an
23 eligible entity that works directly on-site with persons experiencing
24 homelessness or residents of transitional or permanent supportive
25 housing. This includes, but is not limited to, emergency shelter and
26 transitional housing staff; street outreach workers; caseworkers;
27 peer advisors; reception and administrative support staff;
28 maintenance and custodial staff; and individuals providing direct
29 services for homeless youth and young adults. This does not include
30 executive and senior administrative employees of an eligible entity.
31 Nothing in this subsection creates an employment relationship, or any
32 membership or qualification in any state or other publicly supported
33 retirement system, due to the payment of a stipend.

34 (ii) "Eligible entity" means an organization with whom state
35 agencies or local governments grant or subcontract to provide
36 homeless services under their homeless housing program as defined in
37 RCW 43.185C.010.

38 (iii) "Immediate economic needs" means costs including, but not
39 limited to, rent or mortgage payments; utilities and other household
40 bills; medical expenses; student loan payments; transportation-

1 related costs; child care-related costs; behavioral health-related
2 costs; and other basic necessities.

3 (152) (a) \$100,000,000 of the coronavirus state fiscal recovery
4 fund—federal appropriation is provided solely for the department to
5 administer a business assistance program for qualifying hospitality
6 industry businesses that have been negatively impacted by the
7 COVID-19 public health emergency or its negative economic impacts.
8 The department must administer the program under appropriate
9 agreements. For the purposes of this subsection, "qualifying
10 hospitality industry businesses" means restaurants, hotels, motels,
11 and other businesses in the hospitality industry as determined by the
12 department.

13 (b) Of the amount provided in this subsection, \$15,000,000 of the
14 coronavirus state fiscal recovery fund—federal appropriation is
15 provided solely for grants to reimburse lodging establishments that
16 have experienced losses during the state's eviction moratorium
17 pursuant to the governor's proclamations. The department must work
18 with impacted lodging establishments to develop criteria for the
19 administration of this grant program. The department will verify
20 actual eligible losses to be reimbursed. Actual eligible losses
21 include room charges not paid by persons who stayed during the
22 moratorium, any legal expenses incurred by lodging establishments as
23 a result of the moratorium, and any repair expenses directly
24 attributed to damages to rooms. For the purposes of this subsection
25 (152)(b), "lodging establishment" means a hotel, motel, or similar
26 establishment taxable by the state under chapter 82.08 RCW that has
27 40 or more lodging units.

28 (153) \$3,000,000 of the general fund—state appropriation for
29 fiscal year 2023 is provided solely for housing assistance for
30 victims of human trafficking. The department must allocate funding
31 through contracts with service providers that have current contracts
32 with the office of crime victims advocacy to provide services for
33 victims of human trafficking. A provider must use at least 80 percent
34 of contracted funds for rental payments to landlords and the
35 remainder for other program operation costs, including services
36 addressing barriers to acquiring housing that are common for victims
37 of human trafficking.

38 (154) \$25,000 of the general fund—state appropriation for fiscal
39 year 2022 and \$75,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for a grant to a nonprofit
2 organization operating a low-barrier emergency shelter located in the
3 town of Wapato serving Native and non-Native chronically homeless
4 individuals. Grant funds must be used to provide daytime services
5 such as meals and hygiene services; case management; outreach; and
6 other homeless services.

7 (155) \$75,000 of the general fund—state appropriation for fiscal
8 year 2023 is provided solely for the department to contract with a
9 nonprofit organization in Kitsap county to provide services for
10 families experiencing domestic violence. Amounts provided in this
11 subsection must be used to expand supports for survivors and their
12 children fleeing immediately dangerous situations, including
13 emergency shelter, case management, housing advocacy, child care,
14 mental health services, and resources and referrals. The nonprofit
15 organization must be located in Kitsap county and must operate a
16 state-certified domestic violence shelter.

17 (156) \$3,000,000 of the general fund—state appropriation for
18 fiscal year 2023 is provided solely for a grant to the city of Kent
19 for operational improvements and other actions to improve safety and
20 reduce train noise, with the goal of increasing quality of life and
21 facilitating transit-oriented living in downtown Kent.

22 (157) (a) \$750,000 of the general fund—state appropriation for
23 fiscal year 2023 is provided solely for the department to establish a
24 lifeline support system pilot project to assist individuals who have
25 experienced or are at risk of entering into public systems of care.
26 Public systems of care include office of homeless youth prevention
27 and protection shelter and housing programs, the juvenile justice
28 system, dependency under chapter 13.34 RCW, and inpatient behavioral
29 health treatment.

30 (b) (i) The lifeline must function as a no-wrong-door access point
31 for support and connections to services for qualifying individuals
32 who require assistance to overcome a life challenge that could
33 escalate into a crisis, or who are in need of general mentorship and
34 counsel. The lifeline support system must facilitate and promote
35 partnerships across state agencies, federally recognized tribes,
36 counties, and community-based providers to coordinate trauma-informed
37 and culturally responsive services for youth and young adults and
38 their supports. The department is authorized to implement lifeline

1 services through contracts with community partners and nonprofit
2 organizations.

3 (ii) The department must establish a lifeline fund. Moneys in the
4 fund can be used to assist community partners and nonprofit
5 organizations to implement lifeline services when they cannot
6 identify an existing resource to resolve a beneficiary need. The
7 department must establish an application process and criteria for the
8 fund.

9 (c) The department and a nonprofit organization, selected by the
10 office of homeless youth, shall coconvene a work group that will
11 design a lifeline support services system and framework for statewide
12 implementation. This group shall have an inaugural meeting no later
13 than August 31, 2022, and have a design ready no later than October
14 31, 2022. By December 31, 2022, the department, with assistance from
15 the work group, must provide a report to the appropriate committees
16 of the legislature on approaches to continue this pilot project in
17 the 2023-2025 fiscal biennium.

18 (d) By June 30, 2023, the department, with assistance from the
19 nonprofit organization that coconvened the work group, shall provide
20 a report to the legislature describing the success and shortcomings
21 of the lifeline support system, as well as other data such as
22 request-for-service conclusions and the demographics of
23 beneficiaries. The report must include a recommendation for how the
24 state can permanently establish the lifeline.

25 (158) \$500,000 of the general fund—state appropriation for fiscal
26 year 2023 is provided solely for a grant to a nonprofit organization
27 that provides services to survivors of domestic violence in north and
28 east King county. Grant funding may be used for services including,
29 but not limited to, staffing support for emergency and advocacy
30 services and costs to expand emergency and transitional housing
31 services for survivors of domestic violence with the greatest safety
32 risks and highest barriers to acquiring safe housing.

33 (159) \$850,000 of the general fund—state appropriation for fiscal
34 year 2023 is provided solely for a grant to a nonprofit organization
35 for costs to operate a low-barrier homeless shelter and provide
36 housing intervention and placement services. The grant recipient must
37 be a nonprofit organization that provides permanent supportive
38 housing services, provides homeless services for youth and young
39 adults, and operates a low-barrier homeless shelter for women over
40 the age of 18 in the city of Spokane.

1 (160) \$100,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for a contract with a nonprofit to
3 provide technical assistance to manufactured home community resident
4 organizations who wish to convert the park in which they reside to
5 resident ownership, pursuant to RCW 59.22.039. Technical assistance
6 includes, but is not limited to, assistance with prepurchase efforts
7 and resident outreach and engagement activities prior to filing an
8 intent to purchase.

9 (161) \$900,000 of the general fund—state appropriation for fiscal
10 year 2023 is provided solely for the department to contract with one
11 or more community-based organizations to administer a homeownership
12 assistance program for low-income households who have been displaced
13 from their manufactured/mobile homes due to the closure or conversion
14 of a mobile home park or manufactured housing community in south King
15 county. The program may offer services including credit counseling;
16 financial education courses; assistance in locating, understanding,
17 and preparing necessary financial and legal documentation for
18 homeownership; outreach and engagement services, including in-
19 language services; and other technical support to prepare households
20 for homeownership.

21 (162) \$185,000 of the general fund—state appropriation for fiscal
22 year 2023 is provided solely for a grant to a nonprofit organization
23 to provide advocacy, translation, emergency housing, and other
24 services for victims of domestic violence, with a focus on serving
25 members of the Latino and indigenous communities. The grant recipient
26 must be a community-based nonprofit organization located in the city
27 of Tacoma that provides educational programs, crisis intervention,
28 family outreach services, arts and culture programming, and advocacy
29 with a focus on serving Latino and indigenous communities.

30 (163) \$1,400,000 of the general fund—state appropriation for
31 fiscal year 2023 is provided solely for the department to contract
32 with the municipal research and services center, in coordination with
33 the Washington procurement technical assistance center, to provide
34 training and technical assistance to local governments and
35 contractors on public works contracting. Training topics may include
36 utilization of supplemental bidding criteria, utilization of
37 alternate public works, contracting, cost estimating, obtaining
38 performance and payment bonds, and increasing participation of women-
39 owned and minority-owned businesses.

1 (164) \$250,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for a grant to a nonprofit organization
3 in the city of Tacoma that provides on-water marine science and
4 maritime programs, as well as mentoring and community service
5 opportunities, for youth and young adults. Grant funding must be used
6 to expand program participation of youth and young adults from
7 underserved and underrepresented communities.

8 (165) \$200,000 of the general fund—state appropriation for fiscal
9 year 2023 is provided solely for a grant to the city of Poulsbo to
10 expand the service capacity of the fire cares behavioral health
11 mobile outreach program.

12 (166) \$600,000 of the general fund—state appropriation for fiscal
13 year 2023 is provided solely for concept development, design, and
14 planning of state-operated or contracted residential housing
15 facilities and services at the Pacific hospital preservation and
16 development authority quarters buildings three through ten in
17 Seattle. The residential housing facilities may be used for recovery
18 residences, group care, transitional housing, supportive housing, or
19 family-centered substance use disorder recovery housing. Of the
20 amounts provided in this subsection:

21 (a) \$375,000 of the general fund—state appropriation for fiscal
22 year 2023 is for lease payments for the Pacific hospital preservation
23 and development authority quarters buildings three through ten.

24 (b) \$75,000 of the general fund—state appropriation for fiscal
25 year 2023 is for the department to convene a work group to develop a
26 programming plan for utilization of the repurposed quarters buildings
27 three through ten, subject to the following requirements:

28 (i) The department must contract with a nonprofit organization to
29 facilitate the work group. The nonprofit organization must be located
30 in the city of Seattle with experience working with systems of care,
31 including foster care, juvenile justice, and behavioral health, and
32 have statewide experience as an advocate, provider, and convener of
33 programming needs for youth and young adults.

34 (ii) The work group must include members representing the
35 department of children, youth, and families; the health care
36 authority; social service providers led by and serving people of
37 color; social service providers whose leadership represent and who
38 serve LGBTQ youth and young adults; and persons with lived
39 experience.

1 (iii) By December 31, 2022, the department must submit a report
2 to the appropriate committees of the legislature with recommendations
3 on housing and program models, service arrays, and estimates of
4 operation costs.

5 (167) \$34,500,000 of the coronavirus state fiscal recovery fund—
6 federal appropriation is provided solely for a small business
7 innovation and competitiveness fund program to spur small business
8 recovery, startup, and growth, with a focus on initiatives that will
9 serve BIPOC entrepreneurs and small businesses located in
10 underserved, low-income, and rural areas.

11 (a) The department must competitively award grants to nonprofit
12 organizations that work with or provide assistance to small
13 businesses.

14 (b) Grant funding may be used for activities such as:

15 (i) Small business incubator programs;

16 (ii) Small business accelerator programs;

17 (iii) Local procurement initiatives;

18 (iv) Small business competitiveness programs focused on hiring
19 and retention;

20 (v) Improvements and repairs to physical workplaces, including in
21 response to public health guidelines or acts of vandalism; and

22 (vi) Other initiatives as determined by the department.

23 (c) The department may require applicants to provide a
24 description of how proposed initiatives will benefit small businesses
25 and entrepreneurs that are not members of the recipient organization,
26 if applicable.

27 (d) The department may encourage, but may not require, a local
28 one-to-one match of state funding awarded under the program.

29 (e) The department may establish regional targets or other
30 benchmarks to ensure equitable geographic distribution of funding. If
31 regional targets or benchmarks are adopted, the department must
32 assess and report to the legislature on the program's performance by
33 June 1, 2023.

34 (f) In developing the program, the department must consult with
35 economic development professionals and small business support
36 organizations. The department may consult with other interested
37 parties at its discretion.

38 (168) \$500,000 of the general fund—state appropriation for fiscal
39 year 2023 is provided solely for the department to contract for
40 technical assistance services for small businesses owned or operated

1 by members of historically disadvantaged populations located in
2 western Washington, with a focus on Black-owned small businesses. The
3 contract recipient must be a business in the arts, entertainment, and
4 media services sector based in the city of Federal Way and with
5 experience working with BIPOC communities. Technical assistance
6 includes but is not limited to services such as: Business and
7 intellectual property development; franchise development and
8 expansion; digital and social media marketing and brand development;
9 community outreach; opportunities to meet potential strategic
10 partners or corporate sponsors; executive workshops; networking
11 events; small business coaching; and start-up assistance.

12 (169) \$97,000 of the general fund—state appropriation for fiscal
13 year 2023 is provided solely for the department to examine actual and
14 potential school director compensation, including salaries, per diem
15 rates, expense reimbursements, and health care benefits for the
16 purpose of determining what changes in statute or practice, if any,
17 would be necessary to align provisions governing school director
18 compensation with those governing the compensation of other elected
19 officials with comparable duties and responsibilities.

20 (a) The examination required by this subsection, at a minimum,
21 must address:

22 (i) The duties and responsibilities of school directors and to
23 what extent those duties, and the factors relevant to their
24 completion, may have changed in the previous 10 years;

25 (ii) Demographic data about school district boards of directors
26 and the communities they represent for the purpose of understanding
27 the diversity of school district boards of directors and whether that
28 diversity reflects the communities they serve;

29 (iii) The significant variances in school district budgets,
30 student enrollments, tax bases, and revenues;

31 (iv) Options for periodically updating school director
32 compensation, including the frequency and timing of potential
33 compensation reviews, potential entities that may be qualified to
34 conduct the reviews, and considerations related to inflationary
35 indices or other measures that reflect cost-of-living changes; and

36 (v) Options for funding the actual and potential costs of school
37 director compensation, including salaries, per diem amounts, expense
38 reimbursements, and health care benefits.

39 (b) In completing the examination required by this subsection,
40 the department shall consult with interested parties, including the

1 office of the superintendent of public instruction, the Washington
2 state school directors' association, the Washington association of
3 school administrators, and educational service districts.

4 (c) The department shall, in accordance with RCW 43.01.036,
5 report its findings and recommendations to the governor, the
6 superintendent of public instruction, and the committees of the
7 legislature with jurisdiction over fiscal matters and K-12 education
8 by January 6, 2023.

9 (170) \$175,000 of the general fund—state appropriation for fiscal
10 year 2023 is provided solely for a grant to the south King fire and
11 rescue district located in south King county to implement a workforce
12 development initiative, with the goals of increasing recruitment and
13 retention of employees from south King county communities and
14 increasing the diversity of the district's workforce.

15 (171) \$500,000 of the general fund—state appropriation for fiscal
16 year 2023 is provided solely for the department to contract for a
17 diversity, equity, and inclusion initiative focused on youth sports
18 and other activities, with an emphasis on basketball. The contract
19 recipient must be a nongovernmental entity that serves as a resource
20 for professional, amateur, collegiate, and youth sports organizations
21 and venues in the greater Seattle region. Contract funding may be
22 used to provide engagement and support for Washington state youth
23 basketball organizations, with a focus on organizations in the Puget
24 Sound region, and to provide assistance for activities including
25 sport academies, youth leagues and sport camps, promotion of
26 community basketball events, scholarships, and an equity in sports
27 summit.

28 (172) \$400,000 of the general fund—state appropriation for fiscal
29 year 2022 and \$850,000 of the general fund—state appropriation for
30 fiscal year 2023 are provided solely for a grant to a nonprofit
31 organization located in the city of Seattle that provides legal
32 assistance and representation to survivors of sexual and gender-based
33 violence to expand their current services, including but not limited
34 to legal assistance and representation; technical assistance for
35 advocates, providers, and attorneys; community education and
36 trainings; and other legal support services. In providing services,
37 the grant recipient must protect the privacy, safety, and civil
38 rights of survivors and utilize trauma-informed practices and equity
39 principles.

1 (173) \$250,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for a contract for a small business
3 assistance program serving the city of Silverdale and central Kitsap
4 county. The contract recipient must be a nongovernmental organization
5 located in the city of Silverdale whose primary focus is the economic
6 development of the city of Silverdale and central Kitsap county. The
7 contract funding must be used to provide financial assistance in the
8 form of grants or loans and other entrepreneurship opportunities for
9 small businesses that have experienced a loss of business income or
10 activity or have been otherwise economically disadvantaged during the
11 COVID-19 pandemic. The contract recipient must conduct targeted
12 outreach and education to ensure small businesses owned by members of
13 historically marginalized communities are aware of business
14 assistance opportunities available through the program.

15 (174) \$300,000 of the general fund—state appropriation for fiscal
16 year 2023 is provided solely for a grant to a nonprofit organization
17 for activities that will improve access to child care in southwest
18 Washington, including but not limited to activities to begin using a
19 shared services model for regional child care providers, and to
20 convene a short-term work group on expanding child care access and
21 affordability in the region. The grant recipient must be a nonprofit
22 organization located in the city of Vancouver that is the lead
23 organization in a collaborative partnership to expand child care
24 capacity in southwest Washington.

25 (175) \$135,000 of the general fund—state appropriation for fiscal
26 year 2023 is provided solely for a grant to a nonprofit organization
27 to provide sexual assault prevention programming to middle and high
28 schools in the Tacoma school district. The grant recipient must be a
29 nonprofit organization serving the city of Tacoma that provides
30 education, intervention, and social advocacy programs for victims of
31 sexual assault, domestic violence, human trafficking, and other forms
32 of abuse.

33 (176) \$80,000 of the coronavirus state fiscal recovery fund—
34 federal appropriation is provided solely for a grant to a nonprofit
35 organization for information technology needs, including, but not
36 limited to, hardware, software, and other subscriptions, so that the
37 recipient may continue and expand services to address poverty. The
38 grant recipient must be a nonprofit organization that works with
39 public, private, and nonprofit partners to address poverty in

1 Snohomish county, with a focus on serving families with young
2 children.

3 (177) \$5,410,000 of the general fund—state appropriation for
4 fiscal year 2023 is provided solely for implementation of Engrossed
5 Second Substitute House Bill No. 1099 (comprehensive planning).
6 Amounts provided in this subsection include funding sufficient for
7 local governments that are subject to the requirements of that bill
8 to implement the bill. If the bill is not enacted by June 30, 2022,
9 the amount provided in this subsection shall lapse.

10 (178) \$27,000,000 of the general fund—state appropriation for
11 fiscal year 2023 is provided solely for the landlord mitigation
12 program created in RCW 43.31.605(1). Of the amount provided in this
13 subsection, \$2,000,000 of the general fund—state appropriation for
14 fiscal year 2023 is for program claims made pursuant to Substitute
15 House Bill No. 1593 (landlord mitigation/victims).

16 (179) \$1,161,000 of the general fund—state appropriation for
17 fiscal year 2023 is provided solely for implementation of Substitute
18 House Bill No. 1571 (indigenous persons/services). Of the amount
19 provided in this subsection, \$1,000,000 of the general fund—state
20 appropriation for fiscal year 2023 is provided solely for grants
21 awarded under Substitute House Bill No. 1571. If the bill is not
22 enacted by June 30, 2022, the amount provided in this subsection
23 shall lapse.

24 (180) \$500,000 of the general fund—state appropriation for fiscal
25 year 2023 is provided solely for implementation of Engrossed
26 Substitute House Bill No. 1629 (aerial imaging technology). If the
27 bill is not enacted by June 30, 2022, the amount provided in this
28 subsection shall lapse.

29 (181) \$486,000 of the general fund—state appropriation for fiscal
30 year 2023 is provided solely for implementation of Substitute House
31 Bill No. 1717 (tribal participation). If the bill is not enacted by
32 June 30, 2022, the amount provided in this subsection shall lapse.

33 (182) \$953,000 of the general fund—state appropriation for fiscal
34 year 2023 is provided solely for implementation of Engrossed Second
35 Substitute House Bill No. 1723 (telecommunications access). If the
36 bill is not enacted by June 30, 2022, the amount provided in this
37 subsection shall lapse.

38 (183) \$155,000 of the general fund—state appropriation for fiscal
39 year 2023 is provided solely for implementation of Substitute House

1 Bill No. 1724 (supportive housing resources). If the bill is not
2 enacted by June 30, 2022, the amount provided in this subsection
3 shall lapse.

4 (184) (a) \$7,790,000 of the apple health and homes account—state
5 appropriation is provided solely for implementation of Engrossed
6 Substitute House Bill No. 1866 (supportive housing). If the bill is
7 not enacted by June 30, 2022, the amount provided in this subsection
8 shall lapse.

9 (b) Of the amount provided in this subsection, \$6,500,000 of the
10 apple health and homes account—state appropriation is provided solely
11 for permanent supportive housing services including operations,
12 maintenance, and service costs of permanent supportive housing units;
13 project-based vouchers; rental subsidies; and provider grants. These
14 funds shall not be used for costs that are eligible for coverage
15 through the foundational community supports program established
16 pursuant to the health care authority's federal medicaid
17 transformation project waiver.

18 (185) \$4,434,000 of the general fund—state appropriation for
19 fiscal year 2023 is provided solely for implementation of Second
20 Substitute House Bill No. 1905 (homelessness/youth discharge). If the
21 bill is not enacted by June 30, 2022, the amount provided in this
22 subsection shall lapse. Of the amount provided in this subsection:

23 (a) \$1,600,000 of the general fund—state appropriation for fiscal
24 year 2023 is provided solely for flexible funding administered by the
25 office of homeless youth to support persons under the age of 25
26 exiting publicly funded systems of care that need discrete support or
27 funding to secure safe housing;

28 (b) \$625,000 of the general fund—state appropriation for fiscal
29 year 2023 is provided solely for grants to counties to administer
30 housing stability for youth in crisis programs; and

31 (c) \$2,018,000 of the general fund—state appropriation for fiscal
32 year 2023 is provided solely for system of care grants. Of this
33 amount, \$500,000 of the general fund—state appropriation for fiscal
34 year 2023 is provided solely for grants to assist young adults
35 discharging from inpatient behavioral health treatment facilities to
36 obtain housing.

37 (186) (a) \$20,000,000 of the coronavirus state fiscal recovery
38 fund—federal appropriation is provided solely for a small business
39 disaster recovery financial assistance program to provide resources

1 to small businesses that have sustained physical damage or economic
2 loss due to a natural or other comparable disaster.

3 (b) The department may provide financial assistance in the form
4 of grants to eligible businesses. Grant funds may be used for
5 payroll, utilities and rent, marketing and advertising, building
6 improvements or repairs, replacing damaged inventory and equipment,
7 and other operations and business expenses.

8 (c) A business is eligible to apply for financial assistance
9 through the program if they provide documentation to the department
10 of:

11 (i) Annual gross receipts of \$5,000,000 or less; and

12 (ii) A reduction in business income or activity as a result of a
13 natural disaster such as a flood, earthquake, or wildfire, or a
14 comparable disaster such as major utility disruptions resulting in
15 property damage or prolonged outages.

16 (d) A department must provide assistance to an eligible business
17 within three months of receiving an application.

18 (e) The department must coordinate with local economic
19 development entities in conducting outreach to small businesses in
20 order to increase awareness and understanding of the program.

21 (f) Of the amounts provided in this subsection, \$10,000,000 of
22 the coronavirus state fiscal recovery fund—federal appropriation is
23 provided solely for financial assistance for eligible businesses
24 located in northwest Washington.

25 (187) \$214,000 of the general fund—state appropriation for fiscal
26 year 2023 is provided solely for implementation of Engrossed Second
27 Substitute House Bill No. 1015 (equitable access to credit). If the
28 bill is not enacted by June 30, 2022, the amount provided in this
29 subsection shall lapse.

30 (188) (a) \$950,000 of the apple health and homes account—state
31 appropriation is provided solely for a grant to a nonprofit
32 organization for an initiative to advance supportive housing
33 projects, including those funded through the apple health and homes
34 program created in Engrossed Substitute House Bill No. 1866
35 (supportive housing). The department is directed to extend the
36 contract of the grantee of the 2021 request for qualifications and
37 quotations advancing affordable housing and education centers due to
38 the recipient's national experience with programs to sustain and
39 rapidly expand housing for persons experiencing homelessness or at

1 risk of homelessness, and who are, thereby, inherently impacted by
2 COVID-19.

3 (b) The grant recipient must use the funding to:

4 (i) Partner with state, regional, and local public entities,
5 nonprofit housing developers, and service providers to develop a
6 broad range of housing types for supportive housing;

7 (ii) Provide technical assistance on the constructive alignment
8 of yet-to-be-secured state or local capital funds, and other
9 services, for the construction, acquisition, refurbishment,
10 redevelopment, master leasing of properties for noncongregate
11 housing, or conversion of units from nonresidential to residential,
12 of dwelling units for supportive housing;

13 (iii) Analyze the suitability of properties and sites, including
14 existing buildings for supportive housing, through completing due
15 diligence, conceptual design, and financial analysis activities,
16 applying and implementing an equity lens in site selection, program
17 planning, development, and operations;

18 (iv) Advise and collaborate with the office of health and homes
19 to prepare projects for capital funding;

20 (v) Advise on supportive housing best practices;

21 (vi) Advise on service delivery for vulnerable populations;

22 (vii) Advise on local community engagement, especially with
23 populations with lived experience of homelessness; and

24 (viii) Subcontract for specialized predevelopment services as
25 needed.

26 (189) \$7,500,000 of the general fund—state appropriation for
27 fiscal year 2023 is provided solely for the department to administer
28 grants to eligible cities for actions relating to adopting ordinances
29 that would authorize middle housing types on at least 30 percent of
30 lots currently zoned as single family residential.

31 (a) For the purposes of this subsection, a city is eligible to
32 receive a grant if:

33 (i) The city is required to plan under RCW 36.70A.040; and

34 (ii) The city is required to take action on or before June 30,
35 2024, to review and, if needed, revise its comprehensive plan and
36 development regulations pursuant to RCW 36.70A.130(5)(a).

37 (b) Grant recipients must use grant funding for costs to conduct
38 at least three of the following activities:

39 (i) Analyzing comprehensive plan policies and municipal code to
40 determine the extent of amendments required to meet the goal of

1 authorizing middle housing types on at least 30 percent of lots
2 currently zoned as single family residential;

3 (ii) Preparing informational material for the public;

4 (iii) Conducting outreach, including with the assistance of
5 community-based organizations, to inform and solicit feedback from a
6 representative group of renters and owner-occupied households in
7 residential neighborhoods, and from for-profit and nonprofit
8 residential developers;

9 (iv) Drafting proposed amendments to zoning ordinances for
10 consideration by the city planning commission and city council;

11 (v) Holding city planning commission public hearings;

12 (vi) Publicizing and presenting the city planning commission's
13 recommendations to the city council; and

14 (vii) Holding city council public hearings on the planning
15 commission's recommendations.

16 (c) Before updating their zoning ordinances, a city must use a
17 racial equity analysis and establish antidisplacement policies as
18 required under RCW 36.70A.070(2)(e) through (h) to ensure there will
19 be no net displacement of very low, low, or moderate-income
20 households, as defined in RCW 43.63A.510, or individuals from racial,
21 ethnic, and religious communities which have been subject to
22 discriminatory housing policies in the past.

23 (d) The department shall prioritize applicants who:

24 (i) Aim to authorize middle housing types in the greatest
25 proportion of zones; and

26 (ii) Subcontract with multiple community-based organizations that
27 represent different vulnerable populations in overburdened
28 communities, as defined in RCW 70A.02.010, that have traditionally
29 been disparately impacted by planning and zoning policies and
30 practices, to engage in eligible activities as described in (b) of
31 this subsection.

32 (e) For the purposes of this subsection, "middle housing types"
33 include duplexes, triplexes, fourplexes, fiveplexes, sixplexes,
34 townhouses, courtyard apartments, cottage housing, and stacked flats.

35 (190)(a) \$1,000,000 of the general fund—state appropriation for
36 fiscal year 2023 is provided solely for the department to administer
37 an energy efficient housing pilot program with the goal of reducing
38 energy consumption and related expenses for low-income agricultural
39 workers in the Yakima valley. Funding must be distributed in the form
40 of grants to community-based organizations, with priority given to

1 organizations with a proven track record of assisting agricultural
2 workers.

3 (b) Grant recipients may use the funds awarded under (a) of this
4 subsection to conduct the following activities for eligible housing:

5 (i) Install photovoltaic solar panel systems, solar water heating
6 systems, and battery backups;

7 (ii) Replace energy inefficient appliances with energy star
8 certified appliances;

9 (iii) Replace existing lighting with light emitting diode
10 lighting; and

11 (iv) Conduct weatherization of homes and other residences.

12 (c) Eligible housing includes:

13 (i) Homes owned and occupied by agricultural workers; and

14 (ii) Homes, apartments, and other residential facilities
15 providing rental housing to agricultural workers, provided that the
16 owners of the facilities pass the savings in energy costs to
17 agricultural worker tenants and commit to the use of the facilities
18 as agricultural worker housing for 15 years as a condition of
19 accepting assistance as described in (b) of this subsection.

20 (d) For the purposes of this subsection, "agricultural workers"
21 means workers on farms and workers performing packing or processing
22 work of agricultural products. "Agricultural workers" does not mean
23 the owners of agricultural enterprises.

24 (191) (a) \$500,000 of the general fund—state appropriation for
25 fiscal year 2023 is provided solely for a contract with a community-
26 based nonprofit organization located in the Yakima valley to develop
27 a community consortium for the purpose of developing and implementing
28 strategies for the prevention of gang violence in Yakima county.

29 (b) The consortium must include representation from community-
30 based organizations, gang-involved youth, law enforcement agencies,
31 and state agencies involved in juvenile justice.

32 (c) The consortium must develop after-school activities such as
33 counseling, tutoring, and computer literacy for gang-involved youth,
34 in conjunction with local school districts.

35 (d) The consortium must, in conjunction with a public radio
36 station, conduct a Spanish-language public radio media outreach
37 campaign with the aim of linking gang-involved youth with employment,
38 educational, and training opportunities. In conducting the outreach
39 campaign, the consortium may work with schools, grassroots

1 organizations, faith-based groups, law enforcement, families, and
2 juvenile justice agencies.

3 (e) In developing its outreach and intervention activities, the
4 consortium may facilitate workshops and conferences, either in person
5 or virtual, with educators, parents, and youth.

6 (f) By June 30, 2023, the department must provide a report to the
7 appropriate committees of the legislature. The report must include:

8 (i) A description of the gang violence prevention programs
9 conducted by the consortium and how they were implemented;

10 (ii) A description of any virtual community events, workshops,
11 and conferences held; and

12 (iii) The number of individuals who participated in or received
13 services through the programs conducted by the consortium, including
14 any relevant demographic data for those individuals.

15 (192) (a) \$5,000,000 of the general fund—state appropriation for
16 fiscal year 2023 is provided solely for the department to administer
17 grants to strengthen family resource center services and increase
18 capacity statewide. Grant funding may be used: For an organization to
19 provide new services in order to meet the statutory requirements of a
20 family resource center, as defined in RCW 43.216.010; to increase
21 capacity or enhance service provision at current family resource
22 centers, including but not limited to direct staffing and
23 administrative costs; and to conduct data collection, evaluation, and
24 continuous quality improvement activities. The department may award
25 an amount from \$30,000 up to \$200,000 per grant recipient.

26 (b) Eligible applicants for a grant under (a) of this subsection
27 include current family resource centers, as defined in RCW
28 43.330.010, or organizations in the process of becoming qualified as
29 family resource centers. Applicants must affirm their ability and
30 willingness to serve all families requesting services in order to
31 receive a grant. Applicants must currently be or agree to become a
32 member of a statewide family resource center network during the grant
33 award period in order to receive a grant.

34 (c) The department must co-convene an advisory group with the
35 department of children, youth, and families that includes
36 representatives from family resource centers; parents, caregivers,
37 and individuals who have used family resource center services; and
38 other stakeholders as determined by the department. The department
39 must develop application guidelines and award funding to eligible
40 applicants in consultation with the department of children, youth,

1 and families and the advisory group. Advisory group members
2 representing family resource centers or other organizations that
3 apply for grant funding may not participate in the process of
4 determining grant award recipients.

5 (d) In distributing grant funding, the department must, to the
6 extent it is practicable, award 75 percent of funding to
7 organizations located west of the crest of the Cascade mountains, and
8 25 percent of funding to organizations located east of the crest of
9 the Cascade mountains.

10 (e) By July 1, 2023, grant recipients must submit a report to the
11 department on the use of grant funding, including but not limited to
12 progress in attaining status as a family resource center, if
13 applicable; the number and type of services offered to families;
14 demographic and income data for families served; and family
15 postservice outcomes. By September 1, 2023, the department must
16 submit a report to the legislature on topics including but not
17 limited to the grant application process; needs identified by family
18 resource centers; and use of funds by grant recipients.

19 (193) (a) \$2,800,000 of the general fund—state appropriation for
20 fiscal year 2023 is provided solely for the office of firearm safety
21 and violence prevention for a healthy youth and violence prevention
22 initiative with the goal of preventing violence, decreasing
23 engagement with the juvenile justice system, and encouraging health
24 and well-being for youth and young adults ages 12 to 24. As part of
25 the initiative, the office must partner with community-based
26 organizations to serve as regional coordinators who will:

27 (i) Connect youth and young adults ages 12 to 24 who are most
28 vulnerable to violence with programs that provide services including,
29 but not limited to, street outreach, youth employment and
30 preapprenticeship programs, case management, behavioral health
31 services, and other services as appropriate; and

32 (ii) Assist local governments, service providers, and nonprofit
33 organizations in accessing and leveraging federal, state, and local
34 funding for violence prevention and related services.

35 (b) In developing the healthy youth and violence prevention
36 initiative, the office must consult with interested parties including
37 members of the legislature, community members with expertise in
38 public health strategies to address youth violence, and people
39 impacted by youth and young adult violence.

40 (c) Of the amount provided in this subsection:

1 (i) \$2,000,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for a grant for a demonstration program
3 serving south King county. The grant recipient must be a nonprofit
4 health system currently administering a violence prevention
5 initiative in King and Pierce counties. The grant recipient may
6 subgrant or subcontract funds to programs providing services as
7 described in (a) (i) of this subsection.

8 (ii) \$600,000 of the general fund—state appropriation for fiscal
9 year 2023 is provided solely for planning grants for future programs
10 serving Pierce county, Yakima county, and the city of Vancouver.
11 Grant recipients must be community-based nonprofit organizations.

12 (iii) \$200,000 of the general fund—state appropriation for fiscal
13 year 2023 is provided solely for the office to develop a database and
14 reporting system for regional coordinators to report program outcomes
15 for service providers receiving grants or subgrants through the
16 initiative. The database must be accessible to and utilized by all
17 organizations serving as regional coordinators. In developing the
18 database fields, the office must, to the extent it is feasible, use
19 categories identified as part of the developmental assets framework
20 developed by the Search Institute.

21 (194) (a) \$25,000 of the general fund—state appropriation for
22 fiscal year 2022 and \$225,000 of the general fund—state appropriation
23 for fiscal year 2023 are provided solely for the department to
24 conduct an evaluation of the costs for cities and counties to review
25 and revise their comprehensive plans to ensure compliance with
26 chapter 36.70A RCW. The evaluation must include, at a minimum, the
27 costs for each general jurisdiction size and type, and the costs to
28 complete various types of planning requirements, including:

- 29 (i) Meeting the requirements of a new goal in RCW 36.70A.020;
30 (ii) Meeting the requirements of a new comprehensive plan element
31 in RCW 36.70A.070;
32 (iii) Updating a critical areas ordinance;
33 (iv) Updating a shoreline master program ordinance;
34 (v) Making a minor update of a comprehensive plan element;
35 (vi) Making a complex update of a comprehensive plan element;
36 (vii) Updating a development regulation; and
37 (viii) Implementing a new development regulation.

1 (b) The department must consult with the Washington state
2 association of counties and the association of Washington cities in
3 conducting the evaluation.

4 (c) The department must submit a report of the results of the
5 evaluation to the legislature by December 1, 2022.

6 (195) \$2,000,000 of the general fund—state appropriation for
7 fiscal year 2023 is provided solely for the department to provide
8 support to a public-private partnership that leverages private sector
9 leadership and is composed of multiple interests, including public
10 and private project developers, manufacturers and end users, research
11 institutions, academia, government, and communities around the state,
12 to develop and submit a competitive application for the federal
13 department of energy regional clean hydrogen hubs grant. The
14 application must focus on the sectors of the economy that are hardest
15 to decarbonize, including industry, heavy transportation, maritime,
16 and aviation.

17 (196) \$3,335,000 of the general fund—state appropriation for
18 fiscal year 2022 and \$2,223,000 of the general fund—state
19 appropriation for fiscal year 2023 are provided solely for grants to
20 counties to stabilize newly arriving refugees from the 2022 Ukraine-
21 Russia conflict.

22 (197) \$50,000,000 of the general fund—state appropriation for
23 fiscal year 2023 is provided solely for digital equity and broadband
24 access programs. Programs funded under this subsection may include
25 programs to fulfill the recommendations of the Washington digital
26 equity forum; programs to conduct activities identified by the
27 statewide broadband office when developing the digital equity plan
28 required as part of the state digital equity capacity grant program
29 created in P.L. 117-58; and programs to increase broadband access for
30 low-income and rural communities, including through low-orbit
31 satellite broadband networks.

32 (198) (a) \$25,000,000 of the electric vehicle incentive account—
33 state appropriation is provided solely for the department to
34 implement programs and incentives that promote the purchase of or
35 conversion to alternative fuel vehicles. The department must work
36 with the interagency electric vehicle coordinating council created in
37 Engrossed Substitute Senate Bill No. 5974 (transportation resources)
38 to develop and implement alternative fuel vehicle programs and
39 incentives.

1 (b) In developing and implementing programs and incentives under
2 this subsection, the department must prioritize programs and
3 incentives that:

4 (i) Will serve individuals living in an overburdened community,
5 as defined in RCW 70A.02.010;

6 (ii) Will serve individuals who are in greatest need of this
7 assistance in order to reduce the carbon emissions and other
8 environmental impacts of their current mode of transportation in the
9 overburdened community in which they live; and

10 (iii) Will serve low-income communities, communities with the
11 greatest health disparities, and communities of color that are most
12 likely to receive the greatest health benefits from the programs
13 through a reduction in greenhouse gas emissions and other pollutants
14 that will result in improved groundwater and stormwater quality,
15 improved air quality, and reductions in noise pollution.

16 (199) \$100,000,000 of the coronavirus state fiscal recovery fund—
17 federal appropriation is provided solely for grants for public and
18 private water, sewer, garbage, electric, and natural gas utilities to
19 address low-income customer arrearages compounded by the COVID-19
20 pandemic and the related economic downturn that were accrued between
21 March 1, 2020, and December 31, 2021.

22 (a) By May 27, 2022, each utility that wishes to participate,
23 must opt-in to the grant program by providing the department the
24 following information:

25 (i) Current arrearage balances for residential customers as of
26 March 31, 2022; and

27 (ii) Available information on arrearage balances of low-income
28 customers, including customers who received assistance from the low-
29 income home energy assistance program, low-income water assistance
30 program, or ratepayer-funded assistance programs between April 1,
31 2020, and March 31, 2022, as of March 31, 2022. If a utility does not
32 have access to information regarding customer participation in these
33 programs, the department must distribute funding to the community
34 action program serving the same service area as the utility instead
35 of the utility.

36 (b) In determining the amount of funding each utility may
37 receive, the department must consider:

38 (i) Each participating utility's proportion of the aggregate
39 amount of arrearages among all participating utilities;

1 (ii) Utility service areas that are situated in locations
2 experiencing disproportionate environmental health disparities;

3 (iii) American community survey poverty data; and

4 (iv) Whether the utility has leveraged other fund sources to
5 reduce customer arrearages.

6 (c) The department may retain up to one percent of the funding
7 provided in this subsection to administer the program.

8 (d) Each utility shall disburse funds directly to customer
9 accounts by December 31, 2022. Funding shall only be distributed to
10 customers that have participated in the low-income home energy
11 assistance program, low-income water assistance program, or
12 ratepayer-funded assistance programs.

13 (e) Utilities may, but are not required to, work with other
14 utilities or use community action agencies to administer these funds
15 following the eligibility criteria for the low-income home energy
16 assistance program and the low-income household water assistance
17 program.

18 (f) By March 1, 2023, each utility who opted into the grant
19 program must report to the department, utilities and transportation
20 commission, and state auditor on how the funds were utilized and how
21 many customers were supported.

22 (g) Utilities may account for and recover in rates administrative
23 costs associated with the disbursement of funds provided in this
24 subsection.

25 (200) \$4,092,000 of the general fund—state appropriation for
26 fiscal year 2023 is provided solely for implementation of Senate Bill
27 No. 5566 (independent youth housing). If the bill is not enacted by
28 June 30, 2022, the amount provided in this subsection shall lapse.

29 (201) \$7,300,000 of the general fund—state appropriation for
30 fiscal year 2023 is provided solely to increase funding for the
31 community services block grant program. Distribution of these funds
32 to community action agencies shall prioritize racial equity and
33 undoing inequity from historic underinvestment in Black, indigenous,
34 and people of color and rural communities.

35 (202) \$1,124,000 of the general fund—state appropriation for
36 fiscal year 2023 is provided solely for a grant to expand health care
37 access points with increased services from the Tubman center for
38 health and freedom to address disparate health outcomes of Black
39 Washingtonians.

1 (203) \$3,335,000 of the general fund—state appropriation for
2 fiscal year 2022 and \$2,223,000 of the general fund—state
3 appropriation for fiscal year 2023 are provided solely for a grant to
4 Snohomish county to stabilize newly arriving refugees from the 2021
5 Afghanistan conflict.

6 (204) \$300,000 of the general fund—state appropriation for fiscal
7 year 2022 and \$300,000 of the general fund—state appropriation for
8 fiscal year 2023 are provided solely for a grant to a peer-led
9 community and hospitality space located in south King county to
10 expand services for women engaging in the sex trade.

11 (205) \$125,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$125,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for a grant to a nonprofit
14 organization to develop a K-12 school building ventilation technical
15 assistance, outreach, and education program. The grant recipient must
16 be located in a city with a population of more than 700,000 and must
17 have experience administering a statewide technical assistance,
18 outreach, and education program for building operators.

19 (206) \$500,000 of the general fund—state appropriation for fiscal
20 year 2022 is provided solely for a grant to a Tacoma-based nonprofit
21 dental clinic with a location in unincorporated Pierce county to
22 continue to provide dental services to low-income youth.

23 (207) \$120,000 of the general fund—state appropriation for fiscal
24 year 2023 is provided solely for a grant to a nonprofit resource
25 center in King county that provides sexual assault advocacy services,
26 therapy services, and prevention and outreach to begin a three-year,
27 multigrade sexual violence prevention program in the Renton school
28 district.

29 (208) \$350,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$150,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely for a grant to a Tacoma-based
32 nonprofit multicultural center to support the operations of food bank
33 networks and to be reimbursed for equipment purchased for
34 preventative maintenance on food bank network buildings.

35 (209) \$500,000 of the general fund—state appropriation for fiscal
36 year 2022 is provided solely for a grant to a Kent-based, community-
37 based nonprofit organization that serves culturally and
38 linguistically diverse families of persons with developmental and
39 intellectual disabilities for predevelopment funds to accelerate the

1 production of new affordable housing and a multicultural community
2 center.

3 (210) \$400,000 of the general fund—state appropriation for fiscal
4 year 2023 is provided solely for a grant to a Tacoma-based business
5 center that supports women and minority-owned businesses to expand
6 outreach in underserved communities, providing targeted assistance
7 where needed. Funding may also be used to collaborate the department,
8 the Washington economic development association, and others to
9 develop a more effective and efficient service delivery system for
10 Washington's women and minority-owned small businesses.

11 (211) \$1,000,000 of the general fund—state appropriation for
12 fiscal year 2023 is provided solely for a grant to a business center
13 that provides confidential, no-cost, one-on-one, client-centered
14 assistance to small businesses to expand outreach in underserved
15 communities, especially Black, indigenous, and people of color-owned
16 businesses, providing targeted assistance where needed. Funding may
17 also be used to collaborate the department, the Washington economic
18 development association, and others to develop a more effective and
19 efficient service delivery system for Washington's women and
20 minority-owned small businesses.

21 (212) \$200,000 of the general fund—state appropriation for fiscal
22 year 2023 is provided solely for the office of homeless youth
23 prevention and protection programs to colead a prevention work group
24 with the department of children, youth, and families. The work group
25 must focus on preventing youth and young adult homelessness and other
26 related negative outcomes. The work group shall consist of members
27 representing the department of social and health services, the
28 employment security department, the health care authority, the office
29 of the superintendent of public instruction, the Washington student
30 achievement council, the interagency work group on homelessness,
31 community-based organizations, and young people and families with
32 lived experience of housing instability, child welfare involvement,
33 justice system involvement, or inpatient behavioral health
34 involvement.

35 (a) The work group shall help guide implementation of:

36 (i) The state's strategic plan on prevention of youth
37 homelessness;

38 (ii) Chapter 157, Laws of 2018 (SSB 6560);

39 (iii) Chapter 312, Laws of 2019 (E2SSB 5290);

1 (iv) Efforts to reform family reconciliation services; and
2 (v) Other state initiatives addressing the prevention of youth
3 homelessness.

4 (b) The office of homeless youth prevention and protection
5 programs must use the amounts provided in this subsection to contract
6 with a community-based organization to support the involvement with
7 the work group of young people and families with lived experience of
8 housing instability, child welfare involvement, justice system
9 involvement, or inpatient behavioral health involvement. The
10 community-based organization must serve and be substantially governed
11 by marginalized populations. The amounts provided in this subsection
12 must supplement private funding to support the work group.

13 (213) \$1,000,000 of the general fund—state appropriation for
14 fiscal year 2023 is provided solely for a grant to a maritime
15 education nonprofit that will support outreach, recruitment, and
16 maritime educational experiences at the new maritime high school in
17 the highline public school district including developing mentorship
18 and internship programs. Funds may be used to support the school's
19 growth to full enrollment of 400 students, to pursue enrollment that
20 reflects the diversity of the district, to aid recruitment activities
21 that will include partnering with regional middle schools including
22 hands-on learning experiences on vessels, and to support curriculum
23 that gives students STEM skills and pathways to maritime careers,
24 including in the sciences, vessel operations and design, and marine
25 construction.

26 (214) \$200,000 of the general fund—state appropriation for fiscal
27 year 2023 is provided solely to strengthen capacity of the keep
28 Washington working act work group established in RCW 43.330.510.

29 (215) \$250,000 of the general fund—state appropriation for fiscal
30 year 2022 is provided solely for the transportation demand management
31 program at the canyon park subarea in the city of Bothell.

32 (216) \$300,000 of the general fund—state appropriation for fiscal
33 year 2023 is provided solely for the department to report how the
34 department will collect demographic and geographic information from
35 organizations who receive direct or indirect grants from the
36 department.

37 (a) The department may contract to complete the report. The
38 department must collaborate with the one Washington enterprise
39 resource planning team to determine what demographic and geographic

1 data elements would be consistent with data elements in the extended
2 financials and procurement phase of one Washington.

3 (b) The report must also include accurate cost and time estimates
4 needed to collect the demographic and geographic information from
5 department grantees and their subgrantees. The department must
6 consult with the office of equity to ensure that demographic tracking
7 information can be used to help create an accurate definition of "by
8 and for organizations." The department must report to the legislature
9 by June 30, 2023. The report must include, but is not limited to, the
10 following information:

11 (i) The cost and time required for the department to revise
12 current grant agreements to collect demographic and geographic data;

13 (ii) The cost and time required for the department to incorporate
14 the collection of demographic and geographic data into future grant
15 agreements;

16 (iii) The cost and time required for the department to align
17 demographic and geographic data points to the one Washington program
18 to serve as a data collection system and repository of demographic
19 and geographic data on all department grant agreements;

20 (iv) In addition to the one Washington program, an analysis of
21 other information technology systems that can serve as a unified
22 single data collection system and repository for demographic and
23 geographic data on all department grant agreements. This analysis
24 should compare and contrast the efficiency and effectiveness of each
25 system with the capabilities, cost, and timeliness of using the one
26 Washington program for this purpose; and

27 (v) Recommendations on grants that should be excluded from the
28 responsibility to collect demographic and geographic data.

29 (217) \$88,000 of the general fund—state appropriation for fiscal
30 year 2023 is provided solely for a grant to a Seattle-based nonprofit
31 that teaches math using hands-on learning experiences and
32 collaborates with community partners to create equity-based,
33 culturally relevant math education opportunities.

34 (218) \$20,000,000 of the coronavirus state fiscal recovery fund—
35 federal appropriation is provided solely for the department to
36 provide a grant to a public facility district created under chapter
37 36.100 RCW that can document losses of more than \$200,000,000 in
38 cumulative anticipated tax, event, and marketing revenues in 2020,
39 2021, and 2022, including lost revenue due to cancellations or a
40 reduction of participants in conventions that would have been hosted

1 in Washington state, less grants or loans from federal and state
2 government programs. Eligible public facilities districts may receive
3 a maximum \$20,000,000 grant. Public facility districts must provide
4 the department with financial records that document the lost revenue
5 to be eligible to receive a grant.

6 (219) \$7,500,000 of the general fund—state appropriation for
7 fiscal year 2023 is provided solely to increase existing grantee
8 contracts providing rental or housing subsidy and services for
9 eligible tenants in housing and homeless programs. The department
10 will work with stakeholders and grantees to increase current
11 contracts and distribute funds to account for increases in housing
12 and services costs across the state.

13 (220) (a) \$200,000 of the general fund—state appropriation for
14 fiscal year 2023 is provided solely for the department to conduct a
15 cost-benefit analysis on the use of agrivoltaic and green roof
16 systems on projected new buildings with a floor area of 10,000 square
17 feet or larger to be developed over the next 20 years in communities
18 of 50,000 or greater. The department shall consult with the
19 department of ecology, private sector representatives, and an
20 organization that has experience conducting cost-benefit analyses on
21 green roofing. The cost-benefit analysis must include:

22 (i) The impact of widespread green and agrivoltaic roof
23 installation on stormwater runoff and water treatment facilities in
24 communities with a population of greater than 50,000;

25 (ii) Potential water quality and peak flow benefits of widespread
26 green and agrivoltaic roof installation;

27 (iii) Public health impacts;

28 (iv) Air quality impacts;

29 (v) Reductions in fossil fuel use for buildings with agrivoltaic
30 systems;

31 (vi) Energy efficiency of buildings with agrivoltaic systems;

32 (vii) Job creation; and

33 (viii) Agrivoltaic installation and maintenance costs.

34 (b) The department shall submit the report to the energy policy
35 and fiscal committees of the legislature by June 30, 2023, that
36 includes, but is not limited to:

37 (i) The results of the cost-benefit analysis in (a) of this
38 subsection;

39 (ii) Recommendations on how agrivoltaic and green roofs can be
40 integrated into new and existing building code requirements related

1 to stormwater codes, energy codes, and the transition away from
2 natural gas;

3 (iii) An examination of existing programs at the city and county
4 level in Washington state;

5 (iv) A description of the policy components and framework for
6 green and agrivoltaic roof policies and related incentive programs;
7 and

8 (v) Incentive recommendations for building owners who cover more
9 than 50 percent of the roof surface with a green or agrivoltaic roof.

10 (221) \$300,000 of the general fund—state appropriation for fiscal
11 year 2023 is provided solely for a grant to a community-based
12 organization in Whatcom county for a program that connects local food
13 producers with retail and wholesale consumers.

14 (222) \$60,000 of the general fund—state appropriation for fiscal
15 year 2023 is provided solely for a grant to Yakima county to contract
16 with a Yakima-based nonprofit organization to complete the planning
17 and development of a community wildfire protection plan.

18 (223) \$1,091,000 of the general fund—state appropriation for
19 fiscal year 2023 is provided solely for implementation of Substitute
20 Senate Bill No. 5910 (hydrogen). If the bill is not enacted by June
21 30, 2022, the amount provided in this subsection shall lapse.

22 (224) \$1,637,000 of the general fund—state appropriation for
23 fiscal year 2023 is provided solely for implementation of Substitute
24 Senate Bill No. 5722 (greenhouse gases/buildings). If the bill is not
25 enacted by June 30, 2022, the amount provided in this subsection
26 shall lapse.

27 (225) \$8,500,000 of the general fund—state appropriation for
28 fiscal year 2023 is provided solely to build a mapping and
29 forecasting tool that provides locations and information on charging
30 and refueling infrastructure as required in chapter 300, Laws of
31 2021. The department shall collaborate with the interagency electric
32 vehicle coordinating council established in Engrossed Substitute
33 Senate Bill No. 5974 (transportation resources) when developing the
34 tool and must work to meet benchmarks established in Engrossed
35 Substitute Senate Bill No. 5974 (transportation resources).

36 (226) \$69,000,000 of the general fund—state appropriation for
37 fiscal year 2023 is provided solely for a grant program for the
38 development of electric vehicle charging infrastructure in rural

1 areas, office buildings, multifamily housing, ports, schools and
2 school districts, and state and local government offices.

3 (a) Grants in this subsection are provided solely for projects
4 that provide a benefit to the public through development,
5 demonstration, and deployment of clean energy technologies that save
6 energy and reduce energy costs, reduce harmful air emissions, or
7 increase energy independence for the state.

8 (b) Projects that receive funds under this subsection must be
9 implemented by local governments, federally recognized tribal
10 governments, or by public and private electrical utilities that serve
11 retail customers in the state. Grant funding must be used for level 2
12 or higher charging infrastructure.

13 (c) The department must give preference to projects that provide
14 level 3 or higher charging infrastructure.

15 (d) The department of commerce must coordinate with other
16 electrification programs, including projects the department of
17 transportation is developing, to determine the most effective
18 distribution of the systems. The department must also collaborate
19 with the interagency electric vehicle coordinating council
20 established in Engrossed Substitute Senate Bill No. 5974
21 (transportation resources) to implement this subsection and must work
22 to meet benchmarks established in Engrossed Substitute Senate Bill
23 No. 5974 (transportation resources).

24 (227) \$37,000,000 of the general fund—state appropriation for
25 fiscal year 2023 is provided solely for grants to increase solar
26 deployment and installation of battery storage in community buildings
27 to enhance grid resiliency and provide backup power for critical
28 needs, such as plug load and refrigeration for medication, during
29 outages. Eligible uses of the amounts provided in this subsection
30 include, but are not limited to, planning and predevelopment work
31 with vulnerable, highly impacted, and rural communities. For the
32 purposes of this subsection "community buildings" means K-12 schools,
33 community colleges, community centers, recreation centers, libraries,
34 tribal buildings, government buildings, and other publicly owned
35 infrastructure.

36 (228) \$20,000,000 of the general fund—state appropriation for
37 fiscal year 2023 is provided solely for a grant program to provide
38 solar and battery storage community solar projects for public
39 assistance organizations serving low-income communities.

1 (a) Grants are not to exceed \$20,000 per community solar project
2 and are not to exceed 100 percent of the cost of the project, taking
3 into account any federal tax credits or other federal or nonfederal
4 grants or incentives that the program is benefiting from.

5 (b) Priority must be given to projects sited on "preferred sites"
6 such as rooftops, structures, existing impervious surfaces,
7 landfills, brownfields, previously developed sites, irrigation canals
8 and ponds, stormwater collection ponds, industrial areas, dual-use
9 solar projects that ensure ongoing agricultural operations, and other
10 sites that do not displace critical habitat or productive farmland.

11 (c) For the purposes of this subsection "low-income" has the same
12 meaning as provided in RCW 19.405.020 and "community solar project"
13 means a solar energy system that: Has a direct current nameplate
14 capacity that is greater than 12 kilowatts but no greater than 199
15 kilowatts; and has, at minimum, either two subscribers or one low-
16 income service provider subscriber.

17 (229) \$200,000 of the general fund—state appropriation for fiscal
18 year 2023 is provided solely for implementation of Engrossed
19 Substitute Senate Bill No. 5758 (condominium conversions). If the
20 bill is not enacted by June 30, 2022, the amount provided in this
21 subsection shall lapse.

22 (230) \$404,000 of the general fund—state appropriation for fiscal
23 year 2023 is provided solely for implementation of Engrossed Second
24 Substitute Senate Bill No. 5803 (wildfires/electric utilities). If
25 the bill is not enacted by June 30, 2022, the amount provided in this
26 subsection shall lapse.

27 (231) \$1,054,000 of the general fund—state appropriation for
28 fiscal year 2023 is provided solely for implementation of Engrossed
29 Substitute Senate Bill No. 5974 (transportation resources). If the
30 bill is not enacted by June 30, 2022, the amount provided in this
31 subsection shall lapse.

32 (232) \$200,000 of the coronavirus state fiscal recovery fund—
33 federal appropriation is provided solely for a grant to a Tacoma-
34 based automotive museum as businesses assistance to address COVID-19
35 pandemic impacts to revenues from decreased attendance and loss of
36 other revenue generating opportunities.

37 (233) \$63,000 of the general fund—state appropriation for fiscal
38 year 2023 is provided solely for implementation of Engrossed
39 Substitute Senate Bill No. 5544 (blockchain work group). If the bill

1 is not enacted by June 30, 2022, the amount provided in this
2 subsection shall lapse.

3 (234) (a) \$250,000 of the general fund—state appropriation for
4 fiscal year 2023 is provided solely for the department to develop
5 strategies for cooperation with governmental agencies of Finland,
6 including higher education institutions, and organizations around the
7 following:

8 (i) 5G connectivity, end-user applications utilizing new
9 connectivity, and 6G;

10 (ii) Safety, efficiency, and green transformation of ports and
11 other logistics including digitalization and connectivity; and

12 (iii) Green transformation of transport, including circular
13 economy solutions for batteries.

14 (b) By June 30, 2023, the department must provide a report on the
15 use of funds in this subsection, any key metrics and deliverables,
16 and any recommendations for further opportunities for collaboration.

17 (235) (a) \$400,000 of the general fund—state appropriation for
18 fiscal year 2023 is provided solely for the department to contract
19 with a national research laboratory to:

20 (i) Evaluate Washington's current and future electric grid
21 resilience and reliability based on current and projected electric
22 energy production, ability to produce energy in-state, reliance on
23 energy production outside of the state, and energy grid
24 interdependence with other western states;

25 (ii) Identify key grid resilience and reliability challenges that
26 could emerge under multiple future scenarios given adoption of new
27 energy technologies, changes in residential and industrial energy
28 demand, and changes in energy production and availability from both
29 in and out-of-state sources;

30 (iii) Study the impact to the future electric grid resulting from
31 the growth of the information technology sector, including the impact
32 of increased data center energy demand from the tax exemptions
33 provided in RCW 82.08.986;

34 (iv) Review and incorporate existing models, data, and study
35 findings to ensure a duplication of efforts does not occur and to
36 highlight modeling gaps related to regional grid resilience planning;

37 (v) Convene an advisory group to inform scenario development and
38 review results, which may include representatives from the Washington
39 State University Pacific Northwest national laboratory advanced grid
40 institute, energy facility site evaluation council, department of

1 commerce, utilities and transportation commission, relevant
2 legislative committees, energy producers, utilities, labor,
3 environmental organizations, tribes, and communities at high risk of
4 rolling blackouts and power supply inadequacy; and

5 (vi) Develop recommendations for enhancing electric grid
6 reliability and resiliency for Washington that includes
7 considerations of affordability, equity, and federal funding
8 opportunities.

9 (b) The department shall report findings and recommendations to
10 the appropriate committees of the legislature by December 1, 2022, in
11 compliance with RCW 43.01.036.

12 **Sec. 129.** 2021 c 334 s 130 (uncodified) is amended to read as
13 follows:

14 **FOR THE ECONOMIC AND REVENUE FORECAST COUNCIL**

15	General Fund—State Appropriation (FY 2022)	((\$903,000))
16		<u>\$908,000</u>
17	General Fund—State Appropriation (FY 2023)	((\$964,000))
18		<u>\$1,001,000</u>
19	Lottery Administrative Account—State Appropriation	\$50,000
20	TOTAL APPROPRIATION	((\$1,917,000))
21		<u>\$1,959,000</u>

22 **Sec. 130.** 2021 c 334 s 131 (uncodified) is amended to read as
23 follows:

24 **FOR THE OFFICE OF FINANCIAL MANAGEMENT**

25	General Fund—State Appropriation (FY 2022)	((\$16,022,000))
26		<u>\$16,482,000</u>
27	General Fund—State Appropriation (FY 2023)	((\$15,819,000))
28		<u>\$21,640,000</u>
29	General Fund—Federal Appropriation	((\$32,507,000))
30		<u>\$33,352,000</u>
31	General Fund—Private/Local Appropriation	\$531,000
32	Economic Development Strategic Reserve Account—State	
33	Appropriation	((\$329,000))
34		<u>\$333,000</u>
35	Workforce Education Investment Account—State	
36	Appropriation	\$100,000
37	Personnel Service Account—State Appropriation	((\$23,431,000))

1		<u>\$18,813,000</u>
2	Higher Education Personnel Services Account—State	
3	Appropriation.	\$1,497,000
4	Statewide Information Technology System	
5	Development ((Maintenance and Operations))	
6	Revolving Account—State Appropriation.	(\$102,037,000)
7		<u>\$97,432,000</u>
8	Office of Financial Management Central Service	
9	Account—State Appropriation.	(\$21,945,000)
10		<u>\$22,453,000</u>
11	<u>Statewide Information Technology System Maintenance</u>	
12	<u>and Operations Revolving Account—State</u>	
13	<u>Appropriation.</u>	<u>\$4,609,000</u>
14	Performance Audits of Government Account—State	
15	Appropriation.	(\$672,000)
16		<u>\$692,000</u>
17	Coronavirus State Fiscal Recovery Fund—Federal	
18	Appropriation.	\$1,560,000
19	TOTAL APPROPRIATION.	(\$216,450,000)
20		<u>\$219,494,000</u>

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

23 (1) (a) The student achievement council and all institutions of
24 higher education as defined in RCW 28B.92.030 and eligible for state
25 financial aid programs under chapters 28B.92 and 28B.118 RCW shall
26 ensure that data needed to analyze and evaluate the effectiveness of
27 state financial aid programs are promptly transmitted to the
28 education data center so that it is available and easily accessible.
29 The data to be reported must include but not be limited to:

30 (i) The number of Washington college grant and college bound
31 recipients;

32 (ii) Persistence and completion rates of Washington college grant
33 recipients and college bound recipients, disaggregated by institution
34 of higher education;

35 (iii) Washington college grant recipients grade point averages;
36 and

37 (iv) Washington college grant and college bound scholarship
38 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 (3) (a) (~~(\$102,037,000)~~) \$97,428,000 of the information technology
8 system development revolving account—state appropriation, \$4,609,000
9 of the information technology system maintenance and operations
10 revolving account—state appropriation, \$162,000 of the personnel
11 services account—state appropriation, and \$162,000 of the office of
12 financial management central services account—state appropriation are
13 provided solely for the one Washington enterprise resource planning
14 statewide program. Of this amount:

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

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

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

37 (iv) \$4,609,000 of the information technology system
38 (~~(development)~~) maintenance and operations revolving account—state
39 appropriation is provided solely for maintenance and operations costs

1 for phase 1A (agency financial reporting system replacement—core
2 financials), which will begin in fiscal year 2023;

3 (v) \$9,153,000 of the information technology system development
4 revolving account—state appropriation is provided solely for phase 1B
5 (procurement and extended financials) in fiscal year ((2022))2023;

6 (vi) \$162,000 of the personnel services account—state
7 appropriation is provided solely for a dedicated staff for phase 2
8 (human resources) coordination; and

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

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

21 (i) A list of quantifiable deliverables accomplished and the
22 associated expenditures by each deliverable by fiscal month;

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

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

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

35 (v) A report on budget spending plan by fiscal month by phase
36 compared to actual spending by fiscal month; and

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

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

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

5 (4) \$250,000 of the office of financial management central
6 services account—state appropriation is provided solely for a
7 dedicated information technology budget staff for the work associated
8 with statewide information technology projects that are under the
9 oversight of the office of the chief information officer. The staff
10 will be responsible for providing a monthly financial report after
11 each fiscal month close to fiscal staff of the senate ways and means
12 and house appropriations committees to reflect at least:

13 (a) Fund balance of the information technology pool account after
14 each fiscal month close;

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

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

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

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

25 (f) A projection of each information technology project spending
26 compared to budget spending plan by fiscal month through the
27 2021-2023 fiscal biennium, and a calculation of amount spent to date
28 as a percentage of total project cost; and

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

31 (5) (~~(\$12,741,000)~~) \$6,741,000 of the personnel service account—
32 state appropriation is provided solely for administration of orca
33 pass benefits included in the 2021-2023 collective bargaining
34 agreements and provided to nonrepresented employees. The office of
35 financial management must bill each agency for that agency's
36 proportionate share of the cost of orca passes. The payment from each
37 agency must be deposited into the personnel service account and used
38 to purchase orca passes. The office of financial management may
39 consult with the Washington state department of transportation in the
40 administration of these benefits.

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

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

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

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

- 24 (i) Agency name;
- 25 (ii) Lease contract number and term (start and end date);
- 26 (iii) Contract amount by fiscal year; and
- 27 (iv) Current and future projected collocated agency tenants.

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

31 (8) \$105,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$68,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely for implementation of Engrossed
34 Second Substitute Senate Bill No. 5163 (conditionally released
35 sexually violent predators). (~~(If the bill is not enacted by June 30,~~
36 ~~2021, the amounts provided in this subsection shall lapse.))~~)

37 (9) \$79,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$79,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for staffing for the sentencing
2 guidelines commission.

3 ~~(10) ((\$90,000 of the general fund state appropriation for fiscal
4 year 2022 and \$166,000 of the general fund state appropriation for
5 fiscal year 2023 are provided solely for the office of financial
6 management to complete the following activities:~~

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

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

26 ~~(c) The report must include:~~

27 ~~(i) Development of a definition, objectives, and goals for the
28 standard of net ecological gain;~~

29 ~~(ii) An assessment and comparison analysis of opportunities and
30 challenges, including legal issues and costs on state and local
31 governments to achievement of overall net ecological gain through
32 both:~~

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

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

37 ~~(iii) Recommendations on funding, incentives, technical
38 assistance, legal issues, monitoring, and use of scientific data, and
39 other applicable considerations to the integration of net ecological~~

1 ~~gain into each environmental, development, and land use law or rule;~~
2 and

3 ~~(iv) An assessment of how applying a standard of net ecological~~
4 ~~gain in the context of each environmental, land use, or development~~
5 ~~law is likely to achieve substantial additional environmental or~~
6 ~~social co-benefits.~~

7 ~~(11) \$158,000)~~ \$45,000 of the general fund—state appropriation
8 for fiscal year 2022 ~~((is))~~ and \$113,000 of the general fund—state
9 appropriation for fiscal year 2023 are provided solely for the work
10 of the office of financial management to conduct a feasibility study
11 and make recommendations regarding the establishment of a system for
12 streamlining the vacation of criminal conviction records in section
13 953 of this act.

14 ~~((12))~~ (11) (a) \$150,000 of the general fund—state appropriation
15 for fiscal year 2022 is provided solely for the office of financial
16 management to provide recommendations, as described in (b) of this
17 subsection, on the procedure for providing an equity impact statement
18 for legislative proposals, and content and format requirements for
19 the equity impact statement.

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

24 (i) The procedure for providing an equity impact statement for
25 legislative proposals;

26 (ii) The format and content requirements for the equity impact
27 statement;

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

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

33 (v) Recommendations on any policy changes needed to implement the
34 provision of equity impact statements.

35 (c) For the purpose of implementing this subsection, the office
36 of financial management may contract with an entity or entities that
37 have expertise in equity impact assessments.

38 (d) The office of financial management must consult with the
39 governor's interagency council on health disparities and the office

1 of equity in developing the procedures, and content and format
2 requirements.

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

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

18 ~~(14))~~ (13) \$172,000 of the general fund—state appropriation for
19 fiscal year 2022 and \$167,000 of the general fund—state appropriation
20 for fiscal year 2023 are provided solely for implementation of
21 Engrossed Second Substitute House Bill No. 1295 (institutional ed./
22 release). ~~((If the bill is not enacted by June 30, 2021, the amounts~~
23 ~~provided in this subsection shall lapse.~~

24 ~~(15) — \$300,000)~~ (14) \$150,000 of the general fund—state
25 appropriation for fiscal year 2022 and ~~((300,000))~~ \$450,000 of the
26 general fund—state appropriation for fiscal year 2023 are provided
27 solely for the office of financial management to assist the health
28 care authority, the department of social and health services, and the
29 department of health in coordinating efforts to transform the
30 behavioral health system and improve the collection and availability
31 of data. Within these amounts, the office must provide direction and
32 ensure coordination between state agencies in the forecasting of
33 forensic and long-term civil commitment beds, transition of civil
34 long-term inpatient capacity from state hospital to community
35 settings, and efforts to improve the behavioral health crisis
36 response system. Sufficient funding within this section is provided
37 for the staff support and other costs related to the crisis response
38 improvement strategy committee established in section 104 of

1 Engrossed Second Substitute House Bill No. 1477 (national 988
2 system).

3 (15) \$40,000 of the general fund—state appropriation for fiscal
4 year 2023 is provided solely for the office of financial management
5 to review and report on vendor rates for services provided to low-
6 income individuals at the department of children, youth, and
7 families, the department of corrections, and the department of social
8 and health services. The report must be submitted to the governor and
9 the appropriate committees of the legislature by December 1, 2022,
10 and must include review of, at least:

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

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

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

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

17 (16) \$35,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$86,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided solely for implementation of Substitute
20 House Bill No. 1867 (dual credit program data). If the bill is not
21 enacted by June 30, 2022, the amounts provided in this subsection
22 shall lapse.

23 (17) (a) \$50,000 of the general fund—state appropriation for
24 fiscal year 2022 and \$200,000 of the general fund—state appropriation
25 for fiscal year 2023 are provided solely for the office to contract
26 with a third-party facilitator to convene an applicant background
27 check work group. The purpose of the work group is to review existing
28 requirements and processes for conducting applicant background checks
29 for impacted individuals, and to provide a feasibility study and
30 implementation plan for establishing a state office to centrally
31 manage criminal background check processes for impacted individuals.

32 (b) For the purposes of this subsection, "impacted individuals"
33 means applicants for state employment, current state employees, and
34 individuals for whom an applicant background check is required as a
35 condition of employment or to provide state services, including but
36 not limited to individuals subject to the requirements of RCW
37 26.44.240, 28A.400.303, 43.43.830 through 43.43.845, 43.101.095,
38 43.216.270, 74.15.030, and 74.39A.056.

1 (c) The director of the office, or the director's designee, must
2 chair the work group. The chair must appoint representatives to the
3 work group including but not limited to:

4 (i) A representative of the department of social and health
5 services;

6 (ii) A representative of the department of children, youth, and
7 families;

8 (iii) A representative of the Washington state patrol;

9 (iv) A representative of the department of corrections;

10 (v) A representative of the office of the superintendent of
11 public instruction; and

12 (vi) Other state agency representatives or representatives of
13 interested parties, at the discretion of the chair, who have
14 expertise in topics considered by the work group.

15 (d) By December 1, 2022, the work group must submit a preliminary
16 feasibility study and implementation plan for a state central
17 background check office to the governor and appropriate committees of
18 the legislature. By June 1, 2023, the work group must submit a final
19 feasibility study and implementation plan to the governor and
20 appropriate committees of the legislature. In developing the
21 feasibility study and implementation plan, the work group must
22 include the following:

23 (i) A review of current background check requirements and
24 processes for impacted individuals, including:

25 (A) A list of all state positions and purposes that require a
26 criminal background check as a condition of employment,
27 certification, licensure, or unsupervised access to vulnerable
28 persons;

29 (B) An analysis of any "character, suitability, and competence"
30 components that are required in addition to an applicant background
31 check, including whether such components are warranted and whether
32 they result in unrealistic and unnecessary barriers or result in
33 disproportionate negative outcomes for members of historically
34 disadvantaged communities; and

35 (C) A review of current costs of applicant background checks for
36 state agencies and impacted individuals, including a comparison of
37 current vendor contracts for fingerprint background checks; and

38 (ii) A proposal and implementation plan to establish a central
39 state office to manage applicant background check processes. In

1 developing the proposal, the work group must consider policy and
2 budgetary factors including, but not limited to:

3 (A) Cost structure and sharing for impacted agencies, including
4 any cost savings that may occur from transitioning to a centralized
5 criminal background check process;

6 (B) Information technology needs for the new office and
7 individual agencies, including any necessary information sharing
8 agreements;

9 (C) Staffing;

10 (D) Comparable solutions and processes in other states;

11 (E) Potential usage of the federal rap back system, including
12 steps necessary to join the system and associated costs and benefits;

13 (F) Processes and considerations to make criminal background
14 check results portable for impacted individuals;

15 (G) Steps necessary to meet federal regulatory requirements and
16 ensure federal approval of state criminal background check processes;

17 (H) The impact of the proposed process changes for impacted
18 individuals who are members of historically disadvantaged
19 populations; and

20 (I) Any statutory changes that may be necessary to ensure clarity
21 and consistency.

22 (18) \$337,000 of the general fund—state appropriation for fiscal
23 year 2022, \$763,000 of the general fund—state appropriation for
24 fiscal year 2023, and \$1,560,000 of the coronavirus state fiscal
25 recovery fund—federal appropriation are provided solely for staff and
26 contract costs to conduct activities related to the receipt,
27 coordination, and tracking of federal funds.

28 (19) \$193,000 of the general fund—state appropriation for fiscal
29 year 2023 is provided solely for implementation of Engrossed
30 Substitute Senate Bill No. 5847 (public employee PSLF info.). If the
31 bill is not enacted by June 30, 2022, the amount provided in this
32 subsection shall lapse.

33 (20) \$20,000 of the general fund—state appropriation for fiscal
34 year 2023 is provided solely for the office of financial management
35 to conduct a comprehensive study on student access to health care,
36 including behavioral health care, at Washington's public institutions
37 of higher education. The comprehensive study must also include
38 students enrolled in state registered apprenticeship programs. The
39 study must be conducted in collaboration with the health benefit

1 exchange, the health care authority, the state board for community
2 and technical colleges, the council of presidents, and the student
3 achievement council.

4 (a) The community and technical colleges and the four-year
5 institutions of higher education will make the following data for the
6 2022-23 academic year available to the office of financial
7 management, the state board of community and technical colleges, and
8 the student achievement council:

9 (i) The health insurance status of enrolled students;

10 (ii) The minimum requirements for enrolled students related to
11 health insurance coverage;

12 (iii) Health insurance or health care coverage options available
13 from the school;

14 (iv) A description of health care services and facilities
15 available on campus for students, including type of providers, and
16 ways students can access these services;

17 (v) Out-of-pocket costs associated with accessing or using on-
18 campus health care services and facilities;

19 (vi) Student demographic information regarding utilization of on-
20 campus health care services and facilities;

21 (vii) Barriers to accessing on-campus health care services and
22 facilities;

23 (viii) How the college or university helps students obtain health
24 care services not offered on campus; and

25 (ix) Information related to partnerships with off-campus health
26 care providers or facilities to provide services to currently
27 enrolled students.

28 (b) The office of financial management shall make reasonable
29 efforts to provide the following information:

30 (i) The health insurance status of students enrolled in the
31 2022-23 academic year;

32 (ii) The minimum level of health insurance coverage, if any,
33 community and technical colleges and four-year institutions of higher
34 education require for students;

35 (iii) The types of health insurance schools provide for enrolled
36 students;

37 (iv) The types of health care services available on campus,
38 including primary care and specialty care, such as emergency services
39 and behavioral health care resources;

1 (v) A description of health care services available in the
2 communities around campuses, including emergency services and
3 behavioral health providers;

4 (vi) Data collection gaps that exist related to student health
5 insurance coverage and utilization of health care resources;

6 (vii) On-campus primary care and specialty care services that are
7 common on school campuses; and

8 (viii) Other important information in addressing health insurance
9 access and care for students at public institutions of higher
10 education, including issues around equity.

11 (c) The legislature expects the office of financial management to
12 submit a report to the appropriate health and education committees of
13 the legislature. The final report must include a summary of the data
14 reviewed by the office, including information specific to each type
15 of campus and school, when available, and recommendations for the
16 legislature and public institutions of higher education for improving
17 student health care coverage and access to health care services,
18 including for students enrolled in state registered apprenticeship
19 programs.

20 (21) \$200,000 of the general fund—state appropriation for fiscal
21 year 2023 is provided solely for implementation of Second Substitute
22 Senate Bill No. 5649 (family and medical leave). If the bill is not
23 enacted by June 30, 2022, the amount provided in this subsection
24 shall lapse.

25 (22)(a) \$25,000 of the general fund—state appropriation for
26 fiscal year 2022 and \$201,000 of the general fund—state appropriation
27 for fiscal year 2023 are provided solely to evaluate the
28 effectiveness, utilization, and outcomes of the voluntary incentive
29 programs for landowners and of existing regulatory programs
30 responsible for protecting and restoring areas along streams and
31 rivers toward achieving a science-based standard for a fully
32 functioning riparian ecosystem. To accomplish the evaluation, the
33 office must:

34 (i) Contract with an independent entity for the analysis. The
35 contract is exempt from the competitive procurement requirements in
36 chapter 39.26 RCW; and

37 (ii) Assist agencies with funding and advice to gather and
38 provide the data necessary for the analysis.

1 (b) A preliminary report is due to the governor and the
2 appropriate committees of the legislature by September 1, 2022, to
3 inform the development of recommendations to be contained in a final
4 report due by December 1, 2022.

5 (23) \$1,326,000 of the general fund—state appropriation for
6 fiscal year 2023 is provided solely for additional staff for
7 information technology and payroll support for the office of
8 independent investigations, which was created by chapter 318, Laws of
9 2021 (Engrossed Substitute House Bill No. 1267).

10 (24) Within existing resources, the education research and data
11 center shall submit to the student achievement council the data
12 received from institutions of higher education as described in RCW
13 28B.118.090. The data shall be submitted by June 30, 2022, and June
14 30, 2023, and include the most recent data received from institutions
15 of higher education.

16 (25) \$250,000 of the general fund—state appropriation for fiscal
17 year 2023 is provided solely for implementation of Second Substitute
18 Senate Bill No. 5793 (state boards, etc./stipends). If the bill is
19 not enacted by June 30, 2022, the amount provided in this subsection
20 shall lapse.

21 **Sec. 131.** 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.	((\$71,650,000))
26		<u>\$73,391,000</u>
27	Administrative Hearings Revolving Account—Local	
28	Appropriation.	\$12,000
29	TOTAL APPROPRIATION.	((\$71,662,000))
30		<u>\$73,403,000</u>

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

33 (1) \$22,346,000 of the administrative hearings revolving account—
34 state appropriation is provided solely for staffing to resolve
35 unemployment insurance appeals. The funding is provided to meet the
36 temporary increase in unemployment insurance hearing appeals, which
37 began in fiscal year 2021, and to reduce the appeal to resolution
38 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.))~~

6 (3) \$86,000 of the administrative hearings revolving account—
7 state appropriation is provided solely for implementation of chapter
8 2, Laws of 2021 (Engrossed Substitute Senate Bill No. 5061)
9 (unemployment insurance). ~~((If the bill is not enacted by June 30,
10 2021, the amount provided in this subsection shall lapse.))~~

11 (4) \$12,000 of the administrative hearings revolving account—
12 state appropriation is provided solely for implementation of
13 Engrossed Substitute Senate Bill No. 5097 (paid leave coverage). ~~((If
14 the bill is not enacted by June 30, 2021, the amount provided in this
15 subsection shall lapse.))~~

16 (5) \$150,000 of the administrative hearings revolving account—
17 state appropriation is provided solely for implementation of
18 Engrossed Substitute Senate Bill No. 5172 (agricultural overtime).
19 ~~((If the bill is not enacted by June 30, 2021, the amount provided in
20 this subsection shall lapse.))~~

21 (6) \$161,000 of the administrative hearings revolving account—
22 state appropriation is provided solely for implementation of
23 Engrossed Second Substitute Senate Bill No. 5237 (child care and
24 early development programs). ~~((If the bill is not enacted by June 30,
25 2021, the amount provided in this subsection shall lapse.))~~

26 (7) \$19,000 of the administrative hearings revolving account—
27 state appropriation is provided solely for implementation of
28 Engrossed Second Substitute House Bill No. 1073 (paid leave
29 coverage). ~~((If the bill is not enacted by June 30, 2021, the amount
30 provided in this subsection shall lapse.))~~

31 (8) \$19,000 of the administrative hearings revolving account—
32 state appropriation is provided solely for implementation of
33 Substitute House Bill No. 2076 (transp. network companies). If the
34 bill is not enacted by June 30, 2022, the amount provided in this
35 subsection shall lapse.

36 **Sec. 132.** 2021 c 334 s 133 (uncodified) is amended to read as
37 follows:

38 **FOR THE WASHINGTON STATE LOTTERY**

1	Lottery Administrative Account—State Appropriation.	((\$29,759,000))
2		<u>\$30,485,000</u>
3	TOTAL APPROPRIATION.	((\$29,759,000))
4		<u>\$30,485,000</u>

5 The appropriation in this section is subject to the following
6 conditions and limitations:

7 (1) No portion of this appropriation may be used for acquisition
8 of gaming system capabilities that violate state law.

9 (2) Pursuant to RCW 67.70.040, the commission shall take such
10 action necessary to reduce retail commissions to an average of 5.1
11 percent of sales.

12 **Sec. 133.** 2021 c 334 s 134 (uncodified) is amended to read as
13 follows:

14 **FOR THE COMMISSION ON HISPANIC AFFAIRS**

15	General Fund—State Appropriation (FY 2022).	((\$443,000))
16		<u>\$538,000</u>
17	General Fund—State Appropriation (FY 2023).	((\$464,000))
18		<u>\$694,000</u>
19	TOTAL APPROPRIATION.	((\$907,000))
20		<u>\$1,232,000</u>

21 The appropriations in this section are subject to the following
22 conditions and limitations: \$40,000 of the general fund—state
23 appropriation for fiscal year 2022 and \$160,000 of the general fund—
24 state appropriation for fiscal year 2023 are provided solely for the
25 commission to collaborate with the office of equity to engage a
26 contractor to conduct a detailed analysis of the opportunity gap for
27 Hispanic and Latinx students; develop recommendations for continuing
28 efforts to close the educational opportunity gap while meeting the
29 state's academic achievement indicators as identified in the state's
30 every student succeeds act consolidated plan; and identify
31 performance measures to monitor adequate yearly progress. The
32 contractor shall submit a study update by December 1, 2022, and
33 submit a final report by June 30, 2023, to the educational
34 opportunity gap oversight and accountability committee, the governor,
35 the superintendent of public instruction, the state board of
36 education, and the education committees of the legislature.

1 **Sec. 134.** 2021 c 334 s 135 (uncodified) is amended to read as
2 follows:

3 **FOR THE COMMISSION ON AFRICAN-AMERICAN AFFAIRS**

4	General Fund—State Appropriation (FY 2022).	((\$421,000))
5		<u>\$585,000</u>
6	General Fund—State Appropriation (FY 2023).	((\$431,000))
7		<u>\$1,350,000</u>
8	TOTAL APPROPRIATION.	((\$852,000))
9		<u>\$1,935,000</u>

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

12 (1)(a) \$100,000 of the general fund—state appropriation for
13 fiscal year 2022 and \$700,000 of the general fund—state appropriation
14 for fiscal year 2023 are provided solely for the commission on
15 African American affairs to contract with a Washington state based
16 organization that focuses on the health of African Americans to
17 conduct a Black community health needs assessment. The assessment
18 must include the following activities:

19 (i) Lead and produce a statewide community assets mapping project
20 to identify institutions, providers, and nongovernmental
21 organizations that contribute to or have impact on Black well-being;

22 (ii) Collect and organize Black community health needs data and
23 information; and

24 (iii) Identify priorities for additional phases of work.

25 (b) By June 30, 2023, the commission shall submit a report to the
26 legislature with findings and recommended solutions that will inform
27 the structure and establishment of an African American health board
28 network.

29 (2) \$40,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$160,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely for the commission to
32 collaborate with the office of equity to engage a contractor to
33 conduct a detailed analysis of the opportunity gap for African
34 American and Black students; develop recommendations for continuing
35 efforts to close the educational opportunity gap while meeting the
36 state's academic achievement indicators as identified in the state's
37 every student succeeds act consolidated plan; and identify
38 performance measures to monitor adequate yearly progress. The
39 contractor shall submit a study update by December 1, 2022, and

1 submit a final report by June 30, 2023, to the educational
2 opportunity gap oversight and accountability committee, the governor,
3 the superintendent of public instruction, the state board of
4 education, and the education committees of the legislature.

5 **Sec. 135.** 2021 c 334 s 136 (uncodified) is amended to read as
6 follows:

7 **FOR THE DEPARTMENT OF RETIREMENT SYSTEMS—OPERATIONS**

8	<u>General Fund—State Appropriation (FY 2023)</u>	<u>\$609,000</u>
9	Department of Retirement Systems Expense Account—	
10	State Appropriation.	((<u>\$71,462,000</u>))
11		<u>\$74,308,000</u>
12	TOTAL APPROPRIATION.	((<u>\$71,462,000</u>))
13		<u>\$74,917,000</u>

14 The appropriation in this section is subject to the following
15 conditions and limitations:

16 (1) \$6,007,000 of the department of retirement systems expense
17 account—state appropriation is provided solely for pension system
18 modernization, and is subject to the conditions, limitations, and
19 review requirements of section 701 of this act.

20 (2) \$619,000 of the department of retirement systems expense
21 account—state appropriation is provided solely for implementation of
22 Senate Bill No. 5367 (inactive retirement accounts). ~~((If the bill is
23 not enacted by June 30, 2021, the amount provided in this subsection
24 shall lapse.))~~

25 (3) \$7,000 of the department of retirement systems expense
26 account—state appropriation is provided solely for implementation of
27 Engrossed Second Substitute Senate Bill No. 5399 (universal health
28 care commission). ~~((If the bill is not enacted by June 30, 2021, the
29 amount provided in this subsection shall lapse.))~~

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

35 (5) \$48,000 of the department of retirement systems—state
36 appropriation is provided solely for implementation of Senate Bill
37 No. 5676 (PERS/TRS 1 benefit increase). If the bill is not enacted by
38 June 30, 2022, the amount provided in this subsection shall lapse.

1 (6) \$82,000 of the department of retirement systems—state
2 appropriation is provided solely for implementation of House Bill No.
3 1669 (PSERS disability benefits). If the bill is not enacted by June
4 30, 2022, the amount provided in this subsection shall lapse.

5 (7) \$609,000 of the general fund—state appropriation for fiscal
6 year 2023 is provided solely for the department to implement a Roth
7 individual retirement plan option in the deferred compensation
8 program, including implementation of Engrossed House Bill No. 1752
9 (deferred compensation/Roth).

10 **Sec. 136.** 2021 c 334 s 137 (uncodified) is amended to read as
11 follows:

12 **FOR THE DEPARTMENT OF REVENUE**

13	General Fund—State Appropriation (FY 2022).	((\$167,182,000))
14		<u>\$172,407,000</u>
15	General Fund—State Appropriation (FY 2023).	((\$411,796,000))
16		<u>\$415,510,000</u>
17	Timber Tax Distribution Account—State Appropriation.	((\$7,314,000))
18		<u>\$7,616,000</u>
19	Business License Account—State Appropriation.	((\$20,335,000))
20		<u>\$21,071,000</u>
21	Waste Reduction, Recycling, and Litter Control	
22	Account—State Appropriation.	((\$162,000))
23		<u>\$173,000</u>
24	Model Toxics Control Operating Account—State	
25	Appropriation.	((\$118,000))
26		<u>\$119,000</u>
27	Financial Services Regulation Account—State	
28	Appropriation.	\$5,000,000
29	TOTAL APPROPRIATION.	((\$611,907,000))
30		<u>\$621,896,000</u>

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

33 (1) \$1,056,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$409,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for the department to implement
36 2021 revenue legislation.

37 (2) (a) \$1,303,000 of the general fund—state appropriation for
38 fiscal year 2022 and \$1,000,000 of the general fund—state

1 appropriation for fiscal year 2023 are provided solely for the
2 department to facilitate a tax structure work group, initially
3 created within chapter 1, Laws of 2017 3rd sp. sess. (SSB 5883) and
4 hereby reauthorized.

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

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

11 (A) The president of the senate must appoint two members from
12 each of the two largest caucuses of the senate;

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

16 (C) The governor must appoint one member who represents the
17 office of the governor.

18 (iii) The work group must include the following nonvoting
19 members:

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

21 (B) One representative of the association of Washington cities;
22 and

23 (C) One representative of the Washington state association of
24 counties.

25 (c) Elected officials not reelected to their respective offices
26 may be relieved of their responsibilities on the tax structure work
27 group. Vacancies on the tax structure work group must be filled
28 within 60 days of notice of the vacancy. The work group must choose a
29 chair or cochairs from among its legislative membership. The chair
30 is, or cochairs are, responsible for convening the meetings of the
31 work group no less than quarterly each year. Recommendations of the
32 work group may be approved by a simple majority vote. All work group
33 members may have a representative attend meetings of the tax
34 structure work group in lieu of the member, but voting by proxy is
35 not permitted. Staff support for the work group must be provided by
36 the department. The department may engage one or more outside
37 consultants to assist in providing support for the work group.
38 Members of the work group must serve without compensation but may be
39 reimbursed for travel expenses under RCW 44.04.120, 43.03.050, and
40 43.03.060.

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

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

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

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

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

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

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

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

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

24 (iv) After the conclusion of the 2021 legislative session, the
25 work group must:

26 (A) Hold no less than five public meetings organized by
27 geographic region (in person or online) with special consideration
28 for regional geographies throughout the state, rural areas, and
29 border communities;

30 (B) Participate in no less than 10 existing meetings of various
31 associations, community-based organizations, nonprofits, and similar
32 groups in order to engage low-income and middle-income taxpayers,
33 communities of color, senior citizens, and people with disabilities;

34 (C) Participate in no less than 10 existing meetings of various
35 business and agricultural associations, chambers of commerce, ports,
36 associate development organizations, and similar groups in order to
37 engage small, start-up, and low-margin businesses, and other
38 businesses;

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

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

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

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

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

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

25 (J) Summarize the feedback that taxpayers and other stakeholders
26 communicated during the public meetings and other public engagement
27 methods, and submit a final summary report, in accordance with RCW
28 43.01.036, to the appropriate committees of the legislature. This
29 report may be submitted as an appendix or update to the summary
30 report described in (d)(ii) of this subsection; and

31 (K) To the degree it is practicable, conduct analysis of the
32 current tax structure and proposed alternatives to estimate the
33 impact on taxpayers, including tax paid as a share of household
34 income for various racial and ethnic groups as reported in the most
35 current census data available, American community survey, or other
36 similar data sources;

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

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

1 (B) Be available to deliver a presentation to or participate in a
2 work session for the appropriate committees of the legislature, or
3 both;

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

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

19 (viii) If the proposal is not adopted during the 2023 legislative
20 session, the work group is directed to host no less than three public
21 meetings to collect feedback on the legislation proposed in the 2023
22 session, and may also collect feedback on other proposals under
23 consideration by the work group, subject to the availability of funds
24 in the 2023-2025 biennial budget. The work group is directed to
25 modify the proposal to address the feedback collected during the
26 public meetings;

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

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

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

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

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

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

10 (A) The findings and alternatives included in the summary report
11 described in (d)(ii) of this subsection; and

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

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

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

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

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

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

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

37 (E) Estimate how much revenue would have been generated in the
38 2017-2019 fiscal biennium if the incremental revenue alternatives
39 recommended in the final report would have been implemented on

1 January 1, 2003, excluding any recommendations implemented before May
2 21, 2019;

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

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

12 (B) Estimate how much revenue would have been generated for the
13 2017-2019 fiscal biennium if the one percent revenue growth limit on
14 regular property taxes was replaced with a limit based on population
15 growth and inflation if the state had implemented this policy on
16 January 1, 2003;

17 (iii) Analyze our economic competitiveness with border states:

18 (A) Estimate the revenues that would have been generated during
19 the 2017-2019 fiscal biennium, had Washington adopted the tax
20 structure of those states, assuming the economic tax base for the
21 2017-2019 fiscal biennium as reported by the economic and revenue
22 forecast council; and

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

27 (iv) Analyze our economic competitiveness in the context of a
28 national and global economy, provide comparisons of the effective
29 state and local tax rate of the tax structure during the 2017-2019
30 fiscal biennium and various alternatives under consideration, as they
31 compare to other states and the federal government, as well as
32 consider implications of recent changes to federal tax law;

33 (v) Conduct, to the degree it is practicable, tax incidence
34 analysis of the various alternatives under consideration to account
35 for the impacts of tax shifting, such as business taxes passed along
36 to consumers and property taxes passed along to renters;

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

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

1 (3) \$292,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$162,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for the implementation of
4 chapter 4, Laws of 2021 (SHB 1095) (emergency assistance/tax).

5 (4) \$212,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$33,000 of the general fund—state appropriation for
7 fiscal year 2023 are provided solely for implementation of Engrossed
8 Second Substitute House Bill No. 1477 (national 988 system). (~~If the
9 bill is not enacted by June 30, 2021, the amounts provided in this
10 subsection shall lapse.~~)

11 (5) \$213,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$55,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for the implementation of Second
14 Substitute Senate Bill No. 5000 (hydrogen/electric vehicles). (~~If
15 the bill is not enacted by June 30, 2021, the amounts provided in
16 this subsection shall lapse.~~)

17 (6) \$2,489,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$4,189,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided solely for the implementation of
20 Engrossed Substitute Senate Bill No. 5096 (capital gains tax). (~~If
21 the bill is not enacted by June 30, 2021, the amounts provided in
22 this subsection shall lapse.~~)

23 (7) \$100,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$11,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided solely for the implementation of
26 Engrossed Senate Bill No. 5220 (salmon recovery grants/tax). (~~If the
27 bill is not enacted by June 30, 2021, the amounts provided in this
28 subsection shall lapse.~~)

29 (8) \$7,000 of the general fund—state appropriation for fiscal
30 year 2022 is provided solely for the implementation of Engrossed
31 Substitute Senate Bill No. 5251 (tax and revenue laws). (~~If the bill
32 is not enacted by June 30, 2021, the amount provided in this
33 subsection shall lapse.~~)

34 (9) \$115,000 of the general fund—state appropriation for fiscal
35 year 2022 and \$44,000 of the general fund—state appropriation for
36 fiscal year 2023 are provided solely for the implementation of Second
37 Substitute Senate Bill No. 5396 (farmworker housing/tax). (~~If the
38 bill is not enacted by June 30, 2021, the amounts provided in this
39 subsection shall lapse.~~)

1 (10) \$97,000 of the general fund—state appropriation for fiscal
2 year 2022 is provided solely for implementation of Engrossed Second
3 Substitute House Bill No. 1480 (liquor licensee privileges). (~~If the~~
4 ~~bill is not enacted by June 30, 2021, the amount provided in this~~
5 ~~subsection shall lapse.~~)

6 (11) \$4,000 of the general fund—state appropriation for fiscal
7 year 2022 is provided solely for the implementation of Engrossed
8 Senate Bill No. 5454 (prop. tax/natural disasters). (~~If the bill is~~
9 ~~not enacted by June 30, 2021, the amount provided in this subsection~~
10 ~~shall lapse.~~)

11 (12) (~~(\$5,467,000)~~) \$5,567,000 of the general fund—state
12 appropriation for fiscal year 2022 and (~~(\$255,513,000)~~) \$245,997,000
13 of the general fund—state appropriation for fiscal year 2023 are
14 provided solely for implementation of Engrossed Substitute House Bill
15 No. 1297 (working families tax exempt.). (~~If the bill is not enacted~~
16 ~~by June 30, 2021, the amounts provided in this subsection shall~~
17 ~~lapse.~~) Of the total amounts provided in this subsection:

18 (a) (~~(\$5,467,000)~~) \$5,567,000 of the general fund—state
19 appropriation for fiscal year 2022 and (~~(\$13,513,000)~~) \$13,997,000 of
20 the general fund—state appropriation for fiscal year 2023 are
21 provided solely for administration of the working families tax
22 exemption program; and

23 (b) (~~(\$242,000,000)~~) \$232,000,000 of the general fund—state
24 appropriation for fiscal year 2023 is provided solely for remittances
25 under the working families tax exemption program.

26 (13) From within the department's administrative expenditures
27 from the unclaimed personal property account, the department must
28 provide a report by December 1, 2022, to the governor and the
29 legislature on the unclaimed property program. The report must
30 include:

31 (a) Annual data for the years 2012 through 2022, that includes:

32 (i) The number of items of unclaimed property received by the
33 program and the number of holders of unclaimed property who submitted
34 items to the program; and

35 (ii) The top 10 holders who submitted unclaimed property and the
36 percentage of those holders' submissions that have been subsequently
37 claimed;

38 (b) Historic data since the inception of the program that shows:

1 (i) The cumulative number of all unclaimed property items and the
2 aggregate, median, and mean value of those items at the end of each
3 calendar year;

4 (ii) The annual number of unclaimed property items valued at less
5 than \$75 and the percentage of these items for which the department
6 made contact with a claimant that year; and

7 (iii) The annual number of direct mail contacts to prospective
8 claimants made by the department and the resulting number of claims
9 made within the following three months; and

10 (c) Customer service data for the period of December 1, 2020,
11 through December 1, 2022, that includes:

12 (i) The average length of time between a claim was filed and when
13 it was paid;

14 (ii) The number and percentage of claims initiated online but not
15 able to be paid to the claimant and the reasons, by percentage, for
16 the failure to successfully pay the claim; and

17 (iii) The monthly website traffic for the unclaimed property
18 website.

19 (14) \$500,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$1,000,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely for the department to implement
22 2022 revenue legislation. Funding in this subsection is sufficient to
23 implement legislation for which the department has administrative
24 costs.

25 (15) \$146,000 of the general fund—state appropriation for fiscal
26 year 2023 is provided solely for implementation of Substitute House
27 Bill No. 2076 (transp. network companies). If the bill is not enacted
28 by June 30, 2022, the amount provided in this subsection shall lapse.

29 (16) \$108,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$157,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely to implement Engrossed Second
32 Substitute House Bill No. 1015 (equitable access to credit). If the
33 bill is not enacted by June 30, 2022, the amounts provided in this
34 subsection shall lapse.

35 (17) \$141,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$190,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely to implement Engrossed
38 Substitute House Bill No. 1643 (affordable housing/REET). If the bill

1 is not enacted by June 30, 2022, the amounts provided in this
2 subsection shall lapse.

3 (18) \$197,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$245,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely to implement Engrossed
6 Substitute House Bill No. 1846 (data centers tax preference). If the
7 bill is not enacted by June 30, 2022, the amounts provided in this
8 subsection shall lapse.

9 (19) \$433,000 of the general fund—state appropriation for fiscal
10 year 2023 is provided solely to implement Engrossed Substitute Senate
11 Bill No. 5531 (uniform unclaimed property). If the bill is not
12 enacted by June 30, 2022, the amount provided in this subsection
13 shall lapse.

14 (20) \$617,000 of the general fund—state appropriation for fiscal
15 year 2023 is provided solely for the agency to relocate staff in the
16 Bothell office to a more affordable location that has a lower lease
17 cost than the current facility.

18 (21) \$68,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$10,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for implementation of Senate
21 Bill No. 5983 (cannabinoid regulations). If the bill is not enacted
22 by June 30, 2022, the amounts provided in this subsection shall
23 lapse.

24 (22) \$189,000 of the general fund—state appropriation for fiscal
25 year 2023 is provided solely to implement Engrossed Substitute Senate
26 Bill No. 5980 (B&O tax credits). If the bill is not enacted by June
27 30, 2022, the amount provided in this subsection shall lapse.

28 **Sec. 137.** 2021 c 334 s 138 (uncodified) is amended to read as
29 follows:

30 **FOR THE BOARD OF TAX APPEALS**

31	General Fund—State Appropriation (FY 2022)	((\$2,631,000))
32		<u>\$2,621,000</u>
33	General Fund—State Appropriation (FY 2023)	((\$2,652,000))
34		<u>\$2,721,000</u>
35	TOTAL APPROPRIATION.	((\$5,283,000))
36		<u>\$5,342,000</u>

1 **Sec. 138.** 2021 c 334 s 139 (uncodified) is amended to read as
2 follows:

3 **FOR THE OFFICE OF MINORITY AND WOMEN'S BUSINESS ENTERPRISES**

4	General Fund—State Appropriation (FY 2022).	((\$1,975,000))
5		<u>\$1,993,000</u>
6	General Fund—State Appropriation (FY 2023).	((\$1,564,000))
7		<u>\$2,001,000</u>
8	Minority and Women's Business Enterprises Account—	
9	State Appropriation.	((\$4,607,000))
10		<u>\$4,874,000</u>
11	TOTAL APPROPRIATION.	((\$8,146,000))
12		<u>\$8,868,000</u>

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

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

18 (2) \$135,000 of the general fund—state appropriation for fiscal
19 year 2022 is provided solely for the implementation of Senate Bill
20 No. 5032 (alternative public works contracting procedures). (~~If the~~
21 ~~bill is not enacted by June 30, 2021, the amount provided in this~~
22 ~~subsection shall lapse.~~)

23 (3) \$851,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$675,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided solely for the implementation of
26 Substitute House Bill No. 1259 (women and minority contracting). (~~If~~
27 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
28 ~~this subsection shall lapse.~~)

29 **Sec. 139.** 2021 c 334 s 140 (uncodified) is amended to read as
30 follows:

31 **FOR THE INSURANCE COMMISSIONER**

32	General Fund—Federal Appropriation.	((\$4,633,000))
33		<u>\$4,672,000</u>
34	Insurance Commissioner's Regulatory Account—State	
35	Appropriation.	((\$66,336,000))
36		<u>\$70,706,000</u>
37	Insurance Commissioner's Fraud Account—State	
38	Appropriation.	((\$3,603,000))

1 \$3,651,000
2 TOTAL APPROPRIATION. ((\$74,572,000))
3 \$79,029,000

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

6 (1) \$234,000 of the insurance commissioner's regulatory account—
7 state appropriation is provided solely to implement Second Substitute
8 Senate Bill No. 5315 (captive insurance). (~~If the bill is not~~
9 ~~enacted by June 30, 2021, the amount provided in this subsection~~
10 ~~shall lapse.~~)

11 (2) \$64,000 of the insurance commissioner's regulatory account—
12 state appropriation is provided solely to implement Second Substitute
13 Senate Bill No. 5313 (health ins. discrimination). (~~If the bill is~~
14 ~~not enacted by June 30, 2021, the amount provided in this subsection~~
15 ~~shall lapse.~~)

16 (3) \$24,000 of the insurance commissioner's regulatory account—
17 state appropriation is provided solely to implement Engrossed Second
18 Substitute Senate Bill No. 5399 (universal health care commission).
19 (~~If the bill is not enacted by June 30, 2021, the amount provided in~~
20 ~~this subsection shall lapse.~~)

21 (4) \$3,000 of the insurance commissioner's regulatory account—
22 state appropriation is provided solely to implement Engrossed Second
23 Substitute Senate Bill No. 5377 (standardized health plans). (~~If the~~
24 ~~bill is not enacted by June 30, 2021, the amount provided in this~~
25 ~~subsection shall lapse.~~)

26 (5) \$649,000 of the insurance commissioner's regulatory account—
27 state appropriation is provided solely to implement Engrossed
28 Substitute House Bill No. 1196 (audio-only telemedicine). (~~If the~~
29 ~~bill is not enacted by June 30, 2021, the amount provided in this~~
30 ~~subsection shall lapse.~~)

31 (6) \$83,000 of the insurance commissioner's regulatory account—
32 state appropriation is provided solely to implement Substitute Senate
33 Bill No. 5003 (living donor act). (~~If the bill is not enacted by~~
34 ~~June 30, 2021, the amount provided in this subsection shall lapse.~~)

35 (7) (a) \$75,000 of the insurance commissioner's regulatory account
36 —state appropriation is provided solely for a service utilization,
37 cost, and implementation analysis of requiring coverage for the
38 hearing instruments benefit described in House Bill No. 1047 (hearing

1 instruments/children) for children who are 18 years of age or younger
2 and for children and adults.

3 (b) The commissioner must contract with one or more consultants
4 to:

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

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

15 (iii) Provide recommendations for distributing state payments to
16 defray the cost of the benefit coverage described in House Bill No.
17 1047 (hearing instruments/children) for health carriers.

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

20 (8) (a) \$200,000 of the insurance commissioner's regulatory
21 account—state appropriation is provided solely for the commissioner,
22 in consultation with the health care authority, to complete an
23 analysis of the cost to implement a fertility treatment benefit as
24 described in the department of health's December 2021 mandated
25 benefit sunrise review.

26 (b) The commissioner must contract with one or more consultants
27 to obtain utilization and cost data from Washington state health
28 carriers, as defined in RCW 48.43.005, necessary to provide an
29 estimate of the fiscal impact of providing a fertility treatment
30 benefit for the commercial health plan market.

31 (c) The analysis must include, but is not limited to, a
32 utilization and cost analysis of each of the following services:

33 (i) Infertility diagnosis;

34 (ii) Fertility medications;

35 (iii) Intrauterine insemination;

36 (iv) In vitro fertilization; and

37 (v) Egg freezing.

38 (d) The report should include projected costs expressed both as
39 total annual costs and per member per month costs for plan years 2024
40 through 2027.

1 (e) The commissioner must report the findings of the analysis to
2 the governor and appropriate committees of the legislature by June
3 30, 2023.

4 (9) (a) \$200,000 of the insurance commissioner's regulatory
5 account—state appropriation is provided solely for a contract for an
6 actuarial study to assess options for enhancing consumer protections,
7 expanding access to coverage, and accompanying regulations regarding
8 medicare supplemental insurance as defined in RCW 48.66.020. The
9 study shall evaluate, but is not limited to, the following:

10 (i) For at least the most recent three years for which data is
11 available, the total number of Washington state residents enrolled in
12 medicare, broken down by those who are enrolled in:

13 (A) Traditional medicare fee-for-service only;

14 (B) Medicare supplemental insurance plans;

15 (C) Medicare advantage plans; and

16 (D) Medicaid and will turn age 65 during the public health
17 emergency with respect to the coronavirus disease 2019 (COVID-19);

18 (ii) A demographic breakdown of the age, gender, racial, ethnic,
19 and geographic characteristics of the individuals listed in (a) (i) of
20 this subsection. For those younger than age 65, the breakdown should
21 separate those eligible as a result of disability and end-stage renal
22 disease status. The commissioner may include additional demographic
23 factors;

24 (iii) The estimated impact on premiums, enrollment, and increased
25 access for individuals listed in (a) (i) (A) and (B) of this subsection
26 if the state were to have an annual open enrollment period during
27 which medicare supplemental insurance was guaranteed issue, including
28 separate estimates for expanding coverage to include those eligible
29 for medicare and younger than age 65;

30 (iv) The estimated impact on premiums, enrollment, and increased
31 access for individuals in (a) (i) (A) and (B) of this subsection if
32 medicare supplemental insurance was guaranteed issue throughout the
33 year, including separate estimates for expanding coverage to include
34 those eligible for medicare and younger than age 65;

35 (v) The net cost impact to consumers and any other affected
36 parties of the options outlined in (a) (iii) and (iv) of this
37 subsection;

38 (vi) An analysis of other factors that impact access and premiums
39 for medicare-eligible individuals; and

1 (vii) A review of medicare supplemental insurance policy
2 protections in other states and their impact on premiums and
3 enrollment in these policies.

4 (b) By November 15, 2022, the insurance commissioner shall submit
5 a report to the appropriate committees of the legislature with the
6 findings of the study.

7 (c) The contract recipient for the actuarial study must have:

8 (i) A comprehensive view of the medicare supplement industry and
9 industry expertise developed from:

10 (A) Consulting for a diverse group of medicare supplement
11 stakeholders; and

12 (B) Working directly for insurers issuing medicare supplemental
13 plans; and

14 (ii) Access to data and expertise necessary to support the study
15 and alternative projections.

16 (10) \$250,000 of the insurance commissioner's regulatory account—
17 state appropriation is provided solely for the commissioner to
18 contract for an assessment of federal and state authorities to
19 provide recommendations on creating a legal framework within which
20 continuing care retirement community products under chapter 18.390
21 RCW may achieve heightened consumer protections through shared
22 regulatory oversight by the office of the insurance commissioner. The
23 commissioner must submit a report on the assessment and
24 recommendations to the health care committees of the legislature by
25 December 1, 2022.

26 (11) \$218,000 of the insurance commissioner's regulatory account—
27 state appropriation is provided solely to implement Engrossed
28 Substitute House Bill No. 1821 (telemedicine/relationship). If the
29 bill is not enacted by June 30, 2022, the amount provided in this
30 subsection shall lapse.

31 (12) \$442,000 of the insurance commissioner's regulatory account—
32 state appropriation is provided solely to implement Engrossed Second
33 Substitute House Bill No. 1688 (out-of-network health care). If the
34 bill is not enacted by June 30, 2022, the amount provided in this
35 subsection shall lapse.

36 (13) \$43,000 of the insurance commissioner's regulatory account—
37 state appropriation is provided solely to implement Substitute House
38 Bill No. 1389 (peer-to-peer vehicle sharing). If the bill is not

1 enacted by June 30, 2022, the amount provided in this subsection
2 shall lapse.

3 (14) \$24,000 of the insurance commissioner's regulatory account—
4 state appropriation is provided solely to implement House Bill No.
5 1651 (postpartum contraception). If the bill is not enacted by June
6 30, 2022, the amount provided in this subsection shall lapse.

7 (15) (a) \$100,000 of the insurance commissioner's regulatory
8 account—state appropriation is provided solely for the commissioner
9 to coordinate with the utilities and transportation commission to
10 jointly study the issue of utility liability insurance and report
11 findings to the governor and the appropriate committees of the
12 legislature by June 1, 2023.

13 (b) The study shall:

14 (i) Review the availability and cost of liability insurance for
15 electric utilities;

16 (ii) Identify obstacles to electric utility access to liability
17 insurance, including market conditions as well as legal and
18 regulatory requirements;

19 (iii) Evaluate financial risk to electric utilities, ratepayers,
20 property owners, and others that exists as a result of the increased
21 cost of insurance or in the event electric utilities are underinsured
22 as a result of a lack of access to coverage; and

23 (iv) Make policy recommendations to improve access to liability
24 insurance coverage for electric utilities.

25 (16) \$10,000 of the insurance commissioner's regulatory account—
26 state appropriation is provided solely to implement Substitute Senate
27 Bill No. 5546 (insulin affordability). If the bill is not enacted by
28 June 30, 2022, the amount provided in this subsection shall lapse.

29 (17) \$10,000 of the insurance commissioner's regulatory account—
30 state appropriation is provided solely to implement Senate Bill No.
31 5508 (insurance guaranty fund). If the bill is not enacted by June
32 30, 2022, the amount provided in this subsection shall lapse.

33 (18) \$7,000 of the insurance commissioner's regulatory account—
34 state appropriation is provided solely to implement Substitute Senate
35 Bill No. 5589 (primary care spending). If the bill is not enacted by
36 June 30, 2022, the amount provided in this subsection shall lapse.

37 (19) \$43,000 of the insurance commissioner's regulatory account—
38 state appropriation is provided solely to implement Substitute Senate

1 Bill No. 5610 (Rx drug cost sharing). If the bill is not enacted by
2 June 30, 2022, the amount provided in this subsection shall lapse.

3 (20) \$31,000 of the insurance commissioner's regulatory account—
4 state appropriation is provided solely to implement Second Substitute
5 Senate Bill No. 5532 (Rx drug affordability board). If the bill is
6 not enacted by June 30, 2022, the amount provided in this subsection
7 shall lapse.

8 (21) \$14,000 of the insurance commissioner's regulatory account—
9 state appropriation is provided solely to implement Engrossed Second
10 Substitute Senate Bill No. 5702 (donor human milk coverage). If the
11 bill is not enacted by June 30, 2022, the amount provided in this
12 subsection shall lapse.

13 **Sec. 140.** 2021 c 334 s 141 (uncodified) is amended to read as
14 follows:

15 **FOR THE STATE INVESTMENT BOARD**

16 State Investment Board Expense Account—State

17	Appropriation.	((\$65,134,000))
18		<u>\$69,784,000</u>
19	TOTAL APPROPRIATION.	((\$65,134,000))
20		<u>\$69,784,000</u>

21 The appropriation in this section is subject to the following
22 conditions and limitations:

23 (1) \$4,464,000 of the state investment board expense account—
24 state appropriation is provided solely for investment data software,
25 and is subject to the conditions, limitations, and review
26 requirements of section 701 of this act.

27 (2) During the 2021-2023 fiscal biennium, the Washington state
28 investment board shall provide the law enforcement officers' and
29 firefighters' plan 2 retirement board use of the investment board
30 main conference room. The law enforcement officers' and firefighters'
31 plan 2 retirement board must be allowed to use the board room for at
32 least five hours on one day per month during regular business hours.
33 Any additional direct costs incurred by the investment board due
34 solely to the use of the conference room by the retirement board may
35 be reimbursed by the law enforcement officers' and firefighters' plan
36 2 retirement board, consistent with any investment board policies on
37 reimbursement for this facility applied to other major clients and
38 investment partners.

1 **Sec. 141.** 2021 c 334 s 142 (uncodified) is amended to read as
2 follows:

3 **FOR THE LIQUOR AND CANNABIS BOARD**

4	General Fund—State Appropriation (FY 2022)	((\$388,000))
5		<u>\$407,000</u>
6	General Fund—State Appropriation (FY 2023)	((\$417,000))
7		<u>\$1,612,000</u>
8	General Fund—Federal Appropriation	((\$3,013,000))
9		<u>\$3,083,000</u>
10	General Fund—Private/Local Appropriation	\$75,000
11	Dedicated Marijuana Account—State Appropriation	
12	(FY 2022)	((\$11,575,000))
13		<u>\$11,846,000</u>
14	Dedicated Marijuana Account—State Appropriation	
15	(FY 2023)	((\$11,608,000))
16		<u>\$12,500,000</u>
17	Liquor Revolving Account—State Appropriation	((\$82,347,000))
18		<u>\$100,265,000</u>
19	TOTAL APPROPRIATION	((\$109,423,000))
20		<u>\$129,788,000</u>

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

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

27 (2) Of the liquor revolving account—state appropriation,
28 ((~~\$4,939,000 for fiscal year 2022 and \$2,065,000 for fiscal year 2023~~
29 ~~are~~))\$20,754,000 is provided solely for the modernization of
30 regulatory systems and are subject to the conditions, limitations,
31 and review requirements of section 701 of this act.

32 (3) \$1,441,000 of the liquor revolving account—state
33 appropriation is provided solely for the implementation of chapter
34 48, Laws of 2021 (E2SHB 1480) (liquor licensee privileges).

35 (4) \$58,000 of the liquor revolving account—state appropriation
36 is provided solely for the implementation of chapter 6, Laws of 2021
37 (ESSB 5272) (liquor & cannabis board fees).

38 (5) \$38,000 of the dedicated marijuana account—state
39 appropriation for fiscal year 2022 is provided solely to implement

1 Engrossed Substitute House Bill No. 1443 (cannabis industry/equity).
2 (~~If the bill is not enacted by June 30, 2021, the amount provided in~~
3 ~~this section shall lapse.~~)

4 (6) \$316,000 of the general fund—state appropriation for fiscal
5 year 2023 is provided solely for implementing House Bill No. 1859
6 (cannabis analysis labs). If the bill is not enacted by June 30,
7 2022, the amount provided in this subsection shall lapse.

8 (7) \$20,000 of the dedicated marijuana account—state
9 appropriation for fiscal year 2023 is provided solely for
10 implementing Second Substitute House Bill No. 1210 (cannabis
11 terminology). If the bill is not enacted by June 30, 2022, the amount
12 provided in this subsection shall lapse.

13 (8) The appropriations in this section include sufficient funding
14 for implementation of Third Substitute House Bill No. 1359 (liquor
15 license fees).

16 (9) \$500,000 of the general fund—state appropriation for fiscal
17 year 2023 is provided solely for the board, in consultation with the
18 office of equity and community organizations, to select a third-party
19 contractor to prioritize applicants in the cannabis social equity
20 program under RCW 69.50.335.

21 (10) \$11,000 of the general fund—state appropriation for fiscal
22 year 2023 is provided solely for implementation of Engrossed
23 Substitute Senate Bill No. 5004 (medical marijuana tax exemption). If
24 the bill is not enacted by June 30, 2022, the amount provided in this
25 subsection shall lapse.

26 (11) \$324,000 of the general fund—state appropriation for fiscal
27 year 2023 and \$1,331,000 of the liquor revolving account—state
28 appropriation are provided solely for implementing Substitute Senate
29 Bill No. 5983 (cannabinoid regulation). If the bill is not enacted by
30 June 30, 2022, the amounts provided in this subsection shall lapse.

31 (12) \$27,000 of the liquor revolving account—state appropriation
32 is provided solely for implementation of Senate Bill No. 5940 (liquor
33 licenses). If the bill is not enacted by June 30, 2022, the amount
34 provided in this subsection shall lapse.

35 (13) \$123,000 of the dedicated marijuana account—state
36 appropriation for fiscal year 2023 is provided solely for
37 implementation of Engrossed Second Substitute Senate Bill No. 5796
38 (dedicated cannabis distributions).

1 **Sec. 142.** 2021 c 334 s 143 (uncodified) is amended to read as
2 follows:

3 **FOR THE UTILITIES AND TRANSPORTATION COMMISSION**

4	General Fund—State Appropriation (FY 2022).	((\$251,000))
5		<u>\$515,000</u>
6	General Fund—State Appropriation (FY 2023).	((\$199,000))
7		<u>\$1,502,000</u>
8	General Fund—Private/Local Appropriation.	((\$16,591,000))
9		<u>\$8,564,000</u>
10	Public Service Revolving Account—State Appropriation. ((\$42,430,000))	
11		<u>\$44,196,000</u>
12	Public Service Revolving Account—Federal	
13	Appropriation.	\$100,000
14	Pipeline Safety Account—State Appropriation.	((\$3,435,000))
15		<u>\$3,593,000</u>
16	Pipeline Safety Account—Federal Appropriation.	((\$3,140,000))
17		<u>\$3,241,000</u>
18	TOTAL APPROPRIATION.	((\$66,146,000))
19		<u>\$61,711,000</u>

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

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

29 (2) \$137,000 of the public service revolving account—state
30 appropriation is provided solely for the implementation of Engrossed
31 Second Substitute Senate Bill No. 5126 (climate commitment act). (~~If~~
32 ~~the bill is not enacted by June 30, 2021, the amount provided in this~~
33 ~~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
2 fiscal year 2022 and \$199,000 of the general fund—state appropriation
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
6 emissions reductions as described in RCW 70A.45.020, and the impacts
7 of energy decarbonization on residential and commercial customers and
8 the electrical and natural gas utilities that serve them.

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;

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

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

22 (vi) Equity considerations and impacts to low-income customers
23 and highly impacted communities; and

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

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

32 (5) \$76,000 of the public service revolving account—state
33 appropriation is provided solely to implement Engrossed Third
34 Substitute House Bill No. 1091 (transportation fuel/carbon). (~~If the~~
35 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
36 ~~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 (7) \$667,000 of the general fund—state appropriation for fiscal
4 year 2023 is provided solely for implementation of Engrossed Second
5 Substitute House Bill No. 1723 (digital equity act). If the bill is
6 not enacted by June 30, 2022, the amount provided in this subsection
7 shall lapse.

8 (8) \$50,000 of the general fund—state appropriation for fiscal
9 year 2023 is provided solely for the commission to coordinate with
10 the office of the insurance commissioner to study the issue of
11 utility liability insurance and report its findings to the governor
12 and the appropriate committees of the legislature by June 1, 2023.

13 (9) \$68,000 of the public service revolving account—state
14 appropriation is provided solely for implementation of Engrossed
15 Substitute Senate Bill No. 5974 (transportation resources). If the
16 bill is not enacted by June 30, 2022, the amount provided in this
17 subsection shall lapse.

18 (10) \$92,000 of the general fund—state appropriation for fiscal
19 year 2023 is provided solely for implementation of Substitute Senate
20 Bill No. 5678 (energy project orders). If the bill is not enacted by
21 June 30, 2022, the amount provided in this subsection shall lapse.

22 (11) \$358,000 of the general fund—state appropriation for fiscal
23 year 2023 and \$56,000 of the pipeline safety account—state
24 appropriation are provided solely for implementation of Substitute
25 Senate Bill No. 5910 (hydrogen). If the bill is not enacted by June
26 30, 2022, the amounts provided in this subsection shall lapse.

27 **Sec. 143.** 2021 c 334 s 144 (uncodified) is amended to read as
28 follows:

29 **FOR THE MILITARY DEPARTMENT**

30	General Fund—State Appropriation (FY 2022)	((\$10,500,000))
31		<u>\$10,422,000</u>
32	General Fund—State Appropriation (FY 2023)	((\$9,502,000))
33		<u>\$13,291,000</u>
34	General Fund—Federal Appropriation.	((\$120,157,000))
35		<u>\$132,559,000</u>
36	Enhanced 911 Account—State Appropriation.	((\$53,834,000))
37		<u>\$54,034,000</u>
38	Disaster Response Account—State Appropriation.	((\$42,370,000))

1		<u>\$75,553,000</u>
2	Disaster Response Account—Federal Appropriation.	((\$920,106,000))
3		<u>\$1,068,847,000</u>
4	Military Department Rent and Lease Account—State	
5	Appropriation.	((\$994,000))
6		<u>\$1,000,000</u>
7	Military Department Active State Service Account—	
8	State Appropriation.	\$400,000
9	Oil Spill Prevention Account—State Appropriation.	\$1,040,000
10	Worker and Community Right to Know Fund—State	
11	Appropriation.	((\$1,832,000))
12		<u>\$1,919,000</u>
13	TOTAL APPROPRIATION.	((\$1,160,735,000))
14		<u>\$1,359,065,000</u>

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

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

25 (2) \$40,000,000 of the general fund—federal appropriation is
26 provided solely for homeland security, subject to the following
27 conditions: Any communications equipment purchased by local
28 jurisdictions or state agencies shall be consistent with standards
29 set by the Washington state interoperability executive committee.

30 (3) \$11,000,000 of the enhanced 911 account—state appropriation
31 is provided solely for financial assistance to counties.

32 (4) \$784,000 of the disaster response account—state appropriation
33 is provided solely for fire suppression training, equipment, and
34 supporting costs to national guard soldiers and airmen.

35 (5) \$200,000 of the military department rental and lease account—
36 state appropriation is provided solely for maintenance staff.

37 (6) ((~~\$1,000,000~~)) \$300,000 of the general fund—state
38 appropriation for fiscal year 2022 ((~~is~~)) and \$700,000 of the disaster
39 response account—state appropriation are provided solely for grants

1 to assist eligible individuals and families with the purchase of
2 household appliances, home repair, and home replacement including
3 construction, building materials, site preparation, and permitting
4 fees. The maximum grant to an eligible individual or household is
5 \$2,500. Grants will be awarded on a first-come, first-serve basis
6 subject to availability of amounts provided in this subsection. For
7 purposes of this subsection, "household appliance" means a machine
8 that assists with household functions such as cooking, cleaning and
9 food preservation. To be eligible, an individual or family must:

10 (a) Be a resident of Douglas, Okanogan, Pierce, or Whitman
11 county;

12 (b) Have suffered damage to their home or was displaced from a
13 rental unit used as their primary residence due to a wildfire
14 occurring in fiscal year 2021;

15 (c) Not have or have inadequate private insurance to cover the
16 cost of household appliance replacement;

17 (d) Not qualify for individual assistance through the federal
18 emergency management agency; and

19 (e) Meet one of the following criteria:

20 (i) Is disabled;

21 (ii) Has a household income equal to or less than 80 percent of
22 county median household income;

23 (iii) The home qualified for the property tax exemption program
24 in RCW 84.36.379 through 84.36.389; or

25 (iv) The home qualified for the property tax deferral program in
26 chapter 84.38 RCW.

27 (7) \$2,136,000 of the general fund—federal appropriation (ARPA)
28 is provided solely for the department to administer the emergency
29 management performance grants according to federal laws and
30 guidelines.

31 (8) \$3,808,000 of the disaster response account—state
32 appropriation and \$46,039,000 of the disaster response account—
33 federal appropriation are provided solely for agency costs for
34 acquiring personal protective equipment as listed in LEAP omnibus
35 document 2021-FEMA PPE, dated April 24, 2021. The department must
36 coordinate with the agencies who have costs listed in LEAP omnibus
37 document 2021-FEMA PPE, dated April 24, 2021, to ensure application
38 to the federal emergency management agency for reimbursement.

1 (9) (a) \$251,000 of the general fund—state appropriation for
2 fiscal year 2022 and (~~(\$250,000)~~)\$775,000 of the general fund—state
3 appropriation for fiscal year 2023 are provided solely for the
4 military department to facilitate a task force to conduct a
5 comprehensive after-action review of the statewide pandemic response
6 and recovery.

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

8 (i) One member from each of the two largest caucuses of the
9 senate, appointed by the president of the senate;

10 (ii) One member from each of the two largest caucuses of the
11 house of representatives, appointed by the speaker of the house of
12 representatives;

13 (iii) The secretary of the department of health, or the
14 secretary's designee;

15 (iv) The adjutant general of the military department, or the
16 adjutant general's designee;

17 (v) The commissioner of the employment security department, or
18 the commissioner's designee;

19 (vi) The director of the department of financial institutions, or
20 the director's designee;

21 (vii) The insurance commissioner, or the commissioner's designee;

22 (viii) The secretary of the department of social and health
23 services, or the secretary's designee;

24 (ix) The superintendent of public instruction, or the
25 superintendent's designee;

26 (x) The director of the department of labor and industries, or
27 the director's designee;

28 (xi) The director of the department of commerce, or the
29 director's designee;

30 (xii) The director of the department of enterprise services, or
31 the director's designee;

32 (xiii) The secretary of the department of transportation, or the
33 secretary's designee;

34 (xiv) The director of the department of licensing, or the
35 director's designee;

36 (xv) The director of the office of financial management, or the
37 director's designee;

38 (xvi) The director of the health care authority, or the
39 director's designee;

1 (xvii) The executive director of the pharmacy quality assurance
2 commission, or the executive director's designee;

3 (xviii) One member representing the Washington association of
4 sheriffs and police chiefs;

5 (xix) One member representing the association of Washington
6 businesses; and

7 (xx) Additional members to be appointed by the governor, as
8 follows:

9 (A) One member representing the office of the governor;

10 (B) One member representing the association of Washington cities;

11 (C) One member representing the Washington state association of
12 counties;

13 (D) One member representing emergency and transitional housing
14 providers;

15 (E) One member representing a statewide association representing
16 physicians;

17 (F) One member representing a statewide association representing
18 nurses;

19 (G) One member representing a statewide association representing
20 hospitals;

21 (H) One member representing community health centers;

22 (I) Two members representing local public health officials;

23 (J) Two members representing local emergency management agencies,
24 one member located west of the crest of the Cascade mountains and one
25 member located east of the crest of the Cascade mountains;

26 (K) At least one member representing federally recognized tribes;

27 (L) Up to 10 members representing demographic groups that have
28 been disproportionately impacted by the COVID-19 pandemic, that
29 include, but are not limited to, individuals of different race,
30 class, gender, ethnicity, and immigration status;

31 (M) One member representing leisure and hospitality industries;

32 (N) One member representing education services; and

33 (O) One member representing manufacturing and trade industries.

34 (c) The adjutant general, or the adjutant general's designee, and
35 the secretary of the department of health, or the secretary's
36 designee, shall cochair the task force and convene its initial
37 meeting.

38 (d) (i) The task force shall conduct the comprehensive after-
39 action review of the COVID-19 pandemic response in accordance with
40 established national standards for emergency or disaster after-action

1 reviews. In order to improve the response to and recovery from future
2 pandemics, the task force shall develop lessons learned and make
3 recommendations that include, but are not limited to, the following:

4 (A) Aspects of the COVID-19 response that may inform future
5 pandemic and all-hazards responses;

6 (B) Emergency responses that would benefit the business community
7 and workers during a pandemic;

8 (C) Standards regarding flexible rent and repayment plans for
9 residential and commercial tenants during a pandemic;

10 (D) Whether establishing regional emergency management agencies
11 would benefit Washington state emergency response to future
12 pandemics;

13 (E) Gaps and needs for volunteers to support medical
14 professionals in performing their pandemic emergency response
15 functions within Washington state;

16 (F) Gaps and needs for tools to measure the scale of an impact
17 caused by a pandemic and tailoring the pandemic response to affected
18 regions based on the scale of the impact in those regions;

19 (G) Gaps and needs in health care system capacity and case
20 tracking, monitoring, control, isolation and quarantine, and
21 deploying medical supplies and personnel; and

22 (H) Implementing guidelines for school closures during a
23 pandemic.

24 (ii) The topics identified in (i) of this subsection (~~((7))~~) (9)
25 (d) are intended to be illustrative but not exhaustive. The task
26 force should consider issues relating to equity, disparities, and
27 discrimination in each topic it studies and for which it makes
28 recommendations.

29 (e) The military department must provide staff support for the
30 task force. The military department may employ staff and contracted
31 support to fulfill the requirements of this subsection.

32 (f) The task force shall consult with owners of small businesses,
33 epidemiologists, and representatives of immigrant communities.

34 (g) Legislative members of the task force are reimbursed for
35 travel expenses in accordance with RCW 44.04.120. Nonlegislative
36 members shall be reimbursed for travel expenses in accordance with
37 chapter 43.03 RCW.

38 (h) The task force shall report its initial findings and
39 recommendations to the governor and the appropriate committees of the
40 legislature by June 30, 2022. The task force shall report its final

1 findings and recommendations to the governor and the appropriate
2 committees of the legislature by June 30, 2023.

3 (10)(a) Within amounts appropriated in this act, the department
4 must coordinate with the department of commerce in the administration
5 of the grant program created in section 129(88) of this act.

6 (b) If the federal emergency management agency provides
7 reimbursement for any portion of the costs incurred by a city or
8 county that were paid for using state grant funding provided under
9 section 129(88) of this act, the military department shall remit the
10 reimbursed funds to the state general fund.

11 (c) The department must provide technical assistance for the
12 public assistance program application process to applicants to the
13 grant program created in section 129(88) of this act.

14 (11) \$438,000 of the disaster response account—state
15 appropriation is provided solely for a dedicated access and
16 functional needs program manager, access and functional need
17 services, and a dedicated tribal liaison to assist with disaster
18 preparedness and response.

19 (12) \$275,000 of the general fund—state appropriation for fiscal
20 year 2023 is provided solely for the department to provide a grant to
21 the Ruckelshaus center to compare traditional decision making systems
22 with other decision making structures and provide recommendations for
23 future emergency responses.

24 (13) \$300,000 of the general fund—state appropriation for fiscal
25 year 2023 is provided solely for the department to contract for the
26 development of a plan for a state-level disaster individual
27 assistance program. The program should be modeled after successful
28 programs in other states and be linked to complimentary programs at
29 agencies such as the departments of commerce and social and health
30 services, and the office of the governor. The fully developed program
31 will detail the establishment, operations, and maintenance of a
32 state-level disaster individual assistance program. A report
33 detailing findings and recommendations for creating the program shall
34 be delivered to the appropriate legislative committees by June 30,
35 2023.

36 (14) \$15,000 of the enhanced 911 account—state appropriation is
37 provided solely for implementation of Substitute Senate Bill No. 5555
38 (safety telecommunicators). If the bill is not enacted by June 30,
39 2022, the amount provided in this subsection shall lapse.

1 (15) \$7,500,000 of the disaster response account—state
2 appropriation is provided solely for the department to make grants
3 for individual assistance to those impacted by extreme weather events
4 and natural disasters in fiscal year 2022 and fiscal year 2023.

5 (16) \$4,853,000 of the disaster response account—state
6 appropriation is provided solely for the department to use as
7 matching funds for the federal emergency management agency building
8 resilient infrastructure and communities (BRIC) grant program.

9 **Sec. 144.** 2021 c 334 s 145 (uncodified) is amended to read as
10 follows:

11 **FOR THE PUBLIC EMPLOYMENT RELATIONS COMMISSION**

12	General Fund—State Appropriation (FY 2022).	((\$2,401,000))
13		<u>\$2,402,000</u>
14	General Fund—State Appropriation (FY 2023).	((\$2,371,000))
15		<u>\$2,451,000</u>
16	Personnel Service Account—State Appropriation.	((\$4,382,000))
17		<u>\$4,455,000</u>
18	Higher Education Personnel Services Account—State	
19	Appropriation.	((\$1,407,000))
20		<u>\$1,428,000</u>
21	TOTAL APPROPRIATION.	((\$10,561,000))
22		<u>\$10,736,000</u>

23 The appropriations in this section are subject to the following
24 conditions and limitations: \$52,000 of the general fund—state
25 appropriation for fiscal year 2022 and \$5,000 of the general fund—
26 state appropriation for fiscal year 2023 are provided solely for the
27 implementation of Substitute Senate Bill No. 5055 (law enforcement
28 grievances). (~~If the bill is not enacted by June 30, 2021, the~~
29 ~~amounts provided in this subsection shall lapse.~~)

30 **Sec. 145.** 2021 c 334 s 146 (uncodified) is amended to read as
31 follows:

32 **FOR THE BOARD OF ACCOUNTANCY**

33	Certified Public Accountants' Account—State	
34	Appropriation.	((\$4,438,000))
35		<u>\$4,497,000</u>
36	TOTAL APPROPRIATION.	((\$4,438,000))
37		<u>\$4,497,000</u>

1 **Sec. 146.** 2021 c 334 s 147 (uncodified) is amended to read as
2 follows:

3 **FOR THE BOARD FOR VOLUNTEER FIREFIGHTERS**

4 Volunteer Firefighters' and Reserve Officers'

5	Administrative Account—State Appropriation. . . .	((\$4,960,000))
6		<u>\$4,978,000</u>
7	TOTAL APPROPRIATION.	((\$4,960,000))
8		<u>\$4,978,000</u>

9 The appropriation in this section is subject to the following
10 conditions and limitations: \$3,930,000 of the volunteer firefighters'
11 and reserve officers' administrative account—state appropriation is
12 provided solely for a benefits management system, and is subject to
13 the conditions, limitations, and review requirements of section 701
14 of this act.

15 **Sec. 147.** 2021 c 334 s 148 (uncodified) is amended to read as
16 follows:

17 **FOR THE FORENSIC INVESTIGATION COUNCIL**

18	Death Investigations Account—State Appropriation. . . .	((\$753,000))
19		<u>\$754,000</u>
20	TOTAL APPROPRIATION.	((\$753,000))
21		<u>\$754,000</u>

22 The appropriation in this section is subject to the following
23 conditions and limitations:

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

31 (b) Of the amounts provided in this subsection, \$30,000 of the
32 death investigations account—state appropriation is provided solely
33 for the Adams county crime lab to investigate a double homicide that
34 occurred in fiscal year 2021.

35 (2) \$210,000 of the death investigations account—state
36 appropriation is provided solely for providing financial assistance
37 to local jurisdictions in identifying human remains.

1 (3) Within the amount appropriated in this section, the forensic
2 investigation council may enter into an interagency agreement with
3 the department of enterprise services for the department to provide
4 services related to public records requests, to include responding
5 to, or assisting the council in responding to, public disclosure
6 requests received by the council.

7 **Sec. 148.** 2021 c 334 s 149 (uncodified) is amended to read as
8 follows:

9 **FOR THE DEPARTMENT OF ENTERPRISE SERVICES**

10	General Fund—State Appropriation (FY 2022).	((\$5,976,000))
11		<u>\$7,016,000</u>
12	General Fund—State Appropriation (FY 2023).	((\$5,833,000))
13		<u>\$12,516,000</u>
14	General Fund—Private/Local Appropriation.	\$102,000
15	Building Code Council Account—State Appropriation. . .	((\$1,825,000))
16		<u>\$2,277,000</u>
17	TOTAL APPROPRIATION.	((\$13,736,000))
18		<u>\$21,911,000</u>

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

21 (1) ((~~\$5,208,000~~))\$6,151,000 of the general fund—state
22 appropriation for fiscal year 2022 and ((~~\$5,269,000~~))\$6,127,000 of
23 the general fund—state appropriation for fiscal year 2023 are
24 provided solely for the payment of facilities and services charges to
25 include campus rent, ((~~utilities,~~)) parking, security,((~~and~~))
26 contracts, public and historic facilities charges, and capital
27 projects surcharges allocable to the senate, house of
28 representatives, statute law committee, legislative support services,
29 and joint legislative systems committee. The department shall
30 allocate charges attributable to these agencies among the affected
31 revolving funds. The department shall maintain an interagency
32 agreement with these agencies to establish performance standards,
33 prioritization of preservation and capital improvement projects, and
34 quality assurance provisions for the delivery of services under this
35 subsection. The legislative agencies named in this subsection shall
36 continue to enjoy all of the same rights of occupancy and space use
37 on the capitol campus as historically established.

1 (2) Before any agency may purchase a passenger motor vehicle as
2 defined in RCW 43.19.560, the agency must have written approval from
3 the director of the department of enterprise services. Agencies that
4 are exempted from the requirement are the Washington state patrol,
5 Washington state department of transportation, and the department of
6 natural resources.

7 (3) From the fee charged to master contract vendors, the
8 department shall transfer to the office of minority and women's
9 business enterprises in equal monthly installments \$1,500,000 in
10 fiscal year 2022 and \$1,300,000 in fiscal year 2023.

11 (4) Within existing resources, beginning October 31, 2021, the
12 department, in collaboration with consolidated technology services,
13 must provide a report to the governor and fiscal committees of the
14 legislative by October 31 of each calendar year that reflects
15 information technology contract information based on a contract
16 snapshot from June 30 of that same calendar year, and must also
17 include any contract that was active since July 1 of the previous
18 calendar year. The department will coordinate to receive contract
19 information for all contracts to include those where the department
20 has delegated authority so that the report includes statewide
21 contract information. The report must contain a list of all
22 information technology contracts to include the agency name, contract
23 number, vendor name, contract term start and end dates, contract
24 dollar amount in total, and contract dollar amounts by state fiscal
25 year. The report must also include, by contract, the contract
26 spending projections by state fiscal year for each ensuing state
27 fiscal year through the contract term, and note the type of service
28 delivered. The list of contracts must be provided electronically in
29 Excel and be sortable by all field requirements. The report must also
30 include trend analytics on information technology contracts, and
31 recommendations for reducing costs where possible.

32 (5) \$162,000 of the general fund—state appropriation in fiscal
33 year 2022 and \$162,000 of the general fund—state appropriation for
34 fiscal year 2023 are provided solely for the department to waive rent
35 fees and charges through June 30, 2023, for vendors who are blind
36 business enterprise program licensees by the department of services
37 for the blind and who lease space and operate food service
38 businesses, inclusive of delis, cafeterias, and espresso stands, in
39 state government buildings.

1 (6) Within existing resources, the state building code council,
2 in collaboration with the LGBTQ commission, must develop a plan to
3 incorporate into future Washington state building codes options for
4 the design and construction of inclusive bathroom facilities that are
5 consistent with a person's own gender expression or gender identity.
6 Coordination must begin by September 1, 2021, and a preliminary
7 report of the plan is due by September 1, 2022.

8 (7)(a) The department must work with the office of financial
9 management to identify leases that will be up for renewal effective
10 July 1, 2022, through June 30, 2024.

11 (b) The department must collaborate with the office of financial
12 management on reduction in leased office space by agency for fiscal
13 years 2024 and 2025.

14 (8)(a) The department must work collaboratively with at least
15 each state agency that has fleet vehicles to discuss the agency need
16 for the number of fleet vehicles each agency has as of July 1, 2021.
17 The department must identify and report, at least:

18 (i) The count of fleet vehicles by agency by type, and the cost
19 by fund source by fiscal year for fiscal year 2019, 2020, 2021, 2022,
20 and 2023 for agency fleet vehicles;

21 (ii) The mileage data by agency by fleet vehicle for fiscal year
22 2019, 2020, and 2021, and the estimates for fiscal year 2022 and
23 2023; and

24 (iii) The business justification for the amount of fleet vehicles
25 in fiscal year 2022 and 2023, by agency, given the change in business
26 practice from in-person to remote work and video conferencing that
27 began in 2020.

28 (b) The department must submit the report to fiscal and
29 appropriate policy committees of the legislature by December 1, 2021.

30 (9)(a) The department must examine the motor pool fleet to
31 determine the need for the number of vehicles. The department must
32 identify, at least:

33 (i) The count of motor pool vehicles by type;

34 (ii) The cost recovery needed by fiscal year for fiscal year
35 2021, 2022, and 2023. This must include the anticipated recovery by
36 fund source by fiscal year for fiscal year 2021, 2022, and 2023;

37 (iii) The mileage data by motor pool vehicle for fiscal year
38 2019, 2020, and 2021, and the estimates for 2022 and 2023; and

1 (iv) The business justification for the amount of motor vehicles
2 in fiscal year 2022 and 2023, given the change in business practice
3 from in-person to remote work and video conferencing.

4 (b) The department must report to fiscal and appropriate policy
5 committees of the legislature by December 1, 2021.

6 (10) \$69,000 of the building code council account—state
7 appropriation is provided solely for implementation of Engrossed
8 Substitute House Bill No. 1184 (risk-based water quality standards).
9 (~~If the bill is not enacted by June 30, 2021, the amount provided in~~
10 ~~this subsection shall lapse.~~)

11 (11)(a) \$654,000 of the general fund—state appropriation for
12 fiscal year 2023 is provided solely for the department, in
13 collaboration with the state efficiency and environmental performance
14 program, to:

15 (i) Prepare a zero emission vehicle implementation strategy, to
16 include standard metrics and reporting requirements, for the
17 department's managed vehicles, as outlined in executive order 21-04,
18 to include at least passenger vehicles and maintenance vehicles;

19 (ii) Prepare a zero emission vehicle implementation strategy in
20 collaboration with state agencies, to include standard metrics and
21 reporting requirements, for state-owned agency fleet vehicles, as
22 outlined in executive order 21-04, to include at least passenger
23 vehicles and maintenance vehicles;

24 (iii) Collect and report on what vehicles from (a)(i) and (ii) of
25 this subsection are covered under executive order 21-04 as EV ready,
26 and at what interval by fiscal year and at what cost by vehicle make
27 and model;

28 (iv) Identify current barriers to EV replacement strategies and
29 outline strategies to overcome these barriers for (a)(i) and (ii) of
30 this subsection and report on these discretely;

31 (v) Identify optimal charging hub locations by fiscal year for
32 (a)(i) and (ii) of this subsection and the estimated costs to do so
33 by fiscal year;

34 (vi) Prepare a comprehensive fleet transition schedule for (a)(i)
35 and (ii) of this subsection;

36 (vii) Create implementation plan templates for use by state
37 agencies; and

38 (viii) Estimate fiscal impacts of EV costs by vehicle type
39 compared to the base funding that was used to purchase or lease the
40 vehicles being replaced for (a)(i) and (ii) of this subsection.

1 (b) The department must submit a preliminary report responsive to
2 (a)(i) through (viii) of this subsection by April 30, 2023, to the
3 fiscal committees of the legislature, and a final report by June 30,
4 2023.

5 (12) \$2,952,000 of the general fund—state appropriation for
6 fiscal year 2023 is provided solely for zero emission electric
7 vehicle supply equipment infrastructure at state-owned facilities to
8 accommodate charging station installation. The electric vehicle
9 charging equipment must allow for the collection of usage data and
10 must be coordinated with the state efficiency and environmental
11 performance program. The department must prioritize locations based
12 on state efficiency and environmental performance location
13 priorities, and at least where zero emission fleet vehicles are
14 scheduled to be purchased in fiscal year 2023. The department must
15 report when and where the equipment was installed, usage data at each
16 charging station, and the state agencies and state facilities that
17 benefit from the installation of the charging station to the fiscal
18 committees of the legislature by June 30, 2023, for those installed
19 in fiscal year 2023, and each fiscal year thereafter if further
20 funding is provided. The department shall collaborate with the
21 interagency electric vehicle coordinating council established in
22 Engrossed Substitute Senate Bill No. 5974 (transportation resources)
23 to implement this subsection and must work to meet benchmarks
24 established in Engrossed Substitute Senate Bill No. 5974
25 (transportation resources).

26 **Sec. 149.** 2021 c 334 s 150 (uncodified) is amended to read as
27 follows:

28 **FOR THE DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION**

29	General Fund—State Appropriation (FY 2022).	((\$2,736,000))
30		<u>\$2,721,000</u>
31	General Fund—State Appropriation (FY 2023).	((\$2,779,000))
32		<u>\$3,721,000</u>
33	General Fund—Federal Appropriation.	((\$2,948,000))
34		<u>\$3,325,000</u>
35	General Fund—Private/Local Appropriation.	\$14,000
36	TOTAL APPROPRIATION.	((\$8,477,000))
37		<u>\$9,781,000</u>

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

3 (1) \$103,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$103,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for archaeological
6 determinations and excavations of inadvertently discovered skeletal
7 human remains, and removal and reinterment of such remains when
8 necessary.

9 (2) \$500,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$550,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for the Washington main street
12 program, including \$150,000 of the general fund—state appropriation
13 for fiscal year 2022 and \$200,000 of the general fund—state
14 appropriation for fiscal year 2023 provided solely for a pilot
15 project grant program for affiliate main street programs. From the
16 amount provided in this subsection, the department may provide grants
17 of up to \$40,000 to the affiliate main street programs for staffing
18 costs, capacity building, and other costs associated with
19 establishing a local nonprofit organization focused solely on
20 downtown revitalization. The department must prioritize affiliate
21 main street programs in locations with a population under 20,000.

22 (3) \$92,000 of the general fund—state appropriation for fiscal
23 year 2023 is provided solely for the department of archeology and
24 historic preservation to conduct a comprehensive study, jointly with
25 the department of licensing, to review the definition of a cemetery,
26 examine current protections and oversight authority, and provide
27 recommendations for future protections and oversight authority of
28 cemeteries in Washington state. The department may solicit input for
29 the analysis from representatives of interested parties to include,
30 but not be limited to, cities, counties, tribes, and law enforcement.
31 The departments shall submit the study to the legislature by December
32 31, 2022.

33 (4) \$150,000 of the general fund—state appropriation for fiscal
34 year 2023 is provided solely for the department to develop a trial
35 mapping project that will result in information that state and local
36 planners may use to make land use and transportation decisions
37 through an equity lens. The department may use funding provided in
38 this subsection to:

1 (a) Engage with marginalized communities and other relevant
2 stakeholders to prioritize locations included in the trial mapping
3 project;

4 (b) Create and publish documentation of historic places and
5 buildings included in current cultural resources practice framework;
6 and

7 (c) Make available geographic information system data that is
8 compatible across state and local government mapping platforms.

9 (5) \$2,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$48,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for the department to
12 collaborate with Black and African American communities across the
13 state to record important historic properties. The department may use
14 funding provided in this subsection to:

15 (a) Use maps and engage stakeholders in the Black and African
16 American communities to locate geographic areas where Black and
17 African Americans lived and worked before the year 1970;

18 (b) Engage with Black and African American communities and
19 stakeholders to identify places that are of historic significance;

20 (c) Add documentation to the department's state database of
21 historic properties; and

22 (d) Create outreach products to inform and educate the public on
23 the historic properties.

24 (6) \$98,000 of the general fund—state appropriation for fiscal
25 year 2023 is provided solely for implementation of Engrossed
26 Substitute House Bill No. 1753 (climate funding/tribes). If the bill
27 is not enacted by June 30, 2022, the amount in this subsection shall
28 lapse.

29 (7) \$100,000 of the general fund—state appropriation for fiscal
30 year 2023 is provided solely for a nonprofit dedicated to providing
31 an online statewide historical encyclopedia to produce and share
32 materials that explore the history of waterfront park and Seattle's
33 central waterfront.

34 **Sec. 150.** 2021 c 334 s 151 (uncodified) is amended to read as
35 follows:

36 **FOR THE CONSOLIDATED TECHNOLOGY SERVICES AGENCY**

37 General Fund—State Appropriation (FY 2022). \$581,000

38 General Fund—State Appropriation (FY 2023). (~~(\$531,000)~~)

1		<u>\$631,000</u>
2	Consolidated Technology Services Revolving Account—	
3	State Appropriation.	((\$53,030,000))
4		<u>\$60,113,000</u>
5	TOTAL APPROPRIATION.	((\$54,142,000))
6		<u>\$61,325,000</u>

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

9 (1) ((~~\$11,623,000~~)) \$11,598,000 of the consolidated technology
10 services revolving account—state appropriation is provided solely for
11 the office of the chief information officer. Of this amount:

12 (a) \$2,000,000 of the consolidated technology services revolving
13 account—state appropriation is provided solely for experienced
14 information technology project managers to provide critical support
15 to agency IT projects that are under oversight from the office of the
16 chief information officer. The staff or vendors will:

17 (i) Provide master level project management guidance to agency IT
18 stakeholders;

19 (ii) Consider statewide best practices from the public and
20 private sectors, independent review and analysis, vendor management,
21 budget and timing quality assurance and other support of current or
22 past IT projects in at least Washington state and share these with
23 agency IT stakeholders and legislative fiscal staff at least
24 ((~~quarterly~~)) twice annually and post these to the statewide IT
25 dashboard; and

26 (iii) Provide independent recommendations to legislative fiscal
27 committees by December of each calendar year on oversight of IT
28 projects to include opportunities for accountability and performance
29 metrics.

30 (b) \$2,960,000 of the consolidated technology services revolving
31 account—state appropriation is provided solely for the office of
32 privacy and data protection.

33 (2) ((~~\$12,393,000~~)) \$12,168,000 of the consolidated technology
34 services revolving account—state appropriation is provided solely for
35 the office of cyber security.

36 (3) The consolidated technology services agency shall work with
37 customer agencies using the Washington state electronic records vault
38 (WASERV) to identify opportunities to:

1 (a) Reduce storage volumes and costs associated with vault
2 records stored beyond the agencies' record retention schedules; and

3 (b) Assess a customized service charge as defined in chapter 304,
4 Laws of 2017 for costs of using WASERV to prepare data compilations
5 in response to public records requests.

6 (4) (a) In conjunction with the office of the chief information
7 officer's prioritization of proposed information technology
8 expenditures, agency budget requests for proposed information
9 technology expenditures must include the following:

10 (i) The agency's priority ranking of each information technology
11 request;

12 (ii) The estimated cost by fiscal year and by fund for the
13 current biennium;

14 (iii) The estimated cost by fiscal year and by fund for the
15 ensuing biennium;

16 (iv) The estimated total cost for the current and ensuing
17 biennium;

18 (v) The total cost by fiscal year, by fund, and in total, of the
19 information technology project since it began;

20 (vi) The estimated cost by fiscal year and by fund over all
21 biennia through implementation and close out and into maintenance and
22 operations;

23 (vii) The estimated cost by fiscal year and by fund for service
24 level agreements once the project is implemented;

25 (viii) The estimated cost by fiscal year and by fund for agency
26 staffing for maintenance and operations once the project is
27 implemented; and

28 (ix) The expected fiscal year when the agency expects to complete
29 the request.

30 (b) The office of the chief information officer and the office of
31 financial management may request agencies to include additional
32 information on proposed information technology expenditure requests.

33 (5) The consolidated technology services agency must not increase
34 fees charged for existing services without prior approval by the
35 office of financial management. The agency may develop fees to
36 recover the actual cost of new infrastructure to support increased
37 use of cloud technologies.

38 (6) Within existing resources, the agency must provide oversight
39 of state procurement and contracting for information technology goods
40 and services by the department of enterprise services.

1 (7) Within existing resources, the agency must host, administer,
2 and support the state employee directory in an online format to
3 provide public employee contact information.

4 (8) The health care authority, the health benefit exchange, the
5 department of social and health services, the department of health,
6 and the department of children, youth, and families shall work
7 together within existing resources to establish the health and human
8 services enterprise coalition (the coalition). The coalition, led by
9 the health care authority, must be a multi-organization collaborative
10 that provides strategic direction and federal funding guidance for
11 projects that have cross-organizational or enterprise impact,
12 including information technology projects that affect organizations
13 within the coalition. The office of the chief information officer
14 shall maintain a statewide perspective when collaborating with the
15 coalition to ensure that the development of projects identified in
16 this report and all those projects undertaken by the coalition are
17 planned for in a manner that ensures the efficient use of state
18 resources, supports the adoption of a cohesive technology and data
19 architecture, and maximizes federal financial participation.
20 Beginning July 31, 2022, and by July 31st each year, the office of
21 the chief information officer shall collect from the coalition
22 information to produce summaries and budget detail sufficient to
23 allow review, analysis, and documentation of all current and proposed
24 expenditures for coalition information technology projects that are
25 in progress or anticipated to start within this fiscal biennium. The
26 office must also complete a services consultation with the coalition
27 on any and all active coalition projects each August, effective
28 August 1, 2022, regardless of whether any coalition agency will ask
29 for new funding through the budget process, and include projects the
30 coalition is working on with base funding or other funding
31 arrangements. As a result of this consultation, the office of the
32 chief information officer must add a prioritized recommendation of
33 the projects reviewed and submit that to fiscal committees of the
34 legislature each October 31st, effective October 31, 2022. The work
35 of the coalition and any project identified as a coalition project is
36 subject to the conditions, limitations, and review provided in
37 section 701 of this act.

38 (9) (~~(\$4,303,000)~~) \$4,330,000 of the consolidated technology
39 services revolving account—state appropriation is provided solely for
40 the creation and ongoing delivery of information technology services

1 tailored to the needs of small agencies. The scope of services must
2 include, at a minimum, full-service desktop support, service
3 assistance, security, and consultation.

4 (10) \$23,150,000 of the consolidated technology services
5 revolving account—state appropriation is provided solely for the
6 procurement and distribution of Microsoft 365 licenses which must
7 include advanced security features and cloud-based private branch
8 exchange capabilities for state agencies. The office must report
9 annually to fiscal committees of the legislature beginning December
10 31, 2021, and each December 31 thereafter, on the count and type of
11 licenses distributed by consolidated technology services to each
12 state agency. The report must also separately report on the count and
13 type of Microsoft 365 licenses that state agencies have in addition
14 to those that are distributed by consolidated technology services so
15 that the total count, type of license, and cost is known for
16 statewide Microsoft 365 licenses.

17 (11)(a) The statewide information technology dashboard elements
18 must include, at a minimum, the:

19 (i) Start date of the project;

20 (ii) End date of the project, when the project will close out and
21 implementation will commence;

22 (iii) Term of the project in state fiscal years across all
23 biennia to reflect the start of the project through the end of the
24 project;

25 (iv) Total project cost from start date through the end date of
26 the project in total dollars, and a subtotal of near general fund
27 outlook;

28 (v) Near general fund outlook budget and actual spending in total
29 dollars and by fiscal month for central service agencies that bill
30 out project costs;

31 (vi) Start date of maintenance and operations;

32 (vii) Estimated annual state fiscal year cost of maintenance and
33 operations after implementation and close out;

34 (viii) Actual spending by state fiscal year and in total for
35 state fiscal years that have closed;

36 (ix) Date a feasibility study was completed; and

37 (x) A list of funding received by fiscal year by enacted session
38 law, and how much was received citing chapter law as a list of
39 funding provided by fiscal year.

1 (b) The office of the chief information officer may recommend
2 additional elements to include but must have agreement with
3 legislative fiscal committees and the office of financial management
4 prior to including additional elements.

5 (c) The agency must ensure timely posting of project data on the
6 statewide information technology dashboard for at least each project
7 funded in the budget and under oversight to include, at a minimum,
8 posting on the dashboard:

9 (i) The budget funded level by project for each project under
10 oversight within 30 calendar days of the budget being signed into
11 law;

12 (ii) The project historical expenditures through fiscal year
13 2021, by December 31, 2021, for all projects that started prior to
14 July 1, 2021;

15 (iii) The project historical expenditures through fiscal year
16 2022, by December 31, 2022, for all projects that started prior to
17 July 1, 2022; and

18 (iv) Whether each project has completed a feasibility study.

19 (12) Within existing resources, consolidated technology services
20 must collaborate with the department of enterprise services on the
21 annual contract report that provides information technology contract
22 information. Consolidated technology services will:

23 (a) Provide (~~App tie~~) data to the department of enterprise
24 services annually beginning September 1, 2021, and each September 1
25 of each year; and

26 (b) Provide analysis on contract information for all agencies
27 comparing spending across state fiscal years by, at least, the
28 contract spending towers.

29 ~~(13) ((\$129,000 of the consolidated technology services revolving
30 account state appropriation is provided solely for implementation of
31 Second Substitute Senate Bill No. 5062 (data). If the bill is not
32 enacted by June 30, 2021, the amount provided in this subsection
33 shall lapse.~~

34 ~~(14))~~ \$12,000 of the general fund—state appropriation for fiscal
35 year 2022 is provided solely for the office of the chief information
36 officer who must convene a work group to examine how automated
37 decision making systems can best be reviewed before adoption and
38 while in operation and be periodically audited to ensure that such
39 systems are fair, transparent, accountable and do not improperly
40 advantage or disadvantage Washington residents.

1 (a) The work group must be composed of:

2 (i) A representative of the department of children, youth, and
3 families;

4 (ii) A representative of the department of corrections;

5 (iii) A representative of the department of social and health
6 services;

7 (iv) A representative of the department of enterprise services;

8 (v) At least two representatives from universities or research
9 institutions who are experts in the design and effect of an
10 algorithmic system; and

11 (vi) At least five representatives from advocacy organizations
12 that represent communities that are disproportionately vulnerable to
13 being harmed by algorithmic bias, including but not limited to,
14 African American, Hispanic American, Native American, and Asian
15 American communities, religious minorities, people with disabilities,
16 and other vulnerable communities.

17 (b) The purpose of the work group is to develop recommendations
18 for changes in state law and policy regarding the development,
19 procurement, and use of automated decision systems by public
20 agencies. The work group must examine:

21 (i) When state agency use of automated decision making systems
22 should be prohibited;

23 (ii) When state agency use of artificial intelligence-enabled
24 profiling systems should be prohibited;

25 (iii) Changes in the procurement of automated decision systems,
26 including when the procurement must receive prior approval by the
27 office of chief information officer;

28 (iv) How to review, identify, and audit systems to ensure that
29 the system prior to procurement and after placed into service does
30 not discriminate against an individual, or treat an individual less
31 favorably than another, in whole or in part, on the basis of one or
32 more factors enumerated in RCW 49.60.010;

33 (v) How to provide public notice when an automated decision
34 system is in use and how to appeal such decisions;

35 (vi) How automated decision system data should be stored and
36 whether such data should be shared outside the system; and

37 (vii) Other issues determined by the office of chief information
38 officer or the department of enterprise services that are necessary
39 to govern state agency procurement and use of automated decision
40 systems.

1 (c) To demonstrate the impacts of its recommendations, the work
2 group must select one of following automated decision making systems
3 and describe how their implementation would affect the procurement of
4 a new system and the use the existing system:

5 (i) The department of children, youth, and families system used
6 to determine risk in the family child welfare system;

7 (ii) The department of corrections system used to determine risk
8 for purposes of evaluating early release and/or sentencing; or

9 (iii) The department of social and health services system used
10 for hospital admissions.

11 (d) The work group shall meet at least four times, or more
12 frequently to accomplish its work. The office of the chief
13 information officer must lead the work group. Each of the state
14 agencies identified in (a) of this subsection must provide staff
15 support to the work group and its activities.

16 (e) The work group must submit a report to the fiscal committees
17 of the legislature and the governor no later than December 1, 2021.

18 (f) For purposes of this subsection, "automated decision system"
19 or "system" means any algorithm, including one incorporating machine
20 learning or other artificial intelligence techniques, that uses data-
21 based analysis or calculations to make or support government
22 decisions, judgments, or conclusions that cause a Washington resident
23 to be treated differently than another Washington resident in the
24 nature or amount of governmental interaction with that individual
25 including, without limitation, benefits, protections, required
26 payments, penalties, regulations, timing, application, or process
27 requirements.

28 ~~((15))~~ (14) \$81,000 of the consolidated technology services
29 revolving account—state appropriation is provided solely for
30 implementation of Engrossed Second Substitute House Bill No. 1274
31 (cloud computing solutions). ~~((If the bill is not enacted by June 30,~~
32 ~~2021, the amount provided in this subsection shall lapse.~~

33 ~~(16))~~ (15) (a) \$381,000 of the general fund—state appropriation
34 for fiscal year 2022 and \$343,000 of the general fund—state
35 appropriation for fiscal year 2023 are provided solely for the office
36 of the chief information officer to provide a common platform for
37 hosting existing state data on natural hazards risks into a
38 comprehensive, multihazard, statewide, geospatial data portal to
39 assist with state hazard risk and resilience mapping and analysis. In

1 performing this work, the office of the chief information officer
2 will:

3 (i) Coordinate with the state emergency management division,
4 office of the insurance commissioner, University of Washington
5 climate impacts group and Washington sea grant, Washington State
6 University water research center, and the state departments of
7 ecology, health, natural resources, and transportation on the project
8 scope, user needs, and deliverables;

9 (ii) Organize data in standardized and compatible formats
10 including temporal data, where able; and

11 (iii) Address credentialing for secure access to protect
12 sensitive data needed for risk analyses.

13 (b) By December 1, 2022, in consultation with the governor's
14 office and the other agencies listed above, the office of the chief
15 information officer will provide a progress report to the relevant
16 legislative committees on the development of the platform and data
17 sharing agreements.

18 (c) By June 1, 2023, in consultation with the governor's office
19 and the other agencies listed above, the office of the chief
20 information officer will provide a final report with recommendations
21 for further enhancing natural hazards resiliency by using data to
22 inform the development of a statewide resilience strategy.

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

25 ~~((17))~~ (16) \$1,493,000 of the consolidated technology services
26 revolving account—state appropriation is provided solely for
27 implementation of Engrossed Substitute Senate Bill No. 5432
28 (cybersecurity/state gov.). ~~((If the bill is not enacted by June 30,
29 2021, the amount provided in this subsection shall lapse.))~~

30 (17) \$4,333,000 of the consolidated technology services revolving
31 account—state appropriation is provided solely for implementation of
32 the enterprise cloud computing program as outlined in the December
33 2020 Washington state cloud readiness report. Funding provided
34 includes, but is not limited to, cloud service broker resources,
35 cloud center of excellence, cloud management tools, a network
36 assessment, cybersecurity governance, and a cloud security roadmap.

37 (18) \$2,375,000 of the consolidated technology services revolving
38 account—state appropriation is provided solely for the implementation

1 of the recommendations of the cloud transition task force report to
2 include:

3 (a) Establishing a cloud readiness program to help agencies plan
4 and prepare for transitioning to cloud computing;

5 (b) Establishing the cloud retraining program to provide a
6 coordinated approach to skills development and retraining; and

7 (c) Staffing to define career pathways and core competencies for
8 the state's information technology workforce.

9 (19) \$100,000 of the general fund—state appropriation for fiscal
10 year 2023 is provided solely for the office of the chief information
11 officer, who must:

12 (a) Prepare with the cooperation of state agencies and make
13 publicly available on its website, by January 1, 2023, an initial
14 inventory of all automated decision systems that are currently being
15 used by state agencies; and

16 (b) Adopt guidance, by June 30, 2022, for state agencies
17 regarding minimum standards that should be used for automated
18 decision systems the agency plans to develop or procure during the
19 2023 fiscal year.

20 **Sec. 151.** 2021 c 334 s 152 (uncodified) is amended to read as
21 follows:

22 **FOR THE BOARD OF REGISTRATION OF PROFESSIONAL ENGINEERS AND LAND**
23 **SURVEYORS**

24 Professional Engineers' Account—State Appropriation.	(\$4,190,000)
	<u>\$4,229,000</u>
26 TOTAL APPROPRIATION.	(\$4,190,000)
	<u>\$4,229,000</u>

28 NEW SECTION. **Sec. 152.** A new section is added to 2021 c 334
29 (uncodified) to read as follows:

30 **FOR THE DEPARTMENT OF FINANCIAL INSTITUTIONS**

31 Financial Services Regulation Nonappropriated	
32 Account—State Appropriation.	\$140,000
33 TOTAL APPROPRIATION.	\$140,000

34 The appropriation in this section is subject to the following
35 conditions and limitations: The entire appropriation is provided
36 solely for the department of financial institutions to conduct a
37 survey of foreclosure trustees doing business in the state of

1 Washington for owner-occupied residential real property between
2 January 1, 2017, and December 31, 2019.

3 (1) The survey must include:

4 (a) The name and place of business of the trustee, its owner, and
5 any affiliated firms or businesses that do business in Washington;

6 (b) The number of notices of trustee sale filed each year for
7 each beneficiary;

8 (c) Templates without personally identifiable information of all
9 notices sent to borrowers within the survey period; and

10 (d) Samples of service contracts between the trustee and each
11 beneficiary.

12 (2) By January 1, 2023, the department of financial institutions
13 shall submit a report to the legislature on the results of the survey
14 and include a discussion of the regulation of foreclosure trustees in
15 Washington's nonjudicial foreclosure system.

16 NEW SECTION. **Sec. 153.** A new section is added to 2021 c 334
17 (uncodified) to read as follows:

18 **FOR THE WASHINGTON STATE LEADERSHIP BOARD**

19 Washington State Leadership Board Account—State

20	Appropriation (FY 2023)	\$637,000
21	TOTAL APPROPRIATION.	\$637,000

22 The appropriation in this section is subject to the following
23 conditions and limitations:

24 (1) \$187,000 of the Washington state leadership board account—
25 state appropriation is provided solely for implementation of Senate
26 Bill No. 5750 (WA state leadership board). If the bill is not enacted
27 by June 30, 2022, the amounts provided in this subsection shall
28 lapse.

29 (2) \$450,000 of the Washington state leadership board account—
30 state appropriation for fiscal year 2023 is provided solely for
31 implementing programming in RCW 43.15.030, and specifically the
32 Washington world fellows program, sports mentoring program/boundless
33 Washington, compassion scholars, and the Washington state leadership
34 awards. If Senate Bill No. 5750 (WA state leadership board) is not
35 enacted by June 30, 2022, the amount provided in this subsection
36 shall lapse.

(End of part)

PART II
HUMAN SERVICES

Sec. 201. 2021 c 334 s 201 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

(1) The appropriations to the department of social and health services 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 social and health services shall initially be allotted as required by this act. Subsequent allotment modifications shall not include transfers of moneys between sections of this act except as expressly provided in this act, nor shall allotment modifications permit moneys that are provided solely for a specified purpose to be used for other than that purpose.

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

(3) The legislature finds that medicaid payment rates, as calculated by the department pursuant to the appropriations in this act, bear a reasonable relationship to the costs incurred by efficiently and economically operated facilities for providing quality services and will be sufficient to enlist enough providers so that care and services are available to the extent that such care and services are available to the general population in the geographic area. The legislature finds that cost reports, payment data from the

1 federal government, historical utilization, economic data, and
2 clinical input constitute reliable data upon which to determine the
3 payment rates.

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

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.

21 (6) (a) The department shall facilitate enrollment under the
22 medicaid expansion for clients applying for or receiving state funded
23 services from the department and its contractors. Prior to open
24 enrollment, the department shall coordinate with the health care
25 authority to provide referrals to the Washington health benefit
26 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
29 funding, the health care authority, the department of social and
30 health services, and the health benefit exchange will coordinate
31 efforts to expand HealthPlanfinder access to public assistance and
32 medical eligibility staff. The department shall complete medicaid
33 applications in the HealthPlanfinder for households receiving or
34 applying for public assistance benefits.

35 (7) The health care authority, the health benefit exchange, the
36 department of social and health services, the department of health,
37 and the department of children, youth, and families shall work
38 together within existing resources to establish the health and human
39 services enterprise coalition (the coalition). The coalition, led by
40 the health care authority, must be a multi-organization collaborative

1 that provides strategic direction and federal funding guidance for
2 projects that have cross-organizational or enterprise impact,
3 including information technology projects that affect organizations
4 within the coalition. The office of the chief information officer
5 shall maintain a statewide perspective when collaborating with the
6 coalition to ensure that projects are planned for in a manner that
7 ensures the efficient use of state resources, support the adoption of
8 a cohesive technology and data architecture, and maximize((s))
9 federal financial participation. The work of the coalition is subject
10 to 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
13 services in this act must be expended for the programs and in the
14 amounts specified in this act. However, after May 1, 2022, unless
15 prohibited by this act, the department may transfer general fund—
16 state appropriations for fiscal year 2022 among programs and
17 subprograms after approval by the director of the office of financial
18 management. However, the department may not transfer state
19 appropriations that are provided solely for a specified purpose
20 except as expressly provided in (b) of this subsection.

21 (b) To the extent that transfers under (a) of this subsection are
22 insufficient to fund actual expenditures in excess of fiscal year
23 2022 in response to the COVID-19 pandemic or caseload forecasts and
24 utilization assumptions in the long-term care, developmental
25 disabilities, and public assistance programs, the department may
26 transfer state appropriations that are provided solely for a
27 specified purpose. The department may not transfer funds, and the
28 director of the office of financial management may not approve the
29 transfer, unless the transfer is consistent with the objective of
30 conserving, to the maximum extent possible, the expenditure of state
31 funds. The director of the office of financial management shall
32 notify the appropriate fiscal committees of the legislature in
33 writing seven days prior to approving any allotment modifications or
34 transfers under this subsection. The written notification shall
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 (9) The department may not transfer appropriations for the
2 developmental disabilities program to any other program or
3 subprograms of the department of social and health services.

4 **Sec. 202.** 2021 c 334 s 202 (uncodified) is amended to read as
5 follows:

6 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—MENTAL HEALTH**
7 **PROGRAM**

8 (1) INSTITUTIONAL SERVICES

9	General Fund—State Appropriation (FY 2022).	((\$435,890,000))
10		<u>\$395,156,000</u>
11	General Fund—State Appropriation (FY 2023).	((\$436,264,000))
12		<u>\$477,498,000</u>
13	General Fund—Federal Appropriation.	((\$142,531,000))
14		<u>\$183,198,000</u>
15	General Fund—Private/Local Appropriation.	((\$21,540,000))
16		<u>\$15,528,000</u>
17	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>	
18	<u>Appropriation.</u>	<u>\$5,961,000</u>
19	TOTAL APPROPRIATION.	((\$1,036,225,000))
20		<u>\$1,077,341,000</u>

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

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

27 (b) \$311,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$310,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for a community partnership
30 between western state hospital and the city of Lakewood to support
31 community policing efforts in the Lakewood community surrounding
32 western state hospital. The amounts provided in this subsection

33 (1)(b) are for the salaries, benefits, supplies, and equipment for
34 one full-time investigator, one full-time police officer, and one
35 full-time community service officer at the city of Lakewood. The
36 department must collect data from the city of Lakewood on the use of
37 the funds and the number of calls responded to by the community
38 policing program and submit a report with this information to the

1 office of financial management and the appropriate fiscal committees
2 of the legislature each December of the fiscal biennium.

3 (c) \$45,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$45,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for payment to the city of
6 Lakewood for police services provided by the city at western state
7 hospital and adjacent areas.

8 (d) \$19,000 of the general fund—state appropriation for fiscal
9 year 2022 and \$19,000 of the general fund—state appropriation for
10 fiscal year 2023 are provided solely for payment to the city of
11 Medical Lake for police services provided by the city at eastern
12 state hospital and adjacent areas.

13 (e) \$135,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$135,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for the department to maintain
16 an on-site safety compliance officer, stationed at Western State
17 Hospital, to provide oversight and accountability of the hospital's
18 response to safety concerns regarding the hospital's work
19 environment.

20 (f) \$100,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$100,000 of the general fund—state appropriation for
22 fiscal year 2023 are provided solely for the department to track
23 compliance with RCW 71.05.365 requirements for transition of state
24 hospital patients into community settings within fourteen days of the
25 determination that they no longer require active psychiatric
26 treatment at an inpatient level of care. The department must use
27 these funds to track the following elements related to this
28 requirement: (i) The date on which an individual is determined to no
29 longer require active psychiatric treatment at an inpatient level of
30 care; (ii) the date on which the behavioral health entities and other
31 organizations responsible for resource management services for the
32 person is notified of this determination; and (iii) the date on which
33 either the individual is transitioned to the community or has been
34 re-evaluated and determined to again require active psychiatric
35 treatment at an inpatient level of care. The department must provide
36 this information in regular intervals to behavioral health entities
37 and other organizations responsible for resource management services.
38 The department must summarize the information and provide a report to
39 the office of financial management and the appropriate committees of

1 the legislature on progress toward meeting the fourteen day standard
2 by December 1, 2021, and December 1, 2022.

3 (g) \$250,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$250,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for the department, in
6 collaboration with the health care authority, to develop and
7 implement a predictive modeling tool which identifies clients who are
8 at high risk of future involvement with the criminal justice system
9 and for developing a model to estimate demand for civil and forensic
10 state hospital bed needs pursuant to the following requirements.

11 (i) By the first day of each December during the biennium, the
12 department, in coordination with the health care authority, must
13 submit a report to the office of financial management and the
14 appropriate committees of the legislature which summarizes how the
15 predictive modeling tool has been implemented and includes the
16 following: (A) The numbers of individuals identified by the tool as
17 having a high risk of future criminal justice involvement; (B) the
18 method and frequency for which the department is providing lists of
19 high-risk clients to contracted managed care organizations and
20 behavioral health administrative services organizations; (C) a
21 summary of how the managed care organizations and behavioral health
22 administrative services organizations are utilizing the data to
23 improve the coordination of care for the identified individuals; and
24 (D) a summary of the administrative data to identify whether
25 implementation of the tool is resulting in increased access and
26 service levels and lower recidivism rates for high-risk clients at
27 the state and regional level.

28 (ii) The department must provide staff support for the forensic
29 and long-term civil commitment bed forecast which must be conducted
30 under the direction of the office of financial management. The
31 forecast methodology, updates, and methodology changes must be
32 conducted in coordination with staff from the department, the health
33 care authority, the office of financial management, and the
34 appropriate fiscal committees of the state legislature. The model
35 shall incorporate factors for capacity in state hospitals as well as
36 contracted facilities, which provide similar levels of care, referral
37 patterns, wait lists, lengths of stay, and other factors identified
38 as appropriate for estimating the number of beds needed to meet the
39 demand for civil and forensic state hospital services. Factors should
40 include identification of need for the services and analysis of the

1 effect of community investments in behavioral health services and
2 other types of beds that may reduce the need for long-term civil
3 commitment needs. The forecast must be updated each February, June,
4 and November during the biennium and the department must submit a
5 report to the legislature and the appropriate committees of the
6 legislature summarizing the updated forecast based on the caseload
7 forecast council's schedule for entitlement program forecasts.

8 (h) \$5,049,000 of the general fund—state appropriation for fiscal
9 year 2022 and \$5,075,000 of the general fund—state appropriation for
10 fiscal year 2023 are provided solely for the phase-in of the
11 settlement agreement under *Trueblood, et al. v. Department of Social
12 and Health Services, et al.*, United States District Court for the
13 Western District of Washington, Cause No. 14-cv-01178-MJP. The
14 department, in collaboration with the health care authority and the
15 criminal justice training commission, must implement the provisions
16 of the settlement agreement pursuant to the timeline and
17 implementation plan provided for under the settlement agreement. This
18 includes implementing provisions related to competency evaluations,
19 competency restoration, forensic navigators, crisis diversion and
20 supports, education and training, and workforce development.

21 (i) \$7,147,000 of the general fund—state appropriation for fiscal
22 year 2022 and \$7,147,000 of the general fund—state appropriation for
23 fiscal year 2023 are provided solely to maintain implementation of
24 efforts to improve the timeliness of competency evaluation services
25 for individuals who are in local jails pursuant to chapter 5, Laws of
26 2015 (timeliness of competency treatment and evaluation services).
27 This funding must be used solely to maintain increases in the number
28 of competency evaluators that began in fiscal year 2016 pursuant to
29 the settlement agreement under *Trueblood, et al. v. Department of
30 Social and Health Services, et al.*, United States District Court for
31 the Western District of Washington, Cause No. 14-cv-01178-MJP.

32 (j) \$71,690,000 of the general fund—state appropriation for
33 fiscal year 2022, \$77,825,000 of the general fund—state appropriation
34 for fiscal year 2023, and \$2,541,000 of the general fund—federal
35 appropriation are provided solely for implementation of efforts to
36 improve the timeliness of competency restoration services pursuant to
37 chapter 5, Laws of 2015 (timeliness of competency treatment and
38 evaluation services) and the settlement agreement under *Trueblood, et
39 al. v. Department of Social and Health Services, et al.*, United

1 States District Court for the Western District of Washington, Cause
2 No. 14-cv-01178-MJP. These amounts must be used to maintain increases
3 that were implemented between fiscal year 2016 and fiscal year 2021,
4 and further increase the number of forensic beds at western state
5 hospital during the 2021-2023 fiscal biennium. Pursuant to chapter 7,
6 Laws of 2015 1st sp. sess. (timeliness of competency treatment and
7 evaluation services), the department may contract some of these
8 amounts for services at alternative locations if the secretary
9 determines that there is a need.

10 (k) \$76,029,000 of the general fund—state appropriation for
11 fiscal year 2022 and (~~(\$59,784,000)~~) \$65,875,000 of the general fund—
12 state appropriation for fiscal year 2023 are provided solely for the
13 department to continue to implement an acuity based staffing tool at
14 western state hospital and eastern state hospital in collaboration
15 with the hospital staffing committees. The staffing tool must be used
16 to identify, on a daily basis, the clinical acuity on each patient
17 ward and determine the minimum level of direct care staff by
18 profession to be deployed to meet the needs of the patients on each
19 ward. The department must evaluate interrater reliability of the tool
20 within each hospital and between the two hospitals. The department
21 must also continue to update, in collaboration with the office of
22 financial management's labor relations office, the staffing
23 committees, and state labor unions, an overall state hospital
24 staffing plan that looks at all positions and functions of the
25 facilities.

26 (i) Within the amounts provided in this section, the department
27 must establish, monitor, track, and report monthly staffing and
28 expenditures at the state hospitals, including overtime and use of
29 locums, to the functional categories identified in the recommended
30 staffing plan. The allotments and tracking of staffing and
31 expenditures must include all areas of the state hospitals, must be
32 done at the ward level, and must include contracted facilities
33 providing forensic restoration services as well as the office of
34 forensic mental health services.

35 (ii) By December 1, 2021, and December 1, 2022, the department
36 must submit reports to the office of financial management and the
37 appropriate committees of the legislature that provide a comparison
38 of monthly spending, staffing levels, overtime, and use of locums for
39 the prior year compared to allotments and to the recommended state
40 hospital staffing model. The format for these reports must be

1 developed in consultation with staff from the office of financial
2 management and the appropriate committees of the legislature. The
3 reports must include a summary of the results of the evaluation of
4 the interrater reliability in use of the staffing acuity tool and an
5 update from the hospital staffing committees.

6 (iii) Monthly staffing levels and related expenditures at the
7 state hospitals must not exceed official allotments without prior
8 written approval from the director of the office of financial
9 management. In the event the director of the office of financial
10 management approves an increase in monthly staffing levels and
11 expenditures beyond what is budgeted, notice must be provided to the
12 appropriate committees of the legislature within 30 days of such
13 approval. The notice must identify the reason for the authorization
14 to exceed budgeted staffing levels and the time frame for the
15 authorization. Extensions of authorizations under this subsection
16 must also be submitted to the director of the office of financial
17 management for written approval in advance of the expiration of an
18 authorization. The office of financial management must notify the
19 appropriate committees of the legislature of any extensions of
20 authorizations granted under this subsection within 30 days of
21 granting such authorizations and identify the reason and time frame
22 for the extension.

23 (1) (~~(\$10,581,000)~~) \$4,681,000 of the general fund—state
24 appropriation for fiscal year 2022 and \$10,581,000 of the general
25 fund—state appropriation for fiscal year 2023 are provided solely for
26 the department to implement strategies to improve patient and staff
27 safety at eastern and western state hospitals. These amounts must be
28 used for continuing to implement a new intensive care model program
29 at western state hospital and maintaining prior investments in
30 training and other safety-related staff support at both hospitals. A
31 report must be submitted by December 1, 2021, and December 1, 2022,
32 which includes a description of the (~~(intensive care model being~~
33 ~~implemented)~~) violence reduction or safety strategy, a profile of the
34 types of patients being served (~~(at the program)~~), the staffing model
35 being used (~~(for the program)~~), and outcomes associated with (~~(the~~
36 ~~program)~~) each strategy. The outcomes section should include tracking
37 data on facility-wide metrics related to patient and staff safety as
38 well as individual outcomes related to the patients served (~~(on the~~
39 ~~unit)~~).

1 (m) \$2,593,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$2,593,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for the department to increase
4 services to patients found not guilty by reason of insanity under the
5 *Ross v. (~~Lashway~~)Lashway* settlement agreement.

6 (n) Within the amounts provided in this subsection, the
7 department must develop and submit an annual state hospital
8 performance report for eastern and western state hospitals. Each
9 measure included in the performance report must include baseline
10 performance data, agency performance targets, and performance for the
11 most recent fiscal year. The performance report must include a one
12 page dashboard as well as charts for each fiscal and quality of care
13 measure broken out by hospital and including but not limited to (i)
14 monthly FTE expenditures compared to allotments; (ii) monthly dollar
15 expenditures compared to allotments; (iii) monthly FTE expenditures
16 per thousand patient bed days; (iv) monthly dollar expenditures per
17 thousand patient bed days; (v) percentage of FTE expenditures for
18 overtime; (vi) average length of stay by category of patient; (vii)
19 average monthly civil wait list; (viii) average monthly forensic wait
20 list; (ix) rate of staff assaults per thousand patient bed days; (x)
21 rate of patient assaults per thousand patient bed days; (xi) average
22 number of days to release after a patient has been determined to be
23 clinically ready for discharge; and (xii) average monthly vacancy
24 rates for key clinical positions. The department must submit the
25 state hospital performance report to the office of financial
26 management and the appropriate committees of the legislature by the
27 first day of each December of the biennium.

28 (o) (~~(\$3,846,000)~~)\$3,773,000 of the general fund—state
29 appropriation for fiscal year 2022, (~~(\$3,846,000)~~)\$4,099,000 of the
30 general fund—state appropriation for fiscal year 2023, and
31 (~~(\$7,692,000)~~)\$4,772,000 of the general fund—federal appropriation
32 are provided solely to open a new unit at the child study treatment
33 center which shall serve up to 18 children.

34 (p) (~~(\$2,941,000)~~)\$159,000 of the general fund—state
35 appropriation for fiscal year 2023 (~~(and \$2,941,000 of the general~~
36 ~~fund—federal appropriation are)~~)is provided solely for the department
37 to (~~operate~~)prepare for opening a 16 bed facility located in Clark
38 county to provide long-term inpatient care beds as defined in RCW
39 71.24.025. The department must use this facility to provide treatment

1 services for individuals who have been committed to a state hospital
2 pursuant to the dismissal of criminal charges and a civil evaluation
3 ordered under RCW 10.77.086 or 10.77.088. The department must develop
4 and implement a protocol to assess the risk of patients being
5 considered for placement in this facility and determine whether the
6 level of security and treatment services is appropriate to meet the
7 patient's needs. The department must submit a report to the office of
8 financial management and the appropriate committees of the
9 legislature by December 1, 2022, providing a description of the
10 protocol and a status update on progress toward opening the new
11 facility.

12 (q) \$1,382,000 of the general fund—state appropriation for fiscal
13 year 2022, \$5,092,000 of the general fund—state appropriation for
14 fiscal year 2023, and \$5,092,000 of the general fund—federal
15 appropriation is provided solely for the department to operate a 16
16 bed facility on the Maple Lane campus to provide long-term inpatient
17 care beds as defined in RCW 71.24.025. The facility must have the
18 capacity to provide treatment services to individuals committed under
19 chapter 71.05 RCW including individuals who have been committed to a
20 state hospital pursuant to the dismissal of criminal charges and a
21 civil evaluation ordered under RCW 10.77.086 or 10.77.088. The
22 department must develop and implement a protocol to assess the risk
23 of patients being considered for placement in this facility and
24 determine whether the level of security and treatment services is
25 appropriate to meet the patient's needs. The department must submit a
26 report to the office of financial management and the appropriate
27 committees of the legislature by December 1, 2021, providing a
28 description of the protocol and a status update on progress toward
29 opening the new facility.

30 (r) \$4,316,000 of the general fund—state appropriation for fiscal
31 year 2023 is provided solely for the department to operate the
32 Columbia cottage at Maple Lane as a 30 bed facility to serve
33 individuals who have been acquitted of a crime by reason of insanity
34 and subsequently ordered to receive treatment services under RCW
35 10.77.120. The department must develop and implement a protocol to
36 assess the risk of patients being considered for placement in this
37 facility and determine whether the level of security and treatment
38 services is appropriate to meet the patient's needs. The department
39 must submit a report to the office of financial management and the

1 appropriate committees of the legislature by December 1, 2022,
2 providing a description of the protocol and a status update on
3 progress toward the opening of Columbia cottage.

4 (s) Within the amounts provided in this section, the department
5 is provided funding to operate civil long-term inpatient beds at the
6 state hospitals as follows:

7 (i) Funding is sufficient for the department to operate 192 civil
8 beds at eastern state hospital in both fiscal year 2022 and fiscal
9 year 2023.

10 (ii) Funding for civil beds at western state hospital is reduced
11 during this period to allow for a phased reduction of six wards from
12 467 to 287 civil beds.

13 (iii) The closure of western state hospital civil wards shall be
14 implemented according to the following schedule: (A) First ward
15 closure by July 1, 2021; (B) second ward closure by November 1, 2021;
16 (C) third ward closure by March 1, 2022; (D) fourth ward closure by
17 July 1, 2022; (E) fifth ward closure by November 1, 2022; and (F)
18 sixth ward closure by April 1, 2023.

19 (iv) The department shall fully operate funded civil capacity at
20 eastern state hospital, including reopening and operating civil beds
21 that are not needed for eastern Washington residents to provide
22 services for western Washington residents.

23 (v) The department shall coordinate with the health care
24 authority toward development of the plan for increasing community
25 capacity for long-term inpatient services required under section
26 215(67) of this act.

27 (vi) It is the intent of the legislature to close additional
28 civil wards at western state hospital during the 2023-2025 fiscal
29 biennium.

30 (vii) It is the intent of the legislature to stop using western
31 state hospital buildings 17, 19, 20, and 21, which were built before
32 the 1950s, for patient care by fiscal year 2027.

33 (t) \$360,000 of the general fund—state appropriation for fiscal
34 year 2023 is provided solely for the department to implement
35 Engrossed Second Substitute House Bill No. 1086 (behavioral health
36 consumers). The amount in this subsection is provided solely for the
37 department's costs associated with providing access to and following
38 up on referrals from behavioral health consumer advocates in state
39 operated mental health facilities. The department must track the
40 number of monthly cases in which access to behavioral health consumer

1 advocates was provided for patients in state operated mental health
2 facilities and the number of these which resulted in subsequent
3 follow-up investigation by the department. The department must submit
4 a preliminary report to the office of financial management and the
5 appropriate committees of the legislature on the number of monthly
6 cases and follow-up investigations by December 1, 2022, and a final
7 report by June 30, 2023. (~~If the bill is not enacted by June 30,~~
8 ~~2021, the amount provided in this subsection shall lapse.~~)

9 (u) \$1,190,000 of the general fund—state appropriation for fiscal
10 year 2023 is provided solely for implementation of Second Substitute
11 Senate Bill No. 5664 (forensic competency programs). If the bill is
12 not enacted by June 30, 2022, the amounts provided in this subsection
13 shall lapse.

14 (v) \$36,000 of the general fund—state appropriation for fiscal
15 year 2023 is provided solely for implementation of Second Substitute
16 House Bill No. 1890 (children behavioral health). If the bill is not
17 enacted by June 30, 2022, the amount provided in this subsection
18 shall lapse.

19 (w) \$455,000 of the general fund—state appropriation for fiscal
20 year 2023 is provided solely for western state hospital's vocational
21 rehabilitation program and eastern state hospital's work readiness
22 program to pay patients working in the programs an hourly wage that
23 is equivalent to the state's minimum hourly wage under RCW 49.46.020.

24 (x) \$487,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$601,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for design and planning
27 activities for the new forensic hospital being constructed on the
28 grounds of western state hospital.

29 (y) \$88,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$2,920,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely for relocation, storage, and
32 other costs associated with building demolition on the western state
33 hospital campus.

34 (z) \$34,289,000 of the general fund—federal appropriation (CRF)
35 is provided solely for COVID-19 related payroll and benefit
36 expenditures that were incurred between July 1, 2021, and December
37 31, 2021, for public safety and health employees whose services are
38 presumed to be substantially dedicated to responding to the COVID-19
39 public health emergency. This funding expires December 31, 2021.

1	(2) PROGRAM SUPPORT	
2	General Fund—State Appropriation (FY 2022)	((\$5,936,000))
3		<u>\$5,885,000</u>
4	General Fund—State Appropriation (FY 2023)	((\$5,929,000))
5		<u>\$6,079,000</u>
6	General Fund—Federal Appropriation	((\$366,000))
7		<u>\$409,000</u>
8	TOTAL APPROPRIATION	((\$12,231,000))
9		<u>\$12,373,000</u>

10 **Sec. 203.** 2021 c 334 s 203 (uncodified) is amended to read as
11 follows:

12 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—DEVELOPMENTAL**
13 **DISABILITIES PROGRAM**

14	(1) COMMUNITY SERVICES	
15	General Fund—State Appropriation (FY 2022)	((\$747,646,000))
16		<u>\$704,242,000</u>
17	General Fund—State Appropriation (FY 2023)	((\$948,278,000))
18		<u>\$1,113,004,000</u>
19	General Fund—Federal Appropriation	((\$2,086,801,000))
20		<u>\$2,303,783,000</u>
21	General Fund—Private/Local Appropriation	\$4,058,000
22	Developmental Disabilities Community Services	
23	Account—State Appropriation	\$52,000,000
24	TOTAL APPROPRIATION	((\$3,838,783,000))
25		<u>\$4,177,087,000</u>

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

28 (a) Individuals receiving services as supplemental security
29 income (SSI) state supplemental payments may not become eligible for
30 medical assistance under RCW 74.09.510 due solely to the receipt of
31 SSI state supplemental payments.

32 (b) In accordance with RCW 18.51.050, 18.20.050, 70.128.060, and
33 43.135.055, the department is authorized to increase nursing
34 facility, assisted living facility, and adult family home fees as
35 necessary to fully support the actual costs of conducting the
36 licensure, inspection, and regulatory programs. The license fees may
37 not exceed the department's annual licensing and oversight activity

1 costs and shall include the department's cost of paying providers for
2 the amount of the license fee attributed to medicaid clients.

3 (i) The current annual renewal license fee for adult family homes
4 is \$225 per bed beginning in fiscal year 2022 and \$225 per bed
5 beginning in fiscal year 2023. A processing fee of \$2,750 must be
6 charged to each adult family home when the home is initially
7 licensed. This fee is nonrefundable. A processing fee of \$700 must be
8 charged when adult family home providers file a change of ownership
9 application.

10 (ii) The current annual renewal license fee for assisted living
11 facilities is \$116 per bed beginning in fiscal year 2022 and \$116 per
12 bed beginning in fiscal year 2023.

13 (iii) The current annual renewal license fee for nursing
14 facilities is \$359 per bed beginning in fiscal year 2022 and \$359 per
15 bed beginning in fiscal year 2023.

16 (c) (i) \$2,648,000 of the general fund—state appropriation for
17 fiscal year 2022, \$8,946,000 of the general fund—state appropriation
18 for fiscal year 2023, and \$16,665,000 of the general fund—federal
19 appropriation are provided solely for the implementation of the
20 agreement reached between the governor and the service employees
21 international union healthcare 775nw under the provisions of chapters
22 74.39A and 41.56 RCW for the 2021-2023 fiscal biennium, as provided
23 in section 946 of this act.

24 (ii) \$8,764,000 of the general fund—state appropriation for
25 fiscal year 2023 and \$11,156,000 of the general fund—federal
26 appropriation are provided solely for the implementation of the
27 agreement reached between the governor and the service employees
28 international union healthcare 775nw under the provisions of chapters
29 74.39A and 41.56 RCW for fiscal year 2023, as provided in section 939
30 of this act.

31 (d) (i) \$291,000 of the general fund—state appropriation for
32 fiscal year 2022, \$992,000 of the general fund—state appropriation
33 for fiscal year 2023, and \$1,844,000 of the general fund—federal
34 appropriation are provided solely for the homecare agency parity
35 impacts of the agreement between the governor and the service
36 employees international union healthcare 775nw.

37 (ii) \$953,000 of the general fund—state appropriation for fiscal
38 year 2023 and \$1,214,000 of the general fund—federal appropriation
39 are provided solely for the homecare agency parity impacts of the

1 agreement between the governor and the service employees
2 international union healthcare 775nw.

3 (e) (i) \$540,000 of the general fund—state appropriation for
4 fiscal year 2022, \$860,000 of the general fund—state appropriation
5 for fiscal year 2023, and \$1,881,000 of the general fund—federal
6 appropriation are provided solely for the implementation of an
7 agreement reached between the governor and the adult family home
8 council under the provisions of chapter 41.56 RCW for the 2021-2023
9 fiscal biennium, as provided in section 948 of this act.

10 (ii) \$1,389,000 of the general fund—state appropriation for
11 fiscal year 2023 and \$1,278,000 of the general fund—federal
12 appropriation are provided solely for the implementation of an
13 agreement reached between the governor and the adult family home
14 council under the provisions of chapter 41.56 RCW for fiscal year
15 2023, as provided in section 941 of this act.

16 (f) The department may authorize a one-time waiver of all or any
17 portion of the licensing and processing fees required under RCW
18 70.128.060 in any case in which the department determines that an
19 adult family home is being relicensed because of exceptional
20 circumstances, such as death or incapacity of a provider, and that to
21 require the full payment of the licensing and processing fees would
22 present a hardship to the applicant. In these situations the
23 department is also granted the authority to waive the required
24 residential administrator training for a period of 120 days if
25 necessary to ensure continuity of care during the relicensing
26 process.

27 (g) Community residential cost reports that are submitted by or
28 on behalf of contracted agency providers are required to include
29 information about agency staffing including health insurance, wages,
30 number of positions, and turnover.

31 (h) Sufficient appropriations are provided to continue community
32 alternative placement beds that prioritize the transition of clients
33 who are ready for discharge from the state psychiatric hospitals, but
34 who have additional long-term care or developmental disability needs.

35 (i) Community alternative placement beds include enhanced service
36 facility beds, adult family home beds, skilled nursing facility beds,
37 shared supportive housing beds, state operated living alternative
38 beds, and assisted living facility beds.

1 (ii) Each client must receive an individualized assessment prior
2 to leaving one of the state psychiatric hospitals. The individualized
3 assessment must identify and authorize personal care, nursing care,
4 behavioral health stabilization, physical therapy, or other necessary
5 services to meet the unique needs of each client. It is the
6 expectation that, in most cases, staffing ratios in all community
7 alternative placement options described in (h)(i) of this subsection
8 will need to increase to meet the needs of clients leaving the state
9 psychiatric hospitals. If specialized training is necessary to meet
10 the needs of a client before he or she enters a community placement,
11 then the person centered service plan must also identify and
12 authorize this training.

13 (iii) When reviewing placement options, the department must
14 consider the safety of other residents, as well as the safety of
15 staff, in a facility. An initial evaluation of each placement,
16 including any documented safety concerns, must occur within thirty
17 days of a client leaving one of the state psychiatric hospitals and
18 entering one of the community placement options described in (h)(i)
19 of this subsection. At a minimum, the department must perform two
20 additional evaluations of each placement during the first year that a
21 client has lived in the facility.

22 (iv) In developing bed capacity, the department shall consider
23 the complex needs of individuals waiting for discharge from the state
24 psychiatric hospitals.

25 (i) Sufficient appropriations are provided for discharge case
26 managers stationed at the state psychiatric hospitals. Discharge case
27 managers will transition clients ready for hospital discharge into
28 less restrictive alternative community placements. The transition of
29 clients ready for discharge will free up bed capacity at the state
30 psychiatric hospitals.

31 (j) \$4,000 of the general fund—state appropriation for fiscal
32 year 2022, (~~(\$17,000)~~)\$37,000 of the general fund—state appropriation
33 for fiscal year 2023, and (~~(\$23,000)~~)\$42,000 of the general fund—
34 federal appropriation are provided solely for a cost of living
35 adjustment to the personal needs allowance pursuant to RCW 74.09.340.

36 (k) The department will work with the health care authority and
37 Washington state's managed care organizations to establish
38 recommendations for clients who live in the community to access the
39 developmental disabilities administration's facility-based

1 professionals to receive care covered under the state plan. If
2 feasible, these recommendations should detail how to enable facility-
3 based professionals to deliver services at mobile or brick-and-mortar
4 clinical settings in the community. The department must submit its
5 recommendations to the appropriate legislative committees no later
6 than December 1, ~~((2021))~~2022.

7 (l) The department of social and health services must claim the
8 enhanced federal medical assistance participation rate for home and
9 community-based services offered under section 9817 of the American
10 rescue plan act of 2021 (ARPA). Appropriations made that constitute
11 supplementation of home and community-based services as defined in
12 section 9817 of ARPA are listed in LEAP omnibus document HCBS-2021.

13 (m) \$300,000 of the general fund—state appropriation for fiscal
14 year 2023 and \$226,000 of the general fund—federal appropriation are
15 provided solely to implement Engrossed Second Substitute House Bill
16 No. 1086 (behavioral health consumers). ~~((If the bill is not enacted
17 by June 30, 2021, the amounts provided in this subsection shall
18 lapse.))~~

19 (n) \$408,000 of the general fund—state appropriation for fiscal
20 year 2022, \$416,000 of the general fund—state appropriation for
21 fiscal year 2023, and \$474,000 of the general fund—federal
22 appropriation are provided solely to implement Second Substitute
23 House Bill No. 1061 (child welfare/developmental disability). ~~((If
24 the bill is not enacted by June 30, 2021, the amounts provided in
25 this subsection shall lapse.))~~

26 (o) \$3,474,000 of the general fund—state appropriation for fiscal
27 year 2022, ~~((\$11,423,000))~~\$88,692,000 of the general fund—state
28 appropriation for fiscal year 2023, and ~~((\$15,262,000))~~\$92,530,000 of
29 the general fund—federal appropriation are provided solely to
30 increase rates for community residential service providers offering
31 supported living, group home, group training home, and licensed staff
32 residential services to individuals with developmental disabilities.
33 ~~((The))~~Of the amounts provided in this subsection (o) ~~((include
34 funding to))~~:

35 (i) \$3,474,000 of the general fund—state appropriation for fiscal
36 year 2022, \$11,423,000 of the general fund—state appropriation for
37 fiscal year 2023, and \$15,262,000 of the general fund—federal
38 appropriation are provided solely to increase the provider rate by
39 2.0 percent effective January 1, 2022, and by an additional 2.0

1 percent effective January 1, 2023. Both 2.0 percent rate increases
2 must be used to support providers' ability to maintain direct care
3 staff wages above the statewide minimum wage.

4 (ii) \$77,269,000 of the general fund—state appropriation for
5 fiscal year 2023 and \$77,268,000 of the general fund—federal
6 appropriation are provided solely to increase the provider rate
7 effective July 1, 2022. It is the intent of the legislature that
8 contracted providers use the funding provided in this subsection
9 (1)(o)(ii) to provide hourly wage increases for direct care workers.

10 (p) The annual certification renewal fee for community
11 residential service businesses is \$859 per client in fiscal year 2022
12 and \$859 per client in fiscal year 2023. The annual certification
13 renewal fee may not exceed the department's annual licensing and
14 oversight activity costs.

15 (q) The appropriations in this section include sufficient funding
16 to implement chapter 220, Laws of 2020 (adult family homes/8 beds). A
17 nonrefundable fee of \$485 shall be charged for each application to
18 increase bed capacity at an adult family home to seven or eight beds.

19 (r) \$39,000 of the general fund—state appropriation for fiscal
20 year 2022, \$49,000 of the general fund—state appropriation for fiscal
21 year 2023, and \$131,000 of the general fund—federal appropriation are
22 provided solely to increase the administrative rate for home care
23 agencies by five cents per hour effective July 1, 2021.

24 (s) \$1,705,000 of the general fund—state appropriation for fiscal
25 year 2022, \$1,688,000 of the general fund—state appropriation for
26 fiscal year 2023, and \$1,465,000 of the general fund—federal
27 appropriation are provided solely for the development and
28 implementation of 13 enhanced respite beds across the state for
29 children. These services are intended to provide families and
30 caregivers with a break in caregiving, the opportunity for behavioral
31 stabilization of the child, and the ability to partner with the state
32 in the development of an individualized service plan that allows the
33 child to remain in his or her family home. The department must
34 provide the legislature with a respite utilization report in January
35 of each year that provides information about the number of children
36 who have used enhanced respite in the preceding year, as well as the
37 location and number of days per month that each respite bed was
38 occupied.

1 (t) \$2,025,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$2,006,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for the development and
4 implementation of 13 community respite beds across the state for
5 adults. These services are intended to provide families and
6 caregivers with a break in caregiving and the opportunity for
7 stabilization of the individual in a community-based setting as an
8 alternative to using a residential habilitation center to provide
9 planned or emergent respite. The department must provide the
10 legislature with a respite utilization report by January of each year
11 that provides information about the number of individuals who have
12 used community respite in the preceding year, as well as the location
13 and number of days per month that each respite bed was occupied.

14 (u) (~~(\$18,733,000)~~) \$43,535,000 of the general fund—state
15 appropriation for fiscal year 2022, \$47,243,000 of the general fund—
16 state appropriation for fiscal year 2023, and (~~(\$46,342,000)~~)
17 \$152,070,000 of the general fund—federal appropriation are provided
18 solely (~~(to continue providing)~~) for rate add-ons for contracted
19 service providers to address the increased costs associated with
20 serving clients during the COVID-19 pandemic (~~(through the end of~~
21 ~~calendar year 2021)~~). Beginning July 1, 2022, the rate add-ons shall
22 be reduced by 20 percent every two fiscal quarters.

23 (v) \$78,000 of the general fund—state appropriation for fiscal
24 year 2022, \$75,000 of the general fund—state appropriation for fiscal
25 year 2023, and \$113,000 of the general fund—federal appropriation are
26 provided solely for implementation of Engrossed Substitute Senate
27 Bill No. 5284 (subminimum wage/disabilities). (~~(If the bill is not~~
28 ~~enacted by June 30, 2021, the amounts provided in this subsection~~
29 ~~shall lapse.)~~)

30 (w) Funding in this section is sufficient to implement chapter
31 352, laws of 2020 (developmental disabilities budgeting), including a
32 review of the no-paid services caseload and to update the information
33 to accurately reflect a current headcount of eligible persons and the
34 number of persons contacted who are currently interested in receiving
35 a paid service. It is the intent of the legislature that the
36 department will, as required in chapter 252, laws of 2020
37 (developmental disabilities budgeting), submit a report of this
38 information to the governor and the appropriate committees of the
39 legislature by December 1, 2021. It is also the intent of the

1 legislature that the necessary paid services identified with
2 completion of this report will be adequately funded by the conclusion
3 of fiscal year 2024.

4 (x) \$1,387,000 of the general fund—state appropriation for fiscal
5 year 2022, \$2,641,000 of the general fund—state appropriation for
6 fiscal year 2023, and \$4,250,000 of the general fund—federal
7 appropriation are provided solely to increase the capacity of the
8 children's intensive in-home behavioral supports waiver by 100 slots.

9 (y) \$19,648,000 of the general fund—state appropriation for
10 fiscal year 2023 and \$25,006,000 of the general fund—federal
11 appropriation are provided solely for the purposes of settling all
12 claims in the two related cases *Liang et al v. Washington DSHS et al,*
13 Thurston county superior court case no. 20-2-02506-34 and *SEIU 775 v.*
14 *Washington DSHS et al,* Thurston county superior court case no.
15 18-2-05584-34, Washington supreme court case no. 99658-8. The
16 expenditure of these amounts is contingent upon the release of all
17 claims in both cited cases, and total settlement costs shall not
18 exceed the amounts provided in this subsection and section 204(45) of
19 this act. If the settlement agreement is not fully executed and
20 approved by the Thurston county superior court by June 30, 2023, the
21 amounts provided in this subsection shall lapse.

22 (z) \$205,000 of the general fund—state appropriation for fiscal
23 year 2022, \$232,000 of the general fund—state appropriation for
24 fiscal year 2023, and \$590,000 of the general fund—federal
25 appropriation are provided solely for the department of social and
26 health services to examine the capabilities of the community
27 residential settings and services; to improve cross-system
28 coordination; and to begin the process of redesigning state-operated
29 intermediate care facilities to function as short-term crisis
30 stabilization and intervention. Of the amounts provided in this
31 subsection (1) (~~(y)~~) (z):

32 (i) \$159,000 of the general fund—state appropriation for fiscal
33 year 2022, \$186,000 of the general fund—state appropriation for
34 fiscal year 2023, and \$310,000 of the general fund—federal
35 appropriation are provided solely for the department of social and
36 health services to:

37 (A) Beginning with the governor's budget proposal submitted in
38 December 2022, submit a budget request for expenditures associated
39 with anticipated demand for services under the individual and family

1 services waiver, the basic plus waiver, and the number of individuals
2 who are expected to reside in state-operated living alternatives for
3 consideration by the governor and the legislature for inclusion in
4 maintenance level budgets;

5 (B) Examine the need for community respite beds to serve eligible
6 individuals and stabilization, assessment, and intervention beds to
7 provide crisis stabilization services for individuals with complex
8 behavioral needs. A preliminary report must be submitted no later
9 than October 1, 2022, with a final report submitted no later than
10 October 1, 2023, to the governor and the appropriate committees of
11 the legislature that estimates the number of beds needed in fiscal
12 years 2023 through 2025, recommends geographic locations of these
13 beds, provides options for contracting with community providers for
14 these beds, provides options for utilizing existing intermediate care
15 facilities to meet these needs, and recommends whether or not an
16 increase to respite hours is needed;

17 (C) Contract with a private vendor for a study of medicaid rates
18 for contracted community residential service providers. The study
19 must be submitted to the governor and the appropriate committees of
20 the legislature no later than December 1, 2023, and must include:

21 (I) A recommendation of rates needed for facilities to cover
22 their costs and adequately recruit, train, and retain direct care
23 professionals;

24 (II) Recommendations for an enhanced rate structure, including
25 when and for whom this rate structure would be appropriate; and

26 (III) An assessment of options for an alternative, opt-in rate
27 structure for contracted supported living providers who voluntarily
28 serve individuals with complex behaviors, complete additional
29 training, and submit to additional monitoring;

30 (D) Submit by October 1, 2022, a five-year plan to phase-in the
31 appropriate level of funding and staffing to achieve case management
32 ratios of one case manager to no more than 35 clients. The five-year
33 plan must include:

34 (I) An analysis of current procedures to hire and train new staff
35 within the developmental disabilities administration of the
36 department of social and health services;

37 (II) Identification of any necessary changes to these procedures
38 to ensure a more efficient and timely process for hiring and training
39 staff; and

1 (III) Identification of the number of new hires needed on an
2 annual basis to achieve the phased implementation included in the
3 five-year plan;

4 (E) Collaborate with appropriate stakeholders to develop uniform
5 quality assurance metrics that are applied across community
6 residential settings, intermediate care facilities, and state-
7 operated nursing facilities and submit a report of these activities
8 to the governor and the legislature no later than June 30, 2023;

9 (F) Collaborate with the developmental disabilities council to
10 improve cross-system coordination and submit a report of the
11 activities and any recommendations for policy or fiscal changes to
12 the governor and the legislature no later than October 1, 2022, for
13 consideration in the 2023 legislative session that describes
14 collaborating with the developmental disabilities council to:

15 (I) Coordinate collaboration efforts among relevant stakeholders
16 to develop and disseminate best practices related to serving
17 individuals with cooccurring intellectual and developmental
18 disabilities and mental health conditions;

19 (II) Work with Washington state's apprenticeship and training
20 council, colleges, and universities to establish medical, dental,
21 nursing, and direct care apprenticeship programs that would address
22 gaps in provider training and overall competence;

23 (III) Devise options for consideration by the governor and the
24 legislature to prioritize funding for housing for individuals with
25 intellectual and developmental disabilities when a lack of affordable
26 housing is the barrier preventing an individual from moving to a
27 least restrictive community setting; and

28 (IV) Coordinate collaboration efforts among relevant stakeholders
29 to examine existing law with regard to guardianship and protective
30 proceedings and make any necessary recommendations for changes to
31 existing law to ensure that guardianship or other protective
32 proceedings are designed to provide individuals with intellectual and
33 developmental disabilities with the decision making support they
34 require to live as independently as possible in the least restrictive
35 environment, including consideration of mechanisms that enable
36 regular payment for services rendered by these legal representatives
37 when appropriate; and

38 (G) Develop procedures that ensure that placement in an
39 intermediate care facility is temporary and submit a report of these
40 efforts, including any necessary recommendations for policy or fiscal

1 changes, to the governor and the legislature for consideration in the
2 2022 legislative session no later than November 1, 2021, that
3 describes the development of procedures that ensure that:

4 (I) Clear, written, and verbal information is provided to the
5 individual and their family member that explains that placement in
6 the intermediate care facility is temporary and what constitutes
7 continuous aggressive active treatment and its eligibility
8 implications;

9 (II) Discharge planning begins immediately upon placement of an
10 individual within the intermediate care facility and that the
11 individual and their family member is provided clear descriptions of
12 all placement options and their requirements;

13 (III) When crisis stabilization services are available in the
14 community, the individual is presented with the option to receive
15 services in the community prior to placement in an intermediate care
16 facility; and

17 (IV) When the individual has not achieved crisis stabilization
18 after 60 days of initial placement in the intermediate care facility,
19 the department of social and health services must convene the
20 individual's team of care providers including, but not limited to,
21 the individual's case manager, the individual's community-based
22 providers, and, if applicable, the individual's managed care
23 organization to review and make any necessary changes to the
24 individual's crisis stabilization care plan.

25 (ii) Reporting dates in this subsection (1)(z) are modified by
26 Engrossed Substitute Senate Bill No. 5268 (dev. disability services).

27 (iii) \$46,000 of the general fund—state appropriation in fiscal
28 year 2022, \$46,000 of the general fund—state appropriation in fiscal
29 year 2023, and \$280,000 of the general fund—federal appropriation are
30 provided solely to establish peer mentors to connect each client in
31 an intermediate care facility with a mentor to assist in their
32 transition planning. No later than November 1, 2021, the department
33 of social and health services must submit a report describing these
34 efforts and make any necessary recommendations for policy or fiscal
35 changes to the governor and the legislature for consideration in the
36 2022 legislative session.

37 ((+z)) (aa) Appropriations provided in this section are
38 sufficient to implement Substitute Senate Bill No. 5258 (consumer
39 directed employers).

1 ~~((aa))~~ (bb) \$63,000 of the general fund—state appropriation for
2 fiscal year 2022, \$13,000 of the general fund—state appropriation for
3 fiscal year 2023, and \$77,000 of the general fund—federal
4 appropriation are provided solely to implement Substitute House Bill
5 No. 1411 (health care workforce). ~~((If the bill is not enacted by
6 June 30, 2021, the amounts provided in this subsection shall lapse.))~~

7 (cc) \$123,000 of the general fund—state appropriation for fiscal
8 year 2023 and \$156,000 of the general fund—federal appropriation are
9 provided solely to make up for a gap in the employer tax rates paid
10 to agency providers. Funds must be used to ensure wages and benefits
11 of home care agency workers who provide direct care are increased to
12 satisfy wage parity requirements set forth in RCW 74.39A.310, except
13 in situations where agency providers covered the gap in the tax rate
14 by reducing agency administrative expenses.

15 (dd) \$80,000 of the general fund—state appropriation for fiscal
16 year 2023 and \$61,000 of the general fund—federal appropriation are
17 provided solely for the department to hire one full-time employee to
18 provide advice, evaluations, and recommendations on technological
19 tools to clients, providers, and case managers.

20 (ee) (i) \$2,172,000 of the general fund—state appropriation for
21 fiscal year 2023 and \$1,666,000 of the general fund—federal
22 appropriation are provided solely to establish transition
23 coordination teams to coordinate transitions of care for clients who
24 move from one care setting to another. No later than December 1,
25 2022, the department of social and health services shall submit a
26 preliminary report to the appropriate committees of the legislature
27 that details how the funds were utilized and the associated outcomes
28 including but not limited to:

29 (A) A detailed reporting of the number of clients served, the
30 settings in which clients received care, and the progress made toward
31 increasing stability of client placements;

32 (B) A comparison of these outcomes against the outcomes achieved
33 in prior fiscal years;

34 (C) A description of lessons learned since the transition
35 coordination teams were first implemented, including an
36 identification of what processes were improved to reduce the
37 timelines for completion; and

1 (D) Recommendations for changes necessary to the transition
2 coordination teams to improve increasing stability of client
3 placements.

4 (ii) It is the intent of the legislature that the department of
5 social and health services submit annual reports of this information
6 beginning in fiscal year 2024.

7 (ff) \$204,000 of the general fund—state appropriation for fiscal
8 year 2022, \$1,511,000 of the general fund—state appropriation for
9 fiscal year 2023, and \$988,000 of the general fund—federal
10 appropriation are provided solely for service rate increases paid to
11 contracted providers of community engagement, supported parenting,
12 and respite services. No later than December 1, 2022, the department
13 of social and health services shall submit a preliminary report to
14 the appropriate committees of the legislature that details how the
15 funds were utilized and the associated outcomes, including a detailed
16 accounting of utilization of services and any changes in the
17 utilization as a result of this funding. The department shall submit
18 a final report of this information no later than June 30, 2023. The
19 department shall also conduct a comprehensive study of the current
20 rate structure paid to supported employment and community inclusion
21 providers. No later than October 1, 2022, the department must submit
22 to the governor and the appropriate committees of the legislature a
23 report of this study that includes, but is not limited to, the
24 following:

25 (i) An overview of the current system and how it operates,
26 including an overview of the current rate structure;

27 (ii) A description of the organizational components and costs
28 associated with the delivery of supported employment and community
29 inclusion services that achieve client outcomes;

30 (iii) A recommendation of the rates needed for providers to cover
31 their costs and maintain the infrastructure required to achieve and
32 support client outcomes; and

33 (iv) A recommendation for a methodology to utilize in the future
34 for regularly analyzing costs associated with service delivery and
35 the rate adjustments, and associated frequency of these adjustments,
36 needed to ensure that services achieve client outcomes.

37 (gg) \$1,413,000 of the general fund—state appropriation for
38 fiscal year 2023 and \$1,084,000 of the general fund—federal
39 appropriation are provided solely to hire additional staff to reduce

1 the timeline for completion of financial eligibility determinations.
2 No later than December 31, 2022, the department of social and health
3 services shall submit a preliminary report to the appropriate
4 committees of the legislature that details how the funds were
5 utilized and the associated outcomes, including, but not limited to,
6 a description of how the timeline for completion of these
7 determinations has changed. A final report of this information must
8 be submitted no later than June 30, 2023.

9 (hh) \$228,000 of the general fund—state appropriation for fiscal
10 year 2023 and \$284,000 of the general fund—federal appropriation are
11 provided solely to increase funding of the assisted living medicaid
12 methodology established in RCW 74.39A.032 to 68 percent of full
13 methodology funding, effective July 1, 2022.

14 (ii) \$1,719,000 of the general fund—state appropriation for
15 fiscal year 2023 and \$49,000 of the general fund—federal
16 appropriation are provided solely for implementation of Engrossed
17 Substitute Senate Bill No. 5268 (dev. disability services). If the
18 bill is not enacted by June 30, 2022, the amounts provided in this
19 subsection shall lapse.

20 (jj) \$2,581,000 of the general fund—state appropriation for
21 fiscal year 2023 and \$2,060,000 of the general fund—federal
22 appropriation are provided solely for implementation of Substitute
23 Senate Bill No. 5819 (DDA no-paid caseload). If the bill is not
24 enacted by June 30, 2022, the amounts provided in this subsection
25 shall lapse.

26 (kk) \$54,000 of the general fund—state appropriation for fiscal
27 year 2023 is provided solely to implement Second Substitute House
28 Bill No. 1890 (children behavioral health). If the bill is not
29 enacted by June 30, 2022, the amount provided in this subsection
30 shall lapse.

31 (ll) \$8,428,000 of the general fund—state appropriation for
32 fiscal year 2023 and \$5,179,000 of the general fund—federal
33 appropriation are provided solely to implement Substitute House Bill
34 No. 1980 (concurrent services). If the bill is not enacted by June
35 30, 2022, the amounts provided in this subsection shall lapse.

36 (mm) \$100,000 of the general fund—state appropriation for fiscal
37 year 2023 is provided solely for the department to contract with an
38 organization that provides benefits planning training to attorneys
39 and other professionals to help them assist individuals with

1 developmental disabilities with retaining state and federal benefits
2 while working.

3 (2) INSTITUTIONAL SERVICES

4	General Fund—State Appropriation (FY 2022).	((\$115,635,000))
5		<u>\$110,829,000</u>
6	General Fund—State Appropriation (FY 2023).	((\$125,463,000))
7		<u>\$135,393,000</u>
8	General Fund—Federal Appropriation.	((\$241,480,000))
9		<u>\$253,002,000</u>
10	General Fund—Private/Local Appropriation.	\$27,043,000
11	TOTAL APPROPRIATION.	((\$509,621,000))
12		<u>\$526,267,000</u>

13 The appropriations in this subsection are subject to the
14 following conditions and limitations:

15 (a) Individuals receiving services as supplemental security
16 income (SSI) state supplemental payments may not become eligible for
17 medical assistance under RCW 74.09.510 due solely to the receipt of
18 SSI state supplemental payments.

19 (b) \$495,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$495,000 of the general fund—state appropriation for
21 fiscal year 2023 are for the department to fulfill its contracts with
22 the school districts under chapter 28A.190 RCW to provide
23 transportation, building space, and other support services as are
24 reasonably necessary to support the educational programs of students
25 living in residential habilitation centers.

26 (c) The residential habilitation centers may use funds
27 appropriated in this subsection to purchase goods, services, and
28 supplies through hospital group purchasing organizations when it is
29 cost-effective to do so.

30 (d) \$3,000 of the general fund—state appropriation for fiscal
31 year 2022 and ((~~\$10,000~~)) \$21,000 of the general fund—state
32 appropriation for fiscal year 2023 are provided solely for a cost of
33 living increase adjustment to the personal needs allowance pursuant
34 to RCW 74.09.340.

35 (e) The department is directed to develop a plan to reduce the
36 footprint of the Rainier residential habilitation center campus and
37 other property facilities taking into consideration recommendations
38 of the Ruckleshaus residential habilitation center work group report
39 and the department's Rainier school master plan.

- 1 (i) The plan must include the following:
2 (A) Input from interested stakeholders to ensure a thoughtful,
3 safe, and well-supported residential transition to the community;
4 (B) An outline for maintaining a state-operated safety net for
5 individuals who transition to the community and who may later be in
6 crisis or who need a greater level of care;
7 (C) Barriers to successful community transitions and how to
8 mitigate those;
9 (D) A report of stakeholder feedback received and how it was
10 incorporated or not into the plan; and
11 (E) A proposed timeline to implement the plan and a target date
12 for reducing the footprint of Rainier if the plan is followed.
13 (ii) The stakeholders must include, at minimum: Individuals who
14 reside or have resided at Rainier within the last two decades,
15 families and guardians of individuals who reside or have resided at
16 Rainier, the city of Buckley, and current or former staff at Rainier
17 and their respective labor organizations.
18 (iii) The department must confer with and have approval from the
19 governor's office prior to submission of the plan. A final plan shall
20 be submitted to the governor and the appropriate committees of the
21 legislature no later than June 30, 2023.

22 (3) PROGRAM SUPPORT

23	General Fund—State Appropriation (FY 2022)	((\$2,639,000))
24		<u>\$2,717,000</u>
25	General Fund—State Appropriation (FY 2023)	((\$2,688,000))
26		<u>\$2,940,000</u>
27	General Fund—Federal Appropriation	((\$3,192,000))
28		<u>\$3,233,000</u>
29	TOTAL APPROPRIATION	((\$8,519,000))
30		<u>\$8,890,000</u>

31 (4) SPECIAL PROJECTS

32	General Fund—State Appropriation (FY 2022)	((\$61,000))
33		<u>\$94,000</u>
34	General Fund—State Appropriation (FY 2023)	((\$61,000))
35		<u>\$66,000</u>
36	General Fund—Federal Appropriation	((\$1,090,000))
37		<u>\$1,125,000</u>
38	TOTAL APPROPRIATION	((\$1,212,000))
39		<u>\$1,285,000</u>

1 **Sec. 204.** 2021 c 334 s 204 (uncodified) is amended to read as
 2 follows:

3 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—AGING AND ADULT**
 4 **SERVICES PROGRAM**

5	General Fund—State Appropriation (FY 2022).	((\$1,422,098,000))
6		<u>\$1,344,251,000</u>
7	General Fund—State Appropriation (FY 2023).	((\$1,783,367,000))
8		<u>\$2,049,486,000</u>
9	General Fund—Federal Appropriation.	((\$4,517,927,000))
10		<u>\$4,913,077,000</u>
11	General Fund—Private/Local Appropriation.	\$37,804,000
12	Traumatic Brain Injury Account—State Appropriation.	((\$4,544,000))
13		<u>\$5,586,000</u>
14	Skilled Nursing Facility Safety Net Trust Account—	
15	State Appropriation.	\$133,360,000
16	Long-Term Services and Supports Trust Account—State	
17	Appropriation.	((\$10,873,000))
18		<u>\$15,003,000</u>
19	TOTAL APPROPRIATION.	((\$7,909,973,000))
20		<u>\$8,498,567,000</u>

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

23 (1) (a) For purposes of implementing chapter 74.46 RCW, the
 24 weighted average nursing facility payment rate may not exceed \$259.84
 25 for fiscal year 2022 and may not exceed ((~~\$279.84~~))\$319.82 for fiscal
 26 year 2023.

27 (b) The department shall provide a medicaid rate add-on to
 28 reimburse the medicaid share of the skilled nursing facility safety
 29 net assessment as a medicaid allowable cost. The nursing facility
 30 safety net rate add-on may not be included in the calculation of the
 31 annual statewide weighted average nursing facility payment rate.

32 (2) In accordance with RCW 18.51.050, 18.20.050, 70.128.060, and
 33 43.135.055, the department is authorized to increase nursing
 34 facility, assisted living facility, and adult family home fees as
 35 necessary to fully support the actual costs of conducting the
 36 licensure, inspection, and regulatory programs. The license fees may
 37 not exceed the department's annual licensing and oversight activity
 38 costs and shall include the department's cost of paying providers for
 39 the amount of the license fee attributed to medicaid clients.

1 (a) The current annual renewal license fee for adult family homes
2 is \$225 per bed beginning in fiscal year 2022 and \$225 per bed
3 beginning in fiscal year 2023. A processing fee of \$2,750 must be
4 charged to each adult family home when the home is initially
5 licensed. This fee is nonrefundable. A processing fee of \$700 shall
6 be charged when adult family home providers file a change of
7 ownership application.

8 (b) The current annual renewal license fee for assisted living
9 facilities is \$116 per bed beginning in fiscal year 2022 and \$116 per
10 bed beginning in fiscal year 2023.

11 (c) The current annual renewal license fee for nursing facilities
12 is \$359 per bed beginning in fiscal year 2022 and \$359 per bed
13 beginning in fiscal year 2023.

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

18 (4) (i) \$6,113,000 of the general fund—state appropriation for
19 fiscal year 2022, \$19,799,000 of the general fund—state appropriation
20 for fiscal year 2023, and \$37,161,000 of the general fund—federal
21 appropriation are provided solely for the implementation of the
22 agreement reached between the governor and the service employees
23 international union healthcare 775nw under the provisions of chapters
24 74.39A and 41.56 RCW for the 2021-2023 fiscal biennium, as provided
25 in section 946 of this act.

26 (ii) \$18,787,000 of the general fund—state appropriation for
27 fiscal year 2023 and \$23,910,000 of the general fund—federal
28 appropriation are provided solely for the implementation of the
29 agreement reached between the governor and the service employees
30 international union healthcare 775nw under the provisions of chapters
31 74.39A and 41.56 RCW for fiscal year 2023, as provided in section 939
32 of this act.

33 (5) (i) \$1,941,000 of the general fund—state appropriation for
34 fiscal year 2022, \$6,439,000 of the general fund—state appropriation
35 for fiscal year 2023, and \$12,064,000 of the general fund—federal
36 appropriation are provided solely for the homecare agency parity
37 impacts of the agreement between the governor and the service
38 employees international union healthcare 775nw.

1 (ii) \$6,028,000 of the general fund—state appropriation for
2 fiscal year 2023 and \$7,669,000 of the general fund—federal
3 appropriation are provided solely for the homecare agency parity
4 impacts of the agreement between the governor and the service
5 employees international union healthcare 775nw.

6 (6) The department may authorize a one-time waiver of all or any
7 portion of the licensing and processing fees required under RCW
8 70.128.060 in any case in which the department determines that an
9 adult family home is being relicensed because of exceptional
10 circumstances, such as death or incapacity of a provider, and that to
11 require the full payment of the licensing and processing fees would
12 present a hardship to the applicant. In these situations the
13 department is also granted the authority to waive the required
14 residential administrator training for a period of 120 days if
15 necessary to ensure continuity of care during the relicensing
16 process.

17 (7) In accordance with RCW 18.390.030, the biennial registration
18 fee for continuing care retirement communities shall be \$900 for each
19 facility.

20 (8) Within amounts appropriated in this subsection, the
21 department shall assist the legislature to continue the work of the
22 joint legislative executive committee on planning for aging and
23 disability issues.

24 (a) A joint legislative executive committee on aging and
25 disability is continued, with members as provided in this subsection.

26 (i) Four members of the senate, with the leaders of the two
27 largest caucuses each appointing two members, and four members of the
28 house of representatives, with the leaders of the two largest
29 caucuses each appointing two members;

30 (ii) A member from the office of the governor, appointed by the
31 governor;

32 (iii) The secretary of the department of social and health
33 services or his or her designee;

34 (iv) The director of the health care authority or his or her
35 designee;

36 (v) A member from disability rights Washington and a member from
37 the office of long-term care ombuds;

38 (vi) The insurance commissioner or his or her designee, who shall
39 serve as an ex officio member; and

40 (vii) Other agency directors or designees as necessary.

1 (b) The committee must make recommendations and continue to
2 identify key strategic actions to prepare for the aging of the
3 population in Washington and to serve people with disabilities,
4 including state budget and policy options, and may conduct, but are
5 not limited to, the following tasks:

6 (i) Identify strategies to better serve the health care needs of
7 an aging population and people with disabilities to promote healthy
8 living and palliative care planning;

9 (ii) Identify strategies and policy options to create financing
10 mechanisms for long-term service and supports that allow individuals
11 and families to meet their needs for service;

12 (iii) Identify policies to promote financial security in
13 retirement, support people who wish to stay in the workplace longer,
14 and expand the availability of workplace retirement savings plans;

15 (iv) Identify ways to promote advance planning and advance care
16 directives and implementation strategies for the Bree collaborative
17 palliative care and related guidelines;

18 (v) Identify ways to meet the needs of the aging demographic
19 impacted by reduced federal support;

20 (vi) Identify ways to protect the rights of vulnerable adults
21 through assisted decision-making and guardianship and other relevant
22 vulnerable adult protections;

23 (vii) Identify options for promoting client safety through
24 residential care services and consider methods of protecting older
25 people and people with disabilities from physical abuse and financial
26 exploitation; and

27 (viii) Identify other policy options and recommendations to help
28 communities adapt to the aging demographic in planning for housing,
29 land use, and transportation.

30 (c) Staff support for the committee shall be provided by the
31 office of program research, senate committee services, the office of
32 financial management, and the department of social and health
33 services.

34 (d) Within existing appropriations, the cost of meetings must be
35 paid jointly by the senate, house of representatives, and the office
36 of financial management. Joint committee expenditures and meetings
37 are subject to approval by the senate facilities and operations
38 committee and the house of representatives executive rules committee,
39 or their successor committees. Meetings of the task force must be
40 scheduled and conducted in accordance with the rules of both the

1 senate and the house of representatives. The joint committee members
2 may be reimbursed for travel expenses as authorized under RCW
3 43.03.050 and 43.03.060, and chapter 44.04 RCW as appropriate.
4 Advisory committee members may not receive compensation or
5 reimbursement for travel and expenses.

6 (9) Appropriations in this section are sufficient to fund
7 discharge case managers stationed at the state psychiatric hospitals.
8 Discharge case managers will transition clients ready for hospital
9 discharge into less restrictive alternative community placements. The
10 transition of clients ready for discharge will free up bed capacity
11 at the state psychiatric hospitals.

12 (10) Appropriations in this section are sufficient to fund
13 financial service specialists stationed at the state psychiatric
14 hospitals. Financial service specialists will help to transition
15 clients ready for hospital discharge into alternative community
16 placements. The transition of clients ready for discharge will free
17 up bed capacity at the state hospitals.

18 (11) The department shall continue to administer (~~initiative 2~~
19 ~~of the medicaid transformation waiver that provides~~) tailored
20 support for older adults and medicaid alternative care as described
21 in initiative 2 of the (~~medicaid transformation~~) 1115 demonstration
22 waiver (~~under healthier Washington~~). This initiative will be funded
23 by the health care authority (~~with~~) through the medicaid quality
24 improvement program. The secretary in collaboration with the director
25 of the health care authority shall report to the office of financial
26 management all (~~of the~~) expenditures of this subsection and shall
27 provide such fiscal data in the time, manner, and form requested. The
28 department shall not increase general fund—state expenditures on this
29 initiative.

30 (12) (i) \$3,378,000 of the general fund—state appropriation for
31 fiscal year 2022, \$5,561,000 of the general fund—state appropriation
32 for fiscal year 2023, and \$11,980,000 of the general fund—federal
33 appropriation are provided solely for the implementation of an
34 agreement reached between the governor and the adult family home
35 council under the provisions of chapter 41.56 RCW for the 2021-2023
36 fiscal biennium, as provided in section 948 of this act.

37 (ii) \$8,922,000 of the general fund—state appropriation for
38 fiscal year 2023 and \$8,212,000 of the general fund—federal
39 appropriation are provided solely for the implementation of an

1 agreement reached between the governor and the adult family home
2 council under the provisions of chapter 41.56 RCW for fiscal year
3 2023, as provided in section 941 of this act.

4 (13) \$1,761,000 of the general fund—state appropriation for
5 fiscal year 2022, \$1,761,000 of the general fund—state appropriation
6 for fiscal year 2023, and \$4,162,000 of the general fund—federal
7 appropriation are provided solely for case managers at the area
8 agencies on aging to coordinate care for medicaid clients with mental
9 illness who are living in their own homes. Work shall be accomplished
10 within existing standards for case management and no requirements
11 will be added or modified unless by mutual agreement between the
12 department of social and health services and area agencies on aging.

13 (14) Appropriations provided in this section are sufficient for
14 the department to contract with an organization to provide
15 educational materials, legal services, and attorney training to
16 support persons with dementia. The funding provided in this
17 subsection must be used for:

18 (a) An advance care and legal planning toolkit for persons and
19 families living with dementia, designed and made available online and
20 in print. The toolkit should include educational topics including,
21 but not limited to:

22 (i) The importance of early advance care, legal, and financial
23 planning;

24 (ii) The purpose and application of various advance care, legal,
25 and financial documents;

26 (iii) Dementia and capacity;

27 (iv) Long-term care financing considerations;

28 (v) Elder and vulnerable adult abuse and exploitation;

29 (vi) Checklists such as "legal tips for caregivers," "meeting
30 with an attorney," and "life and death planning;"

31 (vii) Standardized forms such as general durable power of
32 attorney forms and advance health care directives; and

33 (viii) A selected list of additional resources.

34 (b) Webinars about the dementia legal and advance care planning
35 toolkit and related issues and topics with subject area experts. The
36 subject area expert presenters must provide their services in-kind,
37 on a volunteer basis.

38 (c) Continuing legal education programs for attorneys to advise
39 and assist persons with dementia. The continuing education programs

1 must be offered at no cost to attorneys who make a commitment to
2 participate in the pro bono program.

3 (d) Administrative support costs to develop intake forms and
4 protocols, perform client intake, match participating attorneys with
5 eligible clients statewide, maintain records and data, and produce
6 reports as needed.

7 (15) Appropriations provided in this section are sufficient to
8 continue community alternative placement beds that prioritize the
9 transition of clients who are ready for discharge from the state
10 psychiatric hospitals, but who have additional long-term care or
11 developmental disability needs.

12 (a) Community alternative placement beds include enhanced service
13 facility beds, adult family home beds, skilled nursing facility beds,
14 shared supportive housing beds, state operated living alternative
15 beds, assisted living facility beds, adult residential care beds, and
16 specialized dementia beds.

17 (b) Each client must receive an individualized assessment prior
18 to leaving one of the state psychiatric hospitals. The individualized
19 assessment must identify and authorize personal care, nursing care,
20 behavioral health stabilization, physical therapy, or other necessary
21 services to meet the unique needs of each client. It is the
22 expectation that, in most cases, staffing ratios in all community
23 alternative placement options described in (a) of this subsection
24 will need to increase to meet the needs of clients leaving the state
25 psychiatric hospitals. If specialized training is necessary to meet
26 the needs of a client before he or she enters a community placement,
27 then the person centered service plan must also identify and
28 authorize this training.

29 (c) When reviewing placement options, the department must
30 consider the safety of other residents, as well as the safety of
31 staff, in a facility. An initial evaluation of each placement,
32 including any documented safety concerns, must occur within thirty
33 days of a client leaving one of the state psychiatric hospitals and
34 entering one of the community placement options described in (a) of
35 this subsection. At a minimum, the department must perform two
36 additional evaluations of each placement during the first year that a
37 client has lived in the facility.

38 (d) In developing bed capacity, the department shall consider the
39 complex needs of individuals waiting for discharge from the state
40 psychiatric hospitals.

1 (16) No later than December 31, 2021, the department of social
2 and health services and the health care authority shall submit a
3 waiver request to the federal department of health and human services
4 to authorize presumptive medicaid eligibility determinations for
5 clients preparing for acute care hospital discharge who may need
6 long-term services and supports. The department and the authority
7 shall hold stakeholder discussions, including opportunities for
8 public review and comment, during development of the waiver request.
9 Upon submission of the waiver request, the department and the
10 authority shall submit a report to the governor and the appropriate
11 legislative committees that describes the request and identifies any
12 statutory changes that may be necessary if the federal government
13 approves the request.

14 (17) The annual certification renewal fee for community
15 residential service businesses is \$859 per client in fiscal year 2022
16 and \$859 per client in fiscal year 2023. The annual certification
17 renewal fee may not exceed the department's annual licensing and
18 oversight activity costs.

19 (18) The appropriations in this section include sufficient
20 funding to implement chapter 220, Laws of 2020 (adult family homes/8
21 beds). A nonrefundable fee of \$485 shall be charged for each
22 application to increase bed capacity at an adult family home to seven
23 or eight beds.

24 (19) \$261,000 of the general fund—state appropriation for fiscal
25 year 2022, \$320,000 of the general fund—state appropriation for
26 fiscal year 2023, and \$861,000 of the general fund—federal
27 appropriation are provided solely to increase the administrative rate
28 for home care agencies by five cents per hour effective July 1, 2021.

29 (20) The department of social and health services must claim the
30 enhanced federal medical assistance participation rate for home and
31 community-based services offered under section 9817 of the American
32 rescue plan act of 2021 (ARPA). Appropriations made that constitute
33 supplementation of home and community-based services as defined in
34 section 9817 of ARPA are listed in LEAP omnibus document HCBS-2021.

35 (21) \$1,458,000 of the general fund—state appropriation for
36 fiscal year 2022 and \$1,646,000 of the general fund—state
37 appropriation for fiscal year 2023 are provided solely for the
38 department to provide personal care services for up to 20 clients who
39 are not United States citizens and who are ineligible for medicaid

1 upon their discharge from an acute care hospital. The department must
2 prioritize the funding provided in this subsection for such clients
3 in acute care hospitals who are also on the department's wait list
4 for services.

5 (22) \$750,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$750,000 of the general fund—state appropriation for
7 fiscal year 2023 are provided solely for community-based dementia
8 education and support activities in two areas of the state, including
9 dementia resource catalyst staff and direct services for people with
10 dementia and their caregivers.

11 (23) \$237,000 of the general fund—state appropriation for fiscal
12 year 2022, \$226,000 of the general fund—state appropriation for
13 fiscal year 2023, and \$572,000 of the general fund—federal
14 appropriation are provided solely to implement Substitute House Bill
15 No. 1218 (long-term care residents). ~~((If the bill is not enacted by
16 June 30, 2021, the amounts provided in this subsection shall lapse.))~~

17 ~~(24) ((~~\$345,000 of the general fund state appropriation for
18 fiscal year 2022, \$50,000 of the general fund state appropriation for
19 fiscal year 2023, and \$336,000 of the general fund federal
20 appropriation are provided solely to implement Second Substitute
21 House Bill No. 1127 (COVID-19 health data privacy). If the bill is
22 not enacted by June 30, 2021, the amounts provided in this subsection
23 shall lapse.~~~~

24 ~~(25))~~ \$4,329,000 of the general fund—state appropriation for
25 fiscal year 2022 and \$4,329,000 of the general fund—state
26 appropriation for fiscal year 2023 are provided solely for services
27 and support to individuals who are deaf, hard of hearing, or deaf-
28 blind.

29 ~~((26) \$41,117,000))~~ (25) \$85,981,000 of the general fund—state
30 appropriation for fiscal year 2022, \$85,463,000 of the general fund—
31 state appropriation for fiscal year 2023, and ~~((~~\$101,715,000~~))~~
32 \$292,979,000 of the general fund—federal appropriation are provided
33 solely ~~((to continue providing))~~ for rate add-ons for contracted
34 service providers to address the increased costs associated with
35 serving clients during the COVID-19 pandemic ~~((through the end of
36 calendar year 2021))~~. Beginning July 1, 2022, the rate add-ons shall
37 be reduced by 20 percent every two fiscal quarters.

38 ~~((27))~~ (26) \$11,609,000 of the general fund—state appropriation
39 for fiscal year 2023 and \$11,609,000 of the general fund—federal

1 appropriation are provided solely to increase the fixed rate paid for
2 skilled nursing facility medicaid direct care to one hundred and five
3 percent of statewide case mix neutral median costs.

4 ~~((28))~~ (27) Within the amounts provided in this section, the
5 department of social and health services must develop a statewide
6 agency emergency preparedness plan with which to respond to future
7 public health emergencies.

8 ~~((29))~~ (28) The traumatic brain injury council shall collaborate
9 with other state agencies in their efforts to address traumatic brain
10 injuries to ensure that efforts are complimentary and continue to
11 support the state's broader efforts to address this issue.

12 ~~((30))~~ (29) \$1,858,000 of the general fund—state appropriation
13 for fiscal year 2022 and \$1,857,000 of the general fund—state
14 appropriation for fiscal year 2023 are provided solely for operation
15 of the volunteer services program. Funding must be prioritized
16 towards serving populations traditionally served by long-term care
17 services to include senior citizens and persons with disabilities.

18 ~~((31))~~ (30) \$479,000 of the general fund—state appropriation for
19 fiscal year 2022 and \$479,000 of the general fund—state appropriation
20 for fiscal year 2023 are provided solely for the kinship navigator
21 program in the Colville Indian reservation, Yakama Nation, and other
22 tribal areas.

23 ~~((32))~~ (31) Within available funds, the aging and long term
24 support administration must maintain a unit within adult protective
25 services that specializes in the investigation of financial abuse
26 allegations and self-neglect allegations.

27 ~~((33))~~ (32) \$1,344,000 of the general fund—state appropriation
28 for fiscal year 2022 and \$1,344,000 of the general fund—state
29 appropriation for fiscal year 2023 are provided solely for the
30 kinship care support program.

31 ~~((34) — \$10,797,000)~~ (33) \$7,938,000 of the general fund—state
32 appropriation for fiscal year 2022, ~~((\$11,477,000))~~ \$13,412,000 of the
33 general fund—state appropriation for fiscal year 2023, and
34 ~~((\$23,946,000))~~ \$22,456,000 of the general fund—federal appropriation
35 are provided solely for nursing home services and emergent building
36 costs at the transitional care center of Seattle. No later than
37 December 1, 2022, the department must submit to the appropriate
38 fiscal committees of the legislature a report that includes, but is
39 not limited to:

1 (a) An itemization of the costs associated with providing direct
2 care services to residents and managing and caring for the facility;
3 and

4 (b) An examination of the impacts of this facility on clients and
5 providers of the long-term care and medical care sectors of the state
6 that includes, but is not limited to:

7 (i) An analysis of areas that have realized cost containment or
8 savings as a result of this facility;

9 (ii) A comparison of individuals transitioned from hospitals to
10 this facility compared to other skilled nursing facilities over the
11 same period of time; and

12 (iii) Impacts of this facility on lengths of stay in acute care
13 hospitals, other skilled nursing facility, and transitions to home
14 and community-based settings.

15 ~~((35))~~ (34) \$58,000 of the general fund—state appropriation for
16 fiscal year 2022 and \$90,000 of the general fund—federal
17 appropriation are provided solely for implementation of Engrossed
18 Substitute Senate Bill No. 5229 (health equity continuing education).
19 ~~((If the bill is not enacted by June 30, 2021, the amounts provided
20 in this subsection shall lapse.~~

21 ~~(36))~~ (35) \$50,000 of the general fund—state appropriation for
22 fiscal year 2022 is provided solely for fall prevention training. The
23 department of social and health services will provide one-time grant
24 funding to an association representing long-term care facilities to
25 develop and provide fall prevention training for long-term care
26 facilities. The training must include information about environmental
27 modifications to help reduce falls, tools to assess an individual's
28 risk for falling, and evidence-based interventions for reducing falls
29 amongst individuals with dementia or cognitive impairments. The
30 training must be offered at no cost and made available online for the
31 general public to access at any time. The recipient of the grant
32 funds must work with the department of social and health services and
33 the department of health on developing and promoting the training.

34 ~~((37))~~ (36) \$4,504,000 of the general fund—state appropriation
35 for fiscal year 2022, \$9,072,000 of the general fund—state
36 appropriation for fiscal year 2023, and \$452,000 of the general fund—
37 federal appropriation are provided solely for behavioral health
38 personal care services for individuals with exceptional care needs
39 due to their psychiatric diagnosis as determined through the

1 department's CARE assessment and for three full-time positions to
2 coordinate with the health care authority and medicaid managed care
3 organizations for the care of these individuals. Future caseload and
4 per capita changes for behavioral health personal care services will
5 be incorporated into the department's medicaid forecast. The
6 department shall coordinate with the authority for purposes of
7 developing and submitting to the centers for medicare and medicaid, a
8 1915(i) state plan.

9 ~~((38))~~ (37) Within existing appropriations, and no later than
10 December 31, 2021, the department of social and health services must
11 work with stakeholders to consider modifications to current practices
12 that address the current challenges adult family homes are facing
13 with acquiring and maintaining liability insurance coverage. In
14 consultation with stakeholders, the department of social and health
15 services must:

16 (a) Transition language contained in citation and enforcement
17 actions to plain talk language that helps insurers and consumers
18 understand the nature of the regulatory citations; and

19 (b) Display the severity and resolution of citation and
20 enforcement actions in plain talk language for consumers and insurers
21 to better understand the nature of the situation.

22 ~~((39))~~ (38) \$435,000 of the general fund—state appropriation for
23 fiscal year 2022 and \$435,000 of the general fund—state appropriation
24 for fiscal year 2023 are provided solely to continue the current
25 pilot project in Pierce county to provide personal care services to
26 homeless seniors and people with disabilities from the time the
27 person presents at a shelter to the time they become eligible for
28 medicaid and to establish two new pilot project sites in King county,
29 one site in Clark county, and one site in Spokane county. The
30 department of social and health services shall submit a report by
31 December 1, 2022, to the governor and appropriate legislative
32 committees that addresses the following for each site:

33 (a) The number of people served in the pilot;

34 (b) The number of people served in the pilot who transitioned to
35 medicaid personal care;

36 (c) The number of people served in the pilot who found stable
37 housing; and

38 (d) Any additional information or data deemed relevant by the
39 contractors or the department of social and health services.

1 ~~((40))~~ (39) \$3,063,000 of the general fund—state appropriation
2 for fiscal year 2022 and \$4,517,000 of the general fund—federal
3 appropriation is provided solely to offset COVID-19 related cost
4 impacts on the in-home medicaid long-term care case management
5 program operated by area agencies on aging.

6 ~~((41))~~ (40) Appropriations provided in this section are
7 sufficient to implement Substitute Senate Bill No. 5258 (consumer
8 directed employers).

9 ~~((42))~~ (41) \$69,000 of the general fund—state appropriation for
10 fiscal year 2022, \$65,000 of the general fund—state appropriation for
11 fiscal year 2023, and \$98,000 of the general fund—federal
12 appropriation are provided solely to implement Engrossed Second
13 Substitute Senate Bill No. 5163 (conditionally released sexually
14 violent predators). ~~((If the bill is not enacted by June 30, 2021,~~
15 ~~the amounts provided in this subsection shall lapse.~~

16 ~~(43))~~ (42) \$75,000 of the general fund—state appropriation for
17 fiscal year 2022, \$54,000 of the general fund—state appropriation for
18 fiscal year 2023, and \$130,000 of the general fund—federal
19 appropriation are provided solely to implement Substitute House Bill
20 No. 1411 (health care workforce). ~~((If the bill is not enacted by~~
21 ~~June 30, 2021, the amounts provided in this subsection shall lapse.~~

22 ~~(44))~~ (43) \$15,000 of the general fund—state appropriation for
23 fiscal year 2022, ~~((51,000))~~ \$111,000 of the general fund—state
24 appropriation for fiscal year 2023, and ~~((32,000))~~ \$61,000 of the
25 general fund—federal appropriation are provided solely for a cost of
26 living adjustment to the personal needs allowance pursuant to RCW
27 74.09.340.

28 (44) \$12,890,000 of the general fund—state appropriation for
29 fiscal year 2023 and \$12,891,000 of the general fund—federal
30 appropriation are provided solely to adjust the minimum occupancy
31 assumption used to calculate the indirect care median to 75 percent.

32 (45) \$38,265,000 of the general fund—state appropriation for
33 fiscal year 2023 and \$48,666,000 of the general fund—federal
34 appropriation are provided solely for the purposes of settling all
35 claims in the two related cases *Liang et al v. Washington DSHS et al,*
36 Thurston county superior court case no. 20-2-02506-34 and *SEIU 775 v.*
37 *Washington DSHS et al,* Thurston county superior court case no.
38 18-2-05584-34, Washington supreme court case no. 99658-8. The
39 expenditure of these amounts is contingent upon the release of all

1 claims in both cited cases, and total settlement costs shall not
2 exceed the amounts provided in this subsection and section 203(1)(y)
3 of this act. If the settlement agreement is not fully executed and
4 approved by the Thurston county superior court by June 30, 2023, the
5 amounts provided in this subsection shall lapse.

6 (46) \$799,000 of the general fund—state appropriation for fiscal
7 year 2023 and \$1,016,000 of the general fund—federal appropriation
8 are provided solely to make up for a gap in the employer tax rates
9 paid to agency providers. Funds must be used to ensure wages and
10 benefits of home care agency workers who provide direct care are
11 increased to satisfy wage parity requirements set forth in RCW
12 74.39A.310, except in situations where agency providers covered the
13 gap in the tax rate by reducing agency administrative expenses.

14 (47) \$133,000 of the general fund—state appropriation for fiscal
15 year 2022, \$181,000 of the general fund—state appropriation for
16 fiscal year 2023, and \$313,000 of the general fund—federal
17 appropriation are provided solely to continue the overpayment
18 resolution team through the 2021-2023 fiscal biennium. No later than
19 June 30, 2023, the department shall submit to the appropriate
20 committees of the legislature a report describing the work undertaken
21 by this team and the associated outcomes.

22 (48) \$1,081,000 of the general fund—state appropriation for
23 fiscal year 2023 and \$1,200,000 of the general fund—federal
24 appropriation are provided solely to increase rates by 20 percent for
25 in-home private duty nursing agencies and to increase rates by 10
26 percent for private duty nursing adult family homes effective July 1,
27 2022.

28 (49) \$1,750,000 of the general fund—state appropriation for
29 fiscal year 2023 and \$350,000 of the general fund—federal
30 appropriation are provided solely for area agency on aging care
31 coordinators stationed in acute care hospitals to help transition
32 clients ready for hospital discharge into home and community-based
33 settings. Care coordinators shall keep data on numbers of patients
34 discharged and readmission impacts and report that information to the
35 department of social and health services.

36 (50) \$23,000 of the general fund—state appropriation for fiscal
37 year 2022, \$15,879,000 of the general fund—state appropriation for
38 fiscal year 2023, and \$17,378,000 of the general fund—federal
39 appropriation are provided solely to increase funding of the assisted

1 living medicaid methodology established in RCW 74.39A.032 and of the
2 specialized dementia care rate methodology to 68 percent of full
3 methodology funding, effective July 1, 2022.

4 (a) Of the amounts provided in this subsection, \$23,000 of the
5 general fund—state appropriation for fiscal year 2022, \$39,000 of the
6 general fund—state appropriation for fiscal year 2023, and \$62,000 of
7 the general fund—federal appropriation are provided solely for a one-
8 time project staff position at the department to develop and submit a
9 report to the governor and appropriate legislative committees no
10 later than December 30, 2022. The report must include a review and
11 summary of discharge regulations and notification requirements for
12 assisted living providers and include recommendations related to
13 disclosure of providers' terms and conditions for medicaid
14 acceptance.

15 (b) Following the submission of the report in (a) of this
16 subsection and through the end of the 2021-2023 fiscal biennium, the
17 department shall regularly review and report on medicaid resident
18 utilization of and access to assisted living facilities.

19 (51) \$12,000,000 of the general fund—state appropriation for
20 fiscal year 2023 and \$12,000,000 of the general fund—federal
21 appropriation are provided solely to increase the rate paid for area
22 agency on aging case management services by 23 percent.

23 (52) \$68,000 of the general fund—state appropriation for fiscal
24 year 2023 and \$67,000 of the general fund—federal appropriation are
25 provided solely for implementation of Senate Bill No. 5866 (medicaid
26 LTSS/tribes). If the bill is not enacted by June 30, 2022, the
27 amounts provided in this subsection shall lapse.

28 (53) \$24,138,000 of the general fund—state appropriation for
29 fiscal year 2023 and \$24,138,000 of the general fund—federal
30 appropriation are provided solely to increase skilled nursing
31 facility medicaid rates in order to increase low-wage direct and
32 indirect care worker wages by up to four dollars per hour effective
33 July 1, 2022. Funding provided in this subsection is provided for
34 purposes of wage equity.

35 (a) Of the amounts provided in this subsection, \$21,910,000 of
36 the general fund—state appropriation for fiscal year 2023 and
37 \$21,910,000 of the general fund—federal appropriation are provided
38 solely to increase the fixed rate paid for direct care to no less
39 than 111 percent of statewide case mix neutral median costs to

1 increase low-wage direct care worker wages by up to four dollars per
2 hour effective July 1, 2022. For the purpose of this subsection,
3 "low-wage direct care workers" means certified nursing assistants,
4 dietary workers, laundry workers, and other workers who provide
5 direct care to patients and who have no managerial roles. The
6 department shall determine each facility-specific wage equity funding
7 amount in the direct care rate component by comparing the rate at 105
8 percent of the direct care median to the rate at 111 percent of the
9 direct care median, and by multiplying the rate difference by the
10 actual paid medicaid days over the July 1, 2022, through June 30,
11 2023 period.

12 (b) Of the amounts provided in this subsection, \$2,229,000 of the
13 general fund—state appropriation for fiscal year 2023 and \$2,228,000
14 of the general fund—federal appropriation are provided solely to
15 increase the fixed rate paid for indirect care to no less than 92
16 percent of statewide median costs to increase low-wage indirect care
17 worker wages by up to four dollars per hour effective July 1, 2022.
18 For the purpose of this subsection, "low-wage indirect care workers"
19 means central supply workers and housekeeping workers. The department
20 shall determine each facility-specific wage equity funding amount for
21 the indirect care rate component by comparing the rate at 90 percent
22 of the indirect care median to the rate at 92 percent of the indirect
23 care median, and by multiplying the rate difference by the actual
24 paid medicaid days over the July 1, 2022, through June 30, 2023
25 period.

26 (c) Working with stakeholders, the department shall develop and
27 adopt rules to establish a verification process for each skilled
28 nursing facility provider to demonstrate how the provider has used
29 its wage equity funding to increase wages for low-wage workers by up
30 to four dollars per hour, and for the department to recover any
31 funding difference between each provider's wage equity funding and
32 the amount of wage equity funding that the provider utilizes to
33 increase low-wage worker wages. The verification process must use
34 wages paid as of December 31, 2021, as the base wage to compare
35 providers' wage spending in the designated job categories to the
36 facility-specific amounts of wage equity funding provided in (a) and
37 (b) of this subsection, excluding any amounts adjusted by settlement.
38 The verification and recovery process in this subsection is a
39 distinct and separate process from the settlement process described
40 in RCW 74.46.022.

1 (d) It is the intent of the legislature that wage equity funding
2 provided in this subsection be carried forward into the department's
3 appropriation for the 2023-2025 fiscal biennium.

4 (54) \$350,000 of the general fund—state appropriation for fiscal
5 year 2023 is provided solely for a study of the feasibility of
6 placing individuals under the jurisdiction of the department of
7 corrections in nursing home facilities licensed or to be licensed by
8 the department to better meet the client's care needs. By October 1,
9 2022, in collaboration with the department of corrections and the
10 health care authority, the department must submit a preliminary
11 report to the governor and the relevant fiscal and policy committees
12 of the legislature. At a minimum, the preliminary report must review
13 the medical, behavioral health, and long-term care needs of the
14 individuals and assess whether the state could obtain and be eligible
15 for federal funding for providing health care and long-term care
16 services for individuals under the jurisdiction of the department of
17 corrections placed in nursing home facilities. By June 30, 2023, the
18 department, in collaboration with the department of corrections, must
19 submit a final report to the governor and the relevant fiscal and
20 policy committees of the legislature. The final report shall:

21 (a) Assess the relevant characteristics and needs of the
22 potential patient population;

23 (b) Assess the feasibility, daily operating costs, staffing
24 needs, and other relevant factors of potential locations or
25 contractors, including the Maple Lane corrections center, for
26 placement of long-term care individuals under the jurisdiction of the
27 department of corrections for a potential nursing home facility to be
28 licensed by the department;

29 (c) A cost-benefit analysis of placing individuals under the
30 jurisdiction of department of corrections clients in potential
31 facilities identified in subsection (b) of this subsection, including
32 the possibility or absence of federal funding for operations. The
33 department of corrections must provide daily operating costs of
34 prisons where these individuals may be coming from, the fiscal year
35 2021 daily costs per incarcerated individual assigned to the sage
36 living unit, and the costs associated with electronic home monitoring
37 costs per individual. This analysis shall take into account both
38 state-run and privately contracted options;

1 (d) Assess the ability of potential facilities identified in
2 subsection (b) of this subsection to better meet clients' medical and
3 personal needs; and

4 (e) Assess the ability to provide medicaid funded services to
5 meet the health care needs of these individuals.

6 (55) \$438,000 of the general fund—state appropriation for fiscal
7 year 2023 and \$558,000 of the general fund—federal appropriation are
8 provided solely to increase the rates paid for adult day health and
9 adult day care providers effective July 1, 2022, by the amount of the
10 temporary rate add-on in effect through June 30, 2022.

11 (56) \$900,000 of the general fund—state appropriation for fiscal
12 year 2023 is provided solely to expand the availability of home-
13 delivered meals for eligible long-term care clients.

14 (57) \$82,000 of the general fund—state appropriation for fiscal
15 year 2023 and \$82,000 of the general fund—federal appropriation are
16 provided solely to implement Substitute House Bill No. 1980
17 (concurrent services). If the bill is not enacted by June 30, 2022,
18 the amounts provided in this subsection shall lapse.

19 (58) The long-term services and supports trust commission
20 established in RCW 50B.04.030 must submit the results of the
21 following activities, including any legislative recommendations, to
22 the governor and appropriate legislative committees no later than
23 January 1, 2023:

24 (a) The commission shall develop options for allowing persons who
25 become qualified individuals and subsequently move outside of
26 Washington to access benefits in another state if they meet the
27 minimum assistance requirements to become an eligible beneficiary.
28 The commission must include consideration of options for conducting
29 eligibility determinations for qualified individuals who subsequently
30 move outside of Washington, alternative forms of benefits for out-of-
31 state eligible beneficiaries, methods of cross-state coordination on
32 long-term services and supports providers, and timing implications of
33 extending benefits to out-of-state eligible beneficiaries with
34 respect to short-term program implementation and long-term
35 collaboration with other states establishing similar programs.

36 (b) The commission shall develop options for requiring the
37 ongoing verification of the maintenance of long-term care insurance
38 coverage by persons who have received an exemption under RCW
39 50B.04.085, including consideration of procedures that minimize

1 administrative burden, minimize negative impact on long-term services
2 and supports trust account solvency, and incentivize maintenance of
3 coverage.

4 (c) The commission shall develop options for providing workers
5 who have received exemptions based on having private long-term care
6 insurance pursuant to RCW 50B.04.085 an opportunity to rescind their
7 exemption and permanently reenter the long-term services and supports
8 trust program.

9 **Sec. 205.** 2021 c 334 s 205 (uncodified) is amended to read as
10 follows:

11 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—ECONOMIC SERVICES**
12 **PROGRAM**

13	General Fund—State Appropriation (FY 2022)	((\$414,105,000))
14		<u>\$393,972,000</u>
15	General Fund—State Appropriation (FY 2023)	((\$420,792,000))
16		<u>\$511,507,000</u>
17	General Fund—Federal Appropriation	((\$1,528,996,000))
18		<u>\$1,658,341,000</u>
19	General Fund—Private/Local Appropriation	\$5,274,000
20	Domestic Violence Prevention Account—State	
21	Appropriation	\$2,404,000
22	Coronavirus State Fiscal Recovery Fund—Federal	
23	Appropriation	\$345,399,000
24	TOTAL APPROPRIATION	((\$2,716,970,000))
25		<u>\$2,916,897,000</u>

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

28 (1) (a) ((~~\$118,168,000~~)) \$69,453,000 of the general fund—state
29 appropriation for fiscal year 2022, ((~~\$119,846,000~~)) \$122,583,000 of
30 the general fund—state appropriation for fiscal year 2023, and
31 ((~~\$859,678,000~~)) \$860,217,000 of the general fund—federal
32 appropriation are provided solely for all components of the WorkFirst
33 program. Within the amounts provided for the WorkFirst program, the
34 department may provide assistance using state-only funds for families
35 eligible for temporary assistance for needy families. The department
36 must create a WorkFirst budget structure that allows for transparent
37 tracking of budget units and subunits of expenditures where these
38 units and subunits are mutually exclusive from other department

1 budget units. The budget structure must include budget units for the
2 following: Cash assistance, child care, WorkFirst activities, and
3 administration of the program. Within these budget units, the
4 department must develop program index codes for specific activities
5 and develop allotments and track expenditures using these codes. The
6 department shall report to the office of financial management and the
7 relevant fiscal and policy committees of the legislature prior to
8 adopting a structure change.

9 (b) (~~(\$386,329,000)~~) \$366,071,000 of the amounts in (a) of this
10 subsection is for assistance to clients, including grants, diversion
11 cash assistance, and additional diversion emergency assistance
12 including but not limited to assistance authorized under RCW
13 74.08A.210. The department may use state funds to provide support to
14 working families that are eligible for temporary assistance for needy
15 families but otherwise not receiving cash assistance. Of the amounts
16 provided in this subsection (1)(b):

17 (i) (~~(\$10,914,000)~~) \$7,776,000 of the general fund—state
18 appropriation for fiscal year 2022, (~~(\$14,104,000)~~) \$9,729,000 of the
19 general fund—state appropriation for fiscal year 2023, and
20 \$27,226,000 of the general fund—federal appropriation are provided
21 solely for the department to increase the temporary assistance for
22 needy family grant standard by 15 percent, effective July 1, 2021.

23 (ii) \$10,744,000 of the general fund—federal appropriation of the
24 amounts in (a) of this subsection are provided solely for the
25 department to provide cash assistance to households who have exceeded
26 the 60 month time limit in the temporary assistance for needy
27 families program, pursuant to RCW 74.08A.010(5), through June 30,
28 2022. Because funding for this specific purpose is provided only
29 through fiscal year 2022, pursuant to section 4 of Second Substitute
30 Senate Bill No. 5214, the bill takes effect 90 days after final
31 adjournment of the legislative session in which it is enacted.

32 (iii) (~~(\$3,420,000)~~) \$9,950,000 of the general fund—state
33 appropriation for fiscal year 2023 and \$2,126,000 of the general fund
34 —federal appropriation are provided solely for the (~~cost of benefits~~
35 ~~associated with the implementation of Second Substitute Senate Bill~~
36 ~~No. 5214 (economic assistance programs)~~) department to provide cash
37 assistance to households who have exceeded the 60 month time limit in
38 the temporary assistance for needy families program, pursuant to RCW
39 74.08A.010(5), through June 30, 2023. (~~(If the bill is not enacted by~~

1 ~~June 30, 2021, the amount provided in this subsection shall lapse.~~
2 ~~The department is directed to provide the high-unemployment time-~~
3 ~~limit extension approved under the bill upon the expiration of the~~
4 ~~60-month time limit extension pursuant to (b)(ii) of this~~
5 ~~subsection.)~~)

6 (iv) \$217,000 of the general fund—state appropriation for fiscal
7 year 2022 and \$863,000 of the general fund—federal appropriation are
8 provided solely for costs in state fiscal year 2022 that are
9 associated with the temporary suspension of the mid-certification
10 review and extension of the eligibility review between November 2020
11 and June 2021 for the temporary assistance for needy families
12 program.

13 (v) \$50,000 of the general fund—federal appropriation is provided
14 solely to increase the monthly payment standard for households with
15 nine or more assistance unit members that are receiving temporary
16 assistance for needy families or state family assistance benefits,
17 effective July 1, 2022.

18 (c) ~~((\$172,917,000))~~\$176,446,000 of the amounts in (a) of this
19 subsection is for WorkFirst job search, education and training
20 activities, barrier removal services, limited English proficiency
21 services, and tribal assistance under RCW 74.08A.040. The department
22 must allocate this funding based on client outcomes and cost
23 effectiveness measures. Within amounts provided in this subsection
24 (1)(c), the department shall implement the working family support
25 program.

26 (i) \$5,952,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$157,000 of the general fund—federal appropriation of
28 the amounts in (a) of this subsection are provided solely for the
29 WorkFirst services costs associated with the expansion of the 60
30 month time limit in the temporary assistance for needy families
31 program for households described in RCW 74.08A.010(5).

32 (ii) \$2,474,000 of the amounts provided in this subsection (1)(c)
33 is for enhanced transportation assistance. The department must
34 prioritize the use of these funds for the recipients most in need of
35 financial assistance to facilitate their return to work. The
36 department must not utilize these funds to supplant repayment
37 arrangements that are currently in place to facilitate the
38 reinstatement of drivers' licenses.

1 (iii) \$378,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$568,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for WorkFirst services costs
4 associated with the implementation of chapter 320, Laws of 2020
5 (revising economic assistance programs).

6 (iv) \$748,000 of the general fund—state appropriation for fiscal
7 year 2022, \$760,000 of the general fund—state appropriation for
8 fiscal year 2023, and \$1,706,000 of the general fund—federal
9 appropriation are provided solely for WorkFirst services costs
10 associated with the implementation of chapter 338, Laws of 2020
11 (improving access to temporary assistance for needy families).

12 (v) (~~(\$3,701,000)~~) \$7,230,000 of the general fund—state
13 appropriation for fiscal year 2023 is provided solely for the
14 WorkFirst costs associated with (~~(the implementation of Second~~
15 ~~Substitute Senate Bill No. 5214 (economic assistance programs))~~) the
16 extension of the 60 month time limit through June 30, 2023. (~~(If the~~
17 ~~bill is not enacted by June 30, 2021, the amount provided in this~~
18 ~~section shall lapse.)~~)

19 (d) Of the amounts in (a) of this subsection, (~~(\$353,402,000)~~)
20 \$318,402,000 of the general fund—federal appropriation is for the
21 working connections child care program under RCW 43.216.020 within
22 the department of children, youth, and families. The department is
23 the lead agency for and recipient of the federal temporary assistance
24 for needy families grant. A portion of this grant must be used to
25 fund child care subsidies expenditures at the department of children,
26 youth, and families.

27 (i) The department of social and health services shall work in
28 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 monthly child care subsidy caseload and expenditures by fund type,
34 including child care development fund, general fund—state
35 appropriation, and temporary assistance for needy families for the
36 purpose of estimating the annual temporary assistance for needy
37 families reimbursement from the department of social and health
38 services to the department of children, youth, and families.

1 (ii) Effective September 30, 2022, and annually thereafter, the
2 department of children, youth, and families must report to the
3 governor and the appropriate fiscal and policy committees of the
4 legislature the total state contribution for the working connections
5 child care program claimed the previous fiscal year towards the
6 state's maintenance of effort for the temporary assistance for needy
7 families program and the total temporary assistance for needy
8 families reimbursement from the department of social and health
9 services for the previous fiscal year.

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.

13 (f) Of the amounts in (a) of this subsection, ~~((\$116,195,000))~~
14 \$122,836,000 is for WorkFirst administration and overhead. Of the
15 amounts provided in this subsection (1)(f):

16 (i) \$399,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$805,000 of the general fund—state appropriation for
18 fiscal year 2023 of the amounts in (a) of this subsection ~~((is))~~are
19 provided solely for administrative and overhead costs associated with
20 the expansion of the 60 month time limit through June 30, 2023 in the
21 temporary assistance for needy families program for households
22 described in RCW 74.08A.010(5).

23 (ii) \$43,000 of the general fund—state appropriation in fiscal
24 year 2022 and \$43,000 of the general fund—state appropriation in
25 fiscal year 2023 are provided solely for administrative and overhead
26 costs associated with the implementation of chapter 320, Laws of 2020
27 (revising economic assistance programs).

28 (iii) \$1,215,000 of the general fund—federal appropriation is
29 provided solely for administrative and overhead costs associated with
30 the implementation of chapter 338, Laws of 2020 (improving access to
31 temporary assistance for needy families).

32 (iv) \$512,000 of the general fund—state appropriation for fiscal
33 year 2022 is provided solely for administrative and overhead costs
34 associated with the implementation of Second Substitute Senate Bill
35 No. 5214 (economic assistance programs). ~~((If the bill is not enacted~~
36 ~~by June 30, 2021, the amount provided in this subsection shall~~
37 ~~lapse.))~~ The department is directed to use the funding provided in
38 this subsection to make information technology changes necessary to

1 provide the high-unemployment time-limit extension approved under the
2 bill beginning July 1, 2022.

3 (v) \$489,000 of the general fund—federal appropriation is
4 provided solely for administrative and overhead costs associated with
5 the implementation of Substitute Senate Bill No. 5838 (diaper
6 subsidy/TANF). If the bill is not enacted by June 30, 2022, the
7 amount provided in this subsection shall lapse.

8 (g) (i) The department shall submit quarterly expenditure reports
9 to the governor, the fiscal committees of the legislature, and the
10 legislative WorkFirst poverty reduction oversight task force under
11 RCW 74.08A.341. In addition to these requirements, the department
12 must detail any fund transfers across budget units identified in (a)
13 through (e) of this subsection. The department shall not initiate any
14 services that require expenditure of state general fund moneys that
15 are not consistent with policies established by the legislature.

16 (ii) The department may transfer up to ten percent of funding
17 between budget units identified in (b) through (f) of this
18 subsection. The department shall provide notification prior to any
19 transfer to the office of financial management and to the appropriate
20 legislative committees and the legislative-executive WorkFirst
21 poverty reduction oversight task force. The approval of the director
22 of financial management is required prior to any transfer under this
23 subsection.

24 (h) Each calendar quarter, the department shall provide a
25 maintenance of effort and participation rate tracking report for
26 temporary assistance for needy families to the office of financial
27 management, the appropriate policy and fiscal committees of the
28 legislature, and the legislative-executive WorkFirst poverty
29 reduction oversight task force. The report must detail the following
30 information for temporary assistance for needy families:

31 (i) An overview of federal rules related to maintenance of
32 effort, excess maintenance of effort, participation rates for
33 temporary assistance for needy families, and the child care
34 development fund as it pertains to maintenance of effort and
35 participation rates;

36 (ii) Countable maintenance of effort and excess maintenance of
37 effort, by source, provided for the previous federal fiscal year;

38 (iii) Countable maintenance of effort and excess maintenance of
39 effort, by source, for the current fiscal year, including changes in
40 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.

13 (i) In the 2021-2023 fiscal biennium, it is the intent of the
14 legislature to provide appropriations from the state general fund for
15 the purposes of (a) of this subsection if the department does not
16 receive additional federal temporary assistance for needy families
17 contingency funds in each fiscal year as assumed in the budget
18 outlook.

19 (2) \$2,545,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$2,546,000 of the general fund—state appropriation for
21 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
27 \$2,366,000 of the general fund—state appropriation for fiscal year
28 2023 is provided solely for employment services for refugees and
29 immigrants, of which \$1,774,000 is provided solely for the department
30 to pass through to statewide refugee and immigrant assistance
31 organizations for limited English proficiency pathway services.

32 (4) On January 1, 2022, and January 1, 2023, the department must
33 report to the governor and the legislature on all sources of funding
34 available for both refugee and immigrant services and naturalization
35 services during the current fiscal year and the amounts expended to
36 date by service type and funding source. The report must also include
37 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.

4 (6) The department shall review clients receiving services
5 through the aged, blind, or disabled assistance program, to determine
6 whether they would benefit from assistance in becoming naturalized
7 citizens, and thus be eligible to receive federal supplemental
8 security income benefits. Those cases shall be given high priority
9 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.

16 (8) \$1,500,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$1,500,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for operational support of the
19 Washington information network 211 organization.

20 (9) \$609,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$380,000 of the general fund—state appropriation for
22 fiscal year 2023 are provided solely for the implementation of
23 section 2, chapter 9, Laws of 2021 (SHB 1151) (public assistance), a
24 state-funded cash benefit program and transitional food assistance
25 program for households with children that are recipients of the
26 supplemental nutrition assistance program of the food assistance
27 program but are not recipients of the temporary assistance for needy
28 families program.

29 (10) \$377,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$377,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely for the consolidated emergency
32 assistance program.

33 (11) \$77,000 of the general fund—state appropriation for fiscal
34 year 2022 is provided solely for the department to conduct a study,
35 jointly with the poverty reduction work group, on the feasibility of
36 implementing a universal basic income pilot program. The study must
37 include research of other universal basic income programs,
38 recommendations for a pilot in Washington, a cost-benefit analysis,
39 operational costs, and an implementation plan that includes a

1 strategy to ensure pilot participants who voluntarily quit a public
2 assistance program to enroll in the universal basic income pilot will
3 not experience gaps in service upon completion of the pilot. The
4 department shall submit recommendations required by this section to
5 the governor and appropriate legislative committees no later than
6 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.

12 (13) \$388,000 of the general fund—state appropriation for fiscal
13 year 2022 is provided solely for costs in fiscal year 2022 that are
14 associated with the temporary suspension of mid-certification reviews
15 and extension of the eligibility review between November 2020 and
16 June 2021 for the food assistance program.

17 (14) \$5,399,000 of the coronavirus state fiscal recovery account—
18 federal appropriation is provided solely for the department to
19 increase benefits for the food assistance program to maintain parity
20 with benefits provided under the supplemental nutrition assistance
21 program, for the period of July 1, 2021, through (~~September 30,~~
22 ~~2021~~) January 31, 2022.

23 (15) \$340,000,000 of the coronavirus state fiscal recovery fund—
24 federal appropriation is provided solely for the Washington immigrant
25 relief fund, a disaster assistance program to provide grants to
26 eligible persons. Administrative costs may not exceed 10 percent of
27 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;

31 (iii) After January 1, 2021, and before June 30, 2023, has been
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.

9 (c) The department's duty to provide grants is subject to the
10 availability of the amounts specified in this subsection, and the
11 department must prioritize grants to persons who are most in need of
12 financial assistance using factors that include, but are not limited
13 to: (i) Having an income at or below 250 percent of the federal
14 poverty level; (ii) being the primary or sole income earner of
15 household; (iii) experiencing housing instability; and (iv) having
16 contracted or being at high risk of contracting the coronavirus.

17 (d) The department may contract with one or more entities to
18 administer the program. If the department engages in a competitive
19 contracting process for administration of the program, experience in
20 administering similar programs must be given weight in the selection
21 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)~~)\$22,766,000 of the general fund—federal
24 appropriation (ARPA) are provided solely for the department to
25 provide a one-time or short-term cash benefit to families eligible
26 for pandemic emergency assistance under section 9201 of the American
27 rescue plan act of 2021, P.L. 117-2, and to offer an equivalent
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).

34 (18) \$41,000 of the general fund—state appropriation for fiscal
35 year 2022, \$81,000 of the general fund—state appropriation for fiscal
36 year 2023, and \$237,000 of the general fund—federal appropriation are
37 provided solely for implementation of Substitute House Bill No. 1416
38 (insurers/child support coll.). (~~(If the bill is not enacted by June~~
39 ~~30, 2021, the amounts provided in this subsection shall lapse.)~~)

1 (19) \$11,884,000 of the general fund—state appropriation for
2 fiscal year 2022 and \$15,248,000 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) \$36,860,000 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) \$513,000 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 Bill No. 1748 (human
22 trafficking/ABD prog.). If the bill is not enacted by June 30, 2022,
23 the amount provided in this subsection shall lapse.

24 (24) \$560,000 of the general fund—state appropriation for fiscal
25 year 2023 is provided solely to implement a state-funded employment
26 and training program for recipients of the state's food assistance
27 program, effective July 1, 2022.

28 (25) \$219,000 of the general fund—state appropriation for fiscal
29 year 2023 is provided solely to implement Substitute Senate Bill No.
30 5785 (transitional food assistance). If the bill is not enacted by
31 June 30, 2022, the amount provided in this subsection shall lapse.

32 (26) \$95,000 of the general fund—state appropriation for fiscal
33 year 2023 and \$61,000 of the general fund—federal appropriation are
34 provided solely to remove the asset limit test for the medicare
35 savings plan program in collaboration with the health care authority,
36 effective January 1, 2023.

37 (27) \$207,000 of the general fund—state appropriation for fiscal
38 year 2023 is provided solely for system upgrades necessary for the
39 anticipated expansion of medicaid equivalent health care coverage to

1 uninsured adults with income up to 138 percent of the federal poverty
2 level regardless of immigration status in collaboration with the
3 health care authority. Funding is subject to the conditions,
4 limitations, and review requirements of section 701 of this act.

5 (28) \$8,489,000 of the general fund—state appropriation for
6 fiscal year 2022 and \$19,909,000 of the general fund—state
7 appropriation for fiscal year 2023 are provided solely for the
8 department to contract with nonprofit organizations to provide
9 services to refugees and immigrants that have arrived in Washington
10 state on or after July 1, 2021, and are eligible for federal refugee
11 resettlement services, including those from Afghanistan and Ukraine.
12 The services shall include, but are not limited to, emergency,
13 temporary, and long-term housing and assistance with food,
14 transportation, accessing childhood education services, applying for
15 benefits and immigrant services, education and employment support,
16 and social services navigation.

17 (29) \$750,000 of the general fund—state appropriation for fiscal
18 year 2023 is provided solely for the department to provide funding to
19 domestic violence services providers in Washington state that receive
20 funding through the domestic violence services program and provide
21 shelter services. The funding to each entity shall be proportionate,
22 based upon bed capacity. This funding shall be in addition to any
23 other funds previously provided to or scheduled to be provided under
24 a contract with the domestic violence services program in the
25 2021-2023 fiscal biennium.

26 (30) \$1,000 of the general fund—state appropriation for fiscal
27 year 2023 is for the implementation of Engrossed Second Substitute
28 House Bill No. 2075 (DSHS service requirements).

29 (31) \$211,000 of the general fund—state appropriation for fiscal
30 year 2022, \$5,727,000 of the general fund—state appropriation for
31 fiscal year 2023, and \$13,762,000 of the general fund—federal
32 appropriation are provided solely for the integrated eligibility and
33 enrollment modernization project to create a comprehensive
34 application and benefit status tracker for multiple programs and to
35 establish a foundational platform. Funding is subject to the
36 conditions, limitations, and review requirements of section 701 of
37 this act.

38 (32) \$27,000 of the general fund—state appropriation for fiscal
39 year 2023 is provided solely for implementation of Substitute Senate

1 Bill No. 5729 (hearing deadlines/good cause). If the bill is not
2 enacted by June 30, 2022, the amount provided in this subsection
3 shall lapse.

4 **Sec. 206.** 2021 c 334 s 206 (uncodified) is amended to read as
5 follows:

6 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—VOCATIONAL**
7 **REHABILITATION PROGRAM**

8	General Fund—State Appropriation (FY 2022).	((\$16,231,000))
9		<u>\$17,363,000</u>
10	General Fund—State Appropriation (FY 2023).	((\$16,456,000))
11		<u>\$24,443,000</u>
12	General Fund—Federal Appropriation.	((\$109,595,000))
13		<u>\$109,830,000</u>
14	TOTAL APPROPRIATION.	((\$142,282,000))
15		<u>\$151,636,000</u>

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

18 (1) \$40,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$40,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for implementation of Second
21 Substitute House Bill No. 1061 (child welfare/dev disability). (~~If~~
22 the bill is not enacted by June 30, 2021, the amounts provided in
23 this subsection shall lapse.))

24 (2) \$5,087,000 of the general fund—state appropriation for fiscal
25 year 2023 and \$235,000 of the general fund—federal appropriation are
26 provided solely for implementation of Substitute Senate Bill No. 5790
27 (community support services). If the bill is not enacted by June 30,
28 2022, the amounts provided in this subsection shall lapse.

29 **Sec. 207.** 2021 c 334 s 207 (uncodified) is amended to read as
30 follows:

31 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—SPECIAL COMMITMENT**
32 **PROGRAM**

33	General Fund—State Appropriation (FY 2022).	((\$63,650,000))
34		<u>\$65,051,000</u>
35	General Fund—State Appropriation (FY 2023).	((\$61,748,000))
36		<u>\$69,743,000</u>
37	TOTAL APPROPRIATION.	((\$125,398,000))

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

(1) The special commitment center may use funds appropriated in this subsection to purchase goods and supplies through hospital group purchasing organizations when it is cost-effective to do so.

(2) \$1,204,000 of the general fund—state appropriation for fiscal year 2022 and \$1,079,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for specialized equipment and additional medical staff to provide more capacity to deliver care to individuals housed at the total confinement facility. No later than November 1, 2023, the department shall report to the legislature on the number of individuals treated on the island that previously would have been transported off the island for treatment.

(3) \$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.

(4) \$6,768,000 of the general fund—state appropriation for fiscal year 2022 and \$4,496,000 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 SVPs). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

Sec. 208. 2021 c 334 s 208 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—ADMINISTRATION AND SUPPORTING SERVICES PROGRAM

General Fund—State Appropriation (FY 2022)	((\$39,381,000))
	<u>\$41,169,000</u>
General Fund—State Appropriation (FY 2023)	((\$39,035,000))
	<u>\$45,628,000</u>
General Fund—Federal Appropriation	((\$51,371,000))
	<u>\$53,582,000</u>
TOTAL APPROPRIATION	((\$129,787,000))
	<u>\$140,379,000</u>

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

3 (1) Within amounts appropriated in this section, the department
4 shall provide to the department of health, where available, the
5 following data for all nutrition assistance programs funded by the
6 United States department of agriculture and administered by the
7 department. The department must provide the report for the preceding
8 federal fiscal year by February 1, 2022, and February 1, 2023. The
9 report must provide:

10 (a) The number of people in Washington who are eligible for the
11 program;

12 (b) The number of people in Washington who participated in the
13 program;

14 (c) The average annual participation rate in the program;

15 (d) Participation rates by geographic distribution; and

16 (e) The annual federal funding of the program in Washington.

17 (2) (a) \$3,000 of the general fund—state appropriation for fiscal
18 year 2022, \$5,000 of the general fund—state appropriation for fiscal
19 year 2023, and \$8,000 of the general fund—federal appropriation are
20 provided solely for the implementation of an agreement reached
21 between the governor and the Washington federation of state employees
22 for the language access providers under the provisions of chapter
23 41.56 RCW for the 2021-2023 fiscal biennium.

24 (b) \$20,000 of the general fund—state appropriation for fiscal
25 year 2023 and \$11,000 of the general fund—federal appropriation are
26 provided solely for the implementation of an agreement reached
27 between the governor and the Washington federation of state employees
28 for the language access providers under the provisions of chapter
29 41.56 RCW for fiscal year 2023 as provided in section 938 of this
30 act.

31 (3) By October 1, 2021, the department must submit a report to
32 the fiscal committees of the legislature detailing shortcomings of
33 the previously funded electronic health records system and contract,
34 the clinical validity of existing software, approaches to mitigate
35 the shortcomings of previously funded system, and a recommended
36 approach to establishing a comprehensive electronic health records
37 system at state facilities in the future.

38 (4) \$39,000 of the general fund—state appropriation for fiscal
39 year 2022 is provided solely to implement Substitute House Bill No.

1 1411 (health care workforce). (~~(If the bill is not enacted by June~~
2 ~~30, 2021, the amount provided in this subsection shall lapse.))~~)

3 (5) \$364,000 of the general fund—state appropriation for fiscal
4 year 2023 is provided solely for the creation of a program director
5 position and a project manager position tasked with ensuring an
6 enterprise-wide approach to poverty reduction across Washington.
7 These positions will convene and facilitate the poverty reduction
8 subcabinet, track agency progress on poverty reduction efforts to
9 build a stronger continuum of care, coordinate budget and policy
10 proposals, and ensure that recommendations incorporate data prepared
11 by the poverty reduction technical advisory group.

12 (6) \$461,000 of the general fund—state appropriation for fiscal
13 year 2023 is provided solely to create a poverty reduction technical
14 advisory group that is tasked with developing a statewide measurement
15 and data framework that can help inform future budget and policy
16 decisions. This group must also track the state's progress towards
17 creating a just and equitable future. This group must collaborate
18 with communities experiencing poverty and the state office of equity
19 to ensure their input is factored into the analysis of data.

20 (7) \$75,000 of the general fund—state appropriation for fiscal
21 year 2023 is provided solely for the department, in collaboration
22 with the Washington state health care authority, to study the cost
23 and benefit of adopting available options to expand medicare savings
24 programs and classic medicaid programs, including categorically needy
25 and medically needy, to promote affordable care, premiums, and cost-
26 sharing for medicare enrollees. The cost analysis must identify
27 available federal funding for each option. The department shall
28 consider options that create affordability comparable to affordable
29 care act programs available to adults without medicare, as well as
30 intermediate options that move toward comparability. The study must
31 analyze equity impacts of each option, considering gender, race, and
32 ethnicity. The department shall submit the study and recommendations
33 to the fiscal and health care committees of the legislature, as well
34 as the joint legislative-executive committee on planning for aging
35 and disability issues, by November 1, 2022.

36 (8) \$75,000 of the general fund—state appropriation for fiscal
37 year 2023 is provided solely for the department to design and conduct
38 a study describing the service experiences and characteristics of
39 persons receiving medicaid-funded long-term services and supports and

1 persons receiving services related to developmental or intellectual
2 disabilities, and associated social and health services expenditures.
3 Where feasible, this analysis shall include service experiences and
4 expenditures of these populations within and across medicaid-funded
5 long-term services and supports, medicaid-funded medical programs,
6 medicaid-funded behavioral health programs, and medicare programs in
7 Washington state. The department analysis shall be developed in
8 consultation with relevant stakeholders, including but not limited to
9 the Washington state health care authority. The department shall
10 submit a final study report to the governor and appropriate
11 committees of the legislature by December 31, 2022.

12 (9) \$65,000 of the general fund—state appropriation for fiscal
13 year 2023 is provided solely for the department to prepare an annual
14 report in consultation with the department of commerce on the
15 projected demand for permanent supportive housing. This report is to
16 be submitted to the appropriate committees of the legislature by
17 December 1, 2022.

18 **Sec. 209.** 2021 c 334 s 209 (uncodified) is amended to read as
19 follows:

20 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—PAYMENTS TO OTHER**
21 **AGENCIES PROGRAM**

22	General Fund—State Appropriation (FY 2022).	((\$65,743,000))
23		<u>\$68,048,000</u>
24	General Fund—State Appropriation (FY 2023).	((\$56,529,000))
25		<u>\$60,750,000</u>
26	General Fund—Federal Appropriation.	((\$53,229,000))
27		<u>\$55,969,000</u>
28	TOTAL APPROPRIATION.	((\$175,501,000))
29		<u>\$184,767,000</u>

30 The appropriations in this section are subject to the following
31 conditions and limitations: Within the amounts appropriated in this
32 section, the department must extend master property insurance to all
33 buildings owned by the department valued over \$250,000 and to all
34 locations leased by the department with contents valued over
35 \$250,000.

36 **Sec. 210.** 2021 c 334 s 210 (uncodified) is amended to read as
37 follows:

1 **FOR THE STATE HEALTH CARE AUTHORITY**

2 (1) (a) During the 2021-2023 fiscal biennium, the health care
3 authority shall provide support and data as required by the office of
4 the state actuary in providing the legislature with health care
5 actuarial analysis, including providing any information in the
6 possession of the health care authority or available to the health
7 care authority through contracts with providers, plans, insurers,
8 consultants, or any other entities contracting with the health care
9 authority.

10 (b) Information technology projects or investments and proposed
11 projects or investments impacting time capture, payroll and payment
12 processes and systems, eligibility, case management, and
13 authorization systems within the health care authority are subject to
14 technical oversight by the office of the chief information officer.

15 (2) The health care authority shall not initiate any services
16 that require expenditure of state general fund moneys unless
17 expressly authorized in this act or other law. The health care
18 authority 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 health
22 care authority receives unanticipated unrestricted federal moneys,
23 those moneys shall be spent for services authorized in this act or in
24 any 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) (a) The health care authority, the health benefit exchange,
33 the department of social and health services, the department of
34 health, and the department of children, youth, and families shall
35 work together within existing resources to establish the health and
36 human services enterprise coalition (the coalition). The coalition,
37 led by the health care authority, must be a multi-organization
38 collaborative that provides strategic direction and federal funding
39 guidance for projects that have cross-organizational or enterprise
40 impact, including information technology projects that affect

1 organizations within the coalition. The office of the chief
2 information officer shall maintain a statewide perspective when
3 collaborating with the coalition to ensure that projects are planned
4 for in a manner that ensures the efficient use of state resources,
5 supports the adoption of a cohesive technology and data architecture,
6 and maximizes federal financial participation. The work of the
7 coalition and any project identified as a coalition project is
8 subject to the conditions, limitations, and review provided in
9 section 701 of this act.

10 (b) The health care authority must submit a report on November 1,
11 2021, and annually thereafter, to the fiscal committees of the
12 legislature. The report must include, at a minimum:

13 (i) A list of active coalition projects as of July 1st of the
14 fiscal year. This must include all current and ongoing coalition
15 projects, which coalition agencies are involved in these projects,
16 and the funding being expended on each project, including in-kind
17 funding. For each project, the report must include which federal
18 requirements each coalition project is working to satisfy, and when
19 each project is anticipated to satisfy those requirements; and

20 (ii) A list of coalition projects that are planned in the current
21 and following fiscal year. This must include which coalition agencies
22 are involved in these projects, including the anticipated in-kind
23 funding by agency, and if a budget request will be submitted for
24 funding. This must reflect all funding required by fiscal year and by
25 fund source and include the budget outlook period.

26 (4) The appropriations to the health care authority in this act
27 shall be expended for the programs and in the amounts specified in
28 this act. However, after May 1, 2022, unless prohibited by this act,
29 the authority may transfer general fund—state appropriations for
30 fiscal year 2022 among programs after approval by the director of the
31 office of financial management. The authority must notify the fiscal
32 committees of the legislature prior to receiving approval from the
33 director of the office of financial management. To the extent that
34 appropriations in sections 211 through 215 of this act are
35 insufficient to fund actual expenditures in excess of caseload
36 forecast and utilization assumptions or for expenses in response to
37 the COVID-19 pandemic, the authority may transfer general fund—state
38 appropriations for fiscal year 2022 that are provided solely for a
39 specified purpose. The authority may not transfer funds, including
40 for expenses in response to the COVID-19 pandemic in fiscal year

1 2022, and the director of the office of financial management shall
2 not approve the transfer, unless the transfer is consistent with the
3 objective of conserving, to the maximum extent possible, the
4 expenditure of state funds. The director of the office of financial
5 management shall notify the appropriate fiscal committees of the
6 legislature in writing seven days prior to approving any allotment
7 modifications or transfers under this section. The written
8 notification must include a narrative explanation and justification
9 of changes, along with expenditures and allotments by budget unit and
10 appropriation, both before and after any allotment modifications and
11 transfers.

12 **Sec. 211.** 2021 c 334 s 211 (uncodified) is amended to read as
13 follows:

14 **FOR THE STATE HEALTH CARE AUTHORITY—MEDICAL ASSISTANCE**

15	General Fund—State Appropriation (FY 2022).	((\$2,516,277,000))
16		<u>\$2,391,518,000</u>
17	General Fund—State Appropriation (FY 2023).	((\$2,439,933,000))
18		<u>\$2,600,611,000</u>
19	General Fund—Federal Appropriation.	((\$13,199,214,000))
20		<u>\$13,934,556,000</u>
21	General Fund—Private/Local Appropriation.	((\$355,726,000))
22		<u>\$465,890,000</u>
23	Emergency Medical Services and Trauma Care Systems	
24	Trust Account—State Appropriation.	\$15,086,000
25	Hospital Safety Net Assessment Account—State	
26	Appropriation.	((\$723,238,000))
27		<u>\$685,383,000</u>
28	Dedicated Marijuana Account—State Appropriation	
29	(FY 2022).	((\$24,511,000))
30		<u>\$26,063,000</u>
31	Dedicated Marijuana Account—State Appropriation	
32	(FY 2023).	((\$25,182,000))
33		<u>\$27,241,000</u>
34	Medical Aid Account—State Appropriation.	\$540,000
35	Telebehavioral Health Access Account—State	
36	Appropriation.	((\$7,714,000))
37		<u>\$8,034,000</u>
38	Coronavirus State Fiscal Recovery Fund—Federal	

1	Appropriation.	((\$35,000,000))
2		<u>\$59,600,000</u>
3	<u>Ambulance Transport Fund—State Appropriation.</u>	<u>\$14,317,000</u>
4	TOTAL APPROPRIATION.	((\$19,342,421,000))
5		<u>\$20,228,839,000</u>

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

8 (1) The authority shall not accept or expend any federal funds
9 received under a medicaid transformation waiver under healthier
10 Washington except as described in subsections (2), (3), and (4) of
11 this section until specifically approved and appropriated by the
12 legislature. To ensure compliance with legislative directive budget
13 requirements and terms and conditions of the waiver, the authority
14 shall implement the waiver and reporting requirements with oversight
15 from the office of financial management. The legislature finds that
16 appropriate management of the innovation waiver requires better
17 analytic capability, transparency, consistency, timeliness, accuracy,
18 and lack of redundancy with other established measures and that the
19 patient must be considered first and foremost in the implementation
20 and execution of the demonstration waiver. In order to effectuate
21 these goals, the authority shall: (a) Require the Dr. Robert Bree
22 collaborative and the health technology assessment program to reduce
23 the administrative burden upon providers by only requiring
24 performance measures that are nonduplicative of other nationally
25 established measures. The joint select committee on health care
26 oversight will evaluate the measures chosen by the collaborative and
27 the health technology assessment program for effectiveness and
28 appropriateness; (b) develop a patient satisfaction survey with the
29 goal to gather information about whether it was beneficial for the
30 patient to use the center of excellence location in exchange for
31 additional out-of-pocket savings; (c) ensure patients and health care
32 providers have significant input into the implementation of the
33 demonstration waiver, in order to ensure improved patient health
34 outcomes; and (d) in cooperation with the department of social and
35 health services, consult with and provide notification of work on
36 applications for federal waivers, including details on waiver
37 duration, financial implications, and potential future impacts on the
38 state budget, to the joint select committee on health care oversight
39 prior to submitting waivers for federal approval. The authority shall

1 submit an application to the centers for medicaid and medicare
2 services to extend the duration of the medicaid transformation waiver
3 under healthier Washington as described in subsections (2), (3), and
4 (4) of this section by one year. If not extended, by federal
5 standard, the medicaid transformation demonstration waiver shall not
6 exceed the duration originally granted by the centers for medicare
7 and medicaid services and any programs created or funded by this
8 waiver do not create an entitlement. The demonstration period for the
9 waiver as described in subsections (2), (3), and (4) of this section
10 concludes December 31, 2022.

11 (2) (a) No more than (~~(\$63,052,000)~~) \$78,409,000 of the general
12 fund—federal appropriation and no more than (~~(\$50,840,000)~~)
13 \$66,264,000 of the general fund—local appropriation may be expended
14 for transformation through accountable communities of health
15 described in initiative 1 of the medicaid transformation
16 demonstration wavier under healthier Washington, including preventing
17 youth drug use, opioid prevention and treatment, and physical and
18 behavioral health integration. Under this initiative, the authority
19 shall take into account local input regarding community needs. In
20 order to ensure transparency to the appropriate fiscal committees of
21 the legislature, the authority shall provide fiscal staff of the
22 legislature query ability into any database of the fiscal
23 intermediary that authority staff would be authorized to access. The
24 authority shall not increase general fund—state expenditures under
25 this initiative. The director shall also report to the fiscal
26 committees of the legislature all of the expenditures under this
27 subsection and shall provide such fiscal data in the time, manner,
28 and form requested by the legislative fiscal committees.

29 (b) No more than (~~(\$243,047,000)~~) \$198,909,000 of the general fund
30 —federal appropriation and no more than (~~(\$99,274,000)~~) \$81,245,000 of
31 the general fund—private/local appropriation may be expended for the
32 medicaid quality improvement program. Under federal regulations, the
33 medicaid quality improvement program is authorized and allows states
34 to design quality improvement programs for the medicaid population in
35 ways that support the state's quality goals. Medicaid quality
36 improvement program payments will not count against the medicaid
37 transformation demonstration waiver spending limits and are excluded
38 from the waiver's budget neutrality calculation. Apple health managed
39 care organizations and their partnering providers will receive

1 medicaid quality improvement program payments as they meet designated
2 milestones. Partnering providers and apple health managed care
3 organizations will work together to achieve medicaid quality
4 improvement program goals according to the performance period
5 timelines and reporting deadlines as set forth by the authority. The
6 authority shall only utilize the medicaid quality improvement program
7 to support the transformation waiver and shall not pursue its use for
8 other purposes. Any programs created or funded by the medicaid
9 quality improvement program does not create an entitlement. The
10 authority shall not increase general fund—state, federal, or private/
11 local expenditures under this program. The director shall report to
12 the joint select committee on health care oversight not less than
13 quarterly on financial and health outcomes. The director shall report
14 to the fiscal committees of the legislature all of the expenditures
15 under this subsection and shall provide such fiscal data in the time,
16 manner, and form requested by the legislative fiscal committees.

17 (3) No more than \$26,837,000 of the general fund—federal
18 appropriation and \$26,839,000 of the general fund—local appropriation
19 may be expended for tailored support for older adults and medicaid
20 alternative care described in initiative 2 of the medicaid
21 transformation demonstration waiver under healthier Washington as
22 well as administrative expenses for initiative 3. The authority shall
23 contract and provide funding to the department of social and health
24 services to administer initiative 2. The director in cooperation with
25 the secretary of the department of social and health services shall
26 report to the office of financial management all of the expenditures
27 of this section and shall provide such fiscal data in the time,
28 manner, and form requested. The authority shall not increase general
29 fund—state expenditures on this initiative.

30 (4) No more than (~~(\$50,389,000)~~) \$28,680,000 of the general fund—
31 federal appropriation and no more than (~~(\$22,862,000)~~) \$12,992,000 of
32 the general fund—local appropriation may be expended for supported
33 housing and employment services described in initiative 3a and 3b of
34 the medicaid transformation demonstration waiver under healthier
35 Washington. Under this initiative, the authority and the department
36 of social and health services shall ensure that allowable and
37 necessary services are provided to eligible clients as identified by
38 the department or its third party administrator. The authority shall
39 not increase general fund—state expenditures under this initiative.

1 The director shall report to the joint select committee on health
2 care oversight no less than quarterly on financial and health
3 outcomes. The director shall also report to the fiscal committees of
4 the legislature all of the expenditures of this subsection and shall
5 provide such fiscal data in the time, manner, and form requested by
6 the legislative fiscal committees.

7 (5) The authority shall submit an application to the centers for
8 medicare and medicaid services to renew the 1115 demonstration waiver
9 for an additional five years as described in subsections (2), (3),
10 and (4) of this section. The authority may not accept or expend any
11 federal funds received under an 1115 demonstration waiver except as
12 described in this section unless the legislature has appropriated the
13 federal funding. To ensure compliance with legislative requirements
14 and terms and conditions of the waiver, the authority shall implement
15 the renewal of the 1115 demonstration waiver and reporting
16 requirements with oversight from the office of financial management.
17 The legislature finds that appropriate management of the renewal of
18 the 1115 demonstration waiver as set forth in subsections (6), (7),
19 and (8) of this section requires sound, consistent, timely, and
20 transparent oversight and analytic review in addition to lack of
21 redundancy with other established measures. The patient must be
22 considered first and foremost in the implementation and execution of
23 the demonstration waiver. To accomplish these goals, the authority
24 shall develop consistent performance measures that focus on
25 population health and health outcomes. The authority shall limit the
26 number of projects that accountable communities of health may
27 participate in under initiative 1 to a maximum of six and shall seek
28 to develop common performance measures when possible. The joint
29 select committee on health care oversight will evaluate the measures
30 chosen: (a) For effectiveness and appropriateness; and (b) to provide
31 patients and health care providers with significant input into the
32 implementation of the demonstration waiver to promote improved
33 population health and patient health outcomes. In cooperation with
34 the department of social and health services, the authority shall
35 consult with and provide notification of work on applications for
36 federal waivers, including details on waiver duration, financial
37 implications, and potential future impacts on the state budget to the
38 joint select committee on health care oversight prior to submitting
39 these waivers for federal approval. Prior to final approval or
40 acceptance of funds by the authority, the authority shall submit the

1 special terms and conditions as submitted to the centers for medicare
2 and medicaid services and the anticipated budget for the duration of
3 the renewed waiver to the governor, the joint select committee on
4 health care, and the fiscal committees of the legislature. By federal
5 standard any programs created or funded by this waiver do not create
6 an entitlement. The demonstration period for the waiver as described
7 in subsections (6), (7), and (8) of this section begins January 1,
8 2023.

9 (6) (a) \$32,432,000 of the general fund—federal appropriation and
10 \$40,296,000 of the general fund—local appropriation are provided
11 solely for accountable communities of health described in initiative
12 1 of the 1115 demonstration waiver and this is the maximum amount
13 that may be expended for this purpose. In renewing this initiative,
14 the authority shall consider local input regarding community needs
15 and shall limit total local projects to no more than six. To provide
16 transparency to the appropriate fiscal committees of the legislature,
17 the authority shall provide fiscal staff of the legislature query
18 ability into any database of the fiscal intermediary that authority
19 staff would be authorized to access. The authority shall not
20 supplement the amounts provided in this subsection with any general
21 fund—state moneys appropriated in this section or any moneys that may
22 be transferred pursuant to subsection (1) of this section. The
23 director shall report to the fiscal committees of the legislature all
24 expenditures under this subsection and provide such fiscal data in
25 the time, manner, and form requested by the legislative fiscal
26 committees.

27 (b) \$110,778,000 of the general fund—federal appropriation and
28 \$45,248,000 of the general fund—private/local appropriation are
29 provided solely for the medicaid quality improvement program and this
30 is the maximum amount that may be expended for this purpose. Medicaid
31 quality improvement program payments do not count against the 1115
32 demonstration waiver spending limits and are excluded from the
33 waiver's budget neutrality calculation. The authority may provide
34 medicaid quality improvement program payments to apple health managed
35 care organizations and their partnering providers as they meet
36 designated milestones. Partnering providers and apple health managed
37 care organizations must work together to achieve medicaid quality
38 improvement program goals according to the performance period
39 timelines and reporting deadlines as set forth by the authority. The

1 authority may only use the medicaid quality improvement program to
2 support initiatives 1, 2, and 3 as described in the 1115
3 demonstration waiver and may not pursue its use for other purposes.
4 Any programs created or funded by the medicaid quality improvement
5 program do not constitute an entitlement for clients or providers.
6 The authority shall not supplement the amounts provided in this
7 subsection with any general fund—state, general fund—federal, or
8 general fund—local moneys appropriated in this section or any moneys
9 that may be transferred pursuant to subsection (1) of this section.
10 The director shall report to the joint select committee on health
11 care oversight not less than quarterly on financial and health
12 outcomes. The director shall report to the fiscal committees of the
13 legislature all expenditures under this subsection and shall provide
14 such fiscal data in the time, manner, and form requested by the
15 legislative fiscal committees.

16 (c) In collaboration with the accountable communities of health,
17 the authority will submit a report to the governor and the joint
18 select committee on health care oversight describing how each of the
19 accountable community of health's work aligns with the community
20 needs assessment no later than December 1, 2022.

21 (d) Performance measures and payments for accountable communities
22 of health shall reflect accountability measures that demonstrate
23 progress toward transparent, measurable, and meaningful goals that
24 have an impact on improved population health and improved health
25 outcomes, including a path to financial sustainability. While these
26 goals may have variation to account for unique community
27 demographics, measures should be standardized when possible.

28 (7) \$19,902,000 of the general fund—federal appropriation and
29 \$19,903,000 of the general fund—local appropriation are provided
30 solely for long-term support services as described in initiative 2 of
31 the 1115 demonstration waiver as well as administrative expenses for
32 initiative 3 and this is the maximum amount that may be expended for
33 this purpose. The authority shall contract with and provide funding
34 to the department of social and health services to administer
35 initiative 2. The director in cooperation with the secretary of the
36 department of social and health services shall report to the office
37 of financial management all of the expenditures of this section and
38 shall provide such fiscal data in the time, manner, and form
39 requested. The authority shall not supplement the amounts provided in

1 this subsection with any general fund—state moneys appropriated in
2 this section or any moneys that may be transferred pursuant to
3 subsection (1) of this section.

4 (8) (a) \$13,235,000 of the general fund—federal appropriation and
5 \$7,318,000 of the general fund—local appropriation are provided
6 solely for supported housing and employment services described in
7 initiative 3a and 3b of the 1115 demonstration waiver and this is the
8 maximum amount that may be expended for this purpose. Under this
9 initiative, the authority and the department of social and health
10 services shall ensure that allowable and necessary services are
11 provided to eligible clients as identified by the department or its
12 third-party administrator. The authority and the department, in
13 consultation with the medicaid forecast work group, shall ensure that
14 reasonable reimbursements are established for services deemed
15 necessary within an identified limit per individual. The authority
16 shall not supplement the amounts provided in this subsection with any
17 general fund—state moneys appropriated in this section or any moneys
18 that may be transferred pursuant to subsection (1) of this section.
19 The director shall report to the joint select committee on health
20 care oversight no less than quarterly on financial and health
21 outcomes. The director shall also report to the fiscal committees of
22 the legislature all of the expenditures of this subsection and shall
23 provide such fiscal data in the time, manner, and form requested by
24 the legislative fiscal committees.

25 (b) The authority and the department shall seek additional
26 flexibilities for housing supports through the centers for medicare
27 and medicaid services and shall coordinate with the office of
28 financial management and the department of commerce to ensure that
29 services are not duplicated.

30 (c) The director shall report to the joint select committee on
31 health care oversight no less than quarterly on utilization and
32 caseload statistics for both supportive housing and employment
33 services and its progress toward increasing uptake and availability
34 for these services.

35 (9) \$202,000 of the general fund—state appropriation for fiscal
36 year 2023 is provided solely for supported employment services and
37 \$208,000 of the general fund—state appropriation for fiscal year 2023
38 is provided solely for supported housing services, similar to the
39 services described in initiatives 3a and 3b of the 1115 demonstration

1 waiver to individuals who are ineligible for medicaid. Under these
2 initiatives, the authority and the department of social and health
3 services shall ensure that allowable and necessary services are
4 provided to eligible clients as identified by the authority or its
5 third-party administrator. Before authorizing services, eligibility
6 for initiative 3a or 3b of the 1115 demonstration waiver must first
7 be determined.

8 (10) The authority shall submit a plan to preserve the waiver
9 that allows for the full cost of stays in institutions for mental
10 diseases to be included in managed care rates by November 1, 2021, to
11 the appropriate committees of the legislature.

12 ~~((+6))~~ (11) The authority shall submit a plan to preserve the
13 waiver allowing for full federal financial participation for medical
14 clients in mental health facilities classified as institutions for
15 mental diseases by November 1, 2021, to the appropriate committees of
16 the legislature.

17 ~~((+7))~~ (12) Sufficient amounts are appropriated in this
18 subsection to implement the medicaid expansion as defined in the
19 social security act, section 1902(a)(10)(A)(i)(VIII).

20 ~~((+8))~~ (13) The legislature finds that medicaid payment rates, as
21 calculated by the health care authority pursuant to the
22 appropriations in this act, bear a reasonable relationship to the
23 costs incurred by efficiently and economically operated facilities
24 for providing quality services and will be sufficient to enlist
25 enough providers so that care and services are available to the
26 extent that such care and services are available to the general
27 population in the geographic area. The legislature finds that the
28 cost reports, payment data from the federal government, historical
29 utilization, economic data, and clinical input constitute reliable
30 data upon which to determine the payment rates.

31 ~~((+9))~~ (14) Based on quarterly expenditure reports and caseload
32 forecasts, if the health care authority estimates that expenditures
33 for the medical assistance program will exceed the appropriations,
34 the health care authority shall take steps including but not limited
35 to reduction of rates or elimination of optional services to reduce
36 expenditures so that total program costs do not exceed the annual
37 appropriation authority.

38 ~~((+10))~~ (15) In determining financial eligibility for medicaid-
39 funded services, the health care authority is authorized to disregard

1 recoveries by Holocaust survivors of insurance proceeds or other
2 assets, as defined in RCW 48.104.030.

3 ~~((11))~~ (16) The legislature affirms that it is in the state's
4 interest for Harborview medical center to remain an economically
5 viable component of the state's health care system.

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

11 ~~((12) \$3,997,000)~~ (18) \$3,733,000 of the general fund—state
12 appropriation for fiscal year 2022, \$4,261,000 of the general fund—
13 state appropriation for fiscal year 2023, and ~~((8,786,000))~~
14 \$9,050,000 of the general fund—federal appropriation are provided
15 solely for low-income disproportionate share hospital payments.

16 ~~((13))~~ (19) Within the amounts appropriated in this section, the
17 health care authority shall provide disproportionate share hospital
18 payments to hospitals that provide services to children in the
19 children's health program who are not eligible for services under
20 Title XIX or XXI of the federal social security act due to their
21 citizenship status.

22 ~~((14))~~ (20) \$7,000,000 of the general fund—federal appropriation
23 is provided solely for supplemental payments to nursing homes
24 operated by public hospital districts. The public hospital district
25 shall be responsible for providing the required nonfederal match for
26 the supplemental payment, and the payments shall not exceed the
27 maximum allowable under federal rules. It is the legislature's intent
28 that the payments shall be supplemental to and shall not in any way
29 offset or reduce the payments calculated and provided in accordance
30 with part E of chapter 74.46 RCW. It is the legislature's further
31 intent that costs otherwise allowable for rate-setting and settlement
32 against payments under chapter 74.46 RCW shall not be disallowed
33 solely because such costs have been paid by revenues retained by the
34 nursing home from these supplemental payments. The supplemental
35 payments are subject to retrospective interim and final cost
36 settlements based on the nursing homes' as-filed and final medicare
37 cost reports. The timing of the interim and final cost settlements
38 shall be at the health care authority's discretion. During either the
39 interim cost settlement or the final cost settlement, the health care

1 authority shall recoup from the public hospital districts the
2 supplemental payments that exceed the medicaid cost limit and/or the
3 medicare upper payment limit. The health care authority shall apply
4 federal rules for identifying the eligible incurred medicaid costs
5 and the medicare upper payment limit.

6 ~~((15))~~ (21) The health care authority shall continue the
7 inpatient hospital certified public expenditures program for the
8 2021-2023 fiscal biennium. The program shall apply to all public
9 hospitals, including those owned or operated by the state, except
10 those classified as critical access hospitals or state psychiatric
11 institutions. The health care authority shall submit reports to the
12 governor and legislature by November 1, 2021, and by November 1,
13 2022, that evaluate whether savings continue to exceed costs for this
14 program. If the certified public expenditures (CPE) program in its
15 current form is no longer cost-effective to maintain, the health care
16 authority shall submit a report to the governor and legislature
17 detailing cost-effective alternative uses of local, state, and
18 federal resources as a replacement for this program. During fiscal
19 year 2022 and fiscal year 2023, hospitals in the program shall be
20 paid and shall retain one hundred percent of the federal portion of
21 the allowable hospital cost for each medicaid inpatient fee-for-
22 service claim payable by medical assistance and one hundred percent
23 of the federal portion of the maximum disproportionate share hospital
24 payment allowable under federal regulations. For the purpose of
25 determining the amount of any state grant under this subsection,
26 payments will include the federal portion of medicaid program
27 supplemental payments received by the hospitals. Inpatient medicaid
28 payments shall be established using an allowable methodology that
29 approximates the cost of claims submitted by the hospitals. Payments
30 made to each hospital in the program in each fiscal year of the
31 biennium shall be compared to a baseline amount. The baseline amount
32 will be determined by the total of (a) the inpatient claim payment
33 amounts that would have been paid during the fiscal year had the
34 hospital not been in the CPE program based on the reimbursement rates
35 developed, implemented, and consistent with policies approved in the
36 2021-2023 biennial operating appropriations act and in effect on July
37 1, 2015, (b) one-half of the indigent assistance disproportionate
38 share hospital payment amounts paid to and retained by each hospital
39 during fiscal year 2005, and (c) all of the other disproportionate
40 share hospital payment amounts paid to and retained by each hospital

1 during fiscal year 2005 to the extent the same disproportionate share
2 hospital programs exist in the 2019-2021 fiscal biennium. If payments
3 during the fiscal year exceed the hospital's baseline amount, no
4 additional payments will be made to the hospital except the federal
5 portion of allowable disproportionate share hospital payments for
6 which the hospital can certify allowable match. If payments during
7 the fiscal year are less than the baseline amount, the hospital will
8 be paid a state grant equal to the difference between payments during
9 the fiscal year and the applicable baseline amount. Payment of the
10 state grant shall be made in the applicable fiscal year and
11 distributed in monthly payments. The grants will be recalculated and
12 redistributed as the baseline is updated during the fiscal year. The
13 grant payments are subject to an interim settlement within eleven
14 months after the end of the fiscal year. A final settlement shall be
15 performed. To the extent that either settlement determines that a
16 hospital has received funds in excess of what it would have received
17 as described in this subsection, the hospital must repay the excess
18 amounts to the state when requested. (~~(\$702,000)~~)\$425,000 of the
19 general fund—state appropriation for fiscal year 2022 and
20 (~~(\$649,000)~~)\$391,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely for state grants for the
22 participating hospitals.

23 (~~(16)~~)(22) The health care authority shall seek public-private
24 partnerships and federal funds that are or may become available to
25 provide on-going support for outreach and education efforts under the
26 federal children's health insurance program reauthorization act of
27 2009.

28 (~~(17)~~)(23) The health care authority shall target funding for
29 maternity support services towards pregnant women with factors that
30 lead to higher rates of poor birth outcomes, including hypertension,
31 a preterm or low birth weight birth in the most recent previous
32 birth, a cognitive deficit or developmental disability, substance
33 abuse, severe mental illness, unhealthy weight or failure to gain
34 weight, tobacco use, or African American or Native American race. The
35 health care authority shall prioritize evidence-based practices for
36 delivery of maternity support services. To the extent practicable,
37 the health care authority shall develop a mechanism to increase
38 federal funding for maternity support services by leveraging local
39 public funding for those services.

1 ~~((18))~~ (24) The authority shall submit reports to the governor
2 and the legislature by September 15, 2021, and no later than
3 September 15, 2022, that delineate the number of individuals in
4 medicaid managed care, by carrier, age, gender, and eligibility
5 category, receiving preventative services and vaccinations. The
6 reports should include baseline and benchmark information from the
7 previous two fiscal years and should be inclusive of, but not limited
8 to, services recommended under the United States preventative
9 services task force, advisory committee on immunization practices,
10 early and periodic screening, diagnostic, and treatment (EPSDT)
11 guidelines, and other relevant preventative and vaccination medicaid
12 guidelines and requirements.

13 ~~((19))~~ (25) Managed care contracts must incorporate
14 accountability measures that monitor patient health and improved
15 health outcomes, and shall include an expectation that each patient
16 receive a wellness examination that documents the baseline health
17 status and allows for monitoring of health improvements and outcome
18 measures.

19 ~~((20))~~ (26) Sufficient amounts are appropriated in this section
20 for the authority to provide an adult dental benefit.

21 ~~((21))~~ (27) The health care authority shall coordinate with the
22 department of social and health services to provide referrals to the
23 Washington health benefit exchange for clients that will be
24 ineligible for medicaid.

25 ~~((22))~~ (28) To facilitate a single point of entry across public
26 and medical assistance programs, and to maximize the use of federal
27 funding, the health care authority, the department of social and
28 health services, and the health benefit exchange will coordinate
29 efforts to expand HealthPlanfinder access to public assistance and
30 medical eligibility staff. The health care authority shall complete
31 medicaid applications in the HealthPlanfinder for households
32 receiving or applying for medical assistance benefits.

33 ~~((23))~~ (29) \$90,000 of the general fund—state appropriation for
34 fiscal year 2022, \$90,000 of the general fund—state appropriation for
35 fiscal year 2023, and \$180,000 of the general fund—federal
36 appropriation are provided solely to continue operation by a
37 nonprofit organization of a toll-free hotline that assists families
38 to learn about and enroll in the apple health for kids program. By
39 November 15, 2022, the authority shall submit a report to the

1 appropriate committees to the legislature that provides, at a
2 minimum, information about the number of calls received by the
3 nonprofit organization in the previous year, the amount of time spent
4 on each call, comparisons to previous years, where available, and
5 information about what data is collected related to this service.

6 ~~((24))~~ (30) Within the amounts appropriated in this section, the
7 authority shall reimburse for primary care services provided by
8 naturopathic physicians.

9 ~~((25))~~ (31) Within the amounts appropriated in this section, the
10 authority shall continue to provide coverage for pregnant teens that
11 qualify under existing pregnancy medical programs, but whose
12 eligibility for pregnancy related services would otherwise end due to
13 the application of the new modified adjusted gross income eligibility
14 standard.

15 ~~((26))~~ (32) Sufficient amounts are appropriated in this section
16 to remove the mental health visit limit and to provide the shingles
17 vaccine and screening, brief intervention, and referral to treatment
18 benefits that are available in the medicaid alternative benefit plan
19 in the classic medicaid benefit plan.

20 ~~((27))~~ (33) The authority shall use revenue appropriated from
21 the dedicated marijuana fund for contracts with community health
22 centers under RCW 69.50.540 in lieu of general fund—state payments to
23 community health centers for services provided to medical assistance
24 clients, and it is the intent of the legislature that this policy
25 will be continued in subsequent fiscal biennia.

26 ~~((28))~~ (34) Beginning no later than January 1, 2018, for any
27 service eligible under the medicaid state plan for encounter
28 payments, managed care organizations at the request of a rural health
29 clinic shall pay the full published encounter rate directly to the
30 clinic. At no time will a managed care organization be at risk for or
31 have any right to the supplemental portion of the claim. Payments
32 will be reconciled on at least an annual basis between the managed
33 care organization and the authority, with final review and approval
34 by the authority.

35 ~~((29))~~ (35) Sufficient amounts are appropriated in this section
36 for the authority to provide a medicaid equivalent adult dental
37 benefit to clients enrolled in the medical care service program.

38 ~~((30))~~ (36) During the 2021-2023 fiscal biennium, sufficient
39 amounts are provided in this section for the authority to provide

1 services identical to those services covered by the Washington state
2 family planning waiver program as of August 2018 to individuals who:

- 3 (a) Are over nineteen years of age;
- 4 (b) Are at or below two hundred and sixty percent of the federal
5 poverty level as established in WAC 182-505-0100;
- 6 (c) Are not covered by other public or private insurance; and
- 7 (d) Need family planning services and are not currently covered
8 by or eligible for another medical assistance program for family
9 planning.

10 ~~((31))~~ (37) Sufficient amounts are appropriated within this
11 section for the authority to incorporate the expected outcomes and
12 criteria to measure the performance of service coordination
13 organizations as provided in chapter 70.320 RCW into contracts with
14 managed care organizations that provide services to clients. The
15 authority is directed to:

16 (a) Contract with an external quality improvement organization to
17 annually analyze the performance of managed care organizations
18 providing services to clients under this chapter based on seven
19 performance measures. The analysis required under this subsection
20 must:

21 (i) Measure managed care performance in four common measures
22 across each managed care organization, including:

23 (A) At least one common measure must be weighted towards having
24 the potential to impact managed care costs; and

25 (B) At least one common measure must be weighted towards
26 population health management, as defined by the measure; and

27 (ii) Measure managed care performance in an additional three
28 quality focus performance measures specific to a managed care
29 organization. Quality focus performance measures chosen by the
30 authority must:

31 (A) Be chosen from the statewide common measure set;

32 (B) Reflect specific measures where a managed care organization
33 has poor performance; and

34 (C) Be substantive and clinically meaningful in promoting health
35 status.

36 (b) The authority shall set the four common measures to be
37 analyzed across all managed care organizations.

38 (c) The authority shall set three quality focus performance
39 measures specific to each managed care organization. The authority
40 must determine performance measures for each managed care

1 organization based on the criteria established in (a)(ii) of this
2 subsection.

3 (d) By September 15, 2021, and annually thereafter, the authority
4 shall notify each managed care organization of the performance
5 measures for the organization for the subsequent plan year.

6 (e) Two percent of the total plan year funding appropriated to
7 each managed care organization that provides services to clients
8 under chapter 70.320 RCW shall be withheld. At least seventy-five
9 percent of the withhold shall be held contingent on each managed care
10 organization's performance on the seven performance measures
11 identified in this section. Each managed care organization may earn
12 back the annual withhold if the external quality improvement
13 organization finds that the managed care organization:

14 (i) Made statistically significant improvement in the seven
15 performance measures as compared to the preceding plan year; or

16 (ii) Scored in the top national medicaid quartile of the
17 performance measures.

18 (f) The amount of withhold annually paid to each managed care
19 organization shall be proportional to findings of statistically
20 significant improvement or top national medicaid quartile scoring by
21 a managed care organization.

22 (g) For no more than two of the four quality focus performance
23 measures, the authority may use an alternate methodology to
24 approximate top national medicaid quartile performance where top
25 quartile performance data is unavailable.

26 (h) For the purposes of this subsection, "external quality
27 improvement organization" means an organization that meets the
28 competence and independence requirements under 42 C.F.R. Sec.
29 438.354, as it existed on the effective date of this section.

30 ~~((+32+))~~ (38) (a) The authority shall ensure that appropriate
31 resources are dedicated to implementing the recommendations of the
32 centers for medicare and medicaid services center for program
33 integrity as provided to the authority in the January 2019 Washington
34 focused program integrity review final report. Additionally, the
35 authority shall:

36 (i) Work to ensure the efficient operations of the managed care
37 plans, including but not limited to, a deconflicting process for
38 audits with and among the managed care plans and the medicaid fraud
39 division at the attorney general's office, to ensure the authority
40 staff perform central audits of cases that appear across multiple

1 managed care plans, versus the audits performed by the individual
2 managed care plans or the fraud division; and

3 (ii) Remain accountable for operating in an effective and
4 efficient manner, including performing program integrity activities
5 that ensure high value in the medical assistance program in general
6 and in medicaid managed care specifically;

7 (A) Work with its contracted actuary and the medicaid forecast
8 work group to develop methods and metrics related to managed care
9 program integrity activity that shall be incorporated into annual
10 rate setting; and

11 (B) Work with the medicaid forecast work group to ensure the
12 results of program integrity activity are incorporated into the rate
13 setting process in a transparent, timely, measurable, quantifiable
14 manner.

15 (b) The authority shall submit a report to the governor and
16 appropriate committees of the legislature by October 1, 2021, that
17 includes, but is not limited to:

18 (i) Specific, quantified actions that have been taken, to date,
19 related to the recommendations of the centers for medicare and
20 medicaid services center for program integrity as provided to the
21 authority in the January 2019 Washington focused program integrity
22 review final report; and

23 (ii) Specific, quantified information regarding the steps taken
24 toward (a) (i), (iii), and (iv) of this subsection.

25 ~~((33))~~ (39) No later than December 31, 2021, the health care
26 authority, in partnership with the department of social and health
27 services as described in section 204(16) of this act, shall submit a
28 waiver request to the federal department of health and human services
29 to authorize presumptive medicaid eligibility determinations for
30 clients preparing for acute care hospital discharge who may need
31 long-term services and supports. The department and the authority
32 shall hold stakeholder discussions, including opportunities for
33 public review and comment, during development of the waiver request.
34 Upon submission of the waiver request, the department and the
35 authority shall submit a report to the governor and the appropriate
36 legislative committees that describes the request and identifies any
37 statutory changes that may be necessary if the federal government
38 approves the request.

39 ~~((34))~~ (40) \$2,786,000 of the general fund—state appropriation
40 for fiscal year 2022, \$3,714,000 of the general fund—state

1 appropriation for fiscal year 2023, and \$11,009,000 of the general
2 fund—federal appropriation are provided solely to maintain and
3 increase access for behavioral health services through increased
4 provider rates. The rate increases are effective October 1, 2021, and
5 must be applied to the following codes for children and adults
6 enrolled in the medicaid program: 90832, 90833, 90834, 90837, H0004,
7 H0036, H2015, H2021, H0023, 90836, 90838, 96156, 96158, 96159, 96164,
8 96165, 96167, 96168, 96170, 96171, 90845, 90846, 90847, 90849, 90853,
9 90785, and 90791. The authority may use a substitute code in the
10 event that any of the codes identified in this subsection are
11 discontinued and replaced with an updated code covering the same
12 service. Within the amounts provided in this subsection the authority
13 must:

14 (a) Implement this rate increase in accordance with the process
15 established in chapter 285, Laws of 2020 (EHB 2584) (behavioral
16 health rates);

17 (b) Raise the state fee-for-service rates for these codes by up
18 to 15 percent, except that the state medicaid rate may not exceed the
19 published medicare rate or an equivalent relative value unit rate if
20 a published medicare rate is not available;

21 (c) Require in contracts with managed care organizations that,
22 beginning October 2021, managed care organizations pay no lower than
23 the fee-for-service rate for these codes, and adjust managed care
24 capitation rates accordingly; and

25 (d) Not duplicate rate increases provided in subsections ~~((35)~~
26 ~~and (36))~~ (41) and (42) of this section.

27 ~~((35))~~ (41) \$19,664,000 of the general fund—state appropriation
28 for fiscal year 2022, \$26,218,000 of the general fund—state
29 appropriation for fiscal year 2023, and \$77,996,000 of the general
30 fund—federal appropriation are provided solely to maintain and
31 increase access for primary care services for medicaid-enrolled
32 patients through increased provider rates beginning October 1, 2021.
33 Within the amounts provided in this subsection the authority must:

34 (a) Increase the medical assistance rates for adult primary care
35 services that are reimbursed solely at the existing medical
36 assistance rates on a fee-for-service basis, as well as through
37 managed care plans, by at least 15 percent above medical assistance
38 rates in effect on January 1, 2019;

1 (b) Increase the medical assistance rates for pediatric primary
2 care services that are reimbursed solely at the existing medical
3 assistance rates on a fee-for-service basis, as well as through
4 managed care plans, by at least 21 percent above medical assistance
5 rates in effect on January 1, 2019;

6 (c) Increase the medical assistance rates for pediatric critical
7 care, neonatal critical care, and neonatal intensive care services
8 that are reimbursed solely at the existing medical assistance rates
9 on a fee-for-service basis, as well as through managed care plans, by
10 at least 21 percent above medical assistance rates in effect on
11 January 1, 2019;

12 (d) Apply reimbursement rates required under this subsection to
13 payment codes in a manner consistent with the temporary increase in
14 medicaid reimbursement rates under federal rules and guidance in
15 effect on January 1, 2014, implementing the patient protection and
16 affordable care act, except that the authority may not require
17 provider attestations;

18 (e) Pursue state plan amendments to require medicaid managed care
19 organizations to increase rates under this subsection through
20 adoption of a uniform percentage increase for network providers
21 pursuant to 42 C.F.R. Sec. 438.6(c)(1)(iii)(B), as existing on
22 January 1, 2019; and

23 (f) Not duplicate rate increases provided in subsections ~~((34)~~
24 ~~and (36))~~ (40) and (42) of this section.

25 ~~((36))~~ (42) \$2,233,000 of the general fund—state appropriation
26 for fiscal year 2022, \$2,977,000 of the general fund—state
27 appropriation for fiscal year 2023, and \$10,871,000 of the general
28 fund—federal appropriation are provided solely to increase provider
29 rates to maintain and increase access for family planning services
30 for patients seeking services through department of health sexual and
31 reproductive health program family planning providers. The rate
32 increases are effective October 1, 2021, and must be applied to the
33 following codes for eligible apple health and family planning only
34 clients seeking services through department of health sexual and
35 reproductive health program providers: 36415, 36416, 55250, 57170,
36 58340, 58600, 58605, 58611, 58615, 58670, 58671, 59840, 59841, 59850,
37 59851, 59852, 59855, 59856, 59857, 76817, 81025, 84702, 84703, 86631,
38 86632, 86901, 87110, 87270, 87320, 87490, 87491, 87590, 87591, 87624,
39 87625, 87800, 87810, 88141, 88142, 88143, 88147, 88148, 88150, 88152,

1 88153, 88164, 88165, 88166, 88167, 88174, 88175, 96372, 99071, 99201,
2 99202, 99203, 99204, 99211, 99212, 99213, 99214, 99384, 99385, 99386,
3 99394, 99395, 99396, 99401, and S0199. The authority may use a
4 substitute code if any of the codes identified in this subsection are
5 discontinued and replaced with an updated code covering the same
6 service. Within the amounts provided in this subsection the authority
7 must:

8 (a) Increase the family planning rates for services that are
9 included on and reimbursed solely at the existing family planning fee
10 schedule on a fee-for-service basis, as well as through managed care
11 plans, by at least 162 percent above family planning fee schedule
12 rates in effect on January 1, 2021;

13 (b) Pursue state plan amendments to require medicaid managed care
14 organizations to increase rates under this subsection through
15 adoption of a uniform percentage increase for network providers
16 pursuant to 42 C.F.R. Sec. 438.6(c)(1)(iii)(B), as existing on
17 January 1, 2021; and

18 (c) Not duplicate rate increases provided in subsections (~~((34)~~
19 ~~and (35))~~) (40) and (41) of this section.

20 (~~((37))~~) (43) (a) Beginning with fiscal year 2020, and for each
21 subsequent year thereafter, the authority shall reconcile on an
22 annual basis with rural health clinics.

23 (b) Beginning with fiscal year 2020, and for each subsequent year
24 thereafter, the authority shall properly accrue for any anticipated
25 reconciliations with rural health clinics during the fiscal year
26 close process following generally accepted accounting practices.

27 (~~((38))~~) (44) (a) The authority in collaboration with the office of
28 financial management and representatives from fiscal committees of
29 the legislature shall conduct an evaluation of the APM4 model to
30 determine its cost effectiveness and impact on patient outcomes and
31 report its findings and recommendations to the appropriate committees
32 of the legislature by November 15, 2022.

33 (b) The authority shall not enter into any future value-based
34 arrangements with federally qualified health centers or rural health
35 clinics prior to receiving approval from the office of financial
36 management and the appropriate committees of the legislature.

37 (c) The authority shall not modify the reconciliation process or
38 the APM4 program with federally qualified health centers or rural
39 health clinics without notification to and the opportunity to comment
40 from the office of financial management.

1 (d) The authority shall require all managed care organizations to
2 provide information to the authority to account for all payments to
3 federally qualified health centers to include how payments are made,
4 including any additional payments and whether there is a sub-
5 capitation arrangement or value-based purchasing arrangement.

6 (e) Beginning with fiscal year 2021 and for each subsequent year
7 thereafter, the authority shall reconcile on an annual basis with
8 federally qualified health centers contracting under APM4.

9 (f) Beginning with fiscal year 2021 and for each subsequent year
10 thereafter, the authority shall properly accrue for any anticipated
11 reconciliations with federally qualified health centers contracting
12 under APM4 during the fiscal year close process following generally
13 accepted accounting practices.

14 ~~((39))~~ (45) Within the amounts appropriated in this section, the
15 authority is to include allergen control bed and pillow covers as
16 part of the durable medical equipment benefit for children with an
17 asthma diagnosis enrolled in medical assistance programs.

18 ~~((40))~~ (46) Within the amounts appropriated in this section, the
19 authority shall reimburse for maternity services provided by doulas.

20 ~~((41))~~ (47) \$60,000 of the general fund—state appropriation for
21 fiscal year 2022 and \$60,000 of the general fund—federal
22 appropriation are provided solely for evaluation of the Washington
23 rural health access preservation pilot program.

24 ~~((42))~~ (48) \$160,000 of the general fund—state appropriation for
25 fiscal year 2022 and \$1,440,000 of the general fund—federal
26 appropriation are provided solely for health care interoperability
27 costs and are subject to the conditions, limitations, and review
28 provided in section 701 of this act.

29 ~~((43))~~ (49) \$275,000 of the general fund—state appropriation for
30 fiscal year 2022, \$160,000 of the general fund—state appropriation
31 for fiscal year 2023, and \$3,913,000 of the general fund—federal
32 appropriation are provided solely for modular replacement costs of
33 the ProviderOne pharmacy point of sale system and are subject to the
34 conditions, limitations, and review provided in section 701 of this
35 act.

36 ~~((44))~~ (50) \$484,000 of the general fund—state appropriation for
37 fiscal year 2022 and \$466,000 of the general fund—state appropriation
38 for fiscal year 2023 are provided solely to implement Engrossed
39 Second Substitute Senate Bill No. 5399 (universal health care

1 commission). (~~If the bill is not enacted by June 30, 2021, the~~
2 ~~amounts provided in this subsection shall lapse.~~

3 ~~(45))~~ (51) \$654,000 of the general fund—state appropriation for
4 fiscal year 2022, \$655,000 of the general fund—state appropriation
5 for fiscal year 2023, and \$2,154,000 of the general fund—federal
6 appropriation are provided solely for the authority to increase the
7 nonemergency medical transportation broker administrative rate to
8 ensure access to health care services for medicaid patients.

9 ~~((46))~~ (52) \$1,715,000 of the general fund—state appropriation
10 for fiscal year 2022, \$1,804,000 of the general fund—state
11 appropriation for fiscal year 2023, and \$6,647,000 of the general
12 fund—federal appropriation are provided solely to increase the rates
13 paid to rural hospitals that meet the criteria in (a) through ~~((d))~~
14 (e) of this subsection. Payments for state and federal medical
15 assistance programs for services provided by such a hospital,
16 regardless of the beneficiary's managed care enrollment status, must
17 be increased to 150 percent of the hospital's fee-for-service rates.
18 The authority must discontinue this rate increase after June 30,
19 2023, and return to the payment levels and methodology for these
20 hospitals that were in place as of January 1, 2018. Hospitals
21 participating in the certified public expenditures program may not
22 receive increased reimbursement for inpatient services. Hospitals
23 qualifying for this rate increase must:

24 (a) Be certified by the centers for medicare and medicaid
25 services as sole community hospitals as of January 1, 2013;

26 (b) Have had less than 150 acute care licensed beds in fiscal
27 year 2011;

28 (c) Have a level III adult trauma service designation from the
29 department of health as of January 1, 2014;

30 (d) Be owned and operated by the state or a political
31 subdivision; and

32 (e) Accept single bed certification patients pursuant to RCW
33 71.05.745 by July 1, 2022. If the hospitals qualifying for this rate
34 increase do not accept single bed certification patients by July 1,
35 2022, the authority must discontinue this rate increase after October
36 1, 2022, and must return to the payment levels and methodology for
37 these hospitals that were in place as of January 1, 2018.

38 ~~((47))~~ (53) \$100,000 of the general fund—state appropriation for
39 fiscal year 2022, \$100,000 of the general fund—state appropriation

1 for fiscal year 2023, and \$200,000 of the general fund—federal
2 appropriation are provided solely for pass through funding for a
3 citizens of the compact of free association (COFA) community
4 member led organization through a Washington state based organization
5 contract as outlined in RCW 43.71A.030 to provide additional supports
6 to COFA community members statewide who are seeking access to health
7 coverage and health care services. The amounts provided in this
8 subsection for fiscal year 2022 must be distributed no later than
9 October 1, 2021. The amounts provided in this subsection for fiscal
10 year 2023 must be distributed no later than October 1, 2022.

11 ~~((48))~~ (54) The authority shall collaborate with the Washington
12 state LGBTQ commission, the department of health, advocates for
13 people living with HIV in Washington, consumers, and medical
14 professionals with expertise in serving the medicaid population
15 living with HIV, to consider and develop recommendations regarding:

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

19 (b) Impact of drug access on public health and the statewide goal
20 of reducing HIV transmissions; and

21 (c) Maximizing pharmaceutical drug rebates for HIV antiretroviral
22 drugs.

23 ~~((49))~~ (55) \$22,000 of the general fund—state appropriation for
24 fiscal year 2022, \$22,000 of the general fund—state appropriation for
25 fiscal year 2023, and \$134,000 of the general fund—federal
26 appropriation are provided solely to implement Substitute Senate Bill
27 No. 5157 (behavioral disorders/justice). ~~((If the bill is not enacted
28 by June 30, 2021, the amounts provided in this subsection shall
29 lapse.~~

30 ~~(50))~~ (56) Within the amounts appropriated in this section, the
31 authority shall extend the oral health connections pilot project in
32 Spokane, Thurston, and Cowlitz counties. The authority shall continue
33 to work in collaboration with a state-based oral health foundation to
34 jointly develop and implement the program. The purpose of the pilot
35 is to test the effect that enhanced dental benefits for medicaid
36 clients with diabetes and pregnant clients have on access to dental
37 care, health outcomes, and medical care costs. The pilot program must
38 continue to include enhanced reimbursement rates for participating
39 dental providers, including denturists licensed under chapter 18.30

1 RCW, and an increase in the allowable number of periodontal
2 treatments to up to four per calendar year. The authority has the
3 option of extending pilot program eligibility to dually eligible
4 medicaid clients who are diabetic or pregnant and to pregnant
5 medicaid clients under the age of 20. The authority has the option of
6 adjusting the pilot program benefit design and fee schedule based on
7 previous findings, within amounts appropriated in this section.
8 Diabetic or pregnant medicaid clients who are receiving dental care
9 within the pilot regions, regardless of location of the service
10 within the pilot regions, are eligible for the increased number of
11 periodontal treatments. The state-based oral health foundation shall
12 continue to partner with the authority and provide wraparound
13 services to link patients to care. The authority and foundation shall
14 provide a joint report to the appropriate committees of the
15 legislature on October 1, 2021, outlining the findings of the
16 original three-year pilot program, and on December 1, 2022, outlining
17 the progress of the extended pilot program.

18 ~~((51))~~ (57) (a) \$200,000 of the general fund—state appropriation
19 for fiscal year 2022 and \$200,000 of the general fund—federal
20 appropriation are provided solely for contracting with the office of
21 equity to implement chapter 293, Laws of 2020 (baby, child dentistry
22 access). By November 15, 2021, the authority shall submit a report to
23 the appropriate committees to the legislature describing its progress
24 implementing chapter 293, Laws of 2020 (baby, child dentistry access)
25 and chapter 242, Laws of 2020 (access to baby and child dentistry for
26 children with disabilities).

27 (b) \$200,000 of the general fund—state appropriation for fiscal
28 year 2023 and \$200,000 of the general fund—federal appropriation are
29 provided solely for the authority to contract with access to baby and
30 child dentistry local programs for the purpose of maintaining and
31 expanding capacity for local program coordinators. The goals of this
32 contracting include, but are not limited to, reducing racial and
33 ethnic disparities in access to care and oral health outcomes,
34 increasing the percentage of medicaid-enrolled children under the age
35 of two accessing dental care, and continued provider engagement and
36 outreach. The authority may contract with the office of equity and
37 other statewide and local equity partners to provide training and
38 identify activities and deliverables.

1 ~~((52))~~ (58) \$75,000 of the general fund—state appropriation for
2 fiscal year 2022 and \$75,000 of the general fund—federal
3 appropriation are provided solely for contracting by the health care
4 authority to further the development and implementation of its
5 Washington primary care transformation initiative, intended
6 to increase team-based primary care and the percentage of overall
7 health care spending in the state devoted to primary care. By October
8 1, 2021, the authority must update the legislature on the status of
9 the initiative, including any fiscal impacts of this initiative,
10 potential implementation barriers, and needed legislation.

11 ~~((53))~~ (59) Sufficient funds are provided to continue
12 reimbursing dental health aid therapists for services performed in
13 tribal facilities for medicaid clients. The authority must leverage
14 any federal funding that may become available as a result of appeal
15 decisions from the centers for medicare and medicaid services or the
16 United States court of appeals for the ninth circuit.

17 ~~((54))~~ (60) \$149,000 of the general fund—state appropriation for
18 fiscal year 2022 and \$140,000 of the general fund—state appropriation
19 for fiscal year 2023 are provided solely to implement Engrossed
20 Second Substitute Senate Bill No. 5377 (standardized health plans).
21 ~~((If the bill is not enacted by June 30, 2021, the amounts provided
22 in this subsection shall lapse.~~

23 ~~(55))~~ (61) Within the amount appropriated within this section,
24 the authority shall implement the requirements of Substitute Senate
25 Bill No. 5068 (postpartum period/medicaid) and the American rescue
26 plan act of 2021, P.L. 117-2, in extending health care coverage
27 during the postpartum period. The authority shall make every effort
28 to expedite and complete eligibility determinations for individuals
29 who are likely eligible to receive health care coverage under Title
30 XIX or Title XXI of the federal social security act to ensure the
31 state is receiving maximum federal match. This includes, but is not
32 limited to, working with managed care organizations to provide
33 continuous outreach in various modalities until the individual's
34 eligibility determination is completed. Beginning June 1, 2022, the
35 authority must submit quarterly reports to the caseload forecast work
36 group on the number of individuals who are likely eligible to receive
37 health care coverage under Title XIX or Title XXI of the federal
38 social security act but are waiting for the authority to complete
39 eligibility determination, the number of individuals who were likely

1 eligible but are now receiving health care coverage with the maximum
2 federal match under Title XIX or Title XXI of the federal social
3 security act, and outreach activities including the work with managed
4 care organizations.

5 ~~((56))~~ (62) \$10,695,000 of the general fund—state appropriation
6 for fiscal year 2022, \$10,695,000 of the general fund—state
7 appropriation for fiscal year 2023, and \$54,656,000 of the general
8 fund—federal appropriation are provided solely to maintain and
9 increase access for adult dental services for medicaid enrolled
10 patients through increased provider rates beginning July 1, 2021.
11 Within the amounts provided in this subsection, the authority must
12 increase the medical assistance rates for adult dental services that
13 are reimbursed solely at the existing medical assistance rates on a
14 fee-for-service basis up to 100 percent above medical assistance
15 rates in effect on January 1, 2019.

16 ~~((57))~~ (63) \$551,000 of the general fund—state appropriation for
17 fiscal year 2022, \$770,000 of the general fund—state appropriation
18 for fiscal year 2023, and \$3,288,000 of the general fund—federal
19 appropriation are provided solely for the implementation of Second
20 Substitute Senate Bill No. 5195 (opioid overdose medication). ~~((If~~
21 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
22 ~~this subsection shall lapse.~~

23 ~~(58))~~ (64) The authority must claim the enhanced federal medical
24 assistance participation rate for home and community-based services
25 offered under section 9817 of the American rescue plan act of 2021
26 (ARPA). Appropriations made that constitute supplementation of home
27 and community-based services as defined in section 9817 of ARPA are
28 listed in the LEAP omnibus document HCBS-2021.

29 ~~((59))~~ (65) \$250,000 of the general fund—state appropriation for
30 fiscal year 2022 and \$250,000 of the general fund—state appropriation
31 for fiscal year 2023 are provided solely for the authority to
32 continue a public-private partnership with a state-based oral health
33 foundation to connect medicaid patients to dental services and reduce
34 barriers to accessing care. The authority shall submit a progress
35 report to the appropriate committees of the legislature by June 30,
36 2022.

37 ~~((60))~~ (66) (a) \$35,000,000 of the coronavirus state fiscal
38 recovery ~~((account))~~ fund—federal appropriation is provided solely for
39 the authority to distribute grants for the provision of health care

1 services for uninsured and underinsured individuals, regardless of
2 immigration status. Grants provided under this subsection must be
3 used for the direct care of uninsured and underinsured individuals
4 under 200 percent of the federal poverty level, including on-site
5 care as well as referrals to and payment for services provided off-
6 site, for:

7 (i) The testing, assessment, or treatment of the severe acute
8 respiratory syndrome coronavirus 2 (COVID-19), including facility and
9 provider fees;

10 (ii) Primary and preventive care;

11 (iii) Behavioral health services;

12 (iv) Oral health care;

13 (v) Assessment, treatment, and management of acute or chronic
14 conditions, including but not limited to the cost of laboratory,
15 prescription medications, specialty care, therapies, radiology, and
16 other diagnostics; and

17 (vi) Outreach and education needed to inform patients and
18 prospective patients that care is available free of charge.

19 (b) To be eligible for a grant under this subsection, a federally
20 qualified health center, rural health clinic, free clinic, public
21 hospital district, behavioral health provider or facility, behavioral
22 health administrative service organization, or community-based
23 organization must apply for a grant and agree to not:

24 (i) Bill individuals for any portion of the services provided
25 that involve the use of amounts appropriated in this section; or

26 (ii) Use the amounts provided in this subsection for services for
27 which other funds are available, such as federal funds from the
28 families first coronavirus response act and the American rescue plan
29 act.

30 (c) Grants provided under this subsection may be used to provide
31 on-site care, care delivered via telehealth, and referrals to and
32 payments for services provided off-site. Recipients may use funds
33 distributed in this subsection to reimburse other providers or
34 facilities for the cost of care. Only free clinics may use grants
35 provided under this subsection to cover general operating costs,
36 including staffing, supplies, and equipment purchases.

37 (d) The agency shall employ fund allocation approaches that
38 engage community residents, organizations, and leaders in identifying
39 priorities and implementing projects and initiatives that reflect
40 community values and priorities. At a minimum, this must include

1 consultation with community health boards and organizations that
2 advocate for access to health care for uninsured state residents.

3 (e) Recipients of the amounts provided in this subsection must
4 submit reports to the authority on the use of grant funds, including
5 data about utilization of services. The authority shall prepare and
6 post on its website an annual report detailing the amount of funds
7 disbursed and aggregating information submitted by recipients.

8 (f) The authority may retain no more than three percent of the
9 amounts provided in this subsection for administrative costs.

10 (g) As used in this subsection, "free clinics" mean private,
11 nonprofit, community, or faith-based organizations that provide
12 medical, dental, and mental health services at little or no cost to
13 uninsured and underinsured people through the use of volunteer health
14 professionals, community volunteers, and partnerships with other
15 health providers.

16 ~~((+61))~~ (67) \$123,000 of the general fund—state appropriation for
17 fiscal year 2022, \$46,000 of the general fund—state appropriation for
18 fiscal year 2023, and \$743,000 of the general fund—federal
19 appropriation are provided solely for the implementation of
20 Substitute House Bill No. 1348 (incarcerated persons/medical). ~~((If~~
21 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
22 ~~this subsection shall lapse.~~

23 ~~+62))~~ (68) \$1,350,000 of the general fund—state appropriation for
24 fiscal year 2023 and \$2,570,000 of the general fund—federal
25 appropriation are provided solely for the implementation of House
26 Bill No. 1096 (nonmedicare plans). ~~((If the bill is not enacted by~~
27 ~~June 30, 2021, the amounts provided in this subsection shall lapse.~~

28 ~~+63))~~ (69) Within the amounts provided in this section,
29 sufficient funding is provided for the authority to implement Second
30 Substitute House Bill No. 1325 (behavioral health/youth).

31 ~~((+64))~~ (70) \$184,000 of the general fund—state appropriation for
32 fiscal year 2022 and \$175,000 of the general fund—state appropriation
33 for fiscal year 2023 are provided solely for the implementation of
34 Engrossed Substitute House Bill No. 1196 (audio-only telemedicine).
35 ~~((If the bill is not enacted by June 30, 2021, the amounts provided~~
36 ~~in this subsection shall lapse.~~

37 ~~+65))~~ (71) \$232,000 of the general fund—state appropriation for
38 fiscal year 2022, \$300,000 of the general fund—state appropriation
39 for fiscal year 2023, and \$599,000 of the general fund—federal

1 appropriation are provided solely for reimbursement for a social
2 worker as part of the medical assistance home health benefit.

3 ~~((+66))~~ (72) \$1,303,000 of the general fund—state appropriation
4 for fiscal year 2022 and \$285,000 of the general fund—state
5 appropriation for fiscal year 2023 are provided solely for the
6 implementation of Engrossed Substitute Senate Bill No. 5203 (generic
7 prescription drugs). ~~((If the bill is not enacted by June 30, 2021,~~
8 ~~the amounts provided in this subsection shall lapse.~~

9 ~~(+67))~~ (73) \$18,669,000 from the Indian health improvement
10 reinvestment account is provided solely for Indian health improvement
11 advisory plan projects, programs, and activities authorized by RCW
12 43.71B.030.

13 ~~((+68))~~ (74) \$434,000 of the general fund—state appropriation for
14 fiscal year 2022 and \$489,000 of the general fund—state appropriation
15 for fiscal year 2023 are provided solely for the authority to partner
16 with the department of social and health services to create surge
17 capacity in acute care hospitals by supporting non-citizens who are
18 both in acute care hospitals awaiting discharge and on the department
19 of social and health services waitlist for services. The amounts
20 provided in this subsection are for the authority to cover the cost
21 of medical assistance for 20 new non-citizen clients.

22 ~~((+69))~~ (75) \$25,000 of the general fund—state appropriation for
23 fiscal year 2022 and \$25,000 of the general fund—federal
24 appropriation are provided solely for the authority to develop an
25 implementation plan to incorporate medical and psychiatric respite
26 care as statewide medicaid benefits. The plan must include an
27 analysis of the cost effectiveness of providing medical and
28 psychiatric respite care benefits for medicaid enrollees. In
29 developing the plan, the authority shall consult with interested
30 stakeholders, including medicaid managed care organizations,
31 community health centers, organizations providing respite care, and
32 hospitals. Amounts provided in this subsection may be used for staff
33 support and one-time contracting. No later than January 15, 2022, the
34 authority shall report its findings to the relevant committees of the
35 legislature, the office of the governor, and the office of financial
36 management.

37 ~~((+70))~~ (76) \$281,000 of the general fund—state appropriation for
38 fiscal year 2022, \$192,000 of the general fund—state appropriation
39 for fiscal year 2023, and \$803,000 of the general fund—federal

1 appropriation are provided solely for the implementation of Engrossed
2 Second Substitute Senate Bill No. 5304 (reentry services). (~~If the~~
3 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
4 ~~subsection shall lapse.~~

5 ~~(71))~~ (77)(a) The authority shall assess the feasibility and
6 fiscal impacts of an 1115 medicaid waiver to extend continuous
7 eligibility for apple health covered children ages zero through five
8 as a component of school readiness. The authority may seek support
9 for the analysis. Prior to submitting the waiver application, the
10 authority shall provide a status update no later than September 30,
11 2021, to the governor and fiscal committees of the legislature.

12 (b) \$6,090,000 of the general fund—state appropriation for fiscal
13 year 2023 and \$6,125,000 of the general fund—federal appropriation
14 are provided solely for the authority to extend continuous
15 eligibility for apple health to children ages zero to six with income
16 at or below 215 percent of the federal poverty level. The centers for
17 medicare and medicaid services must approve the 1115 medicaid waiver
18 prior to the implementation of this policy.

19 (78) \$500,000 of the general fund—state appropriation for fiscal
20 year 2023 is provided solely for the perinatal support warm line to
21 provide peer support, resources, and referrals to new and expectant
22 parents and people in the emotional transition to parenthood
23 experiencing, or at risk of, postpartum depression or other mental
24 health issues.

25 (79) Sufficient funding is provided to remove the asset test from
26 the medicare savings program review process.

27 (80) \$77,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$286,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for implementation of Substitute
30 House Bill No. 1728 (insulin work group reauth.). If the bill is not
31 enacted by June 30, 2022, the amounts provided in this subsection
32 shall lapse.

33 (81) Sufficient funding is provided to eliminate the mid-
34 certification review process for the aged, blind, or disabled and
35 housing and essential needs referral programs.

36 (82) \$103,000 of the general fund—state appropriation for fiscal
37 year 2022, \$253,000 of the general fund—state appropriation for
38 fiscal year 2023, and \$2,724,000 of the general fund—federal
39 appropriation are provided solely for the authority to procure an

1 electronic consent management solution for patients and health care
2 providers to exchange health-related information and are subject to
3 the conditions, limitations, and review requirements of section 701
4 of this act.

5 (83) \$1,788,000 of the general fund—state appropriation for
6 fiscal year 2022, \$1,788,000 of the general fund—state appropriation
7 for fiscal year 2023, and \$994,000 of the general fund—federal
8 appropriation are provided solely for electronic health record
9 expansion that must be based on the operational and technical needs
10 necessary to implement the national 988 system and are subject to the
11 conditions, limitations, and review requirements of section 701 of
12 this act. As a condition of funding under this subsection, the
13 authority must complete all reporting required under RCW 71.24.898.

14 (84) \$3,250,000 of the general fund—state appropriation for
15 fiscal year 2023 is provided solely for the authority to make
16 information technology system and provider network upgrades necessary
17 for the anticipated expansion of medicaid equivalent health care
18 coverage for uninsured adults with incomes up to 138 percent of the
19 federal poverty level regardless of immigration status in
20 collaboration with the department of social and health services and
21 is subject to the conditions, limitations, and review provided in
22 section 701 of this act.

23 (85) \$10,406,000 of the general fund—state appropriation for
24 fiscal year 2023 and \$10,715,000 of the general fund—federal
25 appropriation are provided solely to maintain and increase access for
26 children's dental services for medicaid enrolled patients through
27 increased provider rates beginning January 1, 2023. Within the
28 amounts provided in this subsection, the authority must increase the
29 medical assistance rates for children's dental services that are
30 reimbursed solely at the existing medical assistance rates on a fee-
31 for-service basis as follows:

32 (a) Increase the rates for codes for the access to baby and child
33 dentistry (ABCD) program by 40 percent;

34 (b) Increase the rates for codes for children's dental program
35 rates for persons aged zero to 20 years old that have a corresponding
36 ABCD code to the current ABCD code rate, plus an additional 10
37 percent rate increase; and

38 (c) Increase the rates for codes for children's dental program
39 rates for persons aged zero to 20 years old without a corresponding

1 ABCD code to 70 percent of the medical assistance rates on a fee-for-
2 service basis for adult dental services in effect on January 1, 2022.
3 This increase does not apply to codes with rates already greater than
4 70 percent of the adult dental services rate.

5 (86) \$250,000 of the general fund—state appropriation for fiscal
6 year 2023 and \$250,000 of the general fund—federal appropriation are
7 provided solely for the authority to conduct a feasibility study for
8 planning, design, implementation, and administration of a case
9 management solution that supports acquisition, storage, and retrieval
10 of data and data analysis pursuant to *Trueblood, et al. v. Department*
11 *of Social and Health Services, et al.*, United States district court
12 for the western district of Washington, cause no. 14-cv-00178-MJP.

13 (87) \$56,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$1,548,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for health information
16 technology and evaluations necessary to support the 1115
17 demonstration waiver as it relates to institutions for mental
18 diseases and are subject to the conditions, limitations, and review
19 requirements of section 701 of this act.

20 (88) \$272,000 of the general fund—state appropriation for fiscal
21 year 2023 and \$149,000 of the general fund—federal appropriation are
22 provided solely to align services provided through both fee-for-
23 service and managed care to the bright futures guidelines, or a
24 comparable schedule, for early and periodic screening, diagnosis, and
25 treatment beginning January 1, 2023.

26 (89) \$3,174,000 of the general fund—state appropriation for
27 fiscal year 2023 is provided solely for implementation of Substitute
28 Senate Bill No. 5745 (personal needs allowance). If the bill is not
29 enacted by June 30, 2022, the amount provided in this subsection
30 shall lapse.

31 (90) \$297,000 of the general fund—state appropriation for fiscal
32 year 2023 is provided solely for implementation of Substitute Senate
33 Bill No. 5589 (primary care spending). If the bill is not enacted by
34 June 30, 2022, the amount provided in this subsection shall lapse.

35 (91) \$1,460,000 of the general fund—state appropriation for
36 fiscal year 2023 is provided solely for implementation of Second
37 Substitute Senate Bill No. 5532 (Rx drug affordability board). If the
38 bill is not enacted by June 30, 2022, the amount provided in this
39 subsection shall lapse.

1 (92) \$61,000 of the general fund—state appropriation for fiscal
2 year 2023 and \$183,000 of the general fund—federal appropriation are
3 provided solely for implementation of Second Substitute Senate Bill
4 No. 5736 (minors/behavioral health). If the bill is not enacted by
5 June 30, 2022, the amounts provided in this subsection shall lapse.

6 (93) \$250,000 of the general fund—state appropriation for fiscal
7 year 2023 is provided solely for the authority to design a
8 standardized payment methodology for a palliative care benefit for
9 the state medicaid program and the employee and retiree benefits
10 programs. The authority may contract with a third party to design the
11 palliative care model and complete the work required in this
12 subsection.

13 (94) Within the amounts appropriated in this section, the
14 authority shall develop a state plan amendment, rules, and payment
15 policies; complete necessary system changes related to payment
16 processing and provider enrollment; and update managed care contracts
17 and provider communications in anticipation of providing an adult
18 acupuncture benefit.

19 (95) Within the amounts appropriated in this section, the
20 authority shall develop a state plan amendment, rules, and payment
21 policies; complete necessary system changes related to payment
22 processing and provider enrollment; and update managed care contracts
23 and provider communications in anticipation of providing an adult
24 chiropractic benefit.

25 (96) \$640,000 of the general fund—state appropriation for fiscal
26 year 2023 and \$655,000 of the general fund—federal appropriation are
27 provided solely for a 20 percent rate increase, effective January 1,
28 2023, for in-home private duty nursing agencies.

29 (97) \$180,000 of the general fund—state appropriation for fiscal
30 year 2023 and \$187,000 of the general fund—federal appropriation are
31 provided solely for a 10 percent rate increase, effective January 1,
32 2023, for private duty nursing in medically intensive children's
33 group home settings.

34 (98) \$140,000 of the general fund—state appropriation for fiscal
35 year 2023 and \$266,000 of the general fund—federal appropriation are
36 provided solely for a 10 percent rate increase, effective January 1,
37 2023, for home health services.

38 (99) (a) \$50,000 of the general fund—state appropriation for
39 fiscal year 2022 and \$150,000 of the general fund—state appropriation

1 for fiscal year 2023 are provided solely for the authority to provide
2 a report on psilocybin services wellness and opportunities in
3 consultation with stakeholders as described in this subsection.

4 (b) The director of the authority, or the director's designee,
5 must chair the stakeholder group.

6 (c) The stakeholder group must include, but not be limited to,
7 the following members:

8 (i) The secretary of the department of health or the secretary's
9 designee;

10 (ii) The director of the liquor and cannabis board or the
11 director's designee;

12 (iii) The director of the department of agriculture or the
13 director's designee; and

14 (iv) As appointed by the director of the authority, or the
15 director's designee:

16 (A) A military veteran, or representative of an organization that
17 advocates on behalf of military veterans, with knowledge of
18 psilocybin;

19 (B) Up to two recognized indigenous practitioners with knowledge
20 of the use of psilocybin or other psychedelic compounds in their
21 communities;

22 (C) An individual with expertise in disability rights advocacy;

23 (D) A member of the nursing profession with knowledge of
24 psilocybin;

25 (E) A psychologist with knowledge of psilocybin;

26 (F) A mental health counselor, marriage and family therapist, or
27 social worker with knowledge of psilocybin;

28 (G) A physician with knowledge of psilocybin;

29 (H) A health researcher with expertise in health equity;

30 (I) A representative of the cannabis industry with knowledge of
31 regulation of cannabis businesses in Washington;

32 (J) An advocate from the LGBTQIA community with knowledge of the
33 experience of behavioral health issues within that community;

34 (K) A member of the psychedelic medicine alliance of Washington;
35 and

36 (L) Up to two members with lived experience of utilizing
37 psilocybin.

38 (d) The authority must convene the first meeting of the
39 stakeholder group no later than June 30, 2022.

1 (e) The authority must provide a preliminary brief report to the
2 governor and appropriate committees of the legislature by December 1,
3 2022, focusing on (f) (i), (ii), and (iii) of this subsection, and a
4 final report by December 1, 2023. The authority may form
5 subcommittees within the stakeholder group and adopt procedures
6 necessary to facilitate its work.

7 (f) The duties of the authority in consultation with the
8 stakeholder group shall include, but not be limited to, the following
9 activities:

10 (i) Review the Oregon health authority's proposed rules for the
11 regulation of psilocybin and assess the impact the adoption of
12 substantially similar laws and rules or Senate Bill No. 5660 would
13 have in Washington state, and identify specific areas where a
14 different approach may be necessary or desirable;

15 (ii) Review systems and procedures established by the liquor and
16 cannabis board to monitor manufacturing, testing, and tracking of
17 cannabis to determine suitability and adaptations required for use
18 with psilocybin if Washington adopts legislation substantially
19 similar to the Oregon psilocybin services act or Senate Bill No.
20 5660;

21 (iii) Review the social opportunity program proposed in Senate
22 Bill No. 5660 for the purpose of recommending improvements or
23 enhancements to promote equitable access to a potential legal
24 psilocybin industry within an operable administrative framework;

25 (iv) Assess functional requirements of Senate Bill No. 5660 that
26 would exceed the expertise and capacity of the department of health
27 and identify opportunities for development or collaboration with
28 other state agencies and entities to meet the requirements; and

29 (v) Discuss options to integrate licensed behavioral health
30 professionals into the practice of psilocybin therapy under the
31 framework of Senate Bill No. 5660 where appropriate.

32 (g) The department of health, liquor and cannabis board, and
33 department of agriculture must provide subject matter expertise and
34 support to stakeholder group and any subcommittee meetings of the
35 stakeholder group. For the department of health, subject matter
36 expertise includes an individual or individuals with knowledge and
37 experience with rulemaking, with the regulation of health
38 professionals, and with the regulation of health facilities.

39 (h) Meetings of the stakeholder group under this section shall be
40 open to participation by members of the public.

1 (i) Stakeholder group members participating on behalf of an
2 employer, governmental entity, or other organization are not entitled
3 to be reimbursed for travel expenses if they are elected officials or
4 are participating on behalf of an employer, governmental entity, or
5 other organization. Any reimbursement for other nonlegislative
6 members is subject to chapter 43.03 RCW.

7 (100) \$24,600,000 of the coronavirus state fiscal recovery fund—
8 federal appropriation is provided solely for the authority to provide
9 one-time funding to community health centers paid under either APM3
10 or APM4 that experienced overpayments because of COVID-19 service-
11 related reductions or had funds withheld due to missing targeted
12 benchmarks because of extraordinary community pandemic response needs
13 in calendar year 2020.

14 (101) \$250,000 of the general fund—state appropriation for fiscal
15 year 2023 and \$250,000 of the general fund—federal appropriation are
16 provided solely for project management and contracting to assist the
17 authority with post-eligibility review planning in anticipation of
18 the end of the COVID-19 public health emergency.

19 (102) \$40,000 of the general fund—state appropriation for fiscal
20 year 2022, \$40,000 of the general fund—state appropriation for fiscal
21 year 2023, \$80,000 of the general fund—federal appropriation, and
22 \$320,000 of the telebehavioral access account—state appropriation are
23 provided solely for additional staff support for the mental health
24 referral service for children and teens.

25 (103) (a) \$2,087,000 of the general fund—state appropriation for
26 fiscal year 2023 is provided solely for the authority to establish a
27 two-year grant program for reimbursement for services to patients up
28 to age 18 provided by community health workers in primary care
29 clinics whose patients are significantly comprised of pediatric
30 patients enrolled in medical assistance under chapter 74.09 RCW
31 beginning January 1, 2023. Community health workers funded under this
32 subsection may provide outreach, informal counseling, and social
33 supports for health-related social needs. The authority shall seek a
34 state plan amendment or federal demonstration waiver should they
35 determine these services are eligible for federal matching funds.
36 Within the amounts provided within this subsection, the authority
37 will provide an initial report to the governor and appropriate
38 committees of the legislature by January 1, 2024, and a final report
39 by January 1, 2025. The report shall include, but not be limited to,

1 the quantitative impacts of the grant program, how many community
2 health workers are participating in the grant program, how many
3 clinics these community health workers represent, how many clients
4 are being served, and evaluation of any measurable health outcomes
5 identified in the planning period prior to January 2023.

6 (b) In collaboration with key stakeholders including pediatric
7 primary care clinics and medicaid managed care organizations, the
8 authority shall explore longer term, sustainable reimbursement
9 options for the integration of community health workers in primary
10 care to address the health-related social needs of families,
11 including approaches to incorporate federal funding.

12 (104) (a) No more than \$156,707,000 of the general fund—federal
13 appropriation and no more than \$60,942,000 of the general fund—local
14 appropriation may be expended for an outpatient directed payment
15 program.

16 (b) The authority shall:

17 (i) Design the program to support the state's access and other
18 quality of care goals and to not increase general fund—state
19 expenditures;

20 (ii) Seek approval from the centers for medicare and medicaid
21 services to create a medicaid outpatient directed payment program for
22 hospital outpatient services provided to medicaid program managed
23 care recipients by University of Washington medical center and
24 harborview medical center;

25 (iii) Upon approval, direct managed care organizations to make
26 payments to eligible providers at levels required to ensure enrollees
27 have timely access to critical high-quality care as allowed under 42
28 C.F.R. 438.6(c); and

29 (iv) Increase medicaid payments for hospital outpatient services
30 provided by University of Washington medical center and harborview
31 medical center to the average payment received from commercial
32 payers.

33 (c) Any incremental costs incurred by the authority in the
34 development, implementation, and maintenance of this program shall be
35 the responsibility of the participating hospitals.

36 (d) Participating hospitals shall retain the full amount of
37 payments provided under this program.

38 (e) Participating hospitals will provide the local funds to fund
39 the required nonfederal contribution.

1 (f) This program shall be effective as soon as administratively
2 possible.

3 (105) \$70,000 of the general fund—state appropriation for fiscal
4 year 2023 and \$65,000 of the general fund—federal appropriation are
5 provided solely for the authority to collaborate with the department
6 of health and the University of Washington to develop a licensure and
7 regulatory program for behavioral health support specialists
8 consistent with the provisions in Engrossed Second Substitute Senate
9 Bill No. 5884 (behavioral health support).

10 (106) \$16,000 of the general fund—state appropriation for fiscal
11 year 2022, \$31,000 of the general fund—state appropriation for fiscal
12 year 2023, and \$420,000 of the general fund—federal appropriation are
13 provided solely for a technology solution for an authoritative client
14 identifier, or master person index, for state programs within the
15 health and human services coalition to uniformly identify clients
16 across multiple service delivery systems. The coalition will clearly
17 identify all state programs impacted by and all fund sources used in
18 development and implementation of this project. This subsection is
19 subject to the conditions, limitations, and review requirements of
20 section 701 of this act.

21 (107) \$5,000 of the general fund—state appropriation for fiscal
22 year 2022, \$22,000 of the general fund—state appropriation for fiscal
23 year 2023, and \$75,000 of the general fund—federal appropriation are
24 provided solely for implementation of Second Substitute Senate Bill
25 No. 5664 (forensic competency hearings). If the bill is not enacted
26 by June 30, 2022, the amounts provided in this subsection shall
27 lapse.

28 (108) (a) \$3,735,000 of the general fund—state appropriation for
29 fiscal year 2023 and \$14,075,000 of the general fund—federal
30 appropriation are provided solely for the authority to provide
31 coverage for all federal food and drug administration-approved HIV
32 antiviral drugs without prior authorization beginning January 1,
33 2023.

34 (b) Beginning January 1, 2023, upon initiation or renewal of a
35 contract with the authority to administer a medicaid managed care
36 plan, a managed health care system shall provide coverage without
37 prior authorization for all federal food and drug administration-
38 approved HIV antiviral drugs.

1 (c) By December 1, 2022, and annually thereafter, the authority
2 must submit to the fiscal committees of the legislature the projected
3 and actual expenditures and percentage of medicaid clients who switch
4 to a new drug class without prior authorization as described in (a)
5 and (b) of this subsection.

6 (109) (a) \$200,000 of the general fund—state appropriation for
7 fiscal year 2023 is provided solely for the authority, in
8 consultation with the office of the insurance commissioner, to
9 complete an analysis of the cost to implement a fertility treatment
10 benefit as described in the department of health's December 2021
11 mandated benefit sunrise review.

12 (b) The authority must contract with one or more consultants to:

13 (i) Obtain utilization and cost data from the state to provide an
14 estimate of aggregate utilization and cost impacts of fertility
15 treatment coverage for medicaid recipients, expressed as total annual
16 cost and as a per member per month cost for plan years 2024 through
17 2027; and

18 (ii) Obtain utilization and cost data from the public employees
19 benefits board and school employees benefits board programs to
20 provide an estimate of aggregate utilization and cost impacts of
21 fertility treatment coverage, expressed as total annual cost and as a
22 per member per month cost for plan years 2024 through 2027.

23 (c) The analysis must include, but is not limited to, a
24 utilization and cost analysis of each of the following services:

25 (i) Infertility diagnosis;

26 (ii) Fertility medications;

27 (iii) Intrauterine insemination;

28 (iv) In vitro fertilization; and

29 (v) Egg freezing.

30 (d) The authority must report the findings of the analysis to the
31 governor and appropriate committees of the legislature by June 30,
32 2023.

33 (110) (a) \$2,000,000 of the general fund—state appropriation for
34 fiscal year 2023 is provided solely for one-time grants for eligible
35 clinics to establish behavioral health integration in primary care
36 clinics for children and adolescents. The authority may award grants
37 of up to \$200,000 per clinic.

38 (b) Recipients may use grants under this subsection for:

39 (i) Training to create operational workflows that promote team-
40 based care and evidence-based practices;

1 (ii) System development to implement universal screening of
2 patients using standardized assessment tools;

3 (iii) Development of a registry to track patient outcomes;

4 (iv) Behavioral health professional recruitment and retainment;

5 (v) Psychiatric supervision recruitment and retainment for
6 consultation services for the behavioral health integration program;

7 (vi) Partnership development with community mental health centers
8 for referral of patients with higher level needs;

9 (vii) Information technology infrastructure, including electronic
10 health record adjustments and registry creation; and

11 (viii) Physical space modifications to accommodate additional
12 staff.

13 (c) To be eligible for grants under this subsection, clinics must
14 have:

15 (i) At least 35 percent of their total patients enrolled in
16 medicaid. Priority for funding must be given to clinics with the
17 highest proportion of patients enrolled in medicaid;

18 (ii) A primary care advocate or proponent of the behavioral
19 health integration program;

20 (iii) Support for the behavioral health integration program at
21 the highest level of clinic leadership;

22 (iv) An arrangement for psychiatric consultation and supervision;

23 (v) A team-based approach to care, including the primary care
24 provider, behavioral health professional, psychiatric consultant,
25 patient, and patient's family; and

26 (vi) A plan to:

27 (A) Hire a behavioral health professional to be located within
28 the clinic;

29 (B) Create a registry that monitors patient engagement and
30 symptom improvement;

31 (C) Implement universal screening for behavioral health needs;

32 (D) Provide care coordination with schools, emergency
33 departments, hospitals, and other points of care; and

34 (E) Ensure closed-loop referrals to specialty behavioral health
35 care when indicated, as well as engagement in specialty treatment as
36 clinically indicated.

37 (111) \$55,000 of the general fund—state appropriation for fiscal
38 year 2023 and \$122,000 of the general fund—federal appropriation are
39 provided solely to implement Second Substitute House Bill No. 1860

1 (behavioral health discharge). If the bill is not enacted by June 30,
2 2022, the amounts provided in this subsection shall lapse.

3 (112) \$300,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$300,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for the Bree collaborative to
6 support collaborative learning and targeted technical assistance for
7 quality improvement initiatives.

8 (113)(a) \$500,000 of the general fund—state appropriation for
9 fiscal year 2023 and \$1,500,000 of the general fund—federal
10 appropriation are provided solely for the authority, in consultation
11 with the health and human services enterprise coalition, community-
12 based organizations, health plans, accountable communities of health,
13 and safety net providers, to determine the cost and implementation
14 impacts of a statewide community information exchange (CIE). A CIE
15 platform must serve as a tool for addressing the social determinants
16 of health, defined as nonclinical community and social factors such
17 as housing, food security, transportation, financial strain, and
18 interpersonal safety, that affect health, functioning, and quality-
19 of-life outcomes.

20 (b) Prior to issuing a request for proposals or beginning this
21 project, the authority must work with stakeholders in (a) of this
22 subsection to determine which platforms already exist within the
23 Washington public and private health care system to determine
24 interoperability needs and fiscal impacts to both the state and
25 impacted providers and organizations that will be using a single
26 statewide community information exchange platform.

27 (c) This subsection is subject to the conditions, limitations,
28 and review requirements of section 701 of this act.

29 (114) \$226,000 of the general fund—state appropriation for fiscal
30 year 2023, \$1,072,000 of the general fund—private/local
31 appropriation, and \$2,588,000 of the general fund—federal
32 appropriation are provided solely to implement Engrossed Substitute
33 House Bill No. 1866 (supportive housing). If the bill is not enacted
34 by June 30, 2022, the amounts provided in this subsection shall
35 lapse.

36 (115) \$8,000,000 of the general fund—state appropriation for
37 fiscal year 2023 is provided solely for one-time bridge grants to
38 hospitals in financial distress. To qualify for these grants, a
39 hospital must:

- 1 (a) Be located in Washington;
- 2 (b) Serve individuals enrolled in state and federal medical
- 3 assistance programs;
- 4 (c) Continue to maintain a medicaid population at similar
- 5 utilization levels as in calendar year 2021;
- 6 (d) Be necessary for an adequate provider network for the
- 7 medicaid program;
- 8 (e) Demonstrate a plan for long-term financial sustainability;
- 9 and
- 10 (f) Meet one of the following criteria:
- 11 (i) Lack adequate cash-on-hand to remain financially solvent;
- 12 (ii) Have experienced financial losses during hospital fiscal
- 13 year 2021; or
- 14 (iii) Be at risk of bankruptcy.
- 15 (116) The authority shall consider evidence-based recommendations
- 16 from the Oregon health evidence review commission when making
- 17 coverage decisions for the treatment of pediatric autoimmune
- 18 neuropsychiatric disorders associated with streptococcal infections
- 19 and pediatric acute-onset neuropsychiatric syndrome.

20 **Sec. 212.** 2021 c 334 s 212 (uncodified) is amended to read as
 21 follows:

22 **FOR THE STATE HEALTH CARE AUTHORITY—PUBLIC EMPLOYEES' BENEFITS BOARD**
 23 **AND EMPLOYEE BENEFITS PROGRAM**

24 State Health Care Authority Administrative Account—

State Appropriation.	((<u>\$37,403,000</u>))
	<u>\$39,296,000</u>
TOTAL APPROPRIATION.	((<u>\$37,403,000</u>))
	<u>\$39,296,000</u>

29 The appropriation in this section is subject to the following
 30 conditions and limitations:

31 (1) Any savings from reduced claims costs must be reserved for
 32 funding employee benefits during the 2023-2025 fiscal biennium and
 33 may not be used for administrative expenses. The health care
 34 authority shall deposit any moneys received on behalf of the uniform
 35 medical plan resulting from rebates on prescription drugs, audits of
 36 hospitals, subrogation payments, or any other moneys received as a
 37 result of prior uniform medical plan claims payments, in the public

1 employees' and retirees' insurance account to be used for insurance
2 benefits.

3 (2) Any changes to benefits must be approved by the public
4 employees' benefits board. The board shall not make any changes to
5 benefits without considering a comprehensive analysis of the cost of
6 those changes, and shall not increase benefits unless offsetting cost
7 reductions from other benefit revisions are sufficient to fund the
8 changes. The board shall not make any change in retiree eligibility
9 criteria that reestablishes eligibility for enrollment in PEBB
10 benefits. However, the funding provided anticipates that the public
11 employees' benefits board may increase the virtual access to
12 behavioral health resources and interventions and case management.

13 (3) Except as may be provided in a health care bargaining
14 agreement, to provide benefits within the level of funding provided
15 in part IX of this bill, the public employees' benefits board shall
16 require or make any or all of the following: Employee premium
17 copayments, increases increase in point-of-service cost sharing, the
18 implementation of managed competition, or make other changes to
19 benefits consistent with RCW 41.05.065.

20 (4) The board shall collect a surcharge payment of not less than
21 twenty-five dollars per month from members who use tobacco products,
22 and a surcharge payment of not less than fifty dollars per month from
23 members who cover a spouse or domestic partner where the spouse or
24 domestic partner has chosen not to enroll in another employer-based
25 group health insurance that has benefits and premiums with an
26 actuarial value of not less than ninety-five percent of the actuarial
27 value of the public employees' benefits board plan with the largest
28 enrollment. The surcharge payments shall be collected in addition to
29 the member premium payment.

30 (5) The health care authority shall analyze and report on the
31 potential impacts of providing a one-time enrollment window for
32 retirees to reestablish eligibility for enrollment in retiree
33 benefits under the public employees' benefit board program. The
34 authority shall submit the report to the appropriate committees of
35 the legislature by January 1, 2022. At a minimum the report must
36 include an estimate of the employer cost and a description of the
37 assumptions used.

38 (6) \$285,000 of the state health care authority administrative
39 account—state appropriation is provided solely for a customer service

1 scheduling tool, and is subject to the conditions, limitations, and
2 review requirements of section 701 of this act.

3 (7) (a) \$250,000 of the state health care authority administrative
4 account—state appropriation is provided solely for the health care
5 authority to conduct a study on contracting for administration of the
6 state's self-insured uniform medical plan. The uniform medical plan
7 is now among the largest health benefit coverage groups in the state,
8 covering a growing subscriber base of nearly 375,000 Washington
9 residents enrolled in the uniform medical plan. In 2011, the uniform
10 medical plan began administering additional services through a third-
11 party administrative contract, rather than administering those
12 services internally. Among those services were provision of the
13 provider network and provider contracts, provider relations, portions
14 of claims administration, member appeals, and portions of member
15 communications.

16 (b) The purpose of the study is to enable the authority to
17 provide the option of a return of some, or all, of the administrative
18 functions that began to be provided by contracted services in 2011.
19 The current contract for these services expires in 2029.

20 (c) By June 30, 2023, the health care authority must prepare a
21 report on the uniform medical plan administrative services that were
22 provided by contract prior to 2010, those that have been procured
23 through the third-party administrative contract since, what elements
24 of those services could be provided either directly or through
25 discrete provider contracts, and the resources the authority would
26 need to administer these functions. The report must also compare the
27 cost of the administration of components before and after the
28 transition to the current contracts; include assumptions about the
29 impacts on claims; include a description of the performance
30 guarantees in the current contract; and provide an implementation
31 plan to enable the health care authority to resume self-
32 administration for some or all of the administrative services at the
33 end of the current contract.

34 (d) The report must be presented to the public employees'
35 benefits board and the school employees' benefits board at the first
36 meeting of each board following completion of the report in 2023, and
37 provided to the appropriate committees of the legislature thereafter.

38 **Sec. 213.** 2021 c 334 s 213 (uncodified) is amended to read as
39 follows:

1 **FOR THE STATE HEALTH CARE AUTHORITY—SCHOOL EMPLOYEES' BENEFITS BOARD**

2 School Employees' Insurance Administrative Account—

3	State Appropriation.	((\$25,771,000))
4		<u>\$28,317,000</u>
5	TOTAL APPROPRIATION.	((\$25,771,000))
6		<u>\$28,317,000</u>

7 The appropriation in this section is subject to the following
8 conditions and limitations:

9 (1) \$15,000 of the school employees' insurance administrative
10 account—state appropriation is provided solely for a customer service
11 scheduling tool, and is subject to the conditions, limitations, and
12 review requirements of section 701 of this act.

13 (2) \$250,000 of the school employees' insurance administrative
14 account—state appropriation is provided solely for the study
15 described in section 212(7) of this act.

16 **Sec. 214.** 2021 c 334 s 214 (uncodified) is amended to read as
17 follows:

18 **FOR THE STATE HEALTH CARE AUTHORITY—HEALTH BENEFIT EXCHANGE**

19	General Fund—State Appropriation (FY 2022).	((\$4,831,000))
20		<u>\$4,881,000</u>
21	General Fund—State Appropriation (FY 2023).	((\$4,543,000))
22		<u>\$9,547,000</u>
23	General Fund—Federal Appropriation.	((\$83,017,000))
24		<u>\$54,032,000</u>
25	Health Benefit Exchange Account—State Appropriation.	((\$77,710,000))
26		<u>\$80,860,000</u>
27	<u>State Health Care Affordability Account—State</u>	
28	<u>Appropriation.</u>	((\$50,000,000))
29		<u>\$55,000,000</u>
30	TOTAL APPROPRIATION.	((\$220,101,000))
31		<u>\$204,320,000</u>

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

34 (1) The receipt and use of medicaid funds provided to the health
35 benefit exchange from the health care authority are subject to
36 compliance with state and federal regulations and policies governing

1 the Washington apple health programs, including timely and proper
2 application, eligibility, and enrollment procedures.

3 (2) (a) By July 15th and January 15th of each year, the authority
4 shall make a payment of one-half the general fund—state
5 appropriation, one-half the health benefit exchange account—state
6 appropriation, and one-half the health care affordability account—
7 state appropriation to the exchange. By July 15, 2021, the authority
8 shall make the payments of the general fund—federal appropriation
9 (CRRSA) and the general fund—federal appropriation (ARPA) to the
10 exchange.

11 (b) The exchange shall monitor actual to projected revenues and
12 make necessary adjustments in expenditures or carrier assessments to
13 ensure expenditures do not exceed actual revenues.

14 (c) Payments made from general fund—state appropriation and
15 health benefit exchange account—state appropriation shall be
16 available for expenditure for no longer than the period of the
17 appropriation from which it was made. When the actual cost of
18 materials and services have been fully determined, and in no event
19 later than the lapsing of the appropriation, any unexpended balance
20 of the payment shall be returned to the authority for credit to the
21 fund or account from which it was made, and under no condition shall
22 expenditures exceed actual revenue.

23 (3) (a) \$146,000 of the general fund—state appropriation for
24 fiscal year 2022 and \$554,000 of the general fund—federal
25 appropriation are provided solely for the exchange, in close
26 consultation with the health and human services enterprise coalition
27 (coalition), to develop a report on the next steps required for
28 information technology solutions for an integrated health and human
29 services eligibility solution. The report must include, but is not
30 limited to a:

31 (i) Technical approach and architecture;

32 (ii) Roadmap and implementation plan for modernizing and
33 integrating the information technology eligibility and enrollment
34 system for including, but not limited to, medicaid, basic food, child
35 care assistance, cash assistance, and other health and human service
36 program benefits, beginning with classic medicaid; and

37 (iii) Discussion of how an integrated health and human services
38 solution would:

39 (A) Comply with federal requirements;

- 1 (B) Maximize efficient use of staff time;
- 2 (C) Support accurate and secure client eligibility information;
- 3 (D) Improve the client enrollment experience; and
- 4 (E) Provide other notable coalition agency impacts.

5 (b) The exchange, in coordination with the coalition, must submit
6 the report to the governor and appropriate committees of the
7 legislature by January 15, 2022.

8 (4) \$1,634,000 of the health benefit exchange account—state
9 appropriation and \$592,000 of the general fund—federal appropriation
10 are provided solely for healthplanfinder enhancement activities.
11 These amounts are subject to the conditions, limitations, and review
12 provided in section 701 of this act.

13 (5) \$1,324,000 of the health benefit exchange account—state
14 appropriation and \$2,740,000 of the general fund—federal
15 appropriation are provided solely for the modernizing
16 healthplanfinder project. These amounts are subject to the
17 conditions, limitations, and review provided in section 701 of this
18 act.

19 (6) \$250,000 of the general fund—federal appropriation (CRRSA)
20 and \$150,000 of the general fund—federal appropriation (ARPA) are
21 provided solely for pass-through funding to one or more lead
22 navigator organizations to promote access to health services through
23 outreach and insurance plan enrollment assistance for employees
24 working in a licensed child care facility.

25 (7) (a) (~~(\$25,171,000)~~) \$1,171,000 of the general fund—federal
26 appropriation (CRRSA) and (~~(\$5,095,000)~~) \$2,595,000 of the general
27 fund—federal appropriation (ARPA) are provided solely for the
28 exchange to implement a health care insurance premium assistance
29 program for employees who work in licensed child care facilities. The
30 general fund—federal appropriation (CRRSA) must be expended by
31 September 30, 2022.

32 (b) An individual is eligible for the child care premium
33 assistance program for the remainder of the plan year if the
34 individual:

- 35 (i) Is an employee working in a licensed child care facility;
- 36 (ii) Enrolls in a silver standardized health plan under RCW
37 43.71.095;
- 38 (iii) Prior to January 1, (~~(2023)~~) 2024, has income that is less
39 than 300 percent of the federal poverty level;

1 (iv) Applies for and accepts all federal advance premium tax
2 credits for which he or she may be eligible before receiving any
3 state premium assistance;

4 (v) Is ineligible for minimum essential coverage through
5 medicare, a federal or state medical assistance program administered
6 by the health care authority under chapter 74.09 RCW, or for premium
7 assistance under RCW 43.71A.020; and

8 (vi) Meets other eligibility criteria as established by the
9 exchange.

10 (c) Subject to the availability of amounts provided in this
11 subsection, the exchange shall pay the premium cost for a qualified
12 health plan for an individual who is eligible for the child care
13 premium assistance program under (b) of this subsection.

14 (d) The exchange may disqualify a participant from the program if
15 the participant:

16 (i) No longer meets the eligibility criteria in (b) of this
17 subsection;

18 (ii) Fails, without good cause, to comply with procedural or
19 documentation requirements established by the exchange in accordance
20 with (e) of this subsection;

21 (iii) Fails, without good cause, to notify the exchange of a
22 change of address in a timely manner;

23 (iv) Voluntarily withdraws from the program; or

24 (v) Performs an act, practice, or omission that constitutes
25 fraud, and, as a result, an insurer rescinds the participant's policy
26 for the qualified health plan.

27 (e) The exchange shall establish:

28 (i) Procedural requirements for eligibility and continued
29 participation in any premium assistance program under this section,
30 including participant documentation requirements that are necessary
31 to administer the program; and

32 (ii) Procedural requirements for facilitating payments to and
33 from carriers.

34 (f) The program must be implemented no later than November 1,
35 2021.

36 (g) No later than October 1, 2022, the exchange shall submit a
37 report to the governor and appropriate committees of the legislature
38 on the implementation of the child care premium assistance program
39 including, but not limited to:

1 (i) The number of individuals participating in the program to
2 date; and

3 (ii) The actual costs of the program to date, including agency
4 administrative costs.

5 (h) Within the amounts provided in this subsection, the exchange
6 may create an outreach program to help employees who work in licensed
7 child care facilities enroll in the premium assistance program,
8 beginning for plan year 2023, as established in chapter 246, Laws of
9 2021 (Engrossed Second Substitute Senate Bill No. 5377) (standardized
10 health plans).

11 (i) The health care insurance premium assistance program for
12 employees who work in licensed child care facilities is effective
13 through plan year 2023.

14 (8) \$136,000 of the general fund—state appropriation for fiscal
15 year 2022, \$136,000 of the general fund—state appropriation for
16 fiscal year 2023, \$254,000 of the health benefit exchange account—
17 state appropriation, and \$274,000 of the general fund—federal
18 appropriation are provided solely for pass through funding in the
19 annual amount of \$100,000 for the lead navigator organization in the
20 four regions with the highest concentration of COFA citizens to:

21 (a) Support a staff position for someone from the COFA community
22 to provide enrollment assistance to the COFA community beyond the
23 scope of the current COFA program; and

24 (b) Support COFA community led outreach and enrollment activities
25 that help COFA citizens obtain and access health and dental coverage.

26 (9) \$142,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$538,000 of the general fund—federal appropriation are
28 provided solely for the implementation of Substitute Senate Bill No.
29 5068 (postpartum period/medicaid) and section 9812 of the American
30 rescue plan act of 2021.

31 (10) (~~(\$8,012,000)~~) \$8,162,000 of the health benefit exchange
32 account—state appropriation is provided solely to implement Engrossed
33 Second Substitute Senate Bill No. 5377 (standardized health plans).
34 (~~(If the bill is not enacted by June 30, 2021, the amount provided in~~
35 ~~this subsection shall lapse.)~~)

36 (11) \$50,000,000 of the state health care affordability account—
37 state appropriation is provided solely for the exchange to administer
38 a premium assistance program, beginning for plan year 2023, as
39 established in Engrossed Second Substitute Senate Bill No. 5377

1 (standardized health plans), and this is the maximum amount the
2 exchange may expend for this purpose. An individual is eligible for
3 the premium assistance provided if the individual: (a) Has income up
4 to 250 percent of the federal poverty level; and (b) meets other
5 eligibility criteria as established in section 1(4)(a) of Engrossed
6 Second Substitute Senate Bill No. 5377 (standardized health plans).

7 (12)(a) Within amounts appropriated in this section, the
8 exchange, in close consultation with the authority and the office of
9 the insurance commissioner, shall explore opportunities to facilitate
10 enrollment of Washington residents who do not qualify for non-
11 emergency medicaid or federal affordability programs in a state-
12 funded program no later than plan year 2024.

13 (b) If an opportunity to apply to the secretary of health and
14 human services under 42 U.S.C. Sec. 18052 for a waiver is identified
15 or other federal flexibilities are available, the exchange, in
16 collaboration with the office of the insurance commissioner and the
17 authority may develop an application to be submitted by the
18 authority. If an application is submitted, the authority must notify
19 the chairs and ranking minority members of the appropriate policy and
20 fiscal committees of the legislature.

21 (c) Any application submitted under this subsection must meet all
22 federal public notice and comment requirements under 42 U.S.C. Sec.
23 18052(a)(4)(B), including public hearings to ensure a meaningful
24 level of public input.

25 (d) \$50,000 of the general fund—state appropriation for fiscal
26 year 2022 and \$2,891,000 of the general fund—state appropriation for
27 fiscal year 2023 are provided solely for system updates and
28 community-led engagement activities necessary to implement the
29 waiver.

30 (13) \$733,000 of the general fund—state appropriation for fiscal
31 year 2023 is provided solely for system upgrades necessary for the
32 anticipated expansion of medicaid equivalent health care coverage to
33 uninsured adults with income up to 138 percent of the federal poverty
34 level regardless of immigration status in collaboration with the
35 health care authority.

36 (14) \$1,000,000 of the general fund—state appropriation for
37 fiscal year 2023 is provided solely for one-time activities to
38 promote continuous coverage for individuals losing coverage through

1 Washington apple health at the end of the COVID-19 public health
2 emergency.

3 (15) \$20,000 of the general fund—state appropriation for fiscal
4 year 2023 is provided solely for the exchange, in collaboration with
5 the state board of community and technical colleges, the student
6 achievement council, and the council of presidents, to provide
7 educational resources and ongoing assister training to support the
8 operations of a pilot program to help connect students, including
9 those enrolled in state registered apprenticeship programs, with
10 health care coverage.

11 (16) \$5,000,000 of the state health care affordability account—
12 state appropriation is provided solely to provide premium assistance
13 for customers ineligible for federal premium tax credits who meet the
14 eligibility criteria established in subsection (11)(a) of this
15 section, and is contingent upon approval of the applicable waiver
16 described in subsection (12)(b) of this section.

17 **Sec. 215.** 2021 c 334 s 215 (uncodified) is amended to read as
18 follows:

19 **FOR THE STATE HEALTH CARE AUTHORITY—COMMUNITY BEHAVIORAL HEALTH**
20 **PROGRAM**

21	General Fund—State Appropriation (FY 2022).	((\$667,948,000))
22		<u>\$687,270,000</u>
23	General Fund—State Appropriation (FY 2023).	((\$733,456,000))
24		<u>\$914,234,000</u>
25	General Fund—Federal Appropriation.	((\$2,593,457,000))
26		<u>\$2,876,776,000</u>
27	General Fund—Private/Local Appropriation.	((\$37,325,000))
28		<u>\$37,675,000</u>
29	Criminal Justice Treatment Account—State	
30	Appropriation.	\$21,988,000
31	Problem Gambling Account—State Appropriation.	((\$1,963,000))
32		<u>\$2,113,000</u>
33	Dedicated Marijuana Account—State Appropriation	
34	(FY 2022).	\$28,493,000
35	Dedicated Marijuana Account—State Appropriation	
36	(FY 2023).	\$28,493,000
37	Coronavirus State Fiscal Recovery Fund—Federal	
38	Appropriation.	((\$31,000,000))

1 \$131,000,000
 2 TOTAL APPROPRIATION. ((~~\$4,144,123,000~~))
 3 \$4,728,042,000

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

6 (1) For the purposes of this section, "behavioral health
 7 entities" means managed care organizations and behavioral health
 8 administrative services organizations that reimburse providers for
 9 behavioral health services.

10 (2) Within the amounts appropriated in this section, funding is
 11 provided for implementation of the settlement agreement under
 12 *Trueblood, et al. v. Department of Social and Health Services, et*
 13 *al.*, United States District Court for the Western District of
 14 Washington, Cause No. 14-cv-01178-MJP. In addition to amounts
 15 provided solely for implementation of the settlement agreement, class
 16 members must have access to supports and services funded throughout
 17 this section for which they meet eligibility and medical necessity
 18 requirements. The authority must include language in contracts that
 19 requires regional behavioral health entities to develop and implement
 20 plans for improving access to timely and appropriate treatment for
 21 individuals with behavioral health needs and current or prior
 22 criminal justice involvement who are eligible for services under
 23 these contracts.

24 (3) (~~(\$22,643,000)~~) \$23,271,000 of the general fund—state
 25 appropriation for fiscal year 2022, (~~(\$27,143,000)~~) \$30,514,000 of the
 26 general fund—state appropriation for fiscal year 2023, and
 27 (~~(\$9,073,000)~~) \$11,503,000 of the general fund—federal appropriation
 28 are provided solely to continue the phase-in of the settlement
 29 agreement under *Trueblood, et al. v. Department of Social and Health*
 30 *Services, et al.*, United States District Court for the Western
 31 District of Washington, Cause No. 14-cv-01178-MJP. The authority, in
 32 collaboration with the department of social and health services and
 33 the criminal justice training commission, must implement the
 34 provisions of the settlement agreement pursuant to the timeline and
 35 implementation plan provided for under the settlement agreement. This
 36 includes implementing provisions related to competency evaluations,
 37 competency restoration, crisis diversion and supports, education and
 38 training, and workforce development.

1 (4) \$10,000,000 of the general fund—state appropriation for
2 fiscal year 2023 and \$219,000 of the general fund—federal
3 appropriation are provided solely to continue diversion grant
4 programs funded through contempt fines pursuant to *Trueblood, et al.*
5 *v. Department of Social and Health Services, et al.*, United States
6 District Court for the Western District of Washington, Cause No. 14-
7 cv-01178-MJP. The authority must consult with the plaintiffs and
8 court monitor to determine, within the amounts provided, which of the
9 programs will continue to receive funding through this appropriation.
10 The programs shall use this funding to provide assessments, mental
11 health treatment, substance use disorder treatment, case management,
12 employment, and other social services. By June 30, 2023, the
13 authority, in consultation with the plaintiffs and the court monitor,
14 must submit a report to the office of financial management and the
15 appropriate fiscal committees of the legislature which includes:
16 Identification of the programs that receive funding through this
17 subsection; a narrative description of each program model; the number
18 of individuals being served by each program on a monthly basis;
19 metrics or outcomes reported as part of the contracts; and
20 recommendations related to further support of these programs in the
21 2023-2025 fiscal biennium.

22 (5) ~~(\$10,424,000)~~ \$12,359,000 of the general fund—state
23 appropriation for fiscal year 2022, ~~(\$10,424,000)~~ \$12,359,000 of the
24 general fund—state appropriation for fiscal year 2023, and
25 \$23,444,000 of the general fund—federal appropriation are provided
26 solely for the authority and behavioral health entities to continue
27 to contract for implementation of high-intensity programs for
28 assertive community treatment (PACT) teams. In determining the
29 proportion of medicaid and nonmedicaid funding provided to behavioral
30 health entities with PACT teams, the authority shall consider the
31 differences between behavioral health entities in the percentages of
32 services and other costs associated with the teams that are not
33 reimbursable under medicaid. The authority may allow behavioral
34 health entities which have nonmedicaid reimbursable costs that are
35 higher than the nonmedicaid allocation they receive under this
36 section to supplement these funds with local dollars or funds
37 received under subsection ~~((+6))~~ (7) of this section. The authority
38 and behavioral health entities shall maintain consistency with all

1 essential elements of the PACT evidence-based practice model in
2 programs funded under this section.

3 ~~((5))~~ (6) \$3,520,000 of the general fund—federal appropriation
4 is provided solely for the authority to maintain a pilot project to
5 incorporate peer bridging staff into behavioral health regional teams
6 that provide transitional services to individuals returning to their
7 communities.

8 ~~((6) —\$95,066,000)~~ (7) \$95,822,000 of the general fund—state
9 appropriation for fiscal year 2022 and ~~((95,066,000))~~ \$116,633,000 of
10 the general fund—state appropriation for fiscal year 2023 are
11 provided solely for persons and services not covered by the medicaid
12 program. To the extent possible, levels of behavioral health entity
13 spending must be maintained in the following priority order: Crisis
14 and commitment services; community inpatient services; and
15 residential care services, including personal care and emergency
16 housing assistance. These amounts must be distributed to behavioral
17 health entities as follows:

18 (a) \$72,275,000 of the general fund—state appropriation for
19 fiscal year 2022 and ~~((72,275,000))~~ \$88,275,000 of the general fund—
20 state appropriation for fiscal year 2023 are provided solely for the
21 authority to contract with behavioral health administrative service
22 organizations for behavioral health treatment services not covered
23 under the medicaid program. Within these amounts, behavioral health
24 administrative service organizations must provide a two percent rate
25 increase to providers receiving state funds for nonmedicaid services
26 under this section effective July 1, 2021, and a seven percent rate
27 increase effective January 1, 2023.

28 (b) ~~((22,791,000))~~ \$23,547,000 of the general fund—state
29 appropriation for fiscal year 2022 and ~~((22,791,000))~~ \$28,358,000 of
30 the general fund—state appropriation for fiscal year 2023 are
31 provided solely for the authority to contract with medicaid managed
32 care organizations for wraparound services to medicaid enrolled
33 individuals that are not covered under the medicaid program and for
34 the state share of costs for exceptional medicaid behavioral health
35 personal care services. Within the amounts provided in this
36 subsection:

37 (i) Medicaid managed care organizations must provide a two
38 percent rate increase to providers receiving state funding for

1 nonmedicaid services under this section effective July 1, 2021, and a
2 seven percent rate increase effective January 1, 2023.

3 (ii) The authority shall assure that managed care organizations
4 reimburse the department of social and health services aging and long
5 term support administration for the general fund—state cost of
6 exceptional behavioral health personal care services for medicaid
7 enrolled individuals who require these because of a psychiatric
8 disability. Funding for the federal share of these services is
9 separately appropriated to the department of social and health
10 services.

11 (c) The authority shall coordinate with the department of social
12 and health services to develop and submit to the centers for medicare
13 and medicaid services an application to provide a 1915(i) state plan
14 home and community-based services benefit. The application shall be
15 developed to allow for the delivery of wraparound supportive
16 behavioral health services for individuals with mental illnesses who
17 also have a personal care need. The waiver shall be developed to
18 standardize coverage and administration, improve the current benefit
19 design, and clarify roles in administration of the behavioral health
20 personal care services benefit. By December 1, 2021, the authority,
21 in coordination with the department of social and health services,
22 must submit a report to the office of financial management and the
23 appropriate committees of the legislature which provides the
24 following:

25 (i) A description of the new benefit design developed for the
26 waiver, including a description of the services to be provided and
27 the responsibility for payment under the waiver;

28 (ii) Estimates of the number of individuals to be served annually
29 under the new waiver and the estimated state and federal fiscal costs
30 for the managed care organizations and the department of social and
31 health services;

32 (iii) A comparison estimate of the number of individuals to
33 receive behavioral health personal care services annually under the
34 current benefit structure and the estimated state and federal fiscal
35 costs for the managed care organizations and the department of social
36 and health services; and

37 (iv) A status update on the development and submission of the
38 waiver with an estimated timeline for approval and implementation of
39 the new wraparound services benefit.

1 (d) The authority must require behavioral health administrative
2 service organizations to submit information related to reimbursements
3 to counties made for involuntary treatment act judicial services and
4 submit a report to the office of financial management and the
5 appropriate committees of the legislature with complete fiscal year
6 2022 reimbursements by December 1, 2022.

7 ~~((7))~~ (8) The authority is authorized to continue to contract
8 directly, rather than through contracts with behavioral health
9 entities for children's long-term inpatient facility services.

10 ~~((8))~~ (9) \$1,204,000 of the general fund—state appropriation for
11 fiscal year 2022 and \$1,204,000 of the general fund—state
12 appropriation for fiscal year 2023 are provided solely to reimburse
13 Pierce and Spokane counties for the cost of conducting one hundred
14 eighty-day commitment hearings at the state psychiatric hospitals.

15 ~~((9))~~ (10) Behavioral health entities may use local funds to
16 earn additional federal medicaid match, provided the locally matched
17 rate does not exceed the upper-bound of their federally allowable
18 rate range, and provided that the enhanced funding is used only to
19 provide medicaid state plan or waiver services to medicaid clients.
20 Additionally, behavioral health entities may use a portion of the
21 state funds allocated in accordance with subsection ~~((6))~~ (7) of
22 this section to earn additional medicaid match, but only to the
23 extent that the application of such funds to medicaid services does
24 not diminish the level of crisis and commitment, community inpatient,
25 residential care, and outpatient services presently available to
26 persons not eligible for medicaid.

27 ~~((10))~~ (11) \$2,291,000 of the general fund—state appropriation
28 for fiscal year 2022 and \$2,291,000 of the general fund—state
29 appropriation for fiscal year 2023 are provided solely for mental
30 health services for mentally ill offenders while confined in a county
31 or city jail and for facilitating access to programs that offer
32 mental health services upon release from confinement. The authority
33 must collect information from the behavioral health entities on their
34 plan for using these funds, the numbers of individuals served, and
35 the types of services provided and submit a report to the office of
36 financial management and the appropriate fiscal committees of the
37 legislature by December 1st of each year of the biennium.

38 ~~((11))~~ (12) Within the amounts appropriated in this section,
39 funding is provided for the authority to develop and phase in

1 intensive mental health services for high needs youth consistent with
2 the settlement agreement in *T.R. v. Dreyfus and Porter*.

3 ~~((12))~~ (13) The authority must establish minimum and maximum
4 funding levels for all reserves allowed under behavioral health
5 administrative service organization contracts and include contract
6 language that clearly states the requirements and limitations. The
7 authority must monitor and ensure that behavioral health
8 administrative service organization reserves do not exceed maximum
9 levels. The authority must monitor revenue and expenditure reports
10 and must require a behavioral health administrative service
11 organization to submit a corrective action plan on how it will spend
12 its excess reserves within a reasonable period of time, when its
13 reported reserves exceed maximum levels established under the
14 contract. The authority must review and approve such plans and
15 monitor to ensure compliance. If the authority determines that a
16 behavioral health administrative service organization has failed to
17 provide an adequate excess reserve corrective action plan or is not
18 complying with an approved plan, the authority must reduce payments
19 to the entity in accordance with remedial actions provisions included
20 in the contract. These reductions in payments must continue until the
21 authority determines that the entity has come into substantial
22 compliance with an approved excess reserve corrective action plan.

23 ~~((13))~~ (14) During the 2021-2023 fiscal biennium, any amounts
24 provided in this section that are used for case management services
25 for pregnant and parenting women must be contracted directly between
26 the authority and pregnant and parenting women case management
27 providers.

28 ~~((14))~~ (15) Within the amounts appropriated in this section, the
29 authority may contract with the University of Washington and
30 community-based providers for the provision of the parent-child
31 assistance program or other specialized chemical dependency case
32 management providers for pregnant, post-partum, and parenting women.
33 For all contractors: (a) Service and other outcome data must be
34 provided to the authority by request; and (b) indirect charges for
35 administering the program must not exceed ten percent of the total
36 contract amount.

37 ~~((15))~~ (16) \$3,500,000 of the general fund—federal appropriation
38 is provided solely for the continued funding of existing county drug
39 and alcohol use prevention programs.

1 ~~((16))~~ (17) Within the amounts provided in this section,
2 behavioral health entities must provide outpatient chemical
3 dependency treatment for offenders enrolled in the medicaid program
4 who are supervised by the department of corrections pursuant to a
5 term of community supervision. Contracts with behavioral health
6 entities must require that behavioral health entities include in
7 their provider network specialized expertise in the provision of
8 manualized, evidence-based chemical dependency treatment services for
9 offenders. The department of corrections and the authority must
10 develop a memorandum of understanding for department of corrections
11 offenders on active supervision who are medicaid eligible and meet
12 medical necessity for outpatient substance use disorder treatment.
13 The agreement will ensure that treatment services provided are
14 coordinated, do not result in duplication of services, and maintain
15 access and quality of care for the individuals being served. The
16 authority must provide all necessary data, access, and reports to the
17 department of corrections for all department of corrections offenders
18 that receive medicaid paid services.

19 ~~((17))~~ (18) The criminal justice treatment account—state
20 appropriation is provided solely for treatment and treatment support
21 services for offenders with a substance use disorder pursuant to RCW
22 71.24.580. The authority must offer counties the option to administer
23 their share of the distributions provided for under RCW
24 71.24.580(5)(a). If a county is not interested in administering the
25 funds, the authority shall contract with behavioral health entities
26 to administer these funds consistent with the plans approved by local
27 panels pursuant to RCW 71.24.580(5)(b). Funding from the criminal
28 justice treatment account may be used to provide treatment and
29 support services through the conclusion of an individual's treatment
30 plan to individuals participating in a drug court program as of
31 February 24, 2021, if that individual wishes to continue treatment
32 following dismissal of charges they were facing under RCW
33 69.50.4013(1). Such participation is voluntary and contingent upon
34 substantial compliance with drug court program requirements. The
35 authority must provide a report to the office of financial management
36 and the appropriate committees of the legislature which identifies
37 the distribution of criminal justice treatment account funds by
38 September 30, 2021.

1 ~~((18))~~ (19) \$6,858,000 of the general fund—state appropriation
2 for fiscal year 2022, \$6,858,000 of the general fund—state
3 appropriation for fiscal year 2023, and \$8,046,000 of the general
4 fund—federal appropriation are provided solely to maintain crisis
5 triage or stabilization centers that were originally funded in the
6 2017-2019 fiscal biennium. Services in these facilities may include
7 crisis stabilization and intervention, individual counseling, peer
8 support, medication management, education, and referral assistance.
9 The authority shall monitor each center's effectiveness at lowering
10 the rate of state psychiatric hospital admissions.

11 ~~((19))~~ (20) \$9,795,000 of the general fund—state appropriation
12 for fiscal year 2022, \$10,015,000 of the general fund—state
13 appropriation for fiscal year 2023, and \$15,025,000 of the general
14 fund—federal appropriation are provided solely for the operation of
15 secure withdrawal management and stabilization facilities. The
16 authority may not use any of these amounts for services in facilities
17 that are subject to federal funding restrictions that apply to
18 institutions for mental diseases, unless they have received a waiver
19 that allows for full federal participation in these facilities.
20 Within these amounts, funding is provided to increase the fee for
21 service rate for these facilities up to \$650 per day. The authority
22 must require in contracts with behavioral health entities that,
23 beginning in calendar year 2020, they pay no lower than the fee for
24 service rate. The authority must coordinate with regional behavioral
25 health entities to identify and implement purchasing strategies or
26 regulatory changes that increase access to services for individuals
27 with complex behavioral health needs at secure withdrawal management
28 and stabilization facilities.

29 ~~((20))~~ (21) \$23,090,000 of the general fund—state appropriation
30 for fiscal year 2022, \$23,090,000 of the general fund—state
31 appropriation for fiscal year 2023, and \$92,444,000 of the general
32 fund—federal appropriation are provided solely to maintain the
33 enhancement of community-based behavioral health services that was
34 initially funded in fiscal year 2019. Twenty percent of the general
35 fund—state appropriation amounts for each regional service area must
36 be contracted to the behavioral health administrative services
37 organizations and used to increase their nonmedicaid funding
38 allocations and the remainder must be provided to the medicaid
39 managed care organizations providing apple health integrated managed

1 care. The medicaid funding is intended to maintain increased rates
2 for behavioral health services provided by licensed and certified
3 community behavioral health agencies as defined by the department of
4 health. For the behavioral health administrative services
5 organizations, this funding must be allocated to each region based
6 upon the population of the region. For managed care organizations,
7 this funding must be provided through the behavioral health portion
8 of the medicaid integrated managed care capitation rates. The
9 authority must require the managed care organizations to provide a
10 report that details the methodology the managed care organization
11 used to distribute this funding to their contracted behavioral health
12 providers. The report submitted by behavioral health administrative
13 service organizations and managed care organizations must identify
14 mechanisms employed to disperse the funding as well as estimated
15 impacts to behavioral health providers in the community. The
16 authority must submit a report to the legislature by December 1st of
17 each year of the biennium, summarizing the information regarding the
18 distribution of the funding provided under this subsection.

19 ~~((+21))~~ (22) \$1,401,000 of the general fund—state appropriation
20 for fiscal year 2022, \$1,401,000 of the general fund—state
21 appropriation for fiscal year 2023, and \$3,210,000 of the general
22 fund—federal appropriation are provided solely for the implementation
23 of intensive behavioral health treatment facilities within the
24 community behavioral health service system pursuant to chapter 324,
25 Laws of 2019 (2SHB 1394).

26 ~~((+22))~~ (23) (a) \$12,878,000 of the dedicated marijuana account—
27 state appropriation for fiscal year 2022 and \$12,878,000 of the
28 dedicated marijuana account—state appropriation for fiscal year 2023
29 are provided for:

30 (i) A memorandum of understanding with the department of
31 children, youth, and families to provide substance abuse treatment
32 programs;

33 (ii) A contract with the Washington state institute for public
34 policy to conduct a cost-benefit evaluation of the implementations of
35 chapter 3, Laws of 2013 (Initiative Measure No. 502);

36 (iii) Designing and administering the Washington state healthy
37 youth survey and the Washington state young adult behavioral health
38 survey;

1 (iv) Maintaining increased services to pregnant and parenting
2 women provided through the parent child assistance program;

3 (v) Grants to the office of the superintendent of public
4 instruction for life skills training to children and youth;

5 (vi) Maintaining increased prevention and treatment service
6 provided by tribes and federally recognized American Indian
7 organization to children and youth;

8 (vii) Maintaining increased residential treatment services for
9 children and youth;

10 (viii) Training and technical assistance for the implementation
11 of evidence-based, research based, and promising programs which
12 prevent or reduce substance use disorder;

13 (ix) Expenditures into the home visiting services account; and

14 (x) Grants to community-based programs that provide prevention
15 services or activities to youth.

16 (b) The authority must allocate the amounts provided in (a) of
17 this subsection amongst the specific activities proportionate to the
18 fiscal year 2021 allocation.

19 (~~((23))~~) (24) (a) \$1,125,000 of the general fund—state
20 appropriation for fiscal year 2022 and \$1,125,000 of the general fund
21 —state appropriation for fiscal year 2023 is provided solely for
22 Spokane behavioral health entities to implement services to reduce
23 utilization and the census at eastern state hospital. Such services
24 must include:

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

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

31 (iii) Mental health services provided in nursing facilities to
32 individuals with dementia, and consultation to facility staff
33 treating those individuals; and

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

36 (b) At least annually, the Spokane county behavioral health
37 entities shall assess the effectiveness of these services in reducing
38 utilization at eastern state hospital, identify services that are not
39 optimally effective, and modify those services to improve their
40 effectiveness.

1 ~~((24))~~ (25) \$1,850,000 of the general fund—state appropriation
2 for fiscal year 2022, \$1,850,000 of the general fund—state
3 appropriation for fiscal year 2023, and \$13,312,000 of the general
4 fund—federal appropriation are provided solely for substance use
5 disorder peer support services included in behavioral health
6 capitation rates in accordance with section 213(5)(ss), chapter 299,
7 Laws of 2018. The authority shall require managed care organizations
8 to provide access to peer support services for individuals with
9 substance use disorders transitioning from emergency departments,
10 inpatient facilities, or receiving treatment as part of hub and spoke
11 networks.

12 ~~((25))~~ (26) \$1,256,000 of the general fund—state appropriation
13 for fiscal year 2022, \$1,256,000 of the general fund—state
14 appropriation for fiscal year 2023, and \$2,942,000 of the general
15 fund—federal appropriation are provided solely for the authority to
16 maintain an increase in the number of residential beds for pregnant
17 and parenting women originally funded in the 2019-2021 fiscal
18 biennium.

19 ~~((26))~~ (27) \$1,423,000 of the general fund—state appropriation
20 for fiscal year 2022, \$1,423,000 of the general fund—state
21 appropriation for fiscal year 2023, and \$5,908,000 of the general
22 fund—federal appropriation are provided solely for the authority to
23 continue to implement discharge wraparound services for individuals
24 with complex behavioral health conditions transitioning or being
25 diverted from admission to psychiatric inpatient programs. The
26 authority must coordinate with the department of social and health
27 services in establishing the standards for these programs.

28 ~~((27))~~ (28) \$350,000 of the general fund—federal appropriation
29 is provided solely to contract with a nationally recognized recovery
30 residence organization and to provide technical assistance to
31 operators of recovery residences seeking certification in accordance
32 with chapter 264, Laws of 2019 (2SHB 1528).

33 ~~((28))~~ (29) \$500,000 of the general fund—state appropriation for
34 fiscal year 2022, \$500,000 of the general fund—state appropriation
35 for fiscal year 2023, and \$1,000,000 of the general fund—federal
36 appropriation are provided solely for the authority to maintain a
37 memorandum of understanding with the criminal justice training
38 commission to provide funding for community grants pursuant to
39 chapter 378, Laws of 2019 (2SHB 1767).

1 ~~((29))~~ (30) \$3,396,000 of the general fund—state appropriation
2 for fiscal year 2022, \$3,396,000 of the general fund—state
3 appropriation for fiscal year 2023, and \$16,200,000 of the general
4 fund—federal appropriation are provided solely for support of and to
5 continue to increase clubhouse ~~((facilities))~~ programs across the
6 state. The authority shall work with the centers for medicare and
7 medicaid services to review opportunities to include clubhouse
8 services as an optional "in lieu of" service in managed care
9 organization contracts in order to maximize federal participation.
10 The authority must provide a report to the office of financial
11 management and the appropriate committees of the legislature on the
12 status of efforts to implement clubhouse programs and receive federal
13 approval for including these services in managed care organization
14 contracts as an optional "in lieu of" service by December 1, 2022.

15 ~~((30))~~ (31) \$947,000 of the general fund—state appropriation for
16 fiscal year 2022, \$947,000 of the general fund—state appropriation
17 for fiscal year 2023, and \$1,896,000 of the general fund—federal
18 appropriation are provided solely for the authority to implement a
19 statewide plan to implement evidence-based coordinated specialty care
20 programs that provide early identification and intervention for
21 psychosis in behavioral health agencies in accordance with chapter
22 360, Laws of 2019 (2SSB 5903).

23 ~~((31))~~ (32) \$708,000 of the general fund—state appropriation for
24 fiscal year 2022, \$708,000 of the general fund—state appropriation
25 for fiscal year 2023, and \$1,598,000 of the general fund—federal
26 appropriation are provided solely for implementing mental health peer
27 respite centers and a pilot project to implement a mental health
28 drop-in center in accordance with chapter 324, Laws of 2019 (2SHB
29 1394).

30 ~~((32))~~ (33) \$800,000 of the general fund—state appropriation for
31 fiscal year 2022, \$800,000 of the general fund—state appropriation
32 for fiscal year 2023, and \$1,452,000 of the general fund—federal
33 appropriation are provided solely for the authority to implement the
34 recommendations of the state action alliance for suicide prevention,
35 to include suicide assessments, treatment, and grant management.

36 ~~((33))~~ (34) \$446,000 of the general fund—state appropriation for
37 fiscal year 2022, \$446,000 of the general fund—state appropriation
38 for fiscal year 2023, and \$178,000 of the general fund—federal
39 appropriation are provided solely for the University of Washington's

1 evidence-based practice institute which supports the identification,
2 evaluation, and implementation of evidence-based or promising
3 practices. The institute must work with the authority to develop a
4 plan to seek private, federal, or other grant funding in order to
5 reduce the need for state general funds. The authority must collect
6 information from the institute on the use of these funds and submit a
7 report to the office of financial management and the appropriate
8 fiscal committees of the legislature by December 1st of each year of
9 the biennium.

10 ~~((34))~~ (35) As an element of contractual network adequacy
11 requirements and reporting, the authority shall direct managed care
12 organizations to make all reasonable efforts to develop or maintain
13 contracts with provider networks that leverage local, federal, or
14 philanthropic funding to enhance effectiveness of medicaid-funded
15 integrated care services. These networks must promote medicaid
16 clients' access to a system of services that addresses additional
17 social support services and social determinants of health as defined
18 in RCW 43.20.025 in a manner that is integrated with the delivery of
19 behavioral health and medical treatment services.

20 ~~((35))~~ (36) \$500,000 of the problem gambling account—state
21 appropriation is provided solely for the authority to contract for a
22 problem gambling adult prevalence study. The prevalence study must
23 review both statewide and regional results about beliefs and
24 attitudes toward gambling, gambling behavior and preferences, and
25 awareness of treatment services. The study should also estimate the
26 level of risk for problem gambling and examine correlations with
27 broader behavioral and mental health measures. The health care
28 authority shall submit results of the prevalence study to the problem
29 gambling task force and the legislature by June 30, 2022.

30 ~~((36))~~ (37) \$9,000,000 of the criminal justice treatment account
31 —state appropriation is provided solely for the authority to maintain
32 funding for new therapeutic courts created or expanded during fiscal
33 year 2021, or to maintain the fiscal year 2021 expansion of services
34 being provided to an already existing therapeutic court that engages
35 in evidence-based practices, to include medication assisted treatment
36 in jail settings pursuant to RCW 71.24.580. Funding provided under
37 this subsection shall not supplant existing funds utilized for this
38 purpose.

39 ~~((37))~~ (38) In establishing, re-basing, enhancing, or otherwise
40 updating medicaid rates for behavioral health services, the authority

1 and contracted actuaries shall use a transparent process that
2 provides an opportunity for medicaid managed care organizations,
3 behavioral health administrative service organizations, and
4 behavioral health provider agencies, and their representatives, to
5 review and provide data and feedback on proposed rate changes within
6 their region or regions of service operation. The authority and
7 contracted actuaries shall transparently incorporate the information
8 gained from this process and make adjustments allowable under federal
9 law when appropriate.

10 ~~((38))~~ (39) The authority shall seek input from representatives
11 of the managed care organizations (MCOs), licensed community
12 behavioral health agencies, and behavioral health administrative
13 service organizations to develop ~~((the format of a report which
14 addresses revenues and expenditures for the community behavioral
15 health programs))~~ specific metrics related to behavioral health
16 outcomes under integrated managed care. ~~((The report shall))~~ These
17 metrics must include, but are not ((be)) limited to: (a) Revenues and
18 expenditures for community behavioral health programs, including
19 medicaid and nonmedicaid funding; (b) access to services, service
20 denials, and utilization by state plan modality; (c) claims denials
21 and record of timely payment to providers; (d) client demographics;
22 and (e) social and recovery measures and managed care organization
23 performance measures. The authority must work with managed care
24 organizations and behavioral health administrative service
25 organizations to integrate these metrics into an annual reporting
26 structure designed to evaluate the performance of the behavioral
27 health system in the state over time. The authority must submit a
28 report by June 30, 2023, outlining the specific metrics implemented.
29 Thereafter, the authority shall submit the report for the preceding
30 calendar year to the governor and appropriate committees of the
31 legislature on or before ~~((July 1st))~~ December 30th of each year
32 detailing the implemented metrics and relevant performance outcomes
33 for the prior calendar year.

34 ~~((39))~~ (40) \$3,377,000 of the general fund—state appropriation
35 for fiscal year 2022 and ~~((5,177,000))~~ \$8,027,000 of the general fund
36 —state appropriation for fiscal year 2023 are provided solely for the
37 authority to implement ~~((two))~~ pilot programs for intensive
38 outpatient services and partial hospitalization services for certain
39 children and adolescents.

40 (a) The effective date of the pilot sites is January 1, 2021.

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:

12 (i) Children and adolescents discharged from an inpatient
13 hospital treatment program who require the level of services offered
14 by the pilot programs in lieu of continued inpatient treatment;

15 (ii) Children and adolescents who require the level of services
16 offered by the pilot programs in order to avoid inpatient
17 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.

21 (e) The authority must collect data on the pilot sites and work
22 with the actuaries responsible for establishing managed care rates
23 for medicaid enrollees to develop and submit a report to the office
24 of financial management and the appropriate committees of the
25 legislature. A preliminary report must be submitted by December 1,
26 2021, and a final report must be submitted by December 1, 2022. The
27 reports must include the following information:

28 (i) A narrative description of the services provided at each
29 pilot site and identification of any specific gaps the sites were
30 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.

5 (f) Of the amounts provided in this subsection, \$2,850,000 of the
6 general fund—state appropriation for fiscal year 2023 is provided
7 solely to expand the number of pilot sites to a third location. The
8 criteria in (c) and (d) of this subsection shall also apply to this
9 pilot site. Data from this pilot site must be incorporated into the
10 final report required in (e) of this subsection.

11 ~~((40))~~ (41) (a) \$100,000 of the general fund—federal
12 appropriation is provided solely for the authority to convene a task
13 force to examine impacts and changes proposed to the use of criminal
14 background checks in employment in behavioral health settings, with
15 the goal of reducing barriers to developing and retaining a robust
16 behavioral health workforce, while maintaining patient safety
17 measures. The task force membership must include representatives
18 from:

- 19 (i) The office of the attorney general;
20 (ii) The department of health;
21 (iii) The department of social and health services;
22 (iv) The office of the governor; and
23 (v) Others appointed by the authority, including behavioral
24 health employers and those with lived experience.

25 (b) The task force shall consider any relevant information and
26 recommendations made available by the work group created under
27 Substitute House Bill No. 1411 (health care workforce).

28 (c) By December 1, 2021, the authority must submit a report of
29 the task force's recommendations to the governor and the appropriate
30 committees of the legislature.

31 ~~((41))~~ (42) \$6,042,000 of the general fund—state appropriation
32 for fiscal year 2022, \$561,000 of the general fund—state
33 appropriation for fiscal year 2023, and \$35,415,000 of the general
34 fund—federal appropriation (CRSSA) are provided solely to promote the
35 recovery of individuals with substance use disorders through
36 expansion of substance use disorder services. The authority shall
37 implement this funding to promote integrated, whole-person care to
38 individuals with opioid use disorders, stimulant use disorders, and

1 other substance use disorders. The authority shall use this funding
2 to support evidence-based and promising practices as follows:

3 (a) \$11,170,000 of the general fund—federal appropriation (CRSSA)
4 is provided solely for treatment services to low-income individuals
5 with substance use disorders who are not eligible for services under
6 the medicaid program and for treatment services that are not covered
7 under the medicaid program. A minimum of \$9,070,000 of this amount
8 must be contracted through behavioral health administrative services
9 organizations. The amounts in this subsection may be used for
10 services including, but not limited to, outpatient treatment,
11 residential treatment, mobile opioid use disorder treatment programs,
12 law enforcement assisted diversion programs, contingency management
13 interventions, modified assertive community treatment, trauma
14 informed care, crisis respite, and for reimbursement of one-time
15 start-up operating costs for opening new beds in withdrawal
16 management treatment programs.

17 (b) \$2,407,000 of the general fund state—appropriation for fiscal
18 year 2022, \$561,000 of the general fund—state appropriation for
19 fiscal year 2023, and \$3,245,000 of the general fund—federal
20 appropriation (CRSSA) are provided solely for outreach programs that
21 link individuals with substance use disorders to treatment options to
22 include medication for opioid use disorder. The authority must
23 contract for these services with programs that use interdisciplinary
24 teams, which include peer specialists, to engage and facilitate
25 linkage to treatment for individuals in community settings such as
26 homeless encampments, shelters, emergency rooms, harm reduction
27 programs, churches, community service offices, food banks, libraries,
28 legal offices, and other settings where individuals with substance
29 use disorders may be engaged. The services must be coordinated with
30 emergency housing assistance and other services administered by the
31 authority to promote access to a full continuum of treatment and
32 recovery support options.

33 (c) \$1,535,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$10,417,000 of the general fund—federal appropriation
35 (CRSSA) are provided solely for substance use disorder recovery
36 support services not covered by the medicaid program including, but
37 not limited to, emergency housing, recovery housing vouchers,
38 supported employment, skills training, peer support, peer drop-in
39 centers, and other community supports.

1 (d) \$1,100,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$1,750,000 of the general fund—federal appropriation
3 (CRSSA) are provided solely for efforts to support the recovery of
4 American Indians and Alaska natives with substance use disorders.
5 This funding may be used for grants to urban Indian organizations,
6 tribal opioid prevention media campaigns, and support for government
7 to government communication, planning, and implementation of opioid
8 use disorder related projects.

9 (e) \$1,000,000 of the general fund—state appropriation for fiscal
10 year 2022 is provided solely for a public awareness campaign to
11 educate youth and young adults with opioid use disorders about harm
12 reduction, secondary prevention, overdose awareness, fentanyl, and
13 naloxone.

14 (f) \$7,083,000 of the general fund—federal appropriation (CRSSA)
15 is provided solely for community services grants that support the
16 implementation and evaluation of substance use disorder prevention
17 services.

18 (g) Up to \$1,750,000 of the general fund—federal appropriation
19 (CRSSA) may be used for the authority's administrative costs
20 associated with services funded in this subsection (~~((41))~~) (42).

21 (~~((42))~~) (43) \$3,109,000 of the general fund—state appropriation
22 for fiscal year 2022 and \$3,109,000 of the general fund—state
23 appropriation for fiscal year 2023 are provided solely for short-term
24 rental subsidies for individuals with mental health or substance use
25 disorders. This funding may be used for individuals enrolled in the
26 foundational community support program while waiting for a longer
27 term resource for rental support or for individuals transitioning
28 from behavioral health treatment facilities or local jails.
29 Individuals who would otherwise be eligible for the foundational
30 community support program but are not eligible because of their
31 citizenship status may also be served. By December 1, 2021, and
32 December 1, 2022, the authority must submit a report identifying the
33 expenditures and number of individuals receiving short-term rental
34 supports through the agency budget during the prior fiscal year
35 broken out by region, treatment need, and the demographics of those
36 served, including but not limited to age, country of origin within
37 racial/ethnic categories, gender, and immigration status.

38 (~~((43))~~) (44) Within the amounts provided in this section,
39 sufficient funding is provided for the authority to implement

1 requirements to provide up to five sessions of intake and assessment
2 pursuant to Second Substitute House Bill No. 1325 (behavioral health/
3 youth).

4 ~~((44))~~ (45) \$19,000,000 of the general fund—federal
5 appropriation (CRSSA) and \$1,600,000 of the general fund—federal
6 appropriation (ARPA) are provided solely to promote the recovery of
7 individuals with mental health disorders through expansion of mental
8 health services. The authority shall implement this funding to
9 promote integrated, whole-person care through evidence based and
10 promising practices as follows:

11 (a) \$7,303,000 of the general fund—federal appropriation (CRSSA)
12 is provided solely for treatment services to low-income individuals
13 with mental health disorders who are not eligible for services under
14 the medicaid program and for treatment services that are not covered
15 under the medicaid program. A minimum of \$6,150,000 of this amount
16 must be contracted through behavioral health administrative services
17 organizations. The amounts in this subsection may be used for
18 services including, but not limited to, outpatient treatment,
19 residential treatment, law enforcement assisted diversion programs,
20 modified assertive community treatment, and trauma informed care.

21 (b) \$6,344,000 of the general fund—federal appropriation (CRSSA)
22 is provided solely for mental health recovery support services not
23 covered by the medicaid program including, but not limited to,
24 supportive housing, emergency housing vouchers, supported employment,
25 skills training, peer support, peer drop-in centers, and other
26 community supports.

27 (c) \$961,000 of the general fund—federal appropriation (CRSSA) is
28 provided solely for efforts to support the recovery of American
29 Indians and Alaska natives with mental health disorders.

30 (d) \$1,346,000 of the general fund—federal appropriation (CRSSA)
31 is provided solely to enhance crisis services and may be used for
32 crisis respite care.

33 (e) \$2,307,000 of the general fund—federal appropriation (CRSSA)
34 is provided solely for the expansion of first episode psychosis
35 programs.

36 (f) Up to \$961,000 of the general fund—federal appropriation
37 (CRSSA) may be used for the authority's administrative costs
38 associated with services funded in this subsection.

1 ~~((45))~~ (46) The authority must pursue opportunities for shifting
2 state costs to the state's unused allocation of federal institutions
3 for mental disease disproportionate share hospital funding. The
4 authority must submit a report to the office of financial management
5 and the appropriate committees of the legislature by December 1,
6 2021, which identifies any activities the authority has implemented
7 or identified to shift state costs to the unused federal funds and an
8 analysis of the fiscal impacts for these activities and options.

9 ~~((46))~~ (47) \$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 the authority to
12 implement one-time behavioral health workforce pilot programs and
13 training support grants pursuant to Engrossed Second Substitute House
14 Bill No. 1504 (workforce education development act). Of these
15 amounts, \$440,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$440,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely for the three behavioral health
18 workforce pilot programs and \$60,000 of the general fund—state
19 appropriation for fiscal year 2022 and \$60,000 of the general fund—
20 state appropriation for fiscal year 2023 are provided solely for
21 training support grants. ~~((If the bill is not enacted by June 30,~~
22 ~~2021, the amounts provided in this subsection shall lapse.~~

23 ~~(47) \$2,500,000)~~ (48) \$1,400,000 of the general fund—state
24 appropriation for fiscal year 2022 and ~~((2,500,000))~~ \$3,600,000 of
25 the general fund—state appropriation for fiscal year 2023 are
26 provided solely for the authority to expand efforts to provide opioid
27 use disorder medication in city, county, regional, and tribal jails.
28 The authority must submit a report to the office of financial
29 management and the appropriate committees of the legislature by
30 December 1, 2021, on the allocation of the fiscal year 2021 funding
31 within this subsection. The authority must provide a report to the
32 office of financial management and the appropriate committees of the
33 legislature by December 1, 2022, on the allocation of the fiscal year
34 2022 funding and the expenditures and number of individuals served in
35 fiscal year 2021 by location.

36 ~~((48))~~ (49) \$500,000 of the general fund—federal appropriation
37 is provided solely to establish an emotional support network program
38 for individuals employed as peer specialists. The authority must
39 contract for these services which shall include, but not be limited

1 to, facilitating support groups for peer specialists, support for the
2 recovery journeys of the peer specialists themselves, and targeted
3 support for the secondary trauma inherent in peer work.

4 ~~((49))~~ (50) \$1,800,000 of the general fund—federal appropriation
5 is provided solely for the authority to contract on a one-time basis
6 with the University of Washington behavioral health institute to
7 continue and enhance its efforts related to training and workforce
8 development. The behavioral health institute shall develop and
9 disseminate model programs and curricula to address the treatment
10 needs of individuals with substance use disorders and cooccurring
11 disorders. The behavioral health institute shall provide consultation
12 and training to behavioral health agencies in order to improve the
13 delivery of evidence-based and promising practices and overall
14 quality of care. Training for providers may include technical
15 assistance related to payment models, integration of peers, team-
16 based care, utilization reviews, care transitions, and the infusion
17 of recovery and resiliency into programming and culture.
18 Additionally, the behavioral health institute shall provide continued
19 access to telehealth training and support, including innovative
20 digital health content. The behavioral health institute shall
21 evaluate behavioral health inequities in Washington and create a
22 center of excellence to address behavioral health inequity, including
23 the need for a more diverse workforce. The behavioral health
24 institute shall offer an annual conference on race, equity, and
25 social justice and create a learning management system to provide
26 access to training for publicly funded behavioral health providers
27 across a range of topics. Specific curricula to be developed within
28 the amounts provided in this subsection must include:

29 (a) A training for law enforcement officers focused on
30 understanding substance use disorder and the recovery process and
31 options and procedures for diversion from the criminal legal system
32 for individuals with substance use disorder, to be developed in
33 consultation with the criminal justice training commission; and

34 (b) A curriculum for correctional officers and community
35 corrections officers focused on motivational interviewing, recovery
36 coaching, and trauma informed care, developed in consultation with
37 the department of corrections.

38 ~~((50))~~ (51) \$300,000 of the general fund—state appropriation for
39 fiscal year 2022 and \$300,000 of the general fund—state appropriation

1 for fiscal year 2023 are provided solely for a grant to the north
2 sound behavioral health administrative services organization to
3 provide trauma-informed counseling services to children and youth in
4 Whatcom county schools. The services must be provided by licensed
5 behavioral health professionals who have training in the provision of
6 trauma-informed care. The behavioral health administrative services
7 organization must request, from the office of the superintendent of
8 public instruction, a listing of the Whatcom county schools that are
9 eligible for high-poverty allocations from the learning assistance
10 program and prioritize services in these schools.

11 ~~((51))~~ (52) \$200,000 of the general fund—state appropriation for
12 fiscal year 2022 and \$200,000 of the general fund—state appropriation
13 for fiscal year 2023 are provided on a one-time basis solely for the
14 authority to contract with the north sound behavioral health
15 administrative services organization to establish the Whatcom county
16 crisis stabilization center as a pilot project for diversion from the
17 criminal justice system to appropriate community based treatment. The
18 pilot shall allow for police officers to place involuntary holds for
19 up to 12 hours for persons placed at the facility in accordance with
20 RCW 10.31.110. The amounts provided must be used to pay for the cost
21 of services at the site not covered under the medicaid program. The
22 authority must submit a report to the office of financial management
23 and the appropriate committees of the legislature by December 1,
24 2022, including the following information:

25 (a) The total number of individuals served in the crisis
26 stabilization center broken out by those served on a voluntary basis
27 versus those served under involuntary treatment holds placed pursuant
28 to RCW 10.31.110;

29 (b) A summary of the outcomes for each of the groups identified
30 in (a) of this subsection; and

31 (c) Identification of methods to incentivize or require managed
32 care organizations to implement payment models for crisis
33 stabilization providers that recognize the need for the facilities to
34 operate at full staffing regardless of fluctuations in daily census.

35 ~~((52))~~ (53) \$1,250,000 of the general fund—state appropriation
36 for fiscal year 2022 and \$1,250,000 of the general fund—state
37 appropriation for fiscal year 2023 are provided solely for the
38 authority to contract with the King county behavioral health
39 administrative services organization to maintain children's crisis

1 outreach response system services that were previously funded through
2 the department of children, youth, and families. The authority, in
3 consultation with the behavioral health administrative services
4 organization, medicaid managed care organizations, and the actuaries
5 responsible for developing medicaid managed care rates, must work to
6 maximize federal funding provided for the children's crisis outreach
7 response system program and submit a report to the office of
8 financial management and the appropriate committees of the
9 legislature by December 1, 2021, on the status of these efforts and
10 the associated savings in state funds.

11 ~~((53) — \$1,762,000)~~ (54) \$881,000 of the general fund—
12 ~~((federal))~~ state appropriation ~~((is))~~ for fiscal year 2022 and
13 \$881,000 of the general fund—state for fiscal year 2023 are provided
14 on a one-time basis solely for maintaining and increasing resources
15 for peer support programs and for the authority to contract with an
16 organization to assist with the recruitment of individuals to work as
17 behavioral health peers with a specific focus on black, indigenous,
18 and people of color communities. The authority must submit a
19 preliminary report to the office of financial management and the
20 appropriate committees of the legislature on the status of these
21 efforts by December 1, 2021, and a final report including
22 identification of the number and demographics of individuals
23 recruited into behavioral health peer positions by December 1, 2022.

24 ~~((54))~~ (55) \$250,000 of the general fund—federal appropriation
25 is provided solely for the authority to provide crisis response
26 training to behavioral health peer specialists. The authority must
27 use these amounts to contract for the development of a specialized 40
28 hour crisis response training curriculum for behavioral health peer
29 specialists and to conduct a minimum of one statewide training
30 session during fiscal year 2022 and one statewide training session
31 during fiscal year 2023. The training shall focus on preparing
32 behavioral health peer specialists to work with individuals in
33 crisis, including providing peer services in emergency departments,
34 as coresponders with law enforcement, and as part of mobile crisis
35 teams. The training sessions must be offered free of charge to the
36 participants and may be offered either virtually or in person as
37 determined by the authority. By December 1, 2022, the authority must
38 submit a report to the office of financial management and the

1 appropriate committees of the legislature on the peer crisis response
2 curriculum and the number of individuals that received training.

3 ~~((55))~~ (56) \$500,000 of the general fund—federal appropriation
4 is provided solely for the authority to contract on a one-time basis
5 with the University of Washington alcohol and drug abuse institute to
6 develop policy solutions in response to the public health challenges
7 of high tetrahydrocannabinol potency cannabis. The institute must use
8 this funding to: Conduct individual interviews with stakeholders and
9 experts representing different perspectives, facilitate joint
10 meetings with stakeholders to identify areas of common ground and
11 consensus, and develop recommendations for state policies related to
12 cannabis potency and mitigating detrimental health impacts. The
13 authority must submit the following reports to the office of
14 financial management and the appropriate committees of the
15 legislature:

16 (a) An initial report must be submitted by December 31, 2021, and
17 shall summarize progress made to date, preliminary policy
18 recommendations, and next steps; and

19 (b) A final report must be submitted by December 31, 2022, and
20 shall summarize the analysis conducted by the institute, the process
21 and stakeholders involved, an inventory of relevant cannabis policies
22 in other states, and recommendations for policy changes to reduce the
23 negative impacts of high potency cannabis in Washington state.

24 ~~((56))~~ (57) \$8,197,000 of the general fund—state appropriation
25 for fiscal year 2022, \$8,819,000 of the general fund—state
26 appropriation for fiscal year 2023, and \$38,025,000 of the general
27 fund—federal appropriation are provided solely to continue in the
28 2021-2023 fiscal biennium the two percent increase to medicaid
29 reimbursement for community behavioral health providers contracted
30 through managed care organizations that was provided in April 2021.
31 The authority must employ mechanisms such as directed payment or
32 other options allowable under federal medicaid law to assure the
33 funding is used by the managed care organizations for a two percent
34 provider rate increase as intended and verify this pursuant to the
35 process established in chapter 285, Laws of 2020 (EHB 2584). The rate
36 increase shall be implemented to all behavioral health inpatient,
37 residential, and outpatient providers receiving payment for services
38 under this section contracted through the medicaid managed care
39 organizations.

1 ~~((57))~~ (58) \$17,128,000 of the general fund—state appropriation
2 for fiscal year 2023 and \$32,861,000 of the general fund—federal
3 appropriation are provided solely to implement a 7 percent increase
4 to medicaid reimbursement for community behavioral health providers
5 contracted through managed care organizations to be effective January
6 1, 2023. The authority must employ mechanisms such as directed
7 payment or other options allowable under federal medicaid law to
8 assure the funding is used by the managed care organizations for a 7
9 percent provider rate increase as intended and verify this pursuant
10 to the process established in chapter 285, Laws of 2020 (EHB 2584).
11 The rate increase shall be implemented to all behavioral health
12 inpatient, residential, and outpatient providers contracted through
13 the medicaid managed care organizations. Providers receiving rate
14 increases under other subsections of this section must be excluded
15 from the rate increase directed in this subsection.

16 (59) ~~(\$114,000)~~ \$1,307,000 of the general fund—state
17 appropriation for fiscal year 2022, ~~(\$114,000)~~ \$5,217,000 of the
18 general fund—state appropriation for fiscal year 2023, and
19 ~~(\$228,000)~~ \$6,524,000 of the general fund—federal appropriation are
20 provided solely to increase the number of beds and rates for
21 community children's long-term inpatient program providers. The
22 number of beds is increased on a phased in basis to 62 beds by the
23 end of fiscal year 2022 and to 72 beds by the end of fiscal year
24 2023. The rates are increased by two percent effective July 1, 2021,
25 and by an additional 4.5 percent effective January 1, 2023.

26 ~~((58))~~ (60) \$117,000 of the general fund—state appropriation for
27 fiscal year 2022, ~~(\$117,000)~~ \$251,000 of the general fund—state
28 appropriation for fiscal year 2023, and ~~(\$168,000)~~ \$265,000 of the
29 general fund—federal appropriation are provided solely to increase
30 rates for parent child assistance program providers by two percent
31 effective July 1, 2021, and by an additional 4.5 percent effective
32 January 1, 2023.

33 ~~((59))~~ \$200,000 of the general fund—state appropriation for
34 fiscal year 2022 and \$200,000 of the general fund—federal
35 appropriation are provided solely to support actuarial work required
36 for the authority to develop behavioral health comparison rates.

37 ~~((60))~~ (61) \$205,000 of the general fund—state appropriation for
38 fiscal year 2022 and \$205,000 of the general fund—state appropriation
39 for fiscal year 2023 are provided solely for the authority to

1 contract with the Washington state behavioral health institute to
2 engage consumers, the University of Washington evidence based
3 practice institute, and other stakeholders to review current and
4 emerging data and research and make recommendations regarding best
5 practices for virtual behavioral health services to children from
6 prenatal stages through age 25. This work shall focus on the
7 development of services and supports that deliver clinically-
8 effective outcomes for children and families and identify safeguards
9 for "in-person," "audio-video," and "audio only" modes. The review
10 conducted by the institute shall include the collection and analysis
11 of data about clinical efficacy of behavioral health services and
12 supports through virtual modes and methods for determining and
13 maximizing the health benefits of the different modes. The authority
14 shall submit data required for this research to the behavioral health
15 institute in accordance with federal and state laws regarding client
16 protected information. The department shall submit the following
17 reports to the office of financial management and the appropriate
18 committees of the legislature:

19 (a) A preliminary report on the 2022 workplan by December 31,
20 2021;

21 (b) An initial report with recommendations for standards of care
22 and best practices for behavioral health services by June 30, 2022;
23 and

24 (c) A final report with additional refined recommendations and a
25 research agenda and proposed budget for fiscal year 2024 and beyond
26 by December 31, 2022.

27 ~~((+61))~~ (62) The authority must claim the enhanced federal
28 medical assistance participation rate for home and community-based
29 services offered under section 9817 of the American rescue plan act
30 of 2021 (ARPA). Appropriations made that constitute supplementation
31 of home and community-based services as defined in section 9817 of
32 ARPA are listed in LEAP omnibus document HCBS-2021.

33 ~~((+62))~~ (63) \$150,000 of the general fund—federal appropriation
34 is provided solely for training of behavioral health consumer
35 advocates. Beginning in July 2022, the authority must enter into a
36 memorandum of understanding with the department of commerce to
37 provide support for training of behavioral health consumer advocates
38 pursuant to Engrossed Second Substitute House Bill No. 1086
39 (behavioral health consumers).

1 ~~((63))~~ (64) \$5,000,000 of the general fund—federal appropriation
2 is provided solely for the authority to maintain funding for grants
3 to law enforcement assisted diversion programs outside of King county
4 established pursuant to chapter 314, Laws of 2019 (SSB 5380). By
5 December 1, 2023, the authority, in coordination with the law
6 enforcement assisted diversion national support bureau, must collect
7 information and submit a report to the office of financial management
8 and the appropriate committees of the legislature on the grant
9 program including a description of the program model or models used
10 and the number, demographic information, and measurable outcomes of
11 the individuals served with the funding provided under this
12 subsection.

13 ~~((64))~~ (65) \$250,000 of the general fund—state appropriation for
14 fiscal year 2022 and \$250,000 of the general fund—state appropriation
15 for fiscal year 2023 are provided solely for the authority to
16 contract with a statewide mental health nonprofit organization that
17 provides free community and school-based mental health education and
18 support programs for consumers and families. The contractor must use
19 this funding to provide access to programs tailored to peers living
20 with mental illness as well as family members of people with mental
21 illness and the community at large. Services provided by the
22 contracted program shall include education, support, and assistance
23 to reduce isolation and help consumers and families understand the
24 services available in their communities.

25 ~~((65))~~ (66) \$13,374,000 of the general fund—state appropriation
26 for fiscal year 2022, ~~(\$12,474,000)~~ \$15,474,000 of the general fund—
27 state appropriation for fiscal year 2023, and ~~(\$12,731,000)~~
28 \$13,743,000 of the general fund—federal appropriation are provided
29 solely for increasing local behavioral health mobile crisis response
30 team capacity and ensuring each region has at least one adult and one
31 children and youth mobile crisis team that is able to respond to
32 calls coming into the 988 crisis hotline.

33 (a) In prioritizing this funding, the health care authority shall
34 assure that a minimum of six new children and youth mobile crisis
35 teams are created and that there is one children and youth mobile
36 crisis team in each region by the end of fiscal year 2022.

37 (b) In implementing funding for adult and youth mobile crisis
38 response teams, the authority must establish standards in contracts

1 with managed care organizations and behavioral health administrative
2 services organizations for the services provided by these teams.

3 (c) Of these amounts, \$3,000,000 of the general fund—state
4 appropriation for fiscal year 2023 and \$1,012,000 of the general fund
5 —federal appropriation are provided solely to increase capacity for
6 mobile crisis services in King county. These amounts must supplement
7 and not supplant funding to the county previously allocated by the
8 authority under this subsection.

9 ~~((66) \$42,987,000))~~ (67) \$29,671,000 of the general fund—state
10 appropriation for fiscal year 2022, ~~((57,253,000))~~ \$37,628,000 of the
11 general fund—state appropriation for fiscal year 2023, and
12 ~~((80,040,000))~~ \$44,606,000 of the general fund—federal appropriation
13 are provided solely for the ~~((department))~~ authority to contract with
14 community hospitals or freestanding evaluation and treatment centers
15 to provide long-term inpatient care beds as defined in RCW 71.24.025.
16 Within these amounts, the authority must meet the requirements for
17 reimbursing counties for the judicial services for patients being
18 served in these settings in accordance with RCW 71.05.730. The
19 authority must coordinate with the department of social and health
20 services in developing the contract requirements, selecting
21 contractors, and establishing processes for identifying patients that
22 will be admitted to these facilities. Of the amounts in this
23 subsection, sufficient amounts are provided in fiscal year 2022 and
24 fiscal year 2023 for the authority to reimburse community hospitals
25 and nonhospital residential treatment centers serving clients in
26 long-term inpatient care beds as defined in RCW 71.24.025 as follows:

27 (a) For a hospital licensed under chapter 70.41 RCW that requires
28 a hospital specific medicaid inpatient psychiatric per diem payment
29 rate for long-term civil commitment patients because the hospital has
30 completed a medicare cost report, the authority shall analyze the
31 most recent medicare cost report of the hospital after a minimum of
32 200 medicaid inpatient psychiatric days. The authority shall
33 establish the inpatient psychiatric per diem payment rate for long-
34 term civil commitment patients for the hospital at 100 percent of the
35 allowable cost of care, based on the most recent medicare cost report
36 of the hospital.

37 (b) For a hospital licensed under chapter 70.41 RCW that has not
38 completed a medicare cost report with more than 200 medicaid
39 inpatient psychiatric days, the authority shall establish the

1 medicaid inpatient psychiatric per diem payment rate for long-term
2 civil commitment patients for the hospital at the higher of the
3 hospital's current medicaid inpatient psychiatric rate; or the
4 annually updated statewide average of the medicaid inpatient
5 psychiatric per diem payment rate of all acute care hospitals
6 licensed under chapter 70.41 RCW providing long-term civil commitment
7 services.

8 (c) For a hospital licensed under chapter 71.12 RCW and currently
9 providing long-term civil commitment services, the authority shall
10 establish the medicaid inpatient psychiatric per diem payment rate at
11 \$940 plus adjustments that may be needed to capture costs associated
12 with long-term psychiatric patients that are not allowable on the
13 medicare cost report or reimbursed separately. The hospital may
14 provide the authority with supplemental data to be considered and
15 used to make appropriate adjustments to the medicaid inpatient
16 psychiatric per diem payment rate of the hospital. Adjustment of
17 costs may include:

18 (i) Costs associated with professional services and fees not
19 accounted for in the hospital's medicare cost report or reimbursed
20 separately;

21 (ii) Costs associated with the hospital providing the long-term
22 psychiatric patient access to involuntary treatment court services
23 that are not reimbursed separately; and

24 (iii) Other costs associated with caring for long-term
25 psychiatric patients that are not reimbursed separately.

26 (d) For a hospital licensed under chapter 71.12 RCW that requires
27 an initial medicaid inpatient psychiatric per diem payment rate for
28 long-term civil commitment services because it has not yet completed
29 a medicare cost report, the authority shall establish the medicaid
30 inpatient psychiatric per diem payment rate at the higher of:

31 (i) The hospital's current medicaid inpatient psychiatric rate;
32 or

33 (ii) The annually updated statewide average of the medicaid long-
34 term inpatient psychiatric per diem payment rate of all freestanding
35 psychiatric hospitals licensed under chapter 71.12 RCW providing
36 long-term civil commitment services.

37 (e) For nonhospital residential treatment centers certified to
38 provide long-term inpatient care beds as defined in RCW 71.24.025,
39 the authority shall increase the fiscal year 2021 rate by three
40 percent each year of the biennium.

1 (f) Beginning in fiscal year 2023, provider payments for vacant
2 bed days shall not exceed six percent of their annual contracted bed
3 days.

4 (g) The legislature intends to recognize the additional costs
5 associated with student teaching related to long-term civil
6 commitment patients to be provided in a new teaching hospital
7 expected to open during the 2023-2025 fiscal biennium.

8 (h) The authority, in coordination with the department of social
9 and health services, the office of the governor, the office of
10 financial management, and representatives from medicaid managed care
11 organizations, behavioral health administrative service
12 organizations, and community providers, must develop and implement a
13 plan to continue the expansion of civil community long-term inpatient
14 capacity. The plan shall identify gaps and barriers in the current
15 array of community long-term inpatient beds in serving higher need
16 individuals including those committed to a state hospital pursuant to
17 the dismissal of criminal charges and a civil evaluation ordered
18 under RCW 10.77.086 or 10.77.088. The plan shall identify strategies
19 to overcome these barriers including, but not limited to, potential
20 rate enhancements for high needs clients. The authority must submit
21 its implementation plan to the office of financial management and the
22 appropriate fiscal committees of the legislature by December 1, 2021,
23 and submit a status update on the implementation plan by October 15,
24 2022.

25 ~~((67))~~ (68) (a) \$31,000,000 of the ~~((general fund federal~~
26 ~~appropriation (CSFRF))~~ coronavirus state fiscal recovery fund—federal
27 appropriation is provided on a one-time basis solely for the
28 authority to provide assistance payments to behavioral health
29 providers serving medicaid and state-funded clients. In prioritizing
30 the allocation of this funding, the authority must take the following
31 into account:

32 (i) The differential impact the pandemic has had on different
33 types of providers;

34 (ii) Other state and federal relief funds providers have received
35 or are eligible to apply for; and

36 (iii) Equitable distribution of assistance including
37 consideration of geographic location and providers serving members of
38 historically disadvantaged communities.

39 (b) To be eligible for assistance, the behavioral health
40 providers must:

1 (i) Have experienced lost revenue or increased expenses that are
2 a result of the COVID-19 public health emergency;

3 (ii) Self-attest that the lost revenue or expenses are not funded
4 by any other government or private entity;

5 (iii) Agree to operate in accordance with the requirements of
6 applicable federal, state, and local public health guidance and
7 directives; and

8 (iv) Agree to comply with federal guidance on the use of
9 coronavirus state and local fiscal recovery funds.

10 (c) Provider assistance is subject to the availability of amounts
11 provided in this subsection.

12 ~~((68))~~ (69) (a) \$375,000 of the general fund—state appropriation
13 for fiscal year ~~((2021))~~ 2022 and \$375,000 of the general fund—state
14 appropriation for fiscal year ~~((2022))~~ 2023 are provided solely for a
15 one-time grant to Island county to fund a pilot program to improve
16 behavioral health outcomes for young people in rural communities. In
17 administering the pilot program, Island county shall coordinate with
18 school districts, community groups, and health care providers to
19 increase access to behavioral health programs for children and youth
20 aged birth to 24 years of age. The grant funds shall be used to
21 coordinate and expand behavioral health services. The grant funding
22 must not be used to supplant funding from existing programs. No more
23 than 10 percent of the funds may be used for administrative costs
24 incurred by Island county in administering the program. Services that
25 may be provided with the grant funding include, but are not limited
26 to:

27 (i) Support for children and youth with significant behavioral
28 health needs to address learning loss caused by COVID-19 and remote
29 learning;

30 (ii) School based behavioral health education, assessment, and
31 brief treatment;

32 (iii) Screening and referral of children and youth to long-term
33 treatment services;

34 (iv) Behavioral health supports provided by community agencies
35 serving youth year-round;

36 (v) Expansion of mental health first aid, a program designed to
37 prepare adults who regularly interact with youth for how to help
38 people in both crisis and noncrisis mental health situations;

39 (vi) Peer support services; and

1 (vii) Compensation for the incurred costs of clinical supervisors
2 and internships.

3 (b) The authority, in coordination with Island county, must
4 submit the following reports to the legislature:

5 (i) By December 1, 2022, a report summarizing how the funding was
6 used and providing the number of children and youth served by the
7 pilot during fiscal year 2022; and

8 (ii) By December 1, 2023, a report summarizing how the funding
9 was used and providing the number of children and youth served by the
10 pilot during fiscal year 2023.

11 ~~((+69))~~ (70) State general fund appropriations in this section
12 and in sections 219 and 221 of this act are made to address the harms
13 caused to the state and its citizens by the opioid epidemic, and
14 these include appropriations of \$13,466,000 attributable to the
15 settlement in *State v. McKinsey & Co., Inc.*

16 ~~((+70))~~ (71) \$260,000 of the general fund—state appropriation for
17 fiscal year 2022, \$3,028,000 of the general fund—state appropriation
18 for fiscal year 2023, and \$3,028,000 of the general fund—federal
19 appropriation are provided solely for the authority to contract for a
20 twelve bed children's long-term inpatient program facility
21 specializing in the provision of habilitative mental health services
22 for children and youth with intellectual or developmental
23 disabilities who have intensive behavioral health support needs. The
24 authority must provide a report to the office of financial management
25 and the appropriate committees of the legislature providing data on
26 the demand and utilization of this facility by June 30, 2023.

27 ~~((+71))~~ (72) \$300,000 of the general fund—state appropriation for
28 fiscal year 2022 and \$300,000 of the general fund—state appropriation
29 for fiscal year 2023 are provided solely for the authority to
30 continue the University of Washington's project extension for
31 community health care outcomes (ECHO) for:

32 (a) Telecommunication consultation with local physicians to
33 discuss medications appropriate to patients who have developmental
34 disabilities and behavioral issues; and

35 (b) Training to both behavioral health and developmental
36 disabilities professionals to support individuals with both
37 developmental disabilities and behavioral health needs.

38 ~~((+72) No more than \$1,535,000)~~ (73) \$1,991,000 of the general
39 fund—federal appropriation and ~~((+810,000))~~ \$1,147,000 of the general

1 fund—local appropriation (~~((may be expended))~~)are provided solely for
2 supported housing and employment services described in initiative 3a
3 and 3b of the (~~((medicaid transformation))~~)1115 demonstration waiver
4 (~~((under healthier Washington))~~)and this is the maximum amount that may
5 be expended for this purpose. Under this initiative, the authority
6 and the department of social and health services shall ensure that
7 allowable and necessary services are provided to eligible clients as
8 identified by the authority or its providers or third party
9 administrator. The department and the authority in consultation with
10 the medicaid forecast work group, shall ensure that reasonable
11 reimbursements are established for services deemed necessary within
12 an identified limit per individual. The authority shall not increase
13 general fund—state expenditures (~~((under this initiative))~~)above
14 appropriated levels for this specific purpose. The secretary in
15 collaboration with the director of the authority shall report to the
16 joint select committee on health care oversight no less than
17 quarterly on financial and health outcomes. The secretary in
18 cooperation with the director shall also report to the fiscal
19 committees of the legislature (~~((all of))~~) the expenditures of this
20 subsection and shall provide such fiscal data in the time, manner,
21 and form requested by the legislative fiscal committees.

22 ~~((73) \$396,000 of the general fund state appropriation for~~
23 ~~fiscal year 2022, \$329,000 of the general fund state appropriation~~
24 ~~for fiscal year 2023, and \$3,153,000 of the general fund federal~~
25 ~~appropriation are provided solely to support the administrative costs~~
26 ~~associated with the application and implementation of a federal~~
27 ~~waiver allowing for full federal participation in mental health~~
28 ~~treatment facilities identified as institutions of mental diseases.))~~

29 (74)(a) \$150,000 of the general fund—state appropriation for
30 fiscal year 2022 is provided solely for the authority to convene a
31 work group to develop a recommended teaching clinic enhancement rate
32 for behavioral health agencies training and supervising students and
33 those seeking their certification or license. This work should
34 include: Developing standards for classifying a behavioral health
35 agency as a teaching clinic; a cost methodology to determine a
36 teaching clinic enhancement rate; and a timeline for implementation.
37 The work group must include representatives from:

- 38 (i) The department of health;
39 (ii) The office of the governor;

- 1 (iii) The Washington workforce training and education board;
- 2 (iv) The Washington council for behavioral health;
- 3 (v) Licensed and certified behavioral health agencies; and
- 4 (vi) Higher education institutions.

5 (b) By October 15, 2021, the health care authority must submit a
6 report of the work group's recommendations to the governor and the
7 appropriate committees of the legislature.

8 (75) \$343,000 of the general fund—state appropriation for fiscal
9 year 2022, \$344,000 of the general fund—state appropriation for
10 fiscal year 2023, and \$687,000 of the general fund—federal
11 appropriation are provided solely for increasing services to pregnant
12 and parenting women provided through the parent child assistance
13 program.

14 (76) \$130,000 of the general fund—state appropriation for fiscal
15 year 2022 and \$130,000 of the general fund—state appropriation for
16 fiscal year 2023 are provided solely for maintaining and increasing
17 the capabilities of a tool to track medication assisted treatment
18 provider capacity.

19 (77) \$500,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$500,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely for grants to support substance
22 use disorder family navigators across the state.

23 (78) \$125,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$125,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided solely for grants to support recovery
26 cafes across the state.

27 (79) \$69,000 of the general fund—state appropriation for fiscal
28 year 2022, \$63,000 of the general fund—state appropriation for fiscal
29 year 2023, and \$198,000 of the general fund—federal appropriation are
30 provided solely for the implementation of Engrossed Second Substitute
31 Senate Bill No. 5071 (civil commitment transition). (~~If the bill is~~
32 ~~not enacted by June 30, 2021, the amounts provided in this subsection~~
33 ~~shall lapse.~~)

34 (80) \$200,000 of the general fund—state appropriation for fiscal
35 year 2022, \$195,000 of the general fund—state appropriation for
36 fiscal year 2023, and \$755,000 of the general fund—federal
37 appropriation are provided solely for a grant program to award
38 funding to fire departments in the state of Washington to implement
39 safe station pilot programs. Programs that combine the safe station

1 approach with fire department mobile integrated health programs such
2 as the community assistance referral and education services program
3 under RCW 35.21.930 are encouraged. Certified substance use disorder
4 peer specialists may be employed in a safe station pilot program if
5 the authority determines that a plan is in place to provide
6 appropriate levels of supervision and technical support. Safe station
7 pilot programs shall collaborate with behavioral health
8 administrative services organizations, local crisis providers, and
9 other stakeholders to develop a streamlined process for referring
10 safe station clients to the appropriate level of care. Funding for
11 pilot programs under this subsection shall be used for new or
12 expanded programs and may not be used to supplant existing funding.

13 (81) \$71,000 of the general fund—state appropriation for fiscal
14 year 2022, \$66,000 of the general fund—state appropriation for fiscal
15 year 2023, and \$136,000 of the general fund—federal appropriation are
16 provided solely for the implementation of Second Substitute Senate
17 Bill No. 5195 (opioid overdose medication). (~~If the bill is not~~
18 ~~enacted by June 30, 2021, the amounts provided in this subsection~~
19 ~~shall lapse.~~)

20 (82) \$150,000 of the general fund—state appropriation for fiscal
21 year 2022 is provided solely for the authority to evaluate options
22 for a medicaid waiver to provide respite care for youth with
23 behavioral health challenges while avoiding adverse impacts with
24 respite waivers at the department of social and health services
25 developmental disabilities administration and the department of
26 children, youth, and families.

27 (83) \$2,000,000 of the general fund—federal appropriation is
28 provided solely for grants to law enforcement and other first
29 responders to include a mental health professional on the team of
30 personnel responding to emergencies.

31 (84) \$375,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$375,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely for a grant to the city of
34 Arlington in partnership with the North County regional fire
35 authority for a mobile integrated health pilot project. The project
36 shall provide mobile integrated health services for residents who
37 cannot navigate resources through typical methods through brief
38 therapeutic intervention, biopsychosocial assessment and referral,
39 and community care coordination.

1 (85) \$26,000 of the general fund—state appropriation for fiscal
2 year 2022, \$26,000 of the general fund—state appropriation for fiscal
3 year 2023, and \$48,000 of the general fund—federal appropriation are
4 provided solely for the implementation of Engrossed Substitute House
5 Bill No. 1196 (audio only telemedicine). (~~If the bill is not enacted~~
6 ~~by June 30, 2021, the amounts provided in this subsection shall~~
7 ~~lapse.~~)

8 (86) \$400,000 of the general fund—state appropriation for fiscal
9 year 2022 and \$400,000 of the general fund—state appropriation for
10 fiscal year 2023 are provided solely for the implementation of
11 Substitute Senate Bill No. 5073 (involuntary commitment). (~~If the~~
12 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
13 ~~subsection shall lapse.~~)

14 (87) (\$2,834,000) \$349,000 of the general fund—state
15 appropriation for fiscal year 2022, \$1,849,000 of the general fund—
16 state appropriation for fiscal year 2023, and (\$1,813,000) \$942,000
17 of the general fund—federal appropriation are provided solely for the
18 authority to contract for services at two distinct 16 bed programs in
19 a facility located in Clark county to provide long-term inpatient
20 care beds as defined in RCW 71.24.025. The beds must be used to
21 provide treatment services for individuals who have been
22 involuntarily committed to long-term inpatient treatment pursuant to
23 the dismissal of criminal charges and a civil evaluation ordered
24 under RCW 10.77.086 or 10.77.088. The authority, in coordination with
25 the department of social and health services, must develop and
26 implement a protocol to assess the risk of patients being considered
27 for placement in this facility and determine whether the level of
28 security and treatment services is appropriate to meet the patient's
29 needs. The department must submit a report to the office of financial
30 management and the appropriate committees of the legislature by
31 December 1, 2022, providing a description of the protocol and a
32 status update on progress toward opening the new facility.

33 (88) \$250,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$956,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for wraparound with intensive
36 services for youth ineligible for medicaid as outlined in the
37 settlement agreement under AGC v. Washington State Health Care
38 Authority, Thurston county superior court no. 21-2-00479-34.

1 (89) \$38,230,000 of the general fund—state appropriation for
2 fiscal year 2022 and \$18,188,000 of the general fund—state
3 appropriation for fiscal year 2023 are provided solely for claims for
4 services rendered to medicaid eligible clients admitted to
5 institutions of mental disease that were determined to be unallowable
6 for federal reimbursement due to medicaid's institutions for mental
7 disease exclusion rules. Of these amounts, \$20,042,000 of the general
8 fund—state appropriation for fiscal year 2022 is provided solely for
9 belated claims for services that were rendered prior to fiscal year
10 2022.

11 (90) \$6,010,000 of the general fund—state appropriation for
12 fiscal year 2023 and \$990,000 of the general fund—federal
13 appropriation are provided solely for the authority, in coordination
14 with the department of health, to deploy an opioid awareness campaign
15 and to contract with syringe service programs and other service
16 settings assisting people with substance use disorders to: Prevent
17 and respond to overdoses; provide other harm reduction services and
18 supplies, including but not limited to distributing naloxone,
19 fentanyl, and other drug testing supplies; and for expanding
20 contingency management services. The authority is encouraged to use
21 these funds to leverage federal funding for this purpose to expand
22 buying power. The authority should prioritize funds for naloxone
23 distribution for programs or settings that are least likely to be
24 able to bill medicaid. Of the amounts provided in this subsection,
25 \$1,000,000 of the general fund—state appropriation for fiscal year
26 2023 is provided solely for the authority to deploy an opioid
27 awareness campaign targeted at youth to increase the awareness of the
28 dangers of fentanyl. Any moneys deposited into the general fund
29 pursuant to section 126(41) of this act from the Purdue Pharma and
30 Sackler family settlement must be used for the purposes of this
31 subsection.

32 (91) \$2,382,000 of the general fund—state appropriation for
33 fiscal year 2023 and \$6,438,000 of the general fund—federal
34 appropriation are provided solely for a transition to bundled payment
35 arrangement methodology for opioid treatment providers. Within these
36 amounts, providers will receive a rate increase through the new
37 methodology and the authority must direct medicaid managed care
38 organizations, to the extent allowed under federal medicaid law, to
39 adopt a value based bundled payment methodology in contracts with

1 opioid treatment providers. This increase is effective January 1,
2 2023.

3 (92) \$2,387,000 of the general fund—state appropriation for
4 fiscal year 2023 is provided solely to support the creation of a
5 bridge period for individuals also enrolled in the foundational
6 community supports initiative who are transitioning from benefits
7 under RCW 74.04.805 due to increased income or other changes in
8 eligibility. The authority, department of social and health services,
9 and department of commerce shall collaborate on this effort.

10 (93) \$1,574,000 of the general fund—state appropriation for
11 fiscal year 2023 is provided solely for the authority to contract
12 with a program to provide medical respite care for individuals with
13 behavioral health needs. The program must serve individuals with
14 significant behavioral health needs and medical issues who do not
15 require hospitalization but are unable to provide adequate self-care
16 for their medical conditions. The program must prioritize services to
17 individuals with complex medical and behavioral health issues who are
18 homeless or who were recently discharged from a hospital setting. The
19 services must meet quality standards and best practices developed by
20 the national health care for the homeless council and may include,
21 but are not limited to, medical oversight and health education; care
22 transitions; and discharge planning to and from primary care,
23 inpatient hospital, emergency rooms, and supportive housing. In
24 selecting the contractor, the authority must prioritize projects that
25 demonstrate the active involvement of an established medical provider
26 that is able to leverage federal medicaid funding in the provision of
27 these services. The authority must work with the medicaid managed
28 care organizations to encourage their participation and assist the
29 plans and the contractor in identifying mechanisms for appropriate
30 use of medicaid reimbursement in this setting.

31 (94) \$490,000 of the general fund—state appropriation for fiscal
32 year 2023 is provided solely to create a master leasing incentive
33 program with specific emphasis on *Trueblood* programs. The authority
34 shall also create a toolkit for use by landlords serving special
35 populations. The authority and department of commerce shall
36 collaborate on this effort.

37 (95) \$664,000 of the general fund—state appropriation for fiscal
38 year 2023 and \$154,000 of the general fund—federal appropriation are
39 provided solely for the authority to contract for three regional

1 behavioral health mobile crisis response teams focused on supported
2 housing to prevent individuals with behavioral health conditions at
3 high risk of losing housing from becoming homeless, identify and
4 prioritize serving the most vulnerable people experiencing
5 homelessness, and increase alternative housing options to include
6 short-term alternatives which may temporarily deescalate situations
7 where there is high risk of a household from becoming homeless.

8 (96) \$6,027,000 of the general fund—state appropriation for
9 fiscal year 2023 and \$2,009,000 of the general fund—federal
10 appropriation are provided solely to create and expand access to no
11 barrier, and low-barrier programs using a housing first model
12 designed to assist and stabilize housing supports for adults with
13 behavioral health conditions. Housing supports and services shall be
14 made available with no requirement for treatment for their behavioral
15 health condition and must be individualized to the needs of the
16 individual. The authority and department of commerce shall
17 collaborate on this effort. The authority and department of commerce
18 shall collaborate on this effort and must submit a preliminary report
19 to the office of financial management and the appropriate committees
20 of the legislature by December 31, 2022.

21 (97) \$775,000 of the general fund—state appropriation for fiscal
22 year 2023 is provided solely to create a rental voucher and bridge
23 program and implement strategies to reduce instances where an
24 individual leaves a state operated behavioral or private behavioral
25 health facility directly into homelessness. The authority must
26 prioritize this funding for individuals being discharged from state
27 operated behavioral health facilities.

28 (98) \$200,000 of the general fund—state appropriation for fiscal
29 year 2022, \$200,000 of the general fund—state appropriation for
30 fiscal year 2023, and \$400,000 of the general fund—federal
31 appropriation are provided solely for the authority to contract for a
32 behavioral health comparison rate study. The study must be conducted
33 to examine provider resources involved in developing individual
34 covered behavioral health services and to establish benchmark payment
35 rates that reflect the reasonable and necessary costs associated with
36 the delivery of behavioral health services. The study must include an
37 evaluation of actual medicaid managed care organization payment rates
38 to the benchmark rates and summarize the results of this evaluation.
39 The study must be conducted in a manner so that the benchmark

1 comparison rates are incorporated into a full behavioral health fee
2 schedule that can be used for assessing the costs associated with
3 expansion of services, rate increases, and medicaid managed care plan
4 state directed payments. The authority must provide a preliminary
5 report on the study to the office of financial management and the
6 appropriate committees of the legislature by June 30, 2023.

7 (99) \$382,000 of the general fund—state appropriation for fiscal
8 year 2023 and \$254,000 of the general fund—federal appropriation are
9 provided solely for the authority, in collaboration with the
10 department of social and health services research and data analysis
11 division, to implement community behavioral health service data into
12 the existing executive management information system. Of these
13 amounts, \$288,000 of the general fund—state appropriation for fiscal
14 year 2023 and \$192,000 of the general fund—federal appropriation are
15 provided solely for the authority to reimburse the research and data
16 analysis division for staff costs associated with this project. The
17 data elements shall be incorporated into the monthly executive
18 management information system reports on a phased-in basis, allowing
19 for elements which are readily available to be incorporated in the
20 initial phase, and elements which require further definition and data
21 collection changes to be incorporated in a later phase. The authority
22 must collaborate with the research and data analysis division to
23 ensure data elements are clearly defined and must include
24 requirements in medicaid managed care organization and behavioral
25 health administrative services organization contracts to provide the
26 data in a consistent and timely manner for inclusion into the system.
27 The community behavioral health executive management system
28 information data elements must include, but are not limited to:
29 Psychiatric inpatient bed days; evaluation and treatment center bed
30 days; long-term involuntary community psychiatric inpatient bed days;
31 children's long-term inpatient bed days; substance use disorder
32 inpatient, residential, withdrawal evaluation and management, and
33 secure withdrawal evaluation and management bed days; crisis triage
34 and stabilization services bed days; mental health residential bed
35 days; mental health and substance use disorder outpatient treatment
36 services; opioid substitution and medication assisted treatment
37 services; program of assertive treatment team services; wraparound
38 with intensive services; mobile outreach crisis services; recovery
39 navigator team services; foundational community supports housing and

1 employment services; projects for assistance in transition from
2 homelessness services; housing and recovery through peer services;
3 other housing services administered by the authority; mental health
4 and substance use disorder peer services; designated crisis responder
5 investigations and outcomes; involuntary commitment hearings and
6 outcomes; pregnant and parenting women case management services; and
7 single bed certifications and no available bed reports. Wherever
8 possible and practical, the data must include historical monthly
9 counts and shall be broken out to distinguish services to medicaid
10 and nonmedicaid individuals and children and adults. The authority
11 and the research and data analysis division must consult with the
12 office of financial management and staff from the fiscal committees
13 of the legislature on the development and implementation of the
14 community behavioral health data elements.

15 (100) \$300,000 of the general fund—state appropriation for fiscal
16 year 2023 is provided solely for the authority to contract with a
17 consultant to develop a Washington state behavioral health service
18 delivery guide. The guide must include, but is not limited to,
19 information on the service modalities, facilities, and providers that
20 make up Washington's behavioral health delivery system. The authority
21 must consult with behavioral health stakeholders and is permitted to
22 enter into a data sharing agreement necessary to facilitate the
23 production of the guide. The authority must publish the guide for the
24 public and submit the guide to the office of financial management and
25 the appropriate committees of the legislature by December 1, 2023.

26 (101) \$100,000 of the general fund—state appropriation for fiscal
27 year 2023 is provided solely for the authority to conduct a study on
28 involuntary treatment access barriers related to transportation
29 issues. The study must assess: Challenges ambulance companies and
30 emergency responders have in billing medicaid for involuntary
31 transportation services; whether current transportation rates are a
32 barrier to access and if so what type of increase is needed to
33 address this; and the possibility of creating a specialized type of
34 involuntary transportation provider. The authority must also modify
35 the current unavailable detention facilities report to identify
36 whether the reason a bed was not available was due to: Transportation
37 issues; all beds being full at the facility; staffing shortages;
38 inability of facilities with available beds to meet the behavioral
39 needs of the patient; inability of facilities with available beds to
40 meet the medical needs of the patient; or other specified reasons.

1 The authority must submit a report to the office of financial
2 management and the appropriate committees of the legislature with
3 findings and recommendations from the study by December 31, 2022.

4 (102) \$2,000,000 of the general fund—state appropriation for
5 fiscal year 2023 is provided solely for the authority to increase
6 contracts for recovery navigator services established in chapter 311,
7 Laws of 2021 (ESB 5476). These amounts must be allocated to increase
8 funding for recovery navigator services in King, Pierce, and
9 Snohomish counties. These amounts must supplement and not supplant
10 funding allocated, pursuant to section 22(1), chapter 311, Laws of
11 2021, to the regional behavioral health administrative services
12 organizations serving those counties.

13 (103) \$4,213,000 of the general fund—state appropriation for
14 fiscal year 2023 is provided solely for the authority to support
15 efforts by counties and cities to implement local response teams. Of
16 these amounts:

17 (a) \$2,000,000 of the general fund—state appropriation for fiscal
18 year 2023 is provided solely for the authority to provide a grant to
19 the association of Washington cities to assist cities with the costs
20 of implementing alternative response teams. This funding must be used
21 to reimburse cities for documented costs associated with creating co-
22 responder teams within different alternative diversion models
23 including law enforcement assisted diversion programs, community
24 assistance referral and education programs, and as part of mobile
25 crisis teams. Cities are encouraged to partner with each other to
26 create a regional response model. In awarding these funds, the
27 association must prioritize applicants with demonstrated capacity for
28 facility-based crisis triage and stabilization services. The
29 association and authority must collect and report information
30 regarding the number of facility-based crisis stabilization and
31 triage beds available in the locations receiving funding through this
32 subsection and submit a report to the office of financial management
33 and the appropriate committees of the legislature with this
34 information by December 1, 2022.

35 (b) \$2,213,000 of the general fund—state appropriation for fiscal
36 year 2023 is provided solely for Whatcom county to establish an
37 alternative response base station. Within these amounts: \$1,477,000
38 is provided solely for facility renovation and equipment; \$149,000 is
39 provided solely for acquisition of an alternative response transport

1 vehicle; and \$587,000 is provided solely for operating expenses,
2 including personnel, maintenance, and utility expenses.

3 (104) \$100,000,000 of the coronavirus state fiscal recovery fund—
4 federal appropriation is provided solely for, on a one-time basis,
5 the authority to address behavioral health treatment access issues
6 resulting from workforce shortages and impacts of the COVID-19 public
7 health emergency. This funding must be used to provide one-time
8 assistance payments to nonhospital-based community behavioral health
9 treatment providers receiving payment for medicaid services
10 contracted through the medicaid managed care organizations or
11 behavioral health administrative service organizations. The authority
12 shall begin distributing funding under this subsection as soon as
13 possible, and shall complete the distribution of funds by October 1,
14 2022. The authority must distribute funding in accordance with the
15 following requirements:

16 (a) The authority must enter into appropriate agreements with
17 recipients to ensure that this stabilization funding is used for
18 purposes of this subsection. Prior to the receipt of funds, providers
19 must agree to expend these assistance payments by June 30, 2023.

20 (b) Allocation methodologies must be administratively efficient
21 and based on previous medicaid utilization, modeled after prior
22 nongrant-based allocations, so that funding can be distributed more
23 timely than through grant or application-based allocations. The
24 authority must consider individuals served through medicaid and
25 behavioral health administrative service organizations contracts in
26 its allocation methodology.

27 (c) Providers must use the funding for immediate workforce
28 retention and recruitment needs or costs incurred due to the COVID-19
29 public health emergency. Funds may also be used to support other
30 needed investments to help stabilize the community behavioral health
31 workforce including, but not limited to, childcare stipends, student
32 loan repayment, tuition assistance, relocation expenses, or other
33 recruitment efforts to begin adding new staff and rebuilding lost
34 capacity.

35 (d) By December 1, 2022, the authority must submit an accounting
36 to the office of financial management and the appropriate committees
37 of the legislature that includes a list of all recipients of funding
38 under this subsection and the amount of funding received.

39 (e) Within the amounts appropriated in this subsection, the
40 authority may utilize up to \$200,000 to conduct a qualitative

1 analysis of how recipients utilized funds for workforce retention and
2 recruitment, which may include hiring a consultant and a survey of
3 selected recipients. The authority must report on the findings of the
4 qualitative analysis to the office of financial management and the
5 appropriate committees of the legislature by December 1, 2023.

6 (105) \$500,000 of the general fund—state appropriation for fiscal
7 year 2023 is provided solely for the authority to contract with the
8 University of Washington addictions, drug, and alcohol institute.
9 This funding must be used to develop, refine, and pilot a new,
10 advanced, evidence-based training for law enforcement to improve
11 interactions with individuals who use drugs. The training must be
12 developed so it can be adapted and used statewide to decrease
13 stigmatizing beliefs among law enforcement through positive contact
14 with people who use drugs and improve officer well-being and
15 effectiveness by providing skills and techniques to address the drug
16 overdose epidemic. The institute must develop and refine this
17 training, leveraging prior work, and in partnership with a steering
18 committee that includes people with lived or living experience of
19 substance use disorder and criminal legal involvement, researchers,
20 clinicians, law enforcement officers, and others. The training must
21 complement, but not duplicate, existing curricula already provided by
22 the criminal justice training commission. The institute must pilot
23 the advanced training in a subset of regional law enforcement
24 agencies and evaluate its acceptability and feasibility through
25 participant interviews and pretraining and posttraining ratings of
26 stigmatizing beliefs. The institute must incorporate feedback from
27 the pilot training sessions into a final training program that it
28 must make available to law enforcement agencies across the state.

29 (106) \$300,000 of the general fund—state appropriation for fiscal
30 year 2023 and \$300,000 of the general fund—federal appropriation are
31 provided on a one-time basis solely for the authority to explore the
32 development and implementation of a sustainable, alternative payment
33 model for comprehensive community behavioral health services,
34 including the certified community behavioral health clinic (CCBHC)
35 model. Funding must be used to secure actuarial expertise; conduct
36 research into national data and other state models, including
37 obtaining resources and expertise from the national council for
38 mental well-being CCBHC success center; and engage stakeholders,
39 including representatives of licensed community behavioral health

1 agencies and medicaid managed care organizations, in the process. The
2 authority must provide a preliminary report to the office of
3 financial management and the appropriate committees of the
4 legislature with findings, recommendations, and preliminary cost
5 estimates by December 31, 2022. The study must include:

6 (a) Overviews of alternate payment models and options and
7 considerations for implementing the certified community behavioral
8 health clinic model within Washington state;

9 (b) An analysis of the impact of expanding alternate payment
10 models on the state's behavioral health systems;

11 (c) Relevant federal regulations and options to implement
12 alternate payment models under those regulations;

13 (d) Options for payment rate designs;

14 (e) An analysis of the benefits and potential challenges in
15 integrating the CCBHC reimbursement model within an integrated
16 managed care environment;

17 (f) Actuarial analysis on the costs for implementing alternative
18 payment model options, including opportunities for leveraging federal
19 funding; and

20 (g) Recommendations to the legislature on a pathway for statewide
21 implementation.

22 (107) \$60,000 of the general fund—state appropriation for fiscal
23 year 2023 is provided on a one-time basis solely for the authority to
24 provide a grant to develop an integrative cultural healing model to
25 be implemented and managed by the Confederated Tribes of the Colville
26 Reservation. For the purposes of this subsection, "integrative
27 cultural healing model" means a behavioral health model developed for
28 and by tribal and urban-based Native American partners in eastern
29 Washington. Grant funds must be used for staff costs for implementing
30 the model; acquisition of cultural tools, materials, and other group
31 facilitation supplies; securing access to outdoor environments in
32 traditional places of gathering foods, medicines, and materials;
33 salaries for training time; and stipends, travel, and mileage
34 reimbursement to support the participation of local elders or
35 knowledge keepers.

36 (108) \$1,135,000 of the general fund—state appropriation for
37 fiscal year 2023 and \$568,000 of the general fund—federal
38 appropriation are provided solely to develop and operate a 16-bed
39 substance use disorder inpatient facility in Grays Harbor county that

1 specializes in treating pregnant and parenting women using a family
2 preservation model. The authority must contract for these services
3 through behavioral health entities in a manner that allows leveraging
4 of federal medicaid funds to pay for a portion of the costs. The
5 authority must consult with the department of children, youth, and
6 families in the implementation of this funding. The facility must
7 allow families to reside together while a parent is receiving
8 treatment. Of these amounts, \$568,000 may be used for documented
9 startup costs including the recruitment, hiring, and training of
10 staff.

11 (109) \$150,000 of the general fund—state appropriation for fiscal
12 year 2023 is provided on a one-time basis solely for the authority to
13 provide a grant to the city of Snoqualmie to pilot behavioral health
14 emergency response and coordination services through a regional
15 behavioral health coordinator. The regional behavioral health
16 coordinator shall be a licensed mental health or substance use
17 disorder professional who works directly with and accompanies law
18 enforcement officers and fire and rescue first responders to help
19 respond to crises involving persons with behavioral health needs. The
20 coordinator shall plan, implement, and coordinate services related to
21 crisis response and social service needs with the city of Snoqualmie,
22 the city of North Bend, the Snoqualmie police and fire departments,
23 and the eastside fire and rescue agency serving North Bend, and local
24 community services, school districts, hospitals, and crisis response
25 systems provided by King county for the region. The coordinator shall
26 support the social services needs identified through police and fire
27 response in the lower Snoqualmie valley and serve as a liaison
28 between law enforcement, first responders, and persons accessing or
29 requesting emergency services with social service needs. The
30 authority shall collect information on the pilot project and, in
31 coordination with the city of Snoqualmie, must submit a report to the
32 office of financial management and the appropriate committees of the
33 legislature by December 31, 2023, summarizing the services provided
34 through the grant funds and identifying recommendations on how to
35 implement effective, integrated, coordinated behavioral health
36 emergency response and community care services. The authority must
37 also provide the report to the criminal justice training commission,
38 the Washington association of sheriffs and police chiefs, and the
39 Washington fire commissioners association.

1 (110) \$50,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided on a one-time basis solely for the authority to
3 conduct a study and provide data regarding challenges to receiving
4 behavioral health services in rural communities. The study by the
5 authority must review timely access to behavioral health services in
6 rural areas including: (a) Designated crisis responder response
7 times; (b) the availability of behavioral health inpatient and
8 outpatient services; (c) wait times for hospital beds; and (d) the
9 availability of adult and youth mobile crisis teams. The study must
10 include recommendations on strategies to improve access to behavioral
11 health services in rural areas in the short-term as the state works
12 to develop and implement the recommendations of the crisis response
13 improvement strategy committee established in chapter 302, Laws of
14 2021. The authority must submit a report to the office of financial
15 management and the appropriate committees of the legislature with a
16 summary of the data, findings, and recommendations by December 1,
17 2022.

18 (111) \$250,000 of the general fund—state appropriation for fiscal
19 year 2023 is provided solely for the authority to contract for
20 services with a statewide recovery community organization. The
21 authority must award this funding to an organization that: (a) Has
22 experience building the capacity of the recovery community to advance
23 substance use recovery and mental health wellness by catalyzing
24 public understanding and shaping public policy; (b) is led and
25 governed by representatives of local communities of recovery; (c)
26 centers the voices of people with lived experience who are touched by
27 addiction and mental health challenges, and harnesses the power of
28 story to drive change in the mental health and addiction treatment
29 systems; and (d) provides free community education, skills trainings,
30 events, and a conference in order to increase the understanding of
31 issues around behavioral health and recovery. Services provided by
32 the contracted program must include education, support, and
33 assistance to increase connection of the recovery community, recovery
34 capital, and knowledge about recovery and mental health resources. In
35 conducting this work, the contractor must engage diverse individuals
36 in recovery, impacted families, and providers from all regions of the
37 state and leverage the assistance of affiliated groups and
38 organizations. The organization must also prioritize diversity,
39 equity, and justice in their work to eradicate health disparities of
40 marginalized communities.

1 (112) \$500,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for the authority to provide a one-time
3 grant to a nonprofit organization to establish a program to provide
4 pro bono counseling and behavioral health services to uninsured
5 individuals with incomes below 300 percent of the federal poverty
6 level. The grantee must have experience in leveraging local and
7 philanthropic funding to coordinate pro bono health care services
8 within Washington. The authority must provide the funding pursuant to
9 an appropriate agreement for documented capacity-building to begin
10 providing pro bono counseling and behavioral health services no later
11 than April 1, 2023. The agreement must require the grantee to seek,
12 document, and report to the authority on efforts to leverage local,
13 federal, or philanthropic funding to provide sustained operational
14 support for the program.

15 (113) \$2,148,000 of the general fund—state appropriation for
16 fiscal year 2023 and \$499,000 of the general fund—federal
17 appropriation are provided solely for the authority to contract for
18 youth inpatient navigator services in four regions of the state. The
19 services must be provided through clinical response teams that
20 receive referrals for children and youth inpatient services and
21 manage a process to coordinate placements and alternative community
22 treatment plans. Of these amounts, \$445,000 of the general fund—state
23 appropriation and \$79,000 of the general fund—federal appropriation
24 are provided solely to contract for services through an existing
25 program located in Pierce county.

26 (114) \$1,500,000 of the general fund—state appropriation for
27 fiscal year 2023 is provided solely for a contract with a licensed
28 youth residential psychiatric substance abuse and mental health
29 agency located in Clark and Spokane counties for reopening evaluation
30 and treatment units, increasing staff capacity, treating patients
31 with cooccurring substance use and acute mental health disorders, and
32 expanding outpatient services for young adults ages 18 through 24.

33 (115) \$4,377,000 of the general fund—state appropriation for
34 fiscal year 2023 and \$919,000 of the general fund—federal
35 appropriation are provided solely for implementation of Substitute
36 House Bill No. 1773 (assisted outpatient treatment). If the bill is
37 not enacted by June 30, 2022, the amounts provided in this subsection
38 shall lapse.

1 (116) \$257,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for implementation of Substitute House
3 Bill No. 1800 (behavioral health/minors). If the bill is not enacted
4 by June 30, 2022, the amount provided in this subsection shall lapse.

5 (117) \$115,000 of the general fund—state appropriation for fiscal
6 year 2023 and \$218,000 of the general fund—federal appropriation are
7 provided solely for implementation of Second Substitute House Bill
8 No. 1860 (behavioral health discharge). If the bill is not enacted by
9 June 30, 2022, the amounts provided in this subsection shall lapse.

10 (118) \$563,000 of the general fund—state appropriation for fiscal
11 year 2023 is provided solely for the children and youth behavioral
12 health work group to consider and develop longer term strategies and
13 recommendations regarding the delivery of behavioral health services
14 for children, transitioning youth, and their caregivers and meet the
15 requirements of Second Substitute House Bill No. 1890 (children
16 behavioral health).

17 (119) \$427,000 of the general fund—state appropriation for fiscal
18 year 2023 and \$183,000 of the general fund—federal appropriation are
19 provided solely for implementation of Second Substitute House Bill
20 No. 1905 (homelessness/youth discharge). If the bill is not enacted
21 by June 30, 2022, the amounts provided in this subsection shall
22 lapse.

23 (120) \$759,000 of the general fund—state appropriation for fiscal
24 year 2023 and \$759,000 of the general fund—federal appropriation are
25 provided solely for the authority to extend continuous eligibility
26 for apple health to children ages zero to six with income at or below
27 215 percent of the federal poverty level. The centers for medicare
28 and medicaid services must approve the 1115 medicaid waiver prior to
29 the implementation of this policy.

30 (121) \$500,000 of the general fund—state appropriation for fiscal
31 year 2023 is provided solely to increase contingency management
32 resources in accordance with chapter 311, Laws of 2021 (ESB 5476).

33 (122) \$79,000 of the general fund—state appropriation for fiscal
34 year 2023 and \$78,000 of the general fund—federal appropriation are
35 provided solely for implementation of Engrossed Substitute House Bill
36 No. 1866 (supportive housing). If the bill is not enacted by June 30,
37 2022, the amounts provided in this subsection shall lapse.

38 (123) \$5,000,000 of the general fund—state appropriation for
39 fiscal year 2023 is provided solely for bridge funding grants to

1 community behavioral health agencies participating in federal
2 certified community behavioral health clinic expansion grant programs
3 to sustain their continued level of operations following expiration
4 of federal grant funding during the planning process for adoption of
5 the certified community behavioral health clinic model statewide.

6 (124) \$12,000 of the general fund—state appropriation for fiscal
7 year 2023 is provided solely for implementation of Second Substitute
8 Senate Bill No. 5664 (forensic competency programs). If the bill is
9 not enacted by June 30, 2022, the amount provided in this subsection
10 shall lapse.

11 (125) \$50,000 of the general fund—state appropriation for fiscal
12 year 2023 is provided solely for the authority to contract with
13 worldbridgers for a peer workforce expansion pilot project to
14 increase certified peer support counselors in Clark county.

15 (126) \$48,000 of the general fund—state appropriation for fiscal
16 year 2023 and \$49,000 of the general fund—federal appropriation are
17 provided solely for the authority to create a short-term residential
18 crisis stabilization program (RCSP) for youth with severe behavioral
19 health diagnoses. It is the intent of the legislature to fund the
20 contracted costs of these facilities beginning in the 2023-2025
21 fiscal biennium.

22 (127) \$50,000 of the general fund—state appropriation for fiscal
23 year 2023 is provided solely for the department to provide
24 information and support related to safe housing and support services
25 for youth exiting inpatient mental health and/or substance use
26 disorder facilities to stakeholders, inpatient treatment facilities,
27 young people, and other community providers that serve unaccompanied
28 youth and young adults.

29 (128) \$2,825,000 of the general fund—state appropriation for
30 fiscal year 2023 and \$797,000 of the general fund—federal
31 appropriation are provided solely for the authority to contract with
32 opioid treatment providers to purchase five mobile methadone units
33 and to contract for the operations of those units to fill treatment
34 gaps statewide.

35 (129) (a) \$290,000 of the general fund—state appropriation for
36 fiscal year 2023 and \$58,000 of the general fund—federal
37 appropriation are provided solely for a task force on individuals who
38 experience refusals of service for involuntary behavioral health
39 treatment and then are referred to our state hospitals for forensic

1 competency evaluation and restoration services, with members as
2 provided in this subsection.

3 (i) The president of the senate shall appoint one member from
4 each of the two largest caucuses of the senate.

5 (ii) The speaker of the house of representatives shall appoint
6 one member from each of the two largest caucuses of the house of
7 representatives.

8 (iii) The health care authority shall appoint the following
9 members:

10 (A) The director of the health care authority or his or her
11 designee;

12 (B) The secretary of the department of social and health services
13 or his or her designee;

14 (C) The chief executive officer of western state hospital or his
15 or her designee;

16 (D) The chief executive officer of eastern state hospital or his
17 or her designee;

18 (E) The Washington state attorney general or his or her designee;

19 (F) Two individuals with lived experience of involuntary civil
20 commitment for behavioral health;

21 (G) Two individuals with lived experience as a family member of a
22 person who experienced involuntary civil commitment for behavioral
23 health;

24 (H) A representative of:

25 (I) The Washington state hospital association;

26 (II) The Washington designated crisis responder association;

27 (III) Behavioral health administrative services organizations;

28 (IV) King county;

29 (V) Spokane county;

30 (VI) The Washington association of prosecuting attorneys;

31 (VII) The Washington defender association; and

32 (VIII) A services provider for forensically involved individuals;

33 and

34 (I) Up to two members from the state hospital employees exclusive
35 bargaining unit representative, at least one of whom must have direct
36 experience working with patients at state hospitals who have a
37 history of violence.

38 (b) The task force shall choose as its cochairs one person from
39 among its legislative members and one person from among its executive

1 branch members. The health care authority shall convene the first
2 meeting of the task force by June 30, 2022.

3 (c) The task force shall review the following issues in terms of
4 those individuals who have a history of one or more acts of violence:

5 (i) Solutions to provide appropriate treatment for persons who
6 experience difficulty obtaining placement in local evaluation and
7 treatment facilities or secure withdrawal management and
8 stabilization facilities due to a history of one or more violent acts
9 as that term is defined under chapter 71.05 RCW; and

10 (ii) Acceptable procedures for obtaining needed medical clearance
11 for involuntary treatment with a goal to reduce or avoid the use of
12 emergency departments.

13 (d) Staff support for the task force must be provided by the
14 health care authority.

15 (e) 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.

21 (f) Task force expenditures for legislative members are subject
22 to approval by the senate facilities and operations committee and the
23 house of representatives executive rules committee, or their
24 successor committees.

25 (g) The task force shall report preliminary findings and
26 recommendations to the governor and appropriate committees of the
27 legislature by October 15, 2022, and issue its final recommendations
28 to the governor and appropriate committees of the legislature by
29 December 1, 2022.

30 (130) \$3,990,000 of the general fund—state appropriation for
31 fiscal year 2023 is provided solely with the downtown emergency
32 service center to contract for three behavioral health response teams
33 in King county. These teams must collaborate with regional outreach
34 teams and agencies throughout King county and follow up with
35 individuals after an acute crisis episode for up to three months to
36 establish long-term community linkages and referrals to behavioral
37 health treatment.

38 **Sec. 216.** 2021 c 334 s 216 (uncodified) is amended to read as
39 follows:

1 **FOR THE HUMAN RIGHTS COMMISSION**

2	General Fund—State Appropriation (FY 2022).	((\$2,946,000))
3		<u>\$3,220,000</u>
4	General Fund—State Appropriation (FY 2023).	((\$2,966,000))
5		<u>\$3,630,000</u>
6	General Fund—Federal Appropriation.	((\$2,572,000))
7		<u>\$2,706,000</u>
8	TOTAL APPROPRIATION.	((\$8,484,000))
9		<u>\$9,556,000</u>

10 The appropriations in this section are subject to the following
11 conditions and limitations: \$1,000 of the general fund—state
12 appropriation for fiscal year 2022 and \$1,000 of the general fund—
13 state appropriation for fiscal year 2023 are provided solely for the
14 implementation of Senate Bill No. 5027 (television closed captions).
15 (~~If the bill is not enacted by June 30, 2021, the amounts provided~~
16 ~~in this subsection shall lapse.~~)

17 **Sec. 217.** 2021 c 334 s 217 (uncodified) is amended to read as
18 follows:

19 **FOR THE BOARD OF INDUSTRIAL INSURANCE APPEALS**

20	Worker and Community Right to Know Fund—State	
21	Appropriation.	\$10,000
22	Accident Account—State Appropriation.	((\$24,093,000))
23		<u>\$25,152,000</u>
24	Medical Aid Account—State Appropriation.	((\$24,090,000))
25		<u>\$25,150,000</u>
26	TOTAL APPROPRIATION.	((\$48,193,000))
27		<u>\$50,312,000</u>

28 The appropriations in this section are subject to the following
29 conditions and limitations: \$12,000 of the accident account—state
30 appropriation and \$10,000 of the medical aid account—state
31 appropriation are provided solely for the implementation of Engrossed
32 Substitute House Bill No. 1097 (worker safety pandemic response).
33 (~~If the bill is not enacted by June 30, 2021, the amounts provided~~
34 ~~in this subsection shall lapse.~~)

35 **Sec. 218.** 2021 c 334 s 218 (uncodified) is amended to read as
36 follows:

1 **FOR THE CRIMINAL JUSTICE TRAINING COMMISSION**

2	General Fund—State Appropriation (FY 2022).	((\$34,677,000))
3		<u>\$38,905,000</u>
4	General Fund—State Appropriation (FY 2023).	((\$34,509,000))
5		<u>\$51,034,000</u>
6	General Fund—Private/Local Appropriation.	((\$5,961,000))
7		<u>\$8,016,000</u>
8	Death Investigations Account—State Appropriation.	((\$1,216,000))
9		<u>\$1,598,000</u>
10	Municipal Criminal Justice Assistance Account—State	
11	Appropriation.	\$460,000
12	Washington Auto Theft Prevention Authority Account—	
13	State Appropriation.	((\$7,167,000))
14		<u>\$10,667,000</u>
15	<u>Washington Internet Crimes Against Children Account—</u>	
16	<u>State Appropriation.</u>	<u>\$2,270,000</u>
17	24/7 Sobriety Account—State Appropriation.	\$20,000
18	TOTAL APPROPRIATION.	((\$84,010,000))
19		<u>\$112,970,000</u>

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

22 (1) \$5,000,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$5,000,000 of the general fund—state appropriation for
24 fiscal year 2023, are provided to the Washington association of
25 sheriffs and police chiefs solely to verify the address and residency
26 of registered sex offenders and kidnapping offenders under RCW
27 9A.44.130.

28 (2) ((~~\$1,504,000~~))\$3,393,000 of the general fund—state
29 appropriation for fiscal year 2022 and ((~~\$1,513,000~~))\$5,317,000 of
30 the general fund—state appropriation for fiscal year 2023 are
31 provided solely for 75 percent of the costs of providing ((~~five~~))9.5
32 additional statewide basic law enforcement trainings in ((~~each~~))
33 fiscal year 2022 and 13.5 additional statewide basic law enforcement
34 trainings in fiscal year 2023. This provides a total of 19.5 classes
35 in fiscal year 2022 and 23.5 classes in fiscal year 2023. The
36 criminal justice training commission must schedule its funded classes
37 to minimize wait times throughout each fiscal year and meet statutory
38 wait time requirements. The criminal justice training commission must
39 track and report the average wait time for students at the beginning

1 of each class and provide the findings in an annual report to the
2 legislature due in December of each year. At least three classes must
3 be held in Spokane each year.

4 (3) The criminal justice training commission may not run a basic
5 law enforcement academy class of fewer than 30 students.

6 (4) (~~(\$429,000 of the general fund state appropriation for fiscal~~
7 ~~year 2022 and \$429,000 of the general fund state appropriation for~~
8 ~~fiscal year 2023 are provided solely for expenditure into the~~
9 ~~nonappropriated Washington internet crimes against children account)~~)
10 \$2,270,000 of the Washington internet crimes against children account
11 —state appropriation is provided solely for the implementation of
12 chapter 84, Laws of 2015.

13 (5) (~~(\$5,000,000)~~)\$4,000,000 of the general fund—state
14 appropriation for fiscal year 2022 and (~~(\$5,000,000)~~)\$4,000,000 of
15 the general fund—state appropriation for fiscal year 2023 are
16 provided solely for the mental health field response team program
17 administered by the Washington association of sheriffs and police
18 chiefs. The association must distribute \$7,000,000 in grants to the
19 phase one and phase two regions as outlined in the settlement
20 agreement under *Trueblood, et. al. v. Department of Social and Health*
21 *Services, et. al.*, U.S. District Court-Western District, Cause No.
22 14-cv-01178-MJP. The association must submit an annual report to the
23 Governor and appropriate committees of the legislature by September
24 1st of each year of the biennium. The report shall include best
25 practice recommendations on law enforcement and behavioral health
26 field response and include outcome measures on all grants awarded.

27 (6) \$899,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$899,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for crisis intervention training
30 for the phase one regions as outlined in the settlement agreement
31 under *Trueblood, et. al. v. Department of Social and Health Services,*
32 *et. al.*, U.S. District Court-Western District, Cause No. 14-cv-01178-
33 MJP.

34 (7) (~~(\$1,216,000)~~)\$1,598,000 of the death investigations account—
35 state appropriation is provided solely for the commission to provide
36 240 hours of medicolegal forensic investigation training to coroners
37 and medical examiners to meet the recommendations of the national
38 commission on forensic science for certification and accreditation.

1 (8) \$13,000 of the general fund—state appropriation for fiscal
2 year 2022, \$26,000 of the general fund—state appropriation for fiscal
3 year 2023, and \$12,000 of the general fund—local appropriation are
4 provided solely for an increase in vendor rates on the daily meals
5 provided to basic law enforcement academy recruits during their
6 training.

7 (9) (a) \$200,000 of the general fund—state appropriation for
8 fiscal year 2022 and \$200,000 of the general fund—state appropriation
9 for fiscal year 2023 are provided solely to implement chapter 378,
10 Laws of 2019 (alternatives to arrest/jail).

11 (b) \$300,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$300,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for evaluation of grant-funded
14 programs under chapter 378, Laws of 2019 (alternatives to arrest/
15 jail).

16 (10) \$750,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$750,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for the Washington association
19 of sheriffs and police chiefs to administer the sexual assault kit
20 initiative project under RCW 36.28A.430, to assist multidisciplinary
21 community response teams seeking resolutions to cases tied to
22 previously unsubmitted sexual assault kits, and to provide support to
23 survivors of sexual assault offenses. The commission must report to
24 the governor and the chairs of the senate committee on ways and means
25 and the house of representatives committee on appropriations by June
26 30, 2022, on the number of sexual assault kits that have been tested,
27 the number of kits remaining to be tested, the number of sexual
28 assault cases that had hits to other crimes, the number of cases that
29 have been reinvestigated, the number of those cases that were
30 reinvestigated using state funding under this appropriation, and the
31 local jurisdictions that were a recipient of a grant under the sexual
32 assault kit initiative project.

33 (11) \$20,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$20,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for a helmet distribution
36 program in order to reduce traumatic brain injuries throughout the
37 state. Of these amounts:

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

1 fiscal year 2023 are provided solely for a grant to the Washington
2 fire chiefs association to provide helmets to persons contacted by an
3 official of a local fire department for not wearing a helmet while
4 riding a skateboard or bicycle; and

5 (b) \$10,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$10,000 of the general fund—state appropriation for
7 fiscal year 2023 are provided solely to the Washington association of
8 sheriffs and police chiefs to distribute to local law enforcement
9 agencies to provide helmets to persons contacted by an official of a
10 local law enforcement agency for not wearing a helmet while riding a
11 skateboard or bicycle.

12 (12) \$307,000 of the general fund—state appropriation for fiscal
13 year 2022 is provided solely for chapter 294, Laws of 2020 (critical
14 stress management programs).

15 (13) \$727,000 of the general fund—state appropriation for fiscal
16 year 2022, \$727,000 of the general fund—state appropriation for
17 fiscal year 2023, and \$248,000 of the general fund—local
18 appropriation are provided solely for chapter 119, Laws of 2020
19 (correctional officer certification).

20 (14) \$406,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$408,000 of the general fund—state appropriation for
22 fiscal year 2023 are provided to the Washington association of
23 sheriffs and police chiefs solely to establish a behavioral health
24 support and suicide prevention program for law enforcement officers.
25 The program will begin with grants to three pilot locations and will
26 leverage access to mental health professionals, critical stress
27 management, and resiliency training.

28 (15) \$1,883,000 of the general fund—state appropriation for
29 fiscal year 2022 and \$1,986,000 of the general fund—state
30 appropriation for fiscal year 2023 are provided solely for
31 implementation of Engrossed Second Substitute Senate Bill No. 5051
32 (peace officer oversight). ~~((If the bill is not enacted by June 30,
33 2021, the amounts provided in this subsection shall lapse.))~~

34 (16) \$474,000 of the general fund—state appropriation for fiscal
35 year 2022 and \$446,000 of the general fund—state appropriation for
36 fiscal year 2023 are provided solely for implementation of Substitute
37 Senate Bill No. 5066 (officer duty to intervene). ~~((If the bill is
38 not enacted by June 30, 2021, the amounts provided in this subsection
39 shall lapse.))~~

1 (17) \$151,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$148,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely to support the participation of
4 the Washington association of sheriffs and police chiefs in the joint
5 legislative task force on jail standards created in section 957 of
6 this act.

7 (18) \$374,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$296,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely for the implementation of
10 Engrossed Substitute House Bill No. 1267 (office of independent
11 investigations). ~~((If the bill is not enacted by June 30, 2021, the
12 amounts provided in this subsection shall lapse.))~~

13 (19) \$31,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$31,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for the implementation of
16 Substitute House Bill No. 1088 (impeachment disclosures). ~~((If the
17 bill is not enacted by June 30, 2021, the amounts provided in this
18 subsection shall lapse.))~~

19 (20) \$269,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$261,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely for the implementation of House
22 Bill No. 1001 (law enforcement professional development). ~~((If the
23 bill is not enacted by June 30, 2021, the amounts provided in this
24 subsection shall lapse.))~~

25 (21) \$25,000 of the general fund—state appropriation for fiscal
26 year 2022 is provided solely for the implementation of Engrossed
27 Substitute House Bill No. 1054 (peace officer tactics and equipment).
28 ~~((If the bill is not enacted by June 30, 2021, the amount provided in
29 this subsection shall lapse.))~~

30 (22) \$40,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$40,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for the implementation of
33 Engrossed Second Substitute House Bill No. 1310 (use of force). ~~((If
34 the bill is not enacted by June 30, 2021, the amounts provided in
35 this subsection shall lapse.))~~

36 (23) \$25,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$25,000 of the general fund—state appropriation for
38 fiscal year 2023 are provided solely for the implementation of
39 Engrossed Substitute House Bill No. 1109 (victims of sexual assault).

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

3 (24) \$30,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$30,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for additional grants to local
6 jurisdictions to investigate instances where a purchase or transfer
7 of a firearm was attempted by an individual who is prohibited from
8 owning or possessing a firearm.

9 (25) \$2,500,000 of the general fund—state appropriation for
10 fiscal year 2023 is provided solely for the criminal justice training
11 commission to provide grant funding to local law enforcement agencies
12 to support law enforcement wellness programs. Of the amount provided
13 in this subsection:

14 (a) \$1,500,000 of the general fund—state appropriation for fiscal
15 year 2023 is provided solely for the commission to provide grants to
16 local law enforcement agencies for the purpose of establishing
17 officer wellness programs. Grants provided under this subsection may
18 be used for, but not limited to building resilience, injury
19 prevention, peer support programs, physical fitness, proper
20 nutrition, stress management, suicide prevention, and physical or
21 behavioral health services. The commission must consult with a
22 representative from the Washington association of sheriffs and police
23 chiefs and a representative of the Washington state fraternal order
24 of police and the Washington council of police and sheriffs in the
25 development of the grant program.

26 (b) \$1,000,000 of the general fund—state appropriation for fiscal
27 year 2023 is provided solely for the Washington association of
28 sheriffs and police chiefs to establish and coordinate an online or
29 mobile-based application for any Washington law enforcement officer;
30 911 operator or dispatcher; and any other current or retired employee
31 of a Washington law enforcement agency, and their families, to
32 anonymously access on-demand wellness techniques, suicide prevention,
33 resilience, physical fitness, nutrition, and other behavioral health
34 and wellness supports.

35 (26) \$290,000 of the general fund—state appropriation for fiscal
36 year 2023 is provided solely for academy training for limited
37 authority Washington peace officers employed by the Washington state
38 gambling commission, Washington state liquor and cannabis board,

1 Washington state parks and recreation commission, department of
2 natural resources, and the office of the insurance commissioner.

3 (a) Up to 30 officers must be admitted to attend the basic law
4 enforcement academy and up to 30 officers must be admitted to attend
5 basic law enforcement equivalency academy.

6 (b) Allocation of the training slots amongst the agencies must be
7 based on the earliest application date to the commission. Training
8 does not need to commence within six months of employment.

9 (c) The state agencies must reimburse the commission for the
10 actual cost of training.

11 (27) \$1,575,000 of the general fund—state appropriation for
12 fiscal year 2023 is provided solely to the Washington association of
13 sheriffs and police chiefs to distribute to local law enforcement
14 agencies for training of chapter 324, Laws of 2021 (permissible uses
15 of force).

16 (28) \$2,150,000 of the general fund—state appropriation for
17 fiscal year 2023 is provided solely to the Washington association of
18 sheriffs and police chiefs to distribute to local law enforcement
19 agencies for training of chapter 321, Laws of 2021 (duty to
20 intervene).

21 (29) \$525,000 of the general fund—state appropriation for fiscal
22 year 2023 is provided solely to the Washington association of
23 sheriffs and police chiefs to distribute to local law enforcement
24 agencies for training required under Substitute House Bill No. 1735
25 (use of force by peace officers). If the bill is not enacted by June
26 30, 2022, the amounts provided in this subsection shall lapse.

27 (30) \$1,050,000 of the general fund—state appropriation for
28 fiscal year 2023 is provided solely to the Washington association of
29 sheriffs and police chiefs to distribute to local law enforcement
30 agencies for training required under Engrossed Substitute House Bill
31 No. 2037 (use of force by peace officers). If the bill is not enacted
32 by June 30, 2022, the amounts provided in this subsection shall
33 lapse.

34 (31) \$525,000 of the general fund—state appropriation for fiscal
35 year 2023 is provided solely to the Washington association of
36 sheriffs and police chiefs to distribute to local law enforcement
37 agencies for training required under Engrossed Senate Bill No. 5919
38 (use of force by peace officers). If the bill is not enacted by June
39 30, 2022, the amounts provided in this subsection shall lapse.

1 (32) \$100,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for body camera grant funding to local
3 law enforcement agencies.

4 (a) The Washington association of sheriffs and police chiefs
5 shall develop and implement a body-worn camera grant program. The
6 purpose of the program is to assist law enforcement agencies to
7 establish and expand body-worn camera programs.

8 (b) Law enforcement agencies may use the grants for: (i) The
9 initial purchase, maintenance, and replacement of body-worn cameras;
10 (ii) ongoing costs related to the maintenance and storage of data
11 recorded by body-worn cameras; (iii) costs associated with public
12 records requests for body-worn camera footage; and (iv) hiring of
13 personnel necessary to operate a body-worn camera program.

14 (c) The Washington association of sheriffs and police chiefs
15 shall develop and implement a grant application process and review
16 applications from agencies based on locally developed proposals to
17 establish or expand body-worn camera programs.

18 (d) Law enforcement agencies that are awarded grants must:

19 (i) Comply with the provisions of chapter 10.109 RCW;

20 (ii) Demonstrate the ability to redact body-worn camera footage
21 consistent with RCW 42.56.240 and other applicable provisions;

22 (iii) Provide training to officers who will wear body-worn
23 cameras and other personnel associated with implementation of the
24 body-worn camera program; and

25 (iv) Agree to comply with any data collection and reporting
26 requirements that are established by the Washington association of
27 sheriffs and police chiefs.

28 (e) The Washington association of sheriffs and police chiefs must
29 submit an annual report regarding the grant program to the governor
30 and appropriate committees of the legislature by December 1st of each
31 year the program is funded. The report must be submitted in
32 compliance with RCW 43.01.036.

33 (33) \$150,000 of the general fund—state appropriation for fiscal
34 year 2023 is provided solely to the criminal justice training
35 commission to support an instructor to teach a model use of force and
36 deescalation tactics training to local peace officers across the
37 state. The goal is to establish and disseminate a standard use of
38 force training program that is uniform throughout the state for
39 currently employed peace officers.

1 **Sec. 219.** 2021 c 334 s 219 (uncodified) is amended to read as
2 follows:

3 **FOR THE OFFICE OF INDEPENDENT INVESTIGATIONS**

4	General Fund—State Appropriation (FY 2022).	((\$7,063,000))
5		<u>\$8,289,000</u>
6	General Fund—State Appropriation (FY 2023).	((\$12,657,000))
7		<u>\$15,656,000</u>
8	TOTAL APPROPRIATION.	((\$19,720,000))
9		<u>\$23,945,000</u>

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

12 (1) The appropriations in this section are provided solely for
13 the implementation of Engrossed Substitute House Bill No. 1267
14 (establishing an office of independent investigations), to create an
15 office within the office of the governor for the purposes of
16 investigating deadly force incidents involving peace officers. ((If
17 the bill is not enacted by June 30, 2021, the amounts provided in
18 this subsection shall lapse.))

19 (2) \$1,295,000 of the general fund—state appropriation for fiscal
20 year 2023 is provided solely for contracting with the Washington
21 state patrol for laboratory-based testing and processing of crime
22 scene evidence collected during investigations.

23 (3) \$1,173,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$1,148,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided solely for the purchase of information
26 technology equipment.

27 (4) \$251,000 of the general fund—state appropriation for fiscal
28 year 2023 is provided solely for contracted specialized training for
29 investigators relating to death investigations in cases involving
30 deadly force.

31 **Sec. 220.** 2021 c 334 s 220 (uncodified) is amended to read as
32 follows:

33 **FOR THE DEPARTMENT OF LABOR AND INDUSTRIES**

34	General Fund—State Appropriation (FY 2022).	((\$13,752,000))
35		<u>\$12,070,000</u>
36	General Fund—State Appropriation (FY 2023).	((\$15,492,000))
37		<u>\$27,358,000</u>
38	General Fund—Federal Appropriation.	((\$11,876,000))

1		<u>\$20,839,000</u>
2	Asbestos Account—State Appropriation.	((\$573,000))
3		<u>\$598,000</u>
4	Electrical License Account—State Appropriation.	((\$56,707,000))
5		<u>\$59,225,000</u>
6	Farm Labor Contractor Account—State Appropriation.	\$28,000
7	Worker and Community Right to Know Fund—State	
8	Appropriation.	((\$1,000,000))
9		<u>\$1,062,000</u>
10	Construction Registration Inspection Account—State	
11	Appropriation.	((\$28,947,000))
12		<u>\$30,231,000</u>
13	Public Works Administration Account—State	
14	Appropriation.	((\$9,352,000))
15		<u>\$11,420,000</u>
16	Manufactured Home Installation Training Account—	
17	State Appropriation.	((\$395,000))
18		<u>\$424,000</u>
19	Accident Account—State Appropriation.	((\$366,060,000))
20		<u>\$383,862,000</u>
21	Accident Account—Federal Appropriation.	((\$16,047,000))
22		<u>\$16,071,000</u>
23	Medical Aid Account—State Appropriation.	((\$366,663,000))
24		<u>\$383,187,000</u>
25	Medical Aid Account—Federal Appropriation.	((\$3,608,000))
26		<u>\$3,617,000</u>
27	Plumbing Certificate Account—State Appropriation.	((\$3,316,000))
28		<u>\$3,481,000</u>
29	Pressure Systems Safety Account—State Appropriation.	((\$4,582,000))
30		<u>\$4,800,000</u>
31	TOTAL APPROPRIATION.	((\$898,398,000))
32		<u>\$958,273,000</u>

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

35 (1) ((~~\$8,551,000~~)) \$4,363,000 of the accident account—state
36 appropriation and ((~~\$8,551,000~~)) \$4,363,000 of the medical aid account
37 —state appropriation are provided solely for the labor and industries
38 workers' compensation information system replacement project. This

1 subsection is subject to the conditions, limitations, and review
2 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;

20 (ii) The contract full time equivalent charged by subprojects
21 identified in (a)(i) through (vi) of this subsection, and in total,
22 compared to the budget spending plan by month for each contracted
23 vendor and what the ensuing contract equivalent budget spending plan
24 by subprojects identified in (a)(i) through (vi) of this subsection,
25 and in total, assumes by fiscal month;

26 (iii) The performance metrics by subprojects identified in (a)(i)
27 through (vi) of this subsection, and in total, that are currently
28 used, including monthly performance data; and

29 (iv) The risks identified independently by at least the quality
30 assurance vendor and the office of the chief information officer, and
31 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

1 of financial management must agree that the (~~reporting data provided~~
2 ~~each quarter~~) project shows accountability, effective and appropriate
3 use of the funding, and that risks are being mitigated to the
4 spending and sign off on the spending for the ensuing quarter.

5 (2) \$250,000 of the medical aid account—state appropriation and
6 \$250,000 of the accident account—state appropriation are provided
7 solely for the department of labor and industries safety and health
8 assessment and research for prevention program to conduct research to
9 address the high injury rates of the janitorial workforce. The
10 research must quantify the physical demands of common janitorial work
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
17 tools, technologies, and methodologies used to complete work, and
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
21 progress report must be submitted to the governor and legislature by
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
27 prevent the types of work-related injuries that require immediate
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
31 areas, as determined from historical data and public priorities. The
32 research must identify and characterize hazardous situations and
33 contributing factors using epidemiological, safety-engineering, and
34 human factors/ergonomics methods. The research must also identify
35 common factors in certain types of workplace injuries that lead to
36 hospitalization. The department must submit a report to the governor
37 and appropriate legislative committees by August 30, 2021, 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
4 fiscal year 2022 and \$2,000,000 of the general fund—state
5 appropriation for fiscal year 2023 are provided solely for grants to
6 promote workforce development in aerospace and aerospace related
7 supply chain industries by: Expanding the number of registered
8 apprenticeships, preapprenticeships, and aerospace-related programs;
9 and providing support for registered apprenticeships or programs in
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;

19 (iv) Tuition assistance for degrees in engineering and high-
20 demand degrees that support the aerospace industry; and

21 (v) Funding to increase capacity and availability of child care
22 options for shift work schedules.

23 (c) An entity is eligible to receive a grant under this
24 subsection if it is a nonprofit, nongovernmental, or institution of
25 higher education that provides training opportunities, including
26 apprenticeships, preapprenticeships, preemployment training,
27 aerospace-related degree programs, or incumbent worker training to
28 prepare workers for the aerospace and aerospace-related supply chain
29 industries.

30 (d) The department may use up to 5 percent of these funds for
31 administration of these grants.

32 (5) \$3,632,000 of the accident account—state appropriation and
33 \$876,000 of the medical aid account—state appropriation are provided
34 solely for the creation of an agriculture compliance unit within the
35 division of occupational safety and health. The compliance unit will
36 perform compliance inspections and provide bilingual outreach to
37 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

1 appropriation, and \$31,000 of the medical aid account—state
2 appropriation are provided solely for the conveyance management
3 system replacement project and are subject to the conditions,
4 limitations, and review provided in section 701 of this act.

5 (7) (~~(\$4,380,000)~~) (a) \$4,044,000 of the medical aid account—state
6 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.

13 (8) \$530,000 of the accident account—state appropriation and
14 \$94,000 of the medical aid account—state appropriation are provided
15 solely for the department to conduct infectious disease rule making
16 to ensure the state has general guidelines to follow in the case of
17 an infectious disease outbreak and to provide education and outreach.

18 (9) \$334,000 of the accident account—state appropriation and
19 \$60,000 of the medical aid account—state appropriation are provided
20 for the maintenance and operating costs of the isolated worker
21 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
24 fiscal year 2023 are provided solely for the department to analyze
25 patients who are maintained on chronic opioids. The department must
26 submit a report of its findings to the governor and the appropriate
27 committees of the legislature no later than October 1, 2023. The
28 report shall include analysis of patient data, describing the
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.

32 (11) \$100,000 of the general fund—state appropriation for fiscal
33 year 2022 and \$50,000 of the general fund—state appropriation for
34 fiscal year 2023 are provided solely for a grant to an organization
35 in Pierce county experienced in providing peer-to-peer training, in
36 order to develop and implement a program aimed at reducing workplace
37 sexual harassment in the agricultural sector, with the following
38 deliverables:

1 (a) Peer-to-peer training and evaluation of sexual harassment
2 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.

17 (b) The work group shall make recommendations to the governor and
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 also explore the possible role of intermediary nonprofit
22 organizations that assist and refer domestic workers and day
23 laborers.

24 (c) The work group shall be comprised of the following
25 representatives, to be appointed by the governor by July 1, 2021:

26 (i) Two representatives who are directly impacted domestic
27 workers who work for private home employers or hiring entities;

28 (ii) Two representatives who are directly impacted day laborers
29 who 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.

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~~))~~ \$1,228,000 of the accident account—state
15 appropriation and ~~((~~\$620,000~~))~~ \$217,000 of the medical aid account—
16 state appropriation are provided solely for costs associated with the
17 implementation of Engrossed Substitute Senate Bill No. 5172
18 (agricultural overtime). ~~((If the bill is not enacted by June 30,
19 2021, the amounts provided in this subsection shall lapse.))~~

20 (15) \$760,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$1,393,000 of the general fund—state appropriation for
22 fiscal year 2023 are provided solely for the implementation of Second
23 Substitute Senate Bill No. 5183 (nonfatal strangulation). ~~((If the
24 bill is not enacted by June 30, 2021, the amounts provided in this
25 subsection shall lapse.))~~

26 (16) \$367,000 of the accident account—state appropriation and
27 \$366,000 of the medical aid account—state appropriation are provided
28 solely for the implementation of Engrossed Substitute Senate Bill No.
29 5190 (health care workers/benefits). ~~((If the bill is not enacted by
30 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
34 to the base rate of pay for the compliance field positions in the
35 following job classifications: Safety and health specialist 3, safety
36 and health specialist 4, industrial hygienist 3, and industrial
37 hygienist 4, who are responsible for inspections, investigations, and
38 enforcement related to the COVID-19 pandemic, not including
39 consultation staff within these classifications. The increase shall

1 be effective July 1, 2021, until June 30, 2023. Expenditure of the
2 amount provided for this purpose is contingent upon execution of an
3 appropriate memorandum of understanding between the governor or the
4 governor's designee and the exclusive bargaining representative,
5 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 with the Washington state apprenticeship training council, to
15 establish behavioral health apprenticeship programs. The behavioral
16 health apprenticeship programs shall be administered by the
17 Washington state apprenticeship training council. The amounts
18 provided in this subsection must be used to compensate behavioral
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
27 communities.

28 (20) \$65,000 of the accident account—state appropriation and
29 \$66,000 of the medical aid account—state appropriation are provided
30 solely for the implementation of Substitute House Bill No. 1455
31 (social security/L&I & ESD). ~~((If the bill is not enacted by June 30,
32 2021, the amounts provided in this subsection shall lapse.))~~

33 (21) \$584,000 of the accident account—state appropriation and
34 \$584,000 of the medical aid account—state appropriation are provided
35 solely for costs associated with staff overtime affiliated with the
36 state emergency operations center. Prior to utilizing these funds,
37 the department of labor and industries must collaborate with the
38 military department to determine if any overtime costs may be

1 eligible for reimbursement from the federal emergency management
2 agency.

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) \$897,000 of the medical aid account—state appropriation is
18 provided solely to cover the overhead rent costs to increase the
19 number of labor and industry vocational specialists embedded in
20 WorkSource offices and to implement a comprehensive quality-assurance
21 team to ensure the continuous improvement of vocational services for
22 injured workers through the workers' compensation program.

23 (25) \$821,000 of the public works administration account—state
24 appropriation is provided solely to expand capacity to investigate
25 and enforce prevailing-wage complaints.

26 (26) \$794,000 of the public works administration account—state
27 appropriation is provided solely for planning and requirements
28 gathering to make system improvements to the prevailing wage program
29 information technology system. Of the amount in this subsection,
30 \$300,000 is for two permanent information technology developers to
31 maintain the system. This project is subject to the conditions,
32 limitations, and review provided in section 701 of this act.

33 (27) \$2,500,000 of the general fund—state appropriation for
34 fiscal year 2023 is provided solely to create and administer a grant
35 program intended to modernize the technology and remote learning
36 infrastructure within existing state registered apprenticeship
37 programs as provided in Engrossed Second Substitute Senate Bill No.
38 5600 (apprenticeship programs). If the bill is not enacted by June
39 30, 2022, the amount provided in this subsection shall lapse. Grant

1 applications must include a plan to sustain the investment over time.
2 Up to five percent of the total amount provided in this subsection
3 can be used to cover administrative expenses.

4 (28) \$4,000,000 of the general fund—state appropriation for
5 fiscal year 2023 is provided solely to create and administer a grant
6 program intended to upgrade apprenticeship program equipment to
7 better replicate conditions on the job during the training of
8 apprentices as provided in Engrossed Second Substitute Senate Bill
9 No. 5600 (apprenticeship programs). If the bill is not enacted by
10 June 30, 2022, the amount provided in this subsection shall lapse.
11 The grant program is limited to state registered apprenticeship
12 programs. Up to five percent of the total within this subsection can
13 be used to cover administrative expenses.

14 (29) \$2,000,000 of the general fund—state appropriation for
15 fiscal year 2023 is provided solely to create and administer a grant
16 program intended to provide wraparound support services to mitigate
17 barriers to beginning or participating in state registered
18 apprenticeship programs as provided in Engrossed Second Substitute
19 Senate Bill No. 5600 (apprenticeship programs). If the bill is not
20 enacted by June 30, 2022, the amount provided in this subsection
21 shall lapse. Up to five percent of the amount provided in this
22 subsection may be used to cover administrative expenses.

23 (30) \$12,000 of the general fund—state appropriation for fiscal
24 year 2023 is provided solely for vouchers to cover the cost of
25 driver's education courses for minors enrolled in a state registered
26 apprenticeship program as provided in Engrossed Second Substitute
27 Senate Bill No. 5600 (apprenticeship programs). If the bill is not
28 enacted by June 30, 2022, the amount provided in this subsection
29 shall lapse.

30 (31) \$205,000 of the general fund—state appropriation for fiscal
31 year 2023 is provided solely to start conducting a four-year
32 retention study of state registered apprentices as provided in
33 Engrossed Second Substitute Senate Bill No. 5600 (apprenticeship
34 programs). If the bill is not enacted by June 30, 2022, the amount
35 provided in this subsection shall lapse. The study shall include the
36 collection of data from all apprentices three months into their
37 apprenticeship to understand challenges and barriers they face
38 towards program participation. The aggregate data by trade must be
39 displayed on a publicly available dashboard. Study data must be

1 provided with apprenticeship coordinators to implement an early
2 response to connect apprentices with needed supports. The department
3 shall submit an annual report to the governor and appropriate
4 legislative committees beginning June 30, 2023.

5 (32) \$100,000 of the general fund—state appropriation for fiscal
6 year 2023 is provided solely for the department to explore
7 requirements needed to create a centralized technical support system
8 for new nontraditional apprenticeship programs to help applicants
9 navigate and start the process.

10 (33) \$207,000 of the general fund—state appropriation for fiscal
11 year 2023 is provided solely for implementation of Substitute Senate
12 Bill No. 5814 (child abuse/medical evaluation). If the bill is not
13 enacted by June 30, 2022, the amount provided in this subsection
14 shall lapse.

15 (34) \$191,000 of the general fund—state appropriation for fiscal
16 year 2023 is provided solely for implementation of Engrossed Second
17 Substitute Senate Bill No. 5600 (apprenticeship programs). If the
18 bill is not enacted by June 30, 2022, the amount provided in this
19 subsection shall lapse.

20 (35) \$454,000 of the general fund—state appropriation for fiscal
21 year 2023 is provided solely for implementation of Engrossed
22 Substitute Senate Bill No. 5714 (solar canopies tax deferral). If the
23 bill is not enacted by June 30, 2022, the amount provided in this
24 subsection shall lapse.

25 (36) \$412,000 of the accident account—state appropriation and
26 \$73,000 of the medical aid account—state appropriation are provided
27 solely to implement Engrossed Substitute Senate Bill No. 5761 (wage
28 and salary information). If the bill is not enacted by June 30, 2022,
29 the amounts provided in this subsection shall lapse.

30 (37) \$500,000 of the general fund—state appropriation for fiscal
31 year 2023 is provided solely for a grant to a nonprofit organization
32 that will support development, outreach, and recruitment to provide
33 job readiness skills and apprenticeship training to public school
34 paraeducators to support college degree attainment to become
35 certified teachers. The grant recipient must be a nonprofit
36 organization serving classified public school employees statewide.

37 (38) \$1,000,000 of the general fund—state appropriation for
38 fiscal year 2023 is provided solely to create a certified nursing
39 assistant model joint labor-management apprenticeship program to

1 address the certified nursing assistant staffing crisis in skilled
2 nursing facilities by improving workforce recruitment and retention,
3 reducing barriers to entry, and restoring the pipeline of entry level
4 health care professionals into skilled nursing facilities.

5 (39) \$2,500,000 of the general fund—state appropriation for
6 fiscal year 2023 is provided solely for the crime victims'
7 compensation program to pay for medical exams for suspected victims
8 of domestic violence. Neither the hospital, medical facility, nor
9 victim is to pay for the cost of the medical exam. This funding must
10 not supplant existing funding for sexual assault medical exams. If
11 the cost of medical exams exceeds the funding provided in this
12 subsection, the program shall not reduce the reimbursement rates for
13 medical providers seeking reimbursement for other claimants, and
14 instead the program shall return to paying for domestic violence
15 medical exams after insurance.

16 (40) \$454,000 of the general fund—state appropriation for fiscal
17 year 2023 is provided solely for implementation of Second Substitute
18 House Bill No. 1988 (clean tech. tax deferrals). If the bill is not
19 enacted by June 30, 2022, the amount provided in this subsection
20 shall lapse.

21 (41) \$6,000,000 of the driver resource center fund
22 nonappropriated account—state appropriation, \$313,000 of the accident
23 account—state appropriation, and \$57,000 of the medical aid account—
24 state appropriation are provided solely for implementation of
25 Engrossed Substitute House Bill No. 2076 (transp. network companies).
26 If the bill is not enacted by June 30, 2022, the amounts provided in
27 this subsection shall lapse.

28 **Sec. 221.** 2021 c 334 s 221 (uncodified) is amended to read as
29 follows:

30 **FOR THE DEPARTMENT OF VETERANS AFFAIRS**

31 (1) The appropriations in this section are subject to the
32 following conditions and limitations:

33 (a) The department of veterans affairs shall not initiate any
34 services that will require expenditure of state general fund moneys
35 unless expressly authorized in this act or other law. The department
36 may seek, receive, and spend, under RCW 43.79.260 through 43.79.282,
37 federal moneys that are unrelated to the coronavirus response and not
38 anticipated in this act as long as the federal funding does not

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

13 (b) Each year, there is fluctuation in the revenue collected to
 14 support the operation of the state veteran homes. When the department
 15 has foreknowledge that revenue will decrease, such as from a loss of
 16 census or from the elimination of a program, the legislature expects
 17 the department to make reasonable efforts to reduce expenditures in a
 18 commensurate manner and to demonstrate that it has made such efforts.
 19 In response to any request by the department for general fund—state
 20 appropriation to backfill a loss of revenue, the legislature shall
 21 consider the department's efforts in reducing its expenditures in
 22 light of known or anticipated decreases to revenues.

23 (2) HEADQUARTERS

24	General Fund—State Appropriation (FY 2022)	((\$3,966,000))
25		<u>\$4,094,000</u>
26	General Fund—State Appropriation (FY 2023)	((\$3,791,000))
27		<u>\$4,199,000</u>
28	Charitable, Educational, Penal, and Reformatory	
29	Institutions Account—State Appropriation	\$10,000
30	TOTAL APPROPRIATION	((\$7,767,000))
31		<u>\$8,303,000</u>

32 (3) FIELD SERVICES

33	General Fund—State Appropriation (FY 2022)	((\$8,121,000))
34		<u>\$8,200,000</u>
35	General Fund—State Appropriation (FY 2023)	((\$7,878,000))
36		<u>\$9,313,000</u>
37	General Fund—Federal Appropriation	((\$4,412,000))
38		<u>\$9,116,000</u>
39	General Fund—Private/Local Appropriation	((\$4,959,000))

\$6,730,000

Veteran Estate Management Account—Private/Local

Appropriation. \$717,000

TOTAL APPROPRIATION. ((~~\$26,087,000~~))

\$34,076,000

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

(a) \$449,000 of the general fund—state appropriation for fiscal year 2022 and \$449,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for supporting the statewide plan to reduce suicide among service members, veterans, and their families. No later than December 1, 2022, the department must submit to the appropriate fiscal committees of the legislature a report that describes how the funding provided in this subsection was spent, including the numbers of individuals served and the types of services provided.

(b) \$233,000 of the general fund—state appropriation for fiscal year 2022 and \$233,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the traumatic brain injury program to reduce homelessness, domestic violence, and intimate partner violence impacts to the behavioral health system and justice system. No later than December 1, 2022, the department must submit to the appropriate fiscal committees of the legislature a report that describes how the funding provided in this subsection was spent, including the numbers of individuals served and the types of services provided.

(c) \$300,000 of the general fund—state appropriation for fiscal year 2022 and ~~((~~\$300,000~~))~~ \$600,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for two veterans service officers, one located in eastern Washington and one located in western Washington, in fiscal year 2022 and for four veterans service officers in fiscal year 2023. In fiscal year 2023, two veterans service officers must be located in eastern Washington and two veterans service officers must be located in western Washington.

(d) \$677,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for implementation of Engrossed Second Substitute House Bill No. 1181 (veterans & military suicide). If the

1 bill is not enacted by June 30, 2022, the amount provided in this
2 subsection shall lapse.

3 (e) \$57,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$200,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for the department to contract
6 with an entity that provides accredited peer support training for
7 both veterans and community service members. The funding provided in
8 this subsection is in addition to the department's existing
9 appropriation for its in-house peer support program. No later than
10 June 30, 2023, the department must report to the legislature
11 regarding the number of peer supporters trained pursuant to the
12 contract under this subsection.

13 (4) (~~INSTITUTIONAL SERVICES~~) STATE VETERANS HOMES PROGRAM

14 General Fund—State Appropriation (FY 2022)	(\$10,991,000)
	<u>\$16,346,000</u>
16 General Fund—State Appropriation (FY 2023)	(\$12,510,000)
	<u>\$23,581,000</u>
18 General Fund—Federal Appropriation	(\$108,522,000)
	<u>\$110,588,000</u>
20 General Fund—Private/Local Appropriation	(\$21,794,000)
	<u>\$18,635,000</u>
22 TOTAL APPROPRIATION	(\$153,817,000)
	<u>\$169,150,000</u>

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

26 (a) If the department receives additional unanticipated federal
27 resources that are unrelated to the coronavirus response at any point
28 during the remainder of the 2021-2023 fiscal biennium, an equal
29 amount of general fund—state must be placed in unallotted status so
30 as not to exceed the total appropriation level specified in this
31 subsection. The department may submit as part of the policy level
32 budget submittal documentation required by RCW 43.88.030 a request to
33 maintain the general fund—state resources that were unallotted as
34 required by this subsection.

35 (b) \$234,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$222,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely to implement Substitute House
38 Bill No. 1218 (long-term care residents). (~~If the bill is not~~

1 ~~enacted by June 30, 2021, the amounts provided in this subsection~~
2 ~~shall lapse.))~~

3 (5) CEMETERY SERVICES

4	General Fund—State Appropriation (FY 2022)	\$85,000
5	General Fund—State Appropriation (FY 2023)	(\$101,000)
6		<u>\$124,000</u>
7	General Fund—Federal Appropriation	\$710,000
8	TOTAL APPROPRIATION	(\$896,000)
9		<u>\$919,000</u>

10 **Sec. 222.** 2021 c 334 s 222 (uncodified) is amended to read as
11 follows:

12 **FOR THE DEPARTMENT OF HEALTH**

13	General Fund—State Appropriation (FY 2022)	(\$99,870,000)
14		<u>\$112,474,000</u>
15	General Fund—State Appropriation (FY 2023)	(\$96,638,000)
16		<u>\$133,094,000</u>
17	General Fund—Federal Appropriation	(\$569,921,000)
18		<u>\$577,500,000</u>
19	General Fund—Private/Local Appropriation	(\$234,627,000)
20		<u>\$248,316,000</u>
21	Hospital Data Collection Account—State Appropriation	(\$428,000)
22		<u>\$472,000</u>
23	Health Professions Account—State Appropriation	(\$146,975,000)
24		<u>\$157,658,000</u>
25	Aquatic Lands Enhancement Account—State	
26	Appropriation	(\$633,000)
27		<u>\$637,000</u>
28	Emergency Medical Services and Trauma Care Systems	
29	Trust Account—State Appropriation	(\$10,053,000)
30		<u>\$10,105,000</u>
31	Safe Drinking Water Account—State Appropriation	(\$5,976,000)
32		<u>\$7,237,000</u>
33	Drinking Water Assistance Account—Federal	
34	Appropriation	(\$16,759,000)
35		<u>\$20,908,000</u>
36	Waterworks Operator Certification Account—State	
37	Appropriation	(\$1,978,000)
38		<u>\$2,006,000</u>

1	Drinking Water Assistance Administrative Account—	
2	State Appropriation.	((\$1,604,000))
3		<u>\$1,634,000</u>
4	Site Closure Account—State Appropriation.	((\$180,000))
5		<u>\$186,000</u>
6	Biotoxin Account—State Appropriation.	((\$1,675,000))
7		<u>\$1,727,000</u>
8	Model Toxics Control Operating Account—State	
9	Appropriation.	((\$7,555,000))
10		<u>\$7,750,000</u>
11	Medical Test Site Licensure Account—State	
12	Appropriation.	((\$3,187,000))
13		<u>\$3,275,000</u>
14	Secure Drug Take-Back Program Account—State	
15	Appropriation.	((\$299,000))
16		<u>\$1,435,000</u>
17	Youth Tobacco and Vapor Products Prevention Account—	
18	State Appropriation.	((\$3,222,000))
19		<u>\$3,242,000</u>
20	Dedicated Marijuana Account—State Appropriation	
21	(FY 2022).	((\$10,538,000))
22		<u>\$10,584,000</u>
23	Dedicated Marijuana Account—State Appropriation	
24	(FY 2023).	((\$10,562,000))
25		<u>\$11,800,000</u>
26	Public Health Supplemental Account—Private/Local	
27	Appropriation.	((\$3,619,000))
28		<u>\$3,702,000</u>
29	Accident Account—State Appropriation.	((\$348,000))
30		<u>\$368,000</u>
31	Medical Aid Account—State Appropriation.	((\$53,000))
32		<u>\$57,000</u>
33	<u>Statewide 988 Behavioral Health Crisis Response Line</u>	
34	<u>Account—State Appropriation.</u>	<u>\$10,280,000</u>
35	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>	
36	<u>Appropriation.</u>	<u>\$144,364,000</u>
37	TOTAL APPROPRIATION.	((\$1,226,700,000))
38		<u>\$1,470,811,000</u>

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

3 (1) The department of health shall not initiate any services that
4 will require expenditure of state general fund moneys unless
5 expressly authorized in this act or other law. The department of
6 health and the state board of health shall not implement any new or
7 amended rules pertaining to primary and secondary school facilities
8 until the rules and a final cost estimate have been presented to the
9 legislature, and the legislature has formally funded implementation
10 of the rules through the omnibus appropriations act or by statute.
11 The department may seek, receive, and spend, under RCW 43.79.260
12 through 43.79.282, federal moneys not anticipated in this act as long
13 as the federal funding does not require expenditure of state moneys
14 for the program in excess of amounts anticipated in this act. If the
15 department receives unanticipated unrestricted federal moneys, those
16 moneys shall be spent for services authorized in this act or in any
17 other legislation that provides appropriation authority, and an equal
18 amount of appropriated state moneys shall lapse. Upon the lapsing of
19 any moneys under this subsection, the office of financial management
20 shall notify the legislative fiscal committees. As used in this
21 subsection, "unrestricted federal moneys" includes block grants and
22 other funds that federal law does not require to be spent on
23 specifically defined projects or matched on a formula basis by state
24 funds.

25 (2) During the 2021-2023 fiscal biennium, each person subject to
26 RCW 43.70.110(3)(c) is required to pay only one surcharge of up to
27 twenty-five dollars annually for the purposes of RCW 43.70.112,
28 regardless of how many professional licenses the person holds.

29 (3) In accordance with RCW 43.70.110 and 71.24.037, the
30 department is authorized to adopt license and certification fees in
31 fiscal years 2022 and 2023 to support the costs of the regulatory
32 program. The department's fee schedule shall have differential rates
33 for providers with proof of accreditation from organizations that the
34 department has determined to have substantially equivalent standards
35 to those of the department, including but not limited to the joint
36 commission on accreditation of health care organizations, the
37 commission on accreditation of rehabilitation facilities, and the
38 council on accreditation. To reflect the reduced costs associated
39 with regulation of accredited programs, the department's fees for

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

4 (4) Within the amounts appropriated in this section, and in
5 accordance with RCW 70.41.100, the department shall set fees to
6 include the full costs of the performance of inspections pursuant to
7 RCW 70.41.080.

8 (5) In accordance with RCW 43.70.110 and 71.24.037, the
9 department is authorized to adopt fees for the review and approval of
10 mental health and substance use disorder treatment programs in fiscal
11 years 2022 and 2023 as necessary to support the costs of the
12 regulatory program. The department's fee schedule must have
13 differential rates for providers with proof of accreditation from
14 organizations that the department has determined to have
15 substantially equivalent standards to those of the department,
16 including but not limited to the joint commission on accreditation of
17 health care organizations, the commission on accreditation of
18 rehabilitation facilities, and the council on accreditation. To
19 reflect the reduced costs associated with regulation of accredited
20 programs, the department's fees for organizations with such proof of
21 accreditation must reflect the lower cost of licensing for these
22 programs than for other organizations which are not accredited.

23 (6) The health care authority, the health benefit exchange, the
24 department of social and health services, the department of health,
25 and the department of children, youth, and families shall work
26 together within existing resources to establish the health and human
27 services enterprise coalition (the coalition). The coalition, led by
28 the health care authority, must be a multi-organization collaborative
29 that provides strategic direction and federal funding guidance for
30 projects that have cross-organizational or enterprise impact,
31 including information technology projects that affect organizations
32 within the coalition. The office of the chief information officer
33 shall maintain a statewide perspective when collaborating with the
34 coalition to ensure that projects are planned for in a manner that
35 ensures the efficient use of state resources, supports the adoption
36 of a cohesive technology and data architecture, and maximizes federal
37 financial participation. The work of the coalition and any project
38 identified as a coalition project is subject to the conditions,
39 limitations, and review provided in section 701 of this act.

1 (7) \$150,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$150,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for the midwifery licensure and
4 regulatory program to supplement revenue from fees. The department
5 shall charge no more than five hundred twenty-five dollars annually
6 for new or renewed licenses for the midwifery program.

7 (8) Within the amounts appropriated in this section, and in
8 accordance with RCW 43.70.110 and 71.12.470, the department shall set
9 fees to include the full costs of the performance of inspections
10 pursuant to RCW 71.12.485.

11 (9) \$26,855,000 of the general fund—local appropriation is
12 provided solely for the department to provide core medical services,
13 case management, and support services for individuals living with
14 human immunodeficiency virus.

15 (10) \$17,000 of the health professions account—state
16 appropriation is provided solely for the implementation of Senate
17 Bill No. 5018 (acupuncture and eastern med.) ~~((If the bill is not
18 enacted by June 30, 2021, the amount provided in this subsection
19 shall lapse.))~~

20 (11) \$703,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$703,000 of the general fund—state appropriation for
22 fiscal year 2023 are provided solely for the implementation of
23 Engrossed Second Substitute Senate Bill No. 5052 (health equity
24 zones). ~~((If the bill is not enacted by June 30, 2021, the amounts
25 provided in this subsection shall lapse.))~~

26 ~~(12) ((\$73,000 of the general fund—state appropriation for fiscal
27 year 2022 is provided solely for the implementation of Second
28 Substitute Senate Bill No. 5062 (data). If the bill is not enacted by
29 June 30, 2021, the amount provided in this subsection shall lapse.~~

30 ~~(13))~~ \$79,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$76,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for the implementation of
33 Engrossed Substitute Senate Bill No. 5119 (individuals in custody).
34 ~~((If the bill is not enacted by June 30, 2021, the amounts provided
35 in this subsection shall lapse.~~

36 ~~(14) \$1,333,000))~~ (13) \$873,000 of the general fund—state
37 appropriation for fiscal year 2022 and ~~((\$1,117,000))~~ \$1,577,000 of
38 the general fund—state appropriation for fiscal year 2023 are
39 provided solely for the implementation of Engrossed Second Substitute

1 Senate Bill No. 5141 (env. justice task force recs). (~~If the bill is~~
2 ~~not enacted by June 30, 2021, the amounts provided in this subsection~~
3 ~~shall lapse.~~

4 ~~(15))~~ (14) \$13,000 of the general fund—state appropriation for
5 fiscal year 2022 and \$13,000 of the general fund—state appropriation
6 for fiscal year 2023 are provided solely for the implementation of
7 Second Substitute Senate Bill No. 5195 (opioid overdose medication).
8 (~~If the bill is not enacted by June 30, 2021, the amounts provided~~
9 ~~in this subsection shall lapse.~~

10 ~~(16) \$74,000 of the general fund state appropriation for fiscal~~
11 ~~year 2022 and \$74,000 of the general fund federal appropriation are)~~
12 (15) \$187,000 of the health professions account—state appropriation
13 is provided solely for the implementation of Engrossed Substitute
14 Senate Bill No. 5229 (health equity continuing ed.). (~~If the bill is~~
15 ~~not enacted by June 30, 2021, the amounts provided in this subsection~~
16 ~~shall lapse.~~

17 ~~(17))~~ (16) \$50,000 of the general fund—state appropriation for
18 fiscal year 2022 is provided solely for a grant to the Pierce county
19 center for dispute resolution to convene a task force, staffed by the
20 Pierce county center for dispute resolution, to review and make
21 recommendations on bringing the current practice of dental therapy on
22 tribal lands to a statewide scale, and on the practice, supervision,
23 and practice settings needed to maximize the effectiveness of dental
24 therapy. The Pierce county center for dispute resolution must submit
25 a report to the legislature by December 1, 2021.

26 (a) Members of the task force must include:

27 (i) Three representatives from different organizations that
28 represent individuals or underserved communities, including but not
29 limited to children, seniors, African Americans, Latino Americans,
30 Native Americans, Pacific Islander Americans, and low income and
31 rural communities;

32 (ii) One member of the dental quality assurance commission;

33 (iii) One representative from the University of Washington school
34 of dentistry;

35 (iv) One member from the Washington state dental association;

36 (v) One member from the Washington state dental hygienists'
37 association;

38 (vi) One dental therapist;

1 (vii) One dentist who has or is currently supervising a dental
2 therapist or therapists;

3 (viii) One representative from a dental only integrated delivery
4 system;

5 (ix) One representative from an urban Indian health clinic;

6 (x) One representative from a federally qualified health center
7 or the Washington association for community health;

8 (xi) One representative from a dental therapy education program;

9 (xii) One representative from a Washington tribe that currently
10 employs dental therapists; and

11 (xiii) One representative from a labor union representing care
12 providers that has experience providing dental coverage and promoting
13 dental care among their members.

14 (b) In addition, members of the task force may include members
15 from the legislature as follows:

16 (i) The president of the senate may appoint one member from each
17 of the two largest caucuses of the senate; and

18 (ii) The speaker of the house of representatives may appoint one
19 member from each of the two largest caucuses of the house of
20 representatives.

21 ~~((+18))~~ (17) \$492,000 of the general fund—state appropriation for
22 fiscal year 2022 and \$492,000 of the general fund—state appropriation
23 for fiscal year 2023 are provided solely for the department to
24 coordinate with local health jurisdictions to establish and maintain
25 comprehensive group B programs to ensure safe drinking water. These
26 funds shall be used to support the costs of the development and
27 adoption of rules, policies, and procedures, and for technical
28 assistance, training, and other program-related costs.

29 ~~((+19))~~ (18) \$96,000 of the general fund—state appropriation for
30 fiscal year 2022 and \$92,000 of the general fund—state appropriation
31 for fiscal year 2023 are provided solely for community outreach to
32 prepare culturally and linguistically appropriate hepatitis B
33 information in a digital format to be distributed to ethnic and
34 cultural leaders and organizations to share with foreign-born and
35 limited or non-English speaking community networks.

36 ~~((+20))~~ (19) \$750,000 of the general fund—state appropriation for
37 fiscal year 2022 and \$750,000 of the general fund—state appropriation
38 for fiscal year 2023 are provided solely to continue the
39 collaboration between the local public health jurisdiction, related

1 accountable communities of health, and health care providers to
2 reduce potentially preventable hospitalizations in Pierce county.
3 This collaboration will build from the first three years of the
4 project, planning to align care coordination efforts across health
5 care systems and support the related accountable communities of
6 health initiatives, including innovative, collaborative models of
7 care. Strategies to reduce costly hospitalizations include the
8 following: (a) Working with partners to prevent chronic disease; (b)
9 improving heart failure rates; (c) incorporating community health
10 workers as part of the health care team and improving care
11 coordination; (d) supporting the COVID-19 response with improved
12 access to immunizations; and (e) the use of community health workers
13 to provide necessary resources to prevent hospitalization of people
14 who are in isolation and quarantine. By December 15, 2022, the
15 members of the collaboration shall report to the legislature
16 regarding the effectiveness of each of the strategies identified in
17 this subsection. In addition, the report shall describe the most
18 significant challenges and make further recommendations for reducing
19 costly hospitalizations.

20 ~~((+21))~~ (20) (a) ~~(((\$200,000))~~ \$65,000 of the general fund—state
21 appropriation for fiscal year 2022 ~~((+s))~~ and \$135,000 of the general
22 fund—state appropriation for fiscal year 2023 are provided solely for
23 a task force, chaired by the secretary of the department, implemented
24 by August 1, 2021, to assist with the development of a "parks Rx"
25 health and wellness pilot program that can be implemented in the
26 Puget Sound, eastern Washington, and southwest Washington regions of
27 Washington state.

28 (b) Members of the task force must include:

29 (i) The secretary of health, or the secretary's designee;

30 (ii) The following members to be appointed by the secretary of
31 health:

32 (A) Two representatives of local parks and recreation agencies,
33 from recommendations by the Washington recreation and park
34 association;

35 (B) Two representatives of health care providers and community
36 health workers, from recommendations by the association of Washington
37 healthcare plans from recommendations by the department community
38 health worker training program;

39 (C) Two representatives from drug-free health care professions,
40 one representing the interests of state associations representing

1 chiropractors and one representing the interests of physical
2 therapists and athletic trainers from recommendations by their
3 respective state associations;

4 (D) Two representatives from hospital and health systems, from
5 recommendations by the Washington state hospital association;

6 (E) Two representatives of local public health agencies, from
7 recommendations by the Washington state association of local public
8 health officials; and

9 (F) Two representatives representing health carriers, from
10 recommendations from the association of Washington healthcare plans;
11 and

12 (iii) A representative from the Washington state parks, as
13 designated by the Washington state parks and recreation commission.

14 (c) The secretary of health or the secretary's designee must
15 chair the task force created in this subsection. Staff support for
16 the task force must be provided by the department of health.

17 (d) The task force shall establish an ad hoc advisory committee
18 in each of the three pilot regions for purposes of soliciting input
19 on the design and scope of the parks Rx program. Advisory committee
20 membership may not exceed 16 persons and must include diverse
21 representation from the pilot regions, including those experiencing
22 significant health disparities.

23 (e) The task force must meet at least once bimonthly through June
24 2022.

25 (f) The duties of the task force are to advise the department of
26 health on issues including but not limited to developing:

27 (i) A process to establish the pilot program described in this
28 subsection around the state with a focused emphasis on diverse
29 communities and where systematic inequities and discrimination have
30 negatively affected health outcomes;

31 (ii) Model agreements that would enable insurers to offer
32 incentives to public, nonprofit, and private employers to create
33 wellness programs that offer employees a discount on health insurance
34 in exchange for a certain usage level of outdoor parks and trails for
35 recreation and physical activity; and

36 (iii) Recommendations on ways in which a public-private
37 partnership approach may be utilized to fund the implementation of
38 the pilot program described in this subsection.

1 (g) The members of the task force are encouraged to consider
2 grant funding and outside funding options that can be used toward the
3 pilot program.

4 (h) The department of health must report findings and
5 recommendations of the task force to the governor and relevant
6 committees of the legislature in compliance with RCW 43.01.036 by
7 September 1, 2022.

8 ~~((+22))~~ (21) \$50,000 of the general fund—state appropriation for
9 fiscal year 2022 and \$50,000 of the general fund—state appropriation
10 for fiscal year 2023 are provided solely for a work group to make
11 recommendations concerning funding and policy initiatives to address
12 the spread of sexually transmitted infections in Washington.

13 (a) The work group membership must include, but is not limited
14 to, the following members appointed by the governor:

15 (i) A representative from the department of health office of
16 infectious disease;

17 (ii) A representative from the pharmacy quality assurance
18 commission;

19 (iii) A representative from the Washington medical commission;

20 (iv) A representative from an organization representing health
21 care providers;

22 (v) A representative from a local health jurisdiction located
23 east of the crest of the Cascade mountains;

24 (vi) A representative from a local health jurisdiction located
25 west of the crest of the Cascade mountains;

26 (vii) At least one representative from an organization working to
27 address health care access barriers for LGBTQ populations;

28 (viii) At least one representative from an organization working
29 to address health care access barriers for communities of color; and

30 (ix) At least one representative from an organization working to
31 address health care access barriers for justice involved individuals.

32 (b) Staff support for the work group shall be provided by the
33 department of health.

34 (c) The work group shall submit a report to the legislature by
35 December 1, 2022, that includes recommendations to: (i) Eradicate
36 congenital syphilis and hepatitis B by 2030; (ii) control the spread
37 of gonorrhea, syphilis, and chlamydia; (iii) end the need for
38 confirmatory syphilis testing by the public health laboratory; and

39 (d) expand access to PrEP and PEP.

1 (d) Recommendations provided by the work group must be
2 prioritized based on need and available funding.

3 ~~((23))~~ (22) \$236,000 of the general fund—state appropriation for
4 fiscal year 2022 and \$236,000 of the general fund—state appropriation
5 for fiscal year 2023 are provided solely to implement Engrossed
6 Second Substitute House Bill No. 1152 (comprehensive public health
7 districts). ~~((If the bill is not enacted by June 30, 2021, the
8 amounts provided in this subsection shall lapse.~~

9 ~~(24))~~ (23) \$332,000 of the general fund—state appropriation for
10 fiscal year 2022 and \$1,885,000 of the general fund—state
11 appropriation for fiscal year 2023 are provided solely for the
12 department to establish and operate regional shared service centers,
13 regional health officers, and regional coordinators, as follows:

14 (a) The role and duties of the regional shared service centers
15 shall be determined by the department and may include the
16 coordination and facilitation of shared delivery of services under
17 the foundational public health services, the implementation of
18 Engrossed Second Substitute Senate Bill No. 5052 (health equity
19 zones), and the development of relationships with other regional
20 bodies, such as accountable communities of health.

21 (b) Regional health officers and regional coordinators must be
22 employees of the department. The department may seek to colocate
23 these employees with local health jurisdictions or other government
24 agencies.

25 (c) The regional health officers shall be deputies of the state
26 health officer. Regional health officers may: (i) Work in partnership
27 with local health jurisdictions, the department, the state board of
28 health, and federally recognized Indian tribes to provide
29 coordination across counties; (ii) provide support to local health
30 officers and serve as an alternative for local health officers during
31 vacations and other absences, emergencies, and vacancies; and (iii)
32 provide mentorship and training to new local health officers.

33 (d) A regional health officer must meet the same qualifications
34 as local health officers provided in RCW 70.05.050.

35 ~~((25))~~ (24) \$34,000 of the general fund—state appropriation for
36 fiscal year 2022 and \$58,000 of the general fund—local appropriation
37 are provided solely for implementation of Second Substitute House
38 Bill No. 1148 (acute care hospitals). ~~((If the bill is not enacted by
39 June 30, 2021, the amounts provided in this subsection shall lapse.~~

1 ~~(26))~~ (25) \$832,000 of the general fund—local appropriation and
2 \$554,000 of the health professions account—state appropriation are
3 provided solely for implementation of Engrossed Second Substitute
4 House Bill No. 1086 (behavioral health consumers). ~~((If the bill is
5 not enacted by June 30, 2021, the amounts provided in this subsection
6 shall lapse.~~

7 ~~(27))~~ (26) \$21,000 of the health professions account—state
8 appropriation is provided solely for implementation of House Bill No.
9 1063 (behav. health credentials). ~~((If the bill is not enacted by
10 June 30, 2021, the amount provided in this subsection shall lapse.~~

11 ~~(28))~~ (27) \$374,000 of the general fund—state appropriation for
12 fiscal year 2022 and \$362,000 of the general fund—state appropriation
13 for fiscal year 2023 are provided solely for implementation of
14 Engrossed Substitute House Bill No. 1443 (cannabis industry/equity).
15 ~~((If the bill is not enacted by June 30, 2021, the amount provided in
16 this subsection shall lapse.~~

17 ~~(29))~~ (28) \$97,000 of the general fund—local appropriation is
18 provided solely for implementation of House Bill No. 1031 (birth
19 cert., stillbirth). ~~((If the bill is not enacted by June 30, 2021,
20 the amount provided in this subsection shall lapse.~~

21 ~~(30)~~ \$200,000 of the general fund—state appropriation for fiscal
22 year 2022 and \$98,000 of the general fund—state appropriation for
23 fiscal year 2023 are provided solely for implementation of Second
24 Substitute House Bill No. 1127 (COVID-19 health data privacy). ~~If the
25 bill is not enacted by June 30, 2021, the amounts provided in this
26 subsection shall lapse.~~

27 ~~(31))~~ (29) \$17,000 of the health professions account—state
28 appropriation is provided solely for implementation of Substitute
29 House Bill No. 1007 (supervised exp./distance). ~~((If the bill is not
30 enacted by June 30, 2021, the amount provided in this subsection
31 shall lapse.~~

32 ~~(32) — \$596,000)~~ (30) \$1,188,000 of the general fund—state
33 appropriation for fiscal year 2022, ~~((~~\$58,000~~))~~ \$2,488,000 of the
34 general fund—state appropriation for fiscal year 2023, and \$64,000 of
35 the hospital data collection account—state appropriation are provided
36 solely for implementation of Engrossed Second Substitute House Bill
37 No. 1272 (health system transparency). ~~((If the bill is not enacted
38 by June 30, 2021, the amounts provided in this subsection shall
39 lapse.))~~ Of the amounts provided in this subsection, \$2,000,000 of

1 general fund—state appropriation is for assistance to 37 rural
2 hospitals that are required to comply with the provisions under the
3 bill.

4 ~~((33))~~ (31) \$71,000 of the health professions account—state
5 appropriation is provided solely for implementation of Substitute
6 House Bill No. 1129 (international medical grads). ~~((If the bill is~~
7 ~~not enacted by June 30, 2021, the amount provided in this subsection~~
8 ~~shall lapse.~~

9 ~~(34))~~ (32) \$2,809,000 of the model toxics control operating
10 account—state appropriation is provided solely for implementation of
11 Engrossed Second Substitute House Bill No. 1139 (lead in drinking
12 water). ~~((If the bill is not enacted by June 30, 2021, the amounts~~
13 ~~provided in this subsection shall lapse.~~

14 ~~(35))~~ (33) \$17,000 of the general fund—state appropriation for
15 fiscal year 2022 is provided solely for implementation of Substitute
16 House Bill No. 1383 (respiratory care). ~~((If the bill is not enacted~~
17 ~~by June 30, 2021, the amount provided in this subsection shall lapse.~~

18 ~~(36))~~ (34) \$92,000 of the general fund—state appropriation for
19 fiscal year 2022 is provided solely for implementation of Engrossed
20 Substitute House Bill No. 1184 (risk-based water standards). ~~((If the~~
21 ~~bill is not enacted by June 30, 2021, the amount provided in this~~
22 ~~subsection shall lapse.~~

23 ~~(37))~~ (35) \$516,000 of the general fund—state appropriation for
24 fiscal year 2022 and \$1,873,000 of the general fund—state
25 appropriation for fiscal year 2023 are provided solely for
26 implementation of Substitute House Bill No. 1225 (school-based health
27 centers). ~~((If the bill is not enacted by June 30, 2021, the amounts~~
28 ~~provided in this subsection shall lapse.~~

29 ~~(38))~~ (36) \$301,000 of the secure drug take-back program account—
30 state appropriation is provided solely for implementation of Second
31 Substitute House Bill No. 1161 (drug take-back programs). ~~((If the~~
32 ~~bill is not enacted by June 30, 2021, the amount provided in this~~
33 ~~subsection shall lapse.~~

34 ~~(39))~~ (37) \$22,000 of the general fund—state appropriation for
35 fiscal year 2022 and \$78,000 of the general fund—state appropriation
36 for fiscal year 2023 are provided solely for implementation of
37 Engrossed House Bill No. 1311 (SUD apprenticeships/certs). ~~((If the~~
38 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
39 ~~subsection shall lapse.~~

1 ~~(40)~~) (38) \$17,000 of the general fund—state appropriation for
2 fiscal year 2022 is provided solely for implementation of House Bill
3 No. 1378 (medical assistants). ~~((If the bill is not enacted by June~~
4 ~~30, 2021, the amount provided in this subsection shall lapse.~~

5 ~~(41)~~) (39) Within amounts appropriated in this section from the
6 health professions account, the Washington nursing commission shall
7 contract with the state auditor's office to conduct a performance
8 audit, specifically addressing the length of time required to license
9 individuals who come from other states. The audit should address the
10 obstacles contributing to any delay and make recommendations for
11 improvement.

12 ~~((42))~~ (40) Within amounts appropriated in this section from the
13 health professions account, the Washington medical commission shall
14 contract with the state auditor's office to conduct a performance
15 audit, which must address the length of time required to license
16 individuals and comparatively analyze disciplinary processes with
17 those of other states. The audit should address the obstacles
18 contributing to inefficiencies and make recommendations for
19 improvement.

20 ~~((43))~~ (41) Within amounts appropriated in this section, the
21 Washington nursing commission must hire sufficient staff to process
22 applications for nursing licenses so that the time required for
23 processing does not exceed seven days.

24 ~~((44))~~ (42) \$600,000 of the general fund—state appropriation for
25 fiscal year 2022 and \$600,000 of the general fund—state appropriation
26 for fiscal year 2023 are provided solely for the department to
27 contract with a community-based nonprofit organization located in
28 Yakima Valley to develop a Spanish language public radio media
29 campaign aimed at providing education on the COVID-19 pandemic
30 through an outreach program. The goal of the radio media campaign is
31 to reach residents considered "essential workers," including but not
32 limited to farmworkers, and provide information on best practices for
33 limiting exposure, preventing transmission, and seeking treatment for
34 COVID-19. The nonprofit organization must coordinate with medical
35 professionals and other stakeholders on the content of the radio
36 media campaign. The department, in coordination with the nonprofit,
37 must provide a preliminary report to the legislature no later than
38 December 31, 2021. A final report to the legislature must be
39 submitted no later than June 30, 2023. Both reports must include: (a)

1 A description of the outreach program and its implementation; (b) the
2 number of individuals reached through the outreach program; and (c)
3 any relevant demographic data regarding those individuals.

4 ~~((45))~~ (43) \$500,000 of the general fund—state appropriation for
5 fiscal year 2022 and ~~(\$500,000)~~ \$725,000 of the general fund—state
6 appropriation for fiscal year 2023 is provided solely for the
7 Washington poison center. This funding is provided in addition to
8 funding pursuant to RCW 69.50.540.

9 ~~((46))~~ (44) \$400,000 of the general fund—state appropriation for
10 fiscal year 2022 and \$400,000 of the general fund—state appropriation
11 for fiscal year 2023 are provided solely for the department to
12 contract with a community-based nonprofit organization located in
13 Yakima Valley to develop a Spanish-language public radio media
14 campaign aimed at preventing opioid use disorders through education
15 outreach programs. The goal of the radio media campaign is reaching
16 underserved populations, who may have limited literacy and who may
17 experience cultural and informational isolation, to address
18 prevention, education and treatment for opioid users or those at risk
19 for opioid use. The nonprofit organization must coordinate with
20 stakeholders who are engaged in promoting healthy and educated
21 choices about drug use and abuse to host four workshops and two
22 conferences that present the latest research and best practices. The
23 department, in coordination with the nonprofit, must provide a
24 preliminary report to the legislature no later than December 31,
25 2022. A final report must be submitted to the legislature no later
26 than June 30, 2023. Both reports must include: (a) A description of
27 the outreach programs and their implementation; (b) a description of
28 the workshops and conferences held; (c) the number of individuals who
29 participated in or received services in relation to the outreach
30 programs; and (d) any relevant demographic data regarding those
31 individuals.

32 ~~((47))~~ (45) \$2,122,000 of the general fund—state appropriation
33 for fiscal year 2022 and \$2,122,000 of the general fund—state
34 appropriation for fiscal year 2023 are provided solely for the
35 ongoing operations and maintenance of the prescription monitoring
36 program maintained by the department.

37 ~~((48))~~ (46) \$2,325,000 of the general fund—state appropriation
38 for fiscal year 2022 and \$2,625,000 of the general fund—state
39 appropriation for fiscal year 2023 are provided solely for:

1 (a) Staffing by the department, the department of veterans
2 affairs, and the department of corrections to expand statewide
3 suicide prevention efforts, which efforts include suicide prevention
4 efforts for military service members and veterans and incarcerated
5 persons;

6 (b) A suicide prevention public awareness campaign to provide
7 education regarding the signs of suicide, interventions, and
8 resources for support;

9 (c) Additional staffing for call centers to support the increased
10 volume of calls to suicide hotlines;

11 (d) Training for first responders to identify and respond to
12 individuals experiencing suicidal ideation;

13 (e) Support for tribal suicide prevention efforts;

14 (f) Strengthening behavioral health and suicide prevention
15 efforts in the agricultural sector;

16 (g) Support for the three priority areas of the governor's
17 challenge regarding identifying suicide risk among service members
18 and their families, increasing the awareness of resources available
19 to service members and their families, and lethal means safety
20 planning;

21 (h) Expansion of training for community health workers to include
22 culturally informed training for suicide prevention;

23 (i) Coordination with the office of the superintendent of public
24 instruction; and

25 (j) Support for the suicide prevention initiative housed in the
26 University of Washington.

27 ~~((49))~~ (47) \$1,500,000 of the general fund—state appropriation
28 for fiscal year 2022 and \$1,500,000 of the general fund—state
29 appropriation for fiscal year 2023 are provided solely for the fruit
30 and vegetable incentive program.

31 ~~((50))~~ (48) \$474,000 of the general fund—state appropriation for
32 fiscal year 2022 is provided solely to implement Substitute House
33 Bill No. 1218 (long-term care residents). ~~((If the bill is not
34 enacted by June 30, 2021, the amount provided in this subsection
35 shall lapse.~~

36 ~~(51))~~ (49) \$1,779,000 of the health professions account—state
37 appropriation is provided solely to implement Engrossed Second
38 Substitute Senate Bill No. 1504 (workforce education development

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

3 ~~(52))~~ (50) \$627,000 of the general fund—state appropriation for
4 fiscal year 2022 and \$627,000 of the general fund—state appropriation
5 for fiscal year 2023 are provided solely to implement the
6 recommendations from the community health workers task force to
7 provide statewide leadership, training, and integration of community
8 health workers with insurers, health care providers, and public
9 health systems.

10 ~~((53))~~ (51) \$250,000 of the general fund—state appropriation for
11 fiscal year 2022 is provided solely for one-time grants to family
12 planning clinics that are at risk of imminent closure, did not
13 receive a paycheck protection program loan, and are ineligible for
14 funding through the coronavirus aid, relief, and economic security
15 (CARES) act or the coronavirus response and relief supplemental
16 appropriations act of 2021 (CRRSA).

17 ~~((54))~~ (52) \$450,000 of the general fund—state appropriation for
18 fiscal year 2022 is provided solely for the nursing care quality
19 assurance commission, in collaboration with the workforce training
20 and education coordinating board and the department of labor and
21 industries, to plan a home care aide to nursing assistant certified
22 to licensed practical nurse (HCA-NAC-LPN) apprenticeship pathway. The
23 plan must provide the necessary groundwork for the launch of at least
24 three licensed practical nurse apprenticeship programs in the next
25 phase of work. The plan for the apprenticeship programs must include
26 programs in at least three geographically disparate areas of the
27 state experiencing high levels of long-term care workforce shortages
28 for corresponding health professions and incorporate the
29 participation of local workforce development councils for
30 implementation.

31 ~~((55))~~ (53) \$85,000 of the general fund—state appropriation for
32 fiscal year 2022 and \$23,000 of the health professions account—state
33 appropriation are provided solely to implement Senate Bill No. 5124
34 (colon hydrotherapy). (~~If the bill is not enacted by June 30, 2021,~~
35 ~~the amounts provided in this subsection shall lapse.~~)

36 (54) \$3,000,000 of the general fund—state appropriation for
37 fiscal year 2022 and \$3,000,000 of the general fund—state
38 appropriation for fiscal year 2023 are provided solely for the
39 Washington nursing commission to manage a grant process to

1 incentivize nurses to supervise nursing students in health care
2 settings. The goal of the grant program is to create more clinical
3 placements for nursing students to complete required clinical hours
4 to earn their nursing degree and related licensure.

5 (55) \$761,000 of the general fund—state appropriation for fiscal
6 year 2023 is provided solely for the Washington nursing commission to
7 continue to implement virtual nursing assistant training and testing
8 modalities, create an apprenticeship pathway into nursing for nursing
9 assistants, implement rule changes to support a career path for
10 nursing assistants, and collaborate with the workforce training and
11 educational coordinating board on a pilot project to transform the
12 culture and practice in long term care settings. The goal of these
13 activities is to expand the nursing workforce for long term care
14 settings.

15 (56) \$147,000 of the general fund—state appropriation for fiscal
16 year 2023 is provided solely for the department in collaboration with
17 the state health care authority and the University of Washington to
18 develop a licensure and regulatory program for behavioral health
19 support specialists consistent with the provisions in Engrossed
20 Second Substitute Senate Bill No. 5884 (behavioral health support).

21 (57) \$212,000 of the general fund—state appropriation for fiscal
22 year 2023 is provided solely for implementation of Substitute Senate
23 Bill No. 5821 (cardiac & stroke response). If the bill is not enacted
24 by June 30, 2022, the amount provided in this subsection shall lapse.

25 (58) \$41,000 of the general fund—state appropriation for fiscal
26 year 2022 and \$777,000 of the general fund—state appropriation for
27 fiscal year 2023 are provided solely for implementation of House Bill
28 No. 1859 (cannabis analysis labs). If the bill is not enacted by June
29 30, 2022, the amounts provided in this subsection shall lapse.

30 (59) \$223,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$186,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for the department to test for
33 lead in child care facilities to prevent child lead exposure and to
34 research, identify, and connect facilities to financial resources
35 available for remediation costs.

36 (60) \$100,000 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 the department to provide a
39 grant to a statewide community based environmental justice

1 organization to establish an environmental justice community
2 participation fund. The participation fund must allocate the funding
3 as grants to community-based organizations serving vulnerable
4 populations in highly impacted communities in rural and urban areas
5 for the purpose of supporting their communities' access,
6 understanding, and participation in environmental justice council
7 deliberations and the implementation of chapter 70A.02 RCW.

8 (61) \$2,488,000 of the general fund—state appropriation for
9 fiscal year 2022 is provided solely for additional resources for the
10 department to issue provider credentials within seven calendar days
11 of receiving a complete application.

12 (62) \$532,000 of the general fund—state appropriation for fiscal
13 year 2023 is provided solely for the department to create a program
14 within the office of drinking water to offer engineering assistance
15 to nonfluoridated water systems with over 5,000 connections. The
16 program will assist water systems to plan for future community water
17 fluoridation.

18 (63) \$74,000 of the general fund—state appropriation for fiscal
19 year 2023 is provided solely for implementation of Engrossed
20 Substitute House Bill No. 1881 (birth doulas). If the bill is not
21 enacted by June 30, 2022, the amount provided in this subsection
22 shall lapse.

23 (64) \$121,000 of the general fund—state appropriation for fiscal
24 year 2023 is provided solely for the department to expand access to
25 the smoking cessation quitline, implement electronic referrals to the
26 quitline, and provide grants to develop messaging related to smoking
27 cessation.

28 (65) \$7,400,000 of the general fund—state appropriation for
29 fiscal year 2022 is provided solely for one-time grants to providers
30 of abortion care that participate in the department's family planning
31 and reproductive health program and which experienced drops in
32 patient visit volume during the pandemic in order to maintain the
33 availability of services for low-income Washingtonians.

34 (66) \$268,000 of the health professions account—state
35 appropriation is provided solely for implementation of Substitute
36 Senate Bill No. 5753 (board & commission sizes). If the bill is not
37 enacted by June 30, 2022, the amount provided in this subsection
38 shall lapse.

1 (67) \$166,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for the department to conduct an oral
3 health equity assessment. The department must use available data and
4 community needs assessments to identify unmet oral health needs and
5 develop recommendations to advance positive oral health outcomes
6 while reducing inequities through increased access to community water
7 fluoridation. The department must consult with the state office of
8 equity and may collaborate with public health oral health care
9 providers and community-based organizations to conduct the assessment
10 and develop recommendations. The department must submit the oral
11 health equity assessment report and recommendations to the
12 appropriate committees of the legislature by June 30, 2023.

13 (68) \$14,000 of the health professions account—state
14 appropriation is provided solely for implementation of Substitute
15 Senate Bill No. 5496 (health prof. monitoring). If the bill is not
16 enacted by June 30, 2022, the amount provided in this subsection
17 shall lapse.

18 (69) \$100,000 of the general fund—state appropriation for fiscal
19 year 2023 is provided solely for the department to convene a
20 nonregulatory stakeholder forum to discuss solutions to per- and
21 polyfluoroalkyl substances (PFAS) chemical contamination of surface
22 and groundwater.

23 (70) \$19,088,000 of the coronavirus state fiscal recovery fund—
24 federal appropriation is provided solely for the costs of public
25 health data systems and are subject to the conditions, limitations,
26 and review requirements of section 701 of this act.

27 (71) \$814,000 of the general fund—state appropriation for fiscal
28 year 2023 is provided solely for the department to expand grants to
29 establish new school-based health centers and to add behavioral
30 health capacity to existing school-based health centers.

31 (72) \$54,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$1,300,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely for the department to coordinate
34 and lead a multi-agency approach to youth suicide prevention and
35 intervention.

36 (73) \$654,000 of the general fund—state appropriation for fiscal
37 year 2023 is provided solely for the department, in collaboration
38 with an organization that represents pediatric care needs in
39 Washington state, to establish a curriculum and provide training for

1 community health workers in primary care clinics whose patients are
2 significantly comprised of pediatric patients enrolled in medical
3 assistance under chapter 74.09 RCW, beginning January 1, 2023, in
4 support of the health care authority's two-year grant program. The
5 department will coordinate ongoing curriculum development meetings
6 with the relational health training work group.

7 (74) \$1,500,000 of the general fund—state appropriation for
8 fiscal year 2023 is provided solely for a grant to the greater
9 Columbia accountable community of health to develop and implement an
10 innovative emergency medical services program to bridge the gap of
11 unmet health care needs in the community.

12 (75) \$1,000,000 of the general fund—state appropriation for
13 fiscal year 2023 is provided solely for a grant to cancer pathways to
14 provide statewide education and support for adults, children, and
15 families impacted by cancer, including support groups, camps for kids
16 impacted by cancer, and risk reduction education for teens.

17 (76) \$66,956,000 of the coronavirus state fiscal recovery fund—
18 federal appropriation is provided solely for the department's
19 continued vaccine administration efforts, including mass vaccination
20 sites where needed and pass-through contracts with local health
21 jurisdictions. If the federal emergency management agency
22 reimbursement at full cost for eligible activities is renewed beyond
23 June 30, 2022, the department must conserve this appropriation and
24 maximize the use of federal reimbursements. The legislature intends
25 this funding to be sufficient to cover the department's vaccine
26 administration activities through January 1, 2023. By October 1,
27 2022, the department must submit a report to the health care and
28 fiscal committees of the legislature detailing a cost-based COVID-19
29 vaccine administration fiscal response plan for the remainder of the
30 2021-2023 fiscal biennium as well as any vaccine administration costs
31 the department projects into the 2023-2025 fiscal biennium. This
32 report must include a funding strategy for specific agency COVID-19
33 vaccine administration initiatives, including, but not limited to,
34 mass vaccination sites, primary care provider outreach, mobile
35 vaccination administration, and outreach. This report must also
36 include specific and itemized individual local health jurisdiction
37 initiatives in which the department has or plans to request funding
38 from the legislature on behalf of the local health jurisdiction.

1 (77) \$58,320,000 of the coronavirus state fiscal recovery fund—
2 federal appropriation is provided solely for the department to
3 respond to the COVID-19 pandemic through means including diagnostic
4 testing, case investigation, outbreak response, care coordination,
5 community outreach, operational and technical support, disease
6 surveillance, client services, and support for local health
7 jurisdictions and tribes. If the federal emergency management agency
8 reimbursement at full cost for eligible activities is renewed beyond
9 June 30, 2022, the department must conserve this appropriation and
10 maximize the use of federal reimbursements. The legislature intends
11 this funding to be sufficient to cover the department's response
12 through January 1, 2023, at which point the legislature plans to
13 reevaluate the scope of the public health threat posed by COVID-19.
14 By October 1, 2022, the department must submit a report to the health
15 care and fiscal committees of the legislature detailing a cost-based
16 COVID-19 fiscal response plan for the remainder of the 2021-2023
17 fiscal biennium as well as any costs the department projects into the
18 2023-2025 fiscal biennium. This report must include a funding
19 strategy for specific agency COVID-19 response initiatives,
20 including, but not limited to, mass testing sites, testing contracts,
21 laboratory and scientific analysis, and other agency initiatives in
22 response to the pandemic. This report must also include specific and
23 itemized individual local health jurisdiction initiatives in which
24 the department has or plans to request funding from the legislature
25 on behalf of the local health jurisdiction.

26 (78) \$85,000 of the health professions account—state
27 appropriation is provided solely for the implementation of Senate
28 Bill No. 5518 (OT licensure compact). If the bill is not enacted by
29 June 30, 2022, the amount provided in this subsection shall lapse.

30 (79) \$91,000 of the general fund—state appropriation for fiscal
31 year 2023 is provided solely for implementation of Engrossed Second
32 Substitute Senate Bill No. 5702 (donor human milk coverage). If the
33 bill is not enacted by June 30, 2022, the amount provided in this
34 subsection shall lapse.

35 (80) \$22,000 of the general fund—state appropriation for fiscal
36 year 2023 is provided solely for implementation of Substitute Senate
37 Bill No. 5765 (midwifery). If the bill is not enacted by June 30,
38 2022, the amount provided in this subsection shall lapse.

1 (81) \$300,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for the department to create the
3 criminal justice integrated data system task force, to be convened
4 and chaired by a representative from the department.

5 (a) In addition to the chair, the task force shall consist of the
6 following members or the member's designee with experience in
7 criminal justice data systems and reporting:

8 (i) The governor;

9 (ii) The chief justice of the Washington state supreme court;

10 (iii) The attorney general;

11 (iv) The director of the department of corrections;

12 (v) The director of the department of children, youth, and
13 families;

14 (vi) The director of the department of social and health
15 services;

16 (vii) The director of the administrative office of the courts;

17 (viii) A representative of the Washington association of
18 prosecuting attorneys;

19 (ix) A representative of the Washington association of sheriffs
20 and police chiefs;

21 (x) A representative of the association of Washington cities;

22 (xi) A representative of the Washington state association of
23 counties;

24 (xii) A representative of the office of crime victims advocacy;

25 (xiii) A representative from the Washington state institute for
26 public policy;

27 (xiv) A representative from the office of public defense or a
28 defense representative;

29 (xv) A representative from the Harborview injury prevention and
30 research center;

31 (xvi) A representative from the Washington association of
32 coroners and medical examiners; and

33 (xvii) A representative from the Washington state association of
34 county clerks.

35 (b) The task force shall notify the members of the law and
36 justice committees of the house and senate of scheduled meetings and
37 agendas.

38 (c) By December 1, 2022, the task force shall submit a report to
39 the legislature detailing recommendations, an implementation plan,
40 and a feasibility study for a criminal justice integrated data system

1 to receive and maintain data and information from local governments,
2 state agencies, and nongovernmental entities. This report must also
3 include:

4 (i) Recommendations on the creation and composition of a criminal
5 justice data oversight council and processes by which the council
6 will approve requests for projects, reports, and data analyses
7 generated from the criminal justice integrated data system;

8 (ii) Opportunities to integrate and leverage federal and other
9 dollars for this work; and

10 (iii) A staffing plan for the department of health to create a
11 violence and death investigation resource center to collect and
12 analyze vital statistics on violence and deaths in the state to:

13 (A) Identify localized and statewide trends;

14 (B) Survey medical examiners and coroners in the state to
15 identify the critical needs of the offices;

16 (C) Develop systems to facilitate information and data sharing
17 between medical examiner and coroner offices; and

18 (D) Develop best practices for death investigations in the state.

19 (d) Of the amounts provided in this subsection, \$100,000 of the
20 general fund—state appropriation for fiscal year 2023 is provided
21 solely for the department to contract with the Washington association
22 of coroners and medical examiners to conduct a study of the critical
23 shortage of board-certified forensic pathologists and recommend to
24 the legislature what steps the state can take to foster a robust
25 forensic pathology community. The study shall cover issues related to
26 Conrad 30/J-1 visa waivers and measures to encourage enrollment in
27 the University of Washington and Washington State University forensic
28 pathology residency programs. This study must also include
29 recommendations on how to create two new forensic pathology fellow
30 slots, one in conjunction with the University of Washington and one
31 in conjunction with Washington State University. The Washington
32 association of coroners and medical examiners shall directly report
33 its findings and recommendations to the governor and the appropriate
34 committees of the legislature by December 1, 2022.

35 (82) \$39,000 of the general fund—state appropriation for fiscal
36 year 2023 is provided solely for implementation of Engrossed
37 Substitute Senate Bill No. 5974 (transportation resources). If the
38 bill is not enacted by June 30, 2022, the amount provided in this
39 subsection shall lapse.

1 (83) \$428,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$855,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for the continued operations of
4 the Washington medical coordination center.

5 (84) \$17,000 of the general fund—state appropriation for fiscal
6 year 2023 is provided solely for the department to conduct a survey
7 of home care and home health agencies as defined in RCW 70.127.010,
8 to gather financial information for tax or fee planning purposes,
9 including but not limited to total by service line. Any such
10 financial information reported must be de-identified so it does not
11 identify individual recipients of care. The department shall provide
12 this information to the department of social and health services and
13 service employees international union 775 for analysis upon
14 completion of the survey.

15 (85) \$2,000,000 of the general fund—state appropriation for
16 fiscal year 2023 is provided solely for the department to conduct a
17 mass public awareness campaign targeted at alerting the public to the
18 dangers caused by methamphetamines and fentanyl, including outreach
19 to both youth and adults aimed at preventing addiction and overdose
20 deaths.

21 (86) \$91,000 of the general fund—state appropriation for fiscal
22 year 2023 is provided solely for the department to convene a work
23 group to study the root causes of rising behavioral health issues in
24 Washington communities.

25 (a) The membership of the work group shall emphasize individuals
26 with actual, practical experience dealing with the behavioral health
27 system and shall include:

28 (i) Individuals who have received behavioral health services in a
29 variety of settings and circumstances throughout the behavioral
30 health system;

31 (ii) Family members of individuals who have received behavioral
32 health services;

33 (iii) Behavioral health treatment providers with experience
34 providing behavioral health services in various settings, including
35 crisis behavioral health services. Providers serving on the work
36 group may not represent, or be employed by, any organizations or
37 interest groups representing the interests of health care providers
38 or behavioral health stakeholders;

1 (iv) Tribal representatives with experience providing or
2 receiving behavioral health services from tribal health departments;

3 (v) Members of the clergy;

4 (vi) Law enforcement officers with training and experience in
5 responding to individuals with behavioral health conditions or who
6 are undergoing behavioral health crises;

7 (vii) Behavioral health advocates; and

8 (viii) Any other individuals with experience in the behavioral
9 health system, as deemed appropriate by the department.

10 (b) The work group shall, at a minimum, discuss:

11 (i) Factors leading to increased demand for behavioral health
12 services in Washington;

13 (ii) Barriers to addressing unmet needs and any gaps in the
14 behavioral health system;

15 (iii) The effectiveness of the state's integrated care initiative
16 regarding access for the seriously mentally ill, reductions in
17 hospitalization and institutionalization, improvements in community-
18 based care, and support for an effective network of community-based
19 care providers for the seriously mentally ill; and

20 (iv) Suggestions for improving the behavioral health system,
21 including methods to address behavioral health workforce shortages.

22 (c) The work group shall submit to the governor and the
23 appropriate committees of the legislature a progress report by
24 December 15, 2022, and its findings and recommendations by June 30,
25 2023.

26 (87) \$25,000 of the general fund—state appropriation for fiscal
27 year 2023 is provided solely for the department to provide a grant to
28 a community organization in Greenwater to establish temporary
29 portable toilets to be accessible to tourists and other individuals
30 traveling on state route 410.

31 (88) \$552,000 of the health professions account—state
32 appropriation is provided solely for implementation of chapter 203,
33 Laws of 2021 (long-term services/emergency).

34 (89) \$48,000 of the dedicated marijuana account—state
35 appropriation for fiscal year 2023 and \$7,000 of the general fund—
36 private/local appropriation are provided solely to implement Second
37 Substitute House Bill No. 1210 (cannabis terminology). If the bill is
38 not enacted by June 30, 2022, the amount provided in this subsection
39 shall lapse.

1 (90) \$88,000 of the general fund—state appropriation for fiscal
2 year 2023 and \$44,000 of the hospital data collection account—state
3 appropriation are provided solely for implementation of Substitute
4 House Bill No. 1616 (charity care). If the bill is not enacted by
5 June 30, 2022, the amount provided in this subsection shall lapse.

6 (91) \$17,000 of the health professions account—state
7 appropriation is provided solely for implementation of Substitute
8 House Bill No. 1675 (dialysate & dialysis devices). If the bill is
9 not enacted by June 30, 2022, the amount provided in this subsection
10 shall lapse.

11 (92) \$40,000 of the general fund—state appropriation for fiscal
12 year 2023 is provided solely for implementation of Substitute House
13 Bill No. 1074 (fatality reviews). If the bill is not enacted by June
14 30, 2022, the amount provided in this subsection shall lapse.

15 (93) \$44,000 of the general fund—state appropriation for fiscal
16 year 2023 is provided solely for implementation of House Bill No.
17 1739 (hospital policies/pathogens). If the bill is not enacted by
18 June 30, 2022, the amount provided in this subsection shall lapse.

19 (94) \$17,000 of the health professions account—state
20 appropriation is provided solely for implementation of Substitute
21 House Bill No. 1124 (nurse delegation/glucose). If the bill is not
22 enacted by June 30, 2022, the amount provided in this subsection
23 shall lapse.

24 (95) \$243,000 of the health professions account—state
25 appropriation is provided solely for implementation of Substitute
26 House Bill No. 1286 (psychology compact). If the bill is not enacted
27 by June 30, 2022, the amount provided in this subsection shall lapse.

28 (96) (a) \$125,000 of the general fund—state appropriation for
29 fiscal year 2023 is provided solely for the department to contract
30 with the department of environmental and occupational health sciences
31 within the University of Washington to develop a report to the
32 legislature regarding school environmental health policies,
33 recommendations, and standards. In developing the report, the
34 department of environmental and occupational health sciences shall
35 collaborate with other school of public health programs within the
36 University of Washington, the department of health, and the
37 department of ecology.

38 (b) The report shall include:

1 (i) A review of policies and regulations in other states
2 pertaining to environmental health in K-12 schools;

3 (ii) Literature and recommendations for exposure standards and
4 remediation levels which are protective of health and safety for
5 students in schools;

6 (iii) A summarization of activities, such as inspections,
7 management, control levels, and remediation of a variety of
8 contaminants and issues, including PCBs, lead, asbestos, poor
9 ventilation, and mold; and

10 (iv) Recommendations for next steps for policies and standards in
11 Washington schools.

12 (c) The report is due by December 31, 2022.

13 (97) \$680,000 of the general fund—state appropriation for fiscal
14 year 2023 is provided solely for the department to establish a
15 stipend program for licensed nurses to receive reimbursement of up to
16 \$2,500 to cover eligible expenses incurred in order to complete the
17 training necessary to become a certified sexual assault nurse
18 examiner.

19 (98) \$408,000 of the general fund—state appropriation for fiscal
20 year 2023 is provided solely for the department to establish a grant
21 program for hospitals to obtain the services of a certified sexual
22 assault nurse examiner from other sources if the hospital does not
23 have those services available internally.

24 (99) \$5,000,000 of the general fund—state appropriation for
25 fiscal year 2023 is provided solely for tobacco, vapor product, and
26 nicotine control, cessation, treatment and prevention, and other
27 substance use prevention and education, with an emphasis on
28 community-based strategies. These strategies must include programs
29 that consider the disparate impacts of nicotine addiction on specific
30 populations, including youth and racial or other disparities.

31 (100) \$550,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$450,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely for a one-time contract with the
34 Yakima neighborhood health services to increase the number of
35 certified and licensed health professionals practicing in community
36 health centers serving low-income and rural populations. The amounts
37 provided in this subsection must be used to support faculty,
38 training, and scholarship costs for a newly established, one-year

1 advanced registered nurse practitioner (ARNP) residency program in
2 Yakima.

3 (101) \$1,000,000 of the general fund—state appropriation for
4 fiscal year 2023 is provided solely for the child profile health
5 promotion notification system. Pursuant to the department's
6 recommendation in its December 2020 report, which reviewed its
7 processes for efficiencies and possible technological advances to
8 reduce costs, the department must further explore how to integrate a
9 fee to support the program in the future. A report regarding the
10 department's further exploration of a fee to support the program is
11 due to the legislature by December 15, 2022.

12 (102) This section includes a general fund—federal appropriation
13 (CRF) that is provided solely for COVID-19 response activities
14 including staffing, increased travel, equipment, and grants to local
15 health jurisdictions and tribes, and to manage hospital capacity
16 issues. This funding expires December 31, 2021.

17 (103) \$1,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$117,000 of the general fund—state appropriation for
19 fiscal year 2023 is provided solely for implementation of chapter
20 316, Laws of 2021 (climate commitment act).

21 (104) \$1,084,000 of the dedicated marijuana account—state
22 appropriation for fiscal year 2023 is provided solely for
23 implementation of Engrossed Second Substitute Senate Bill No. 5796
24 (cannabis revenue).

25 (105) \$34,000 of the general fund—private/local appropriation is
26 provided solely for implementation of Second Substitute Senate Bill
27 No. 5695 (DOC body scanner pilot). If the bill is not enacted by June
28 30, 2022, the amount provided in this subsection shall lapse.

29 **Sec. 223.** 2021 c 334 s 223 (uncodified) is amended to read as
30 follows:

31 **FOR THE DEPARTMENT OF CORRECTIONS**

32 The appropriations to the department of corrections in this act
33 shall be expended for the programs and in the amounts specified in
34 this act. However, after May 1, 2022, unless prohibited by this act,
35 the department may transfer general fund—state appropriations for
36 fiscal year 2022 among programs after approval by the director of the
37 office of financial management. The department of corrections must
38 notify the fiscal committees of the legislature prior to receiving

1 approval from the director of financial management. To the extent
 2 that appropriations under this section are insufficient to fund
 3 actual expenditures in excess of caseload forecast assumptions or for
 4 expenses in response to the COVID-19 pandemic, the department may
 5 transfer general fund—state appropriations for fiscal year 2022 that
 6 are provided solely for a specified purpose. The department may not
 7 transfer funds, including for expenses in response to the COVID-19
 8 pandemic in fiscal year 2022, and the director of financial
 9 management shall not approve the transfer, unless the transfer is
 10 consistent with the objective of conserving, to the maximum extent
 11 possible, the expenditure of state funds. The director of the office
 12 of financial management shall notify the appropriate fiscal
 13 committees of the legislature in writing seven days prior to
 14 approving any allotment modifications or transfers under this
 15 section. The written notification must include a narrative
 16 explanation and justification of the changes, along with expenditures
 17 and allotments by budget unit and appropriation, both before and
 18 after any allotment modifications or transfers.

19 (1) ADMINISTRATION AND SUPPORT SERVICES

20 General Fund—State Appropriation (FY 2022)	(((\$77,278,000))
21	<u>\$79,197,000</u>
22 General Fund—State Appropriation (FY 2023)	(((\$79,651,000))
23	<u>\$89,195,000</u>
24 General Fund—Federal Appropriation	\$400,000
25 TOTAL APPROPRIATION	(((\$157,329,000))
26	<u>\$168,792,000</u>

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

29 (a) \$1,135,000 of the general fund—state appropriation for fiscal
 30 year 2022 and \$1,731,000 of the general fund—state appropriation for
 31 fiscal year 2023 are provided solely for expansion of reentry
 32 supports and transition services for incarcerated individuals
 33 including development and implementation of a coaching model approach
 34 to supervision, and staffing must provide expanded reentry and
 35 discharge services to include, but not limited to, transition
 36 services, preemployment testing, enhanced health care discharge
 37 planning, housing voucher assistance, cognitive behavioral
 38 interventions, educational programming, and community partnership
 39 programs.

1 (b) Within the amounts provided in (a) of this subsection,
2 \$100,000 of the general fund—state appropriation for fiscal year 2022
3 is provided solely for the department to develop an implementation
4 plan for a community supervision coaching model to begin in fiscal
5 year 2023. The department must solicit input from incarcerated
6 individuals, family members of incarcerated individuals, experts in
7 supervision and reentry, community stakeholder and advocacy groups,
8 and impacted labor organizations. The plan shall propose appropriate
9 policies and procedures for the coaching model, including ongoing
10 training and organizational culture assessments. During development
11 of the plan, the department must consider potential inequities that
12 may arise from any changes or additional requirements of supervision
13 resulting from the model and mitigate those concerns to the greatest
14 extent possible in its final plan. This plan must be submitted to the
15 office of financial management prior to implementation.

16 (c) Within the amounts provided in (a) of this subsection,
17 \$706,000 of the general fund—state appropriation for fiscal year 2023
18 is provided solely for implementation of the plan to be developed
19 under (b) of this subsection and for the department to submit an
20 initial report to the legislature on the progress of implementation
21 of the coaching supervision model by no later than February 1, 2023.

22 (d) \$17,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$17,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for implementation of Engrossed
25 Second Substitute Senate Bill No. 5304 (providing reentry services to
26 persons releasing from state and local institutions). (~~If this bill
27 is not enacted by June 30, 2021, the amounts provided in this
28 subsection shall lapse.~~)

29 (e) \$197,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$187,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely for implementation of Engrossed
32 Second Substitute Senate Bill No. 5259 (law enforcement data). (~~If
33 this bill is not enacted by June 30, 2021, the amounts provided in
34 this subsection shall lapse.~~)

35 (f) (i) \$779,000 of the general fund—state appropriation for
36 fiscal year 2022 and \$817,000 of the general fund—state appropriation
37 for fiscal year 2023 are provided solely for increasing access to
38 educational opportunities for incarcerated individuals.

1 (ii) Of the amounts provided in (f)(i) of this subsection,
2 \$680,000 of the general fund—state appropriation for fiscal year 2022
3 and \$285,000 of the general fund—state appropriation for fiscal year
4 2023 are provided solely for implementation of Second Substitute
5 House Bill No. 1044 (prison to postsecondary ed.). (~~If this bill is
6 not enacted by June 30, 2021, the amounts provided in this subsection
7 shall lapse.~~)

8 (g) \$1,116,000 of the general fund—state appropriation for fiscal
9 year 2023 is provided solely to acquire and implement a sentencing
10 calculation module for the offender management network information
11 system and is subject to the conditions, limitations, and review
12 requirements of section 701 of this act. This project must use one
13 discrete organizational index across all department of corrections
14 programs. Implementation of this sentencing calculation module must
15 result in a reduction of tolling staff within six months of the
16 project implementation date and the department must report this
17 result. In addition, the report must include the budgeted and actual
18 tolling staffing levels by fiscal month in fiscal year 2023 and the
19 count of tolling staff reduced by fiscal month from date of
20 implementation through six months post implementation. The report
21 must be submitted to the senate ways and means and house
22 appropriations committees within 30 calendar days after six months
23 post implementation.

24 (h) \$609,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$750,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for staff and vendor costs to
27 transform correctional culture in prisons and work releases, and to
28 improve health and safety for all, through additional training. The
29 prison rape elimination act compliance specialists must be among the
30 first staff trained.

31 (i) \$130,000 of the general fund—state appropriation for fiscal
32 year 2023 is provided solely for a human resource consultant to
33 implement Second Substitute Senate Bill No. 5695 (body scanners). If
34 the bill is not enacted by June 30, 2022, the amount provided in this
35 subsection shall lapse.

36 (j) \$70,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$223,000 of the general fund—state appropriation for
38 fiscal year 2023 are provided solely for implementation of Engrossed
39 Substitute House Bill No. 1956 (incarcerated individuals/PRA). If the

1 bill is not enacted by June 30, 2022, the amounts provided in this
2 subsection shall lapse.

3 (k) \$12,000 of the general fund—state appropriation for fiscal
4 year 2023 is provided solely for implementation of Second Substitute
5 House Bill No. 1818 (reentry and rehabilitation). If the bill is not
6 enacted by June 30, 2022, the amount provided in this subsection
7 shall lapse.

8 (2) CORRECTIONAL OPERATIONS

9	General Fund—State Appropriation (FY 2022).	((\$602,497,000))
10		<u>\$450,287,000</u>
11	General Fund—State Appropriation (FY 2023).	((\$605,877,000))
12		<u>\$683,573,000</u>
13	General Fund—Federal Appropriation.	((\$1,300,000))
14		<u>\$161,465,000</u>
15	<u>General Fund—Private/Local Appropriation.</u>	<u>\$335,000</u>
16	Washington Auto Theft Prevention Authority Account—	
17	State Appropriation.	((\$4,343,000))
18		<u>\$4,468,000</u>
19	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>	
20	<u> Appropriation.</u>	<u>\$28,409,000</u>
21	TOTAL APPROPRIATION.	((\$1,214,017,000))
22		<u>\$1,328,537,000</u>

23 The appropriations in this subsection are subject to the
24 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
33 department of corrections classification staff on-site for
34 individualized case management, transportation of offenders to and
35 from department of corrections facilities, and gender responsive
36 training for jail staff. The capacity provided at local correctional
37 facilities must be for offenders whom the department of corrections
38 defines as close medium or lower security offenders. Programming
39 provided for offenders held in local jurisdictions is included in the

1 rate, and details regarding the type and amount of programming, and
2 any conditions regarding transferring offenders must be negotiated
3 with the department as part of any contract. Local jurisdictions must
4 provide health care to offenders that meets standards set by the
5 department. The local jail must provide all medical care including
6 unexpected emergent care. The department must utilize a screening
7 process to ensure that offenders with existing extraordinary medical/
8 mental health needs are not transferred to local jail facilities. If
9 extraordinary medical conditions develop for an inmate while at a
10 jail facility, the jail may transfer the offender back to the
11 department, subject to terms of the negotiated agreement. Health care
12 costs incurred prior to transfer are the responsibility of the jail.

13 (b) (~~(\$501,000)~~) \$574,000 of the general fund—state appropriation
14 for fiscal year 2022 and (~~(\$501,000)~~) \$671,000 of the general fund—
15 state appropriation for fiscal year 2023 are provided solely for the
16 department to maintain the facility, property, and assets at the
17 institution formerly known as the maple lane school in Rochester.
18 Additional funds are provided for a stationary engineer and a
19 custodian.

20 (c) Funding in this subsection is sufficient for the department
21 to track and report to the legislature on the changes in working
22 conditions and overtime usage as a result of increased funding
23 provided for custody relief and health care delivery by December 1,
24 2022.

25 (d) \$39,000 of the general fund—state appropriation for fiscal
26 year 2022 is provided solely for implementation of Engrossed
27 Substitute House Bill No. 1054 (peace officer tactics, equip). (~~If~~
28 ~~the bill is not enacted by June 30, 2021, the amount provided in this~~
29 ~~subsection shall lapse.~~)

30 (e) \$2,000,000 of the general fund—state appropriation for fiscal
31 year 2023 is provided solely to acquire and implement a sentencing
32 calculation module for the offender management network information
33 system and is subject to the conditions, limitations, and review
34 requirements of section 701 of this act. This project must use one
35 discrete organizational index across all department of corrections
36 programs. Implementation of this sentencing calculation module must
37 result in a reduction of tolling staff within six months of the
38 project implementation date and the department must report this
39 result. In addition, the report must include the budgeted and actual

1 tolling staffing levels by fiscal month in fiscal year 2023 and the
2 count of tolling staff reduced by fiscal month from date of
3 implementation through six months post implementation. The report
4 must be submitted to the senate ways and means and house
5 appropriations committees within 30 calendar days after six months
6 post implementation.

7 (f) \$714,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$695,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely for dedicated prison rape
10 elimination act compliance specialists. Of the amount provided in
11 this subsection, one compliance specialist staff must be provided at
12 each of the following prisons:

13 (i) Monroe correctional center;

14 (ii) Larch correctional center;

15 (iii) Olympic correctional center;

16 (iv) Cedar creek correctional center;

17 (v) Washington corrections center for women; and

18 (vi) Mission creek corrections center for women.

19 (g) \$2,750,000 of the general fund—state appropriation for fiscal
20 year 2023 is provided solely for three body scanners, correctional
21 officer staffing, corrections specialist staffing, a drug recovery
22 system, body scanner training, and body scanner installation costs to
23 implement Second Substitute Senate Bill No. 5695 (body scanners). If
24 the bill is not enacted by June 30, 2022, the amount provided in this
25 subsection shall lapse.

26 (h) \$5,962,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$9,106,000 of the general fund—state appropriation for
28 fiscal year 2023 are provided solely to restore graduated reentry
29 reductions made in the 2021-2023 biennial operating budget.

30 (i) \$28,409,000 of the coronavirus state fiscal recovery fund—
31 federal appropriation is provided solely for expenses incurred in
32 response to the COVID-19 pandemic during fiscal year 2022.

33 (j) \$1,251,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$1,294,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for reentry investments to
36 include reentry and discharge staffing. The staffing must provide
37 expanded reentry and discharge services to include, but not limited
38 to, transition services, pre-employment testing, enhanced health care

1 discharge planning, cognitive behavioral interventions, educational
2 programming, and community partnership programs.

3 (k) \$150,000 of the general fund—state appropriation for fiscal
4 year 2023 is provided solely for the department to collaborate with
5 the department of social and health services to conduct a study of
6 the feasibility of placing long-term care individuals under the
7 jurisdiction of the department in nursing home facilities licensed or
8 to be licensed by the department of social and health services to
9 better meet the client's care needs. The department of corrections
10 must provide daily operating costs of prisons where these individuals
11 may be coming from, the fiscal year 2021 daily costs per incarcerated
12 individual assigned to the sage living unit, and the costs associated
13 with electronic home monitoring costs per individual.

14 (l) \$160,072,000 of the general fund—federal appropriation (CRF)
15 is provided solely for COVID-19 related payroll and benefit
16 expenditures that were incurred between July 1, 2021, and December
17 31, 2021, for public safety and health employees whose services are
18 presumed to be substantially dedicated to responding to the COVID-19
19 public health emergency. This funding expires December 31, 2021.

20 (3) COMMUNITY SUPERVISION

21	General Fund—State Appropriation (FY 2022).	(\$248,374,000)
22		<u>\$161,098,000</u>
23	General Fund—State Appropriation (FY 2023).	(\$274,412,000)
24		<u>\$222,989,000</u>
25	<u>General Fund—Federal Appropriation.</u>	<u>\$29,733,000</u>
26	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>	
27	<u>Appropriation.</u>	<u>\$8,480,000</u>
28	TOTAL APPROPRIATION.	(\$522,786,000)
29		<u>\$422,300,000</u>

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

32 (a) The department of corrections shall contract with local and
33 tribal governments for jail capacity to house offenders who violate
34 the terms of their community supervision. A contract rate increase
35 may not exceed five percent each year. The department may negotiate
36 to include medical care of offenders in the contract rate if medical
37 payments conform to the department's offender health plan and
38 pharmacy formulary, and all off-site medical expenses are preapproved
39 by department utilization management staff. If medical care of

1 offender is included in the contract rate, the contract rate may
2 exceed five percent to include the cost of that service.

3 (b) The department shall engage in ongoing mitigation strategies
4 to reduce the costs associated with community supervision violators,
5 including improvements in data collection and reporting and
6 alternatives to short-term confinement for low-level violators.

7 (c) \$1,749,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$10,536,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely for reentry investments to
10 include reentry and discharge staffing. The staffing must provide
11 expanded reentry and discharge services to include, but not limited
12 to, transition services, preemployment testing, housing voucher
13 assistance, cognitive behavioral interventions, educational
14 programming, and community partnership programs. Of this amount
15 \$7,394,000 of the general fund—state appropriation for fiscal year
16 2023 is provided solely for implementation of the plan to be
17 developed under subsection (1)(b) of this section.

18 (d) Within existing resources the department must update the
19 response to violations and new criminal activity policy to reflect
20 the savings assumed in this section as related to mandatory maximum
21 confinement sanctions.

22 (e) ~~((\$1,124,000))~~\$661,000 of the general fund—state
23 appropriation for fiscal year 2022 and ~~((\$523,000))~~\$725,000 of the
24 general fund—state appropriation for fiscal year 2023 are provided
25 solely for increased costs associated with the relocation of leased
26 facilities. The department shall engage in ongoing strategies to
27 reduce the need for relocating facilities and when necessary contract
28 only with lessors with rates that align with comparable market rates
29 in the area.

30 (f) \$59,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$23,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for implementation of Engrossed
33 Second Substitute Senate Bill No. 5071 (civil commitment transition).
34 ~~((If this bill is not enacted by June 30, 2021, the amounts provided~~
35 ~~in this subsection shall lapse.))~~

36 (g) \$450,000 of the general fund—state appropriation for fiscal
37 year 2022 is provided solely for conducting a community corrections
38 caseload study. The department of corrections shall contract with an
39 independent third party to provide a comprehensive review of the

1 community corrections staffing model and develop an updated staffing
2 model for use by the department of corrections. The updated model
3 must include additional time and flexibility for community
4 corrections officers to focus on case management, engagement, and
5 interventions. The department of corrections shall submit a report,
6 including a summary of the review and update, to the governor and
7 appropriate committees of the legislature by July 1, 2022.

8 (h) \$2,521,000 of the general fund—state appropriation for fiscal
9 year 2023 is provided solely to acquire and implement a sentencing
10 calculation module for the offender management network information
11 system and is subject to the conditions, limitations, and review
12 requirements of section 701 of this act. This project must use one
13 discrete organizational index across all department of corrections
14 programs. Implementation of this sentencing calculation module must
15 result in a reduction of tolling staff within six months of the
16 project implementation date and the department must report this
17 result. In addition, the report must include the budgeted and actual
18 tolling staffing levels by fiscal month in fiscal year 2023 and the
19 count of tolling staff reduced by fiscal month from date of
20 implementation through six months post implementation. The report
21 must be submitted to the senate ways and means and house
22 appropriations committees within 30 calendar days after six months
23 post implementation.

24 (i) Within the amounts provided in this subsection (3) for work
25 release programs, the department will operate the Helen B. Ratcliff
26 work release facility.

27 (j) \$1,810,000 of the general fund—state appropriation for fiscal
28 year 2023 is provided solely for implementation of Second Substitute
29 House Bill No. 1818 (reentry and rehabilitation). If the bill is not
30 enacted by June 30, 2022, the amount provided in this subsection
31 shall lapse.

32 (k) \$1,930,000 of the coronavirus state fiscal recovery fund—
33 federal appropriation is provided solely for expenses incurred in
34 response to the COVID-19 pandemic during fiscal year 2022.

35 (l) \$29,733,000 of the general fund—federal appropriation (CRF)
36 is provided solely for COVID-19 related payroll and benefit
37 expenditures that were incurred between July 1, 2021, and December
38 31, 2021, for public safety and health employees whose services are

1 presumed to be substantially dedicated to responding to the COVID-19
2 public health emergency. This funding expires December 31, 2021.

3 (4) CORRECTIONAL INDUSTRIES

4	General Fund—State Appropriation (FY 2022)	((\$7,324,000))
5		<u>\$8,757,000</u>
6	General Fund—State Appropriation (FY 2023)	((\$7,539,000))
7		<u>\$9,097,000</u>
8	TOTAL APPROPRIATION	((\$14,863,000))
9		<u>\$17,854,000</u>

10 (5) INTERAGENCY PAYMENTS

11	General Fund—State Appropriation (FY 2022)	((\$58,651,000))
12		<u>\$58,192,000</u>
13	General Fund—State Appropriation (FY 2023)	((\$52,702,000))
14		<u>\$51,865,000</u>
15	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>	
16	<u>Appropriation</u>	<u>\$267,000</u>
17	TOTAL APPROPRIATION	((\$111,353,000))
18		<u>\$110,324,000</u>

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

21 (a) \$21,000 of the general fund—state appropriation for fiscal
22 year 2023 is provided solely to acquire and implement a sentencing
23 calculation module for the offender management network information
24 system and is subject to the conditions, limitations, and review
25 requirements of section 701 of this act. This project must use one
26 discreet organizational index across all department of corrections
27 programs. Implementation of this sentencing calculation module must
28 result in a reduction of tolling staff within six months of the
29 project implementation date, which the department must report on. The
30 report must include the budgeted and actual tolling staffing levels
31 by fiscal month in fiscal year 2023 and the count of tolling staff
32 reduced by fiscal month from date of implementation through six
33 months post implementation. The report must be submitted to the
34 senate ways and means and house appropriations committees within 30
35 calendar days after six months post implementation.

36 (b) \$192,000 of the general fund—state appropriation for fiscal
37 year 2023 is provided solely for medical staffing in prisons for
38 patient centered care and behavioral health care to increase access

1 to care and expanded screening of individuals in prison facilities to
2 include chronic illnesses, infectious disease, diabetes, heart
3 disease, serious mental health, and behavioral health services.

4 (c) \$4,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$9,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely for an electronic health records
7 system solution and is subject to the conditions, limitations, and
8 review requirements of section 701 of this act. The department must
9 collaborate with the Washington state department of veterans affairs
10 on the development of the system's business requirements.

11 (d) \$19,000 of the general fund—state appropriation for fiscal
12 year 2023 is provided solely for implementation of Second Substitute
13 Senate Bill No. 5695 (body scanners). If the bill is not enacted by
14 June 30, 2022, the amount provided in this subsection shall lapse.

15 (e) \$26,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$161,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely for reentry investments to
18 include reentry and discharge staffing. The staffing must provide
19 expanded reentry and discharge services to include, but not limited
20 to, transition services, pre-employment testing, enhanced health care
21 discharge planning, housing voucher assistance, cognitive behavioral
22 interventions, educational programming, and community partnership
23 programs.

24 (f) \$4,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$4,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for implementation of Engrossed
27 Substitute House Bill No. 1956 (incarcerated individuals/PRA). If the
28 bill is not enacted by June 30, 2022, the amounts provided in this
29 subsection shall lapse.

30 (g) \$2,000 of the general fund—state appropriation for fiscal
31 year 2023 is provided solely for implementation of Second Substitute
32 House Bill No. 1818 (reentry and rehabilitation). If the bill is not
33 enacted by June 30, 2022, the amount provided in this subsection
34 shall lapse.

35 (6) OFFENDER CHANGE

36	General Fund—State Appropriation (FY 2022)	(\$77,046,000)
37		<u>\$73,267,000</u>
38	General Fund—State Appropriation (FY 2023)	(\$77,596,000)
39		<u>\$84,376,000</u>

1	<u>General Fund—Federal Appropriation.</u>	<u>\$4,303,000</u>
2	TOTAL APPROPRIATION.	((\$154,642,000))
3		<u>\$161,946,000</u>

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

6 (a) The department of corrections shall use funds appropriated in
7 this subsection (6) for offender programming. The department shall
8 develop and implement a written comprehensive plan for offender
9 programming that prioritizes programs which follow the risk-needs-
10 responsivity model, are evidence-based, and have measurable outcomes.
11 The department is authorized to discontinue ineffective programs and
12 to repurpose underspent funds according to the priorities in the
13 written plan.

14 (b) The department of corrections shall collaborate with the
15 state health care authority to explore ways to utilize federal
16 medicaid funds as a match to fund residential substance use disorder
17 treatment-based alternative beds under RCW 9.94A.664 under the drug
18 offender sentencing alternative program and residential substance use
19 disorder treatment beds that serve individuals on community custody.
20 The department of corrections must complete a report and submit its
21 findings and recommendations to the appropriate committees of the
22 legislature by December 15, 2021.

23 (c) \$3,106,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$3,106,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided solely for the housing voucher program.

26 (d) \$3,300,000 of the general fund—state appropriation for fiscal
27 year 2022 is provided solely for temporary court facilities,
28 staffing, and to provide release assistance, including limited
29 housing and food assistance, and other costs associated with
30 individuals resentenced or ordered released from confinement as a
31 result of the *State v. Blake* decision.

32 (e) (i) \$1,001,000 of the general fund—state appropriation for
33 fiscal year 2022 and \$675,000 of the general fund—state appropriation
34 for fiscal year 2023 are provided solely for increasing access to
35 educational opportunities for incarcerated individuals.

36 (ii) Of the amounts provided in (e) (i) of this subsection,
37 \$272,000 of the general fund—state appropriation for fiscal year 2022
38 and \$247,000 of the general fund—state appropriation for fiscal year
39 2023 are provided solely for implementation of Second Substitute

1 House Bill No. 1044 (prison to postsecondary ed.). (~~If the bill is~~
2 ~~not enacted by June 30, 2021, the amounts provided in this subsection~~
3 ~~shall lapse.~~)

4 (f) \$784,000 of the general fund—state appropriation for fiscal
5 year 2023 is provided solely for reentry support items such as
6 disposable cell phones, prepaid phone cards, hygiene kits, housing
7 vouchers, and release medications associated with individuals
8 resentenced or ordered released from confinement as a result of
9 policies or court decisions including, but not limited to, the *State*
10 *v. Blake* decision.

11 (g) \$1,268,000 of the general fund—state appropriation for fiscal
12 year 2023 is provided solely for resentencing and reentry staffing
13 associated with individuals resentenced or ordered released from
14 confinement as a result of policies or court decisions including, but
15 not limited to, the *State v. Blake* decision.

16 (h) \$438,000 of the general fund—state appropriation for fiscal
17 year 2023 is provided solely for program specialist staffing for
18 increased comprehensive assessments and treatments, and substance use
19 disorder treatment to implement Second Substitute Senate Bill No.
20 5695 (body scanners). If the bill is not enacted by June 30, 2022,
21 the amount provided in this subsection shall lapse.

22 (i) \$4,508,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$7,893,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for reentry investments to
25 include reentry and discharge staffing. The staffing must provide
26 expanded reentry and discharge services to include, but not limited
27 to cognitive behavioral interventions and educational programming.

28 (j) \$121,000 of the general fund—state appropriation for fiscal
29 year 2023 is provided solely for the department of corrections to
30 collaborate with the Washington state board for community and
31 technical colleges and the department of licensing to develop a
32 prerelease commercial driving license training pilot program.

33 (k) \$655,000 of the general fund—state appropriation for fiscal
34 year 2023 is provided solely for implementation of Second Substitute
35 House Bill No. 1818 (reentry and rehabilitation). If the bill is not
36 enacted by June 30, 2022, the amount provided in this subsection
37 shall lapse.

38 (l) \$1,168,000 of the general fund—state appropriation for fiscal
39 year 2023 is provided solely to expand library services to

1 incarcerated individuals in adult correctional facilities. The
2 department of corrections must work in conjunction with the
3 Washington state library to provide additional library materials,
4 collections, and one additional library staff position at each of the
5 nine institutional library service branches located throughout the
6 state. Library materials and collections include but are not limited
7 to Washington state newspapers, current consumer medical information,
8 and other current reference collections that will support the
9 department's reentry efforts in supporting the recovery and personal
10 growth of incarcerated individuals.

11 (m) \$320,000 of the general fund—state appropriation for fiscal
12 year 2023 is provided solely for two contracted parent navigator
13 positions. One parent navigator must be located at the Washington
14 correction center for women and one parent navigator position must be
15 located at the Airway Heights corrections center or another state
16 correctional facility that houses incarcerated male individuals and
17 is selected by the department of corrections as a more suitable fit
18 for a parent navigator. The parent navigators must have lived
19 experience in navigating the child welfare system. The parent
20 navigators must provide guidance and support to incarcerated
21 individuals towards family reunification, including, but not limited
22 to, how to access services, navigating the court system, assisting
23 with guardianship arrangements, and facilitating visitation with
24 their children. The goal of the parent navigator programs is to
25 assist incarcerated parents involved in dependency or child welfare
26 cases to maintain connections with their children and to assist these
27 individuals in successfully transitioning and reuniting with their
28 families upon release from incarceration. As part of the parent
29 navigation program, the department of corrections must also review
30 and provide a report to the legislature on the effectiveness of the
31 program that includes the number of incarcerated individuals that
32 received assistance from the parent navigators and that tracks
33 outcomes of the parenting navigator program. A preliminary report
34 must be submitted to the legislature by June 30, 2023, with the
35 expectation that a final report be funded in the 2023-2025 fiscal
36 biennium budget and submitted by December 1, 2024. Of the amounts
37 provided in this subsection, \$20,000 of the general fund—state
38 appropriation for fiscal year 2023 is provided solely for the
39 department's review and preliminary report on the effectiveness of
40 the parent navigator program.

1 (n) \$4,088,000 of the general fund—federal appropriation (CRF) is
2 provided solely for COVID-19 related payroll and benefit expenditures
3 that were incurred between July 1, 2021, and December 31, 2021, for
4 public safety and health employees whose services are presumed to be
5 substantially dedicated to responding to the COVID-19 public health
6 emergency. This funding expires December 31, 2021.

7 (7) HEALTH CARE SERVICES

8	General Fund—State Appropriation (FY 2022)	((\$174,184,000))
9		<u>\$134,471,000</u>
10	General Fund—State Appropriation (FY 2023)	((\$175,599,000))
11		<u>\$205,666,000</u>
12	General Fund—Federal Appropriation	((\$1,400,000))
13		<u>\$47,507,000</u>
14	<u>General Fund—Private/Local Appropriation</u>	<u>\$2,000</u>
15	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>	
16	<u>Appropriation</u>	<u>\$11,968,000</u>
17	TOTAL APPROPRIATION	((\$351,183,000))
18		<u>\$399,614,000</u>

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

21 (a) The state prison medical facilities may use funds
22 appropriated in this subsection to purchase goods, supplies, and
23 services through hospital or other group purchasing organizations
24 when it is cost effective to do so.

25 (b) \$183,000 of the general fund—state appropriation for fiscal
26 year 2022 and \$167,000 of the general fund—state appropriation for
27 fiscal year 2023 are provided solely for implementation of Engrossed
28 Second Substitute Senate Bill No. 5304 (providing reentry services to
29 persons releasing from state and local institutions). ~~((If the bill
30 is not enacted by June 30, 2021, the amounts provided in this
31 subsection shall lapse.))~~

32 (c) \$13,947,000 of the general fund—state appropriation for
33 fiscal year 2023 is provided solely to increase medical staffing in
34 prisons for patient centered care and behavioral health care. Funding
35 must be used to increase access to care and expanded screening of
36 individuals in prison facilities to include chronic illnesses,
37 infectious disease, diabetes, heart disease, serious mental health,
38 and behavioral health services.

1 (d) \$999,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$1,030,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for medical staff, telehealth
4 carts, necessary technology costs, and the build out of 64 dedicated
5 teleservice rooms that will allow for legal and medical telepresence
6 at all 12 prison facilities.

7 (e) \$77,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$900,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely for an electronic health records
10 system solution and is subject to the conditions, limitations, and
11 review requirements of section 701 of this act. The department must
12 collaborate with the Washington state department of veterans affairs
13 on the development of the system's business requirements.

14 (f) \$829,000 of the general fund—state appropriation for fiscal
15 year 2023 is provided solely for nursing staff for dry cell watch at
16 Washington corrections center for men to implement Second Substitute
17 Senate Bill No. 5695 (body scanners). If the bill is not enacted by
18 June 30, 2022, the amount provided in this subsection shall lapse.

19 (g) \$5,395,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$8,239,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely to restore graduated reentry
22 reductions in the 2021-2023 biennial operating budget.

23 (h) \$11,968,000 of the coronavirus state fiscal recovery fund—
24 federal appropriation are provided solely for expenses incurred in
25 response to the COVID-19 pandemic during fiscal year 2022.

26 (i) \$613,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$1,069,000 of the general fund—state appropriation for
28 fiscal year 2023 are provided solely for reentry investments to
29 include reentry and discharge staffing. The staffing must provide
30 expanded reentry and discharge services to include, but not limited
31 to, enhanced health care discharge planning.

32 (j) The department of corrections must prepare a report on and an
33 analysis of its medical staffing.

34 (i) The report must identify barriers relating to incarcerated
35 individuals receiving timely treatment.

36 (ii) The report must specifically include a chart that shows:

37 (A) The incarcerated population caseloads from fiscal year 2019
38 through the first quarter of fiscal year 2023. The incarcerated

1 caseloads must be shown by each of the department's individual 12
2 institutions;

3 (B) The number of funded, unfunded, and contracted-equivalent
4 medical/health care staff at each institution, by major position type
5 that includes, but is not limited to, physicians, psychologists,
6 psychiatrists, registered nurses, supervising nursing staff, medical
7 assistants, patient service representatives, medical directors,
8 clinical pharmacists, and medical adjudicators;

9 (C) The caseloads for health care staff that shows the ratio of
10 each medical staff position referenced in (j)(ii)(B) of this
11 subsection to incarcerated individuals by institution;

12 (D) The number of funded medical staffing vacancies referenced in
13 (j)(ii)(B) of this subsection by institution and quarter in fiscal
14 year 2022 through the first quarter of fiscal year 2023; and

15 (E) A staffing model that shows the number of additional health
16 care staff needed by position referenced in (j)(ii)(B) of this
17 subsection for each institution.

18 (iii) The department must submit a final report to the
19 appropriate committees of the legislature by October 30, 2022.

20 (k) \$46,107,000 of the general fund—federal appropriation (CRF)
21 is provided solely for COVID-19 related payroll and benefit
22 expenditures that were incurred between July 1, 2021, and December
23 31, 2021, for public safety and health employees whose services are
24 presumed to be substantially dedicated to responding to the COVID-19
25 public health emergency. This funding expires December 31, 2021.

26 **Sec. 224.** 2021 c 334 s 224 (uncodified) is amended to read as
27 follows:

28 **FOR THE DEPARTMENT OF SERVICES FOR THE BLIND**

29	General Fund—State Appropriation (FY 2022)	((\$3,534,000))
30		<u>\$4,717,000</u>
31	General Fund—State Appropriation (FY 2023)	((\$3,573,000))
32		<u>\$5,970,000</u>
33	General Fund—Federal Appropriation	((\$25,544,000))
34		<u>\$25,648,000</u>
35	General Fund—Private/Local Appropriation	\$60,000
36	TOTAL APPROPRIATION	((\$32,711,000))
37		<u>\$36,395,000</u>

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

3 (1) \$50,000 of the general fund—state appropriation for fiscal
4 year 2022 is provided solely for the department to consult with a
5 food service architect to determine the feasibility and cost of
6 remodels to select cafes owned by entrepreneurs participating in the
7 business enterprise program, and to prepare a report that includes
8 the results, recommendations, cost, and potential funding sources
9 that could be used to assist with remodels. The report is due to the
10 governor and appropriate legislative committees by November 1, 2021.

11 (2) \$70,000 of the general fund—state appropriation is provided
12 solely for the department to provide individualized training to its
13 blind, visually-impaired, deaf, and hearing-impaired staff in
14 Microsoft 365 programs.

15 (3) \$100,000 of the general fund—state appropriation for fiscal
16 year 2023 is provided solely for the department to contract with a
17 consultant and create a report that identifies new or expanded
18 enterprise opportunities for blind individuals, potential revenue
19 sources, and new needs and methods for preparing individuals to
20 effectively manage these enterprises. The report is due to the
21 governor and appropriate legislative committees by June 30, 2023.

22 (4) \$888,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$1,552,000 of the general fund—state appropriation for
24 fiscal year 2023 is provided solely to remodel and upgrade equipment
25 for select cafes owned by entrepreneurs participating in the business
26 enterprise program to help them adjust to the changing needs of
27 dining caused by the COVID-19 pandemic.

28 **Sec. 225.** 2021 c 334 s 225 (uncodified) is amended to read as
29 follows:

30 **FOR THE EMPLOYMENT SECURITY DEPARTMENT**

31	General Fund—State Appropriation (FY 2022)	((\$1,757,000))
32		<u>\$3,448,000</u>
33	General Fund—State Appropriation (FY 2023)	((\$2,834,000))
34		<u>\$11,356,000</u>
35	General Fund—Federal Appropriation	((\$382,529,000))
36		<u>\$337,132,000</u>
37	General Fund—Private/Local Appropriation	((\$36,416,000))
38		<u>\$37,325,000</u>

1	Unemployment Compensation Administration Account—	
2	Federal Appropriation.	((\$420,315,000))
3		<u>\$444,688,000</u>
4	Administrative Contingency Account—State	
5	Appropriation.	((\$26,636,000))
6		<u>\$27,029,000</u>
7	Employment Service Administrative Account—State	
8	Appropriation.	((\$60,926,000))
9		<u>\$68,128,000</u>
10	Family and Medical Leave Insurance Account—State	
11	Appropriation.	((\$139,697,000))
12		<u>\$145,594,000</u>
13	Workforce Education Investment Account—State	
14	Appropriation.	((\$7,400,000))
15		<u>\$11,283,000</u>
16	Long-Term Services and Supports Trust Account—State	
17	Appropriation.	((\$32,265,000))
18		<u>\$35,902,000</u>
19	Coronavirus State Fiscal Recovery Fund—Federal	
20	Appropriation.	((\$168,745,000))
21		<u>\$66,128,000</u>
22	Unemployment Insurance Relief Account—State	
23	Appropriation.	\$500,000,000
24	TOTAL APPROPRIATION.	((\$1,779,520,000))
25		<u>\$1,688,013,000</u>

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

28 (1) The department is directed to maximize the use of federal
29 funds. The department must update its budget annually to align
30 expenditures with anticipated changes in projected revenues.

31 (2) \$30,458,000 of the long-term services and supports trust
32 account—state appropriation is provided solely for implementation of
33 the long-term services and support trust program. Of this amount,
34 \$10,932,833 is provided for implementation of the long-term services
35 and support trust program information technology project and is
36 subject to the conditions, limitations, and review provided in
37 section 701 of this act.

38 (3) Within existing resources, the department must reassess its
39 ongoing staffing and funding needs for the paid family medical leave

1 program and submit documentation of the updated need to the governor
2 and appropriate committees of the legislature by September 1, 2021,
3 and annually thereafter.

4 (4) \$101,000 of the employment service administrative account—
5 state appropriation is provided solely for information technology
6 enhancements necessary for implementation of job title reporting and
7 is subject to the conditions, limitations, and review provided in
8 section 701 of this act.

9 (5) (a) Within existing resources, the department shall coordinate
10 outreach and education to paid family and medical leave benefit
11 recipients with a statewide family resource, referral, and linkage
12 system that connects families with children prenatal through age five
13 and residing in Washington state to appropriate services and
14 community resources. This coordination shall include but is not
15 limited to placing information about the statewide family resource,
16 referral, and linkage system on the paid family and medical leave
17 program web site and in printed materials, and conducting joint
18 events.

19 (b) Within existing resources, by December 1, 2021, and each year
20 thereafter, the department shall submit a report to the governor and
21 the appropriate committees of the legislature concerning the ability
22 for the paid family and medical leave program and a statewide family
23 resource, referral, and linkage system to provide integrated services
24 to eligible beneficiaries. The report shall include an analysis of
25 any statutory changes needed to allow information and data to be
26 shared between the statewide family resource, referral, and linkage
27 system and the paid family and medical leave program.

28 (6) Within existing resources, the department shall report the
29 following to the legislature and the governor by September 30, 2021,
30 and each year thereafter:

31 (a) An inventory of the department's programs, services, and
32 activities, identifying federal, state, and other funding sources for
33 each;

34 (b) Federal grants received by the department, segregated by line
35 of business or activity, for the most recent five fiscal years, and
36 the applicable rules;

37 (c) State funding available to the department, segregated by line
38 of business or activity, for the most recent five fiscal years;

1 (d) A history of staffing levels by line of business or activity,
2 identifying sources of state or federal funding, for the most recent
3 five fiscal years;

4 (e) A projected spending plan for the employment services
5 administrative account and the administrative contingency account.
6 The spending plan must include forecasted revenues and estimated
7 expenditures under various economic scenarios.

8 (7) \$3,264,000 of the employment services administrative account—
9 state appropriation is provided solely for the continuation of the
10 office of agricultural and seasonal workforce services.

11 (8) \$476,000 of the unemployment compensation administration
12 account—federal appropriation is provided for the department to
13 implement chapter 2, Laws of 2021 (unemployment insurance). If the
14 department does not receive adequate funding from the United States
15 department of labor to cover these costs, the department may use
16 funding made available to the state through section 903 (d), (f), and
17 (g) of the social security act (Reed act) in an amount not to exceed
18 the amount provided in this subsection (8).

19 (9) (a) \$875,000 of the general fund—state appropriation for
20 fiscal year 2022 (~~(, \$875,000 of the general fund state appropriation~~
21 ~~for fiscal year 2023,)) and ((~~\$7,385,000~~)) \$8,260,000 of the workforce
22 education investment account—state appropriation are provided solely
23 for career connected learning grants as provided in RCW 28C.30.050.~~

24 (b) \$3,000,000 of the workforce education investment account—
25 state appropriation is provided solely for career connect learning
26 grants to sector intermediaries. Up to five percent of the amount in
27 this subsection may be used for administrative expenses associated
28 with the sector intermediary grant program.

29 (10) \$1,222,000 of the employment services administrative account
30 —state appropriation and \$1,500,000 of the family and medical leave
31 insurance account—state appropriation are provided solely for the
32 maintenance and operation of the disaster recovery continuity of
33 operations information technology project.

34 (11) \$80,000 of the employment services administrative account—
35 state appropriation is provided solely for the department to produce
36 a report on the feasibility of replicating the existing unemployment
37 insurance program to serve individuals not eligible for unemployment
38 insurance due to immigration status. The study shall identify
39 programmatic differences that would mitigate barriers to access and

1 reduce fear of participation and identify the operational and
2 caseload costs associated with the replication. If using a replica of
3 the unemployment insurance program conflicts with federal law, the
4 study shall assess the operational and caseload costs of similar
5 social net programs that serve individuals regardless of their
6 citizenship status. The departments shall jointly submit
7 recommendations required by this section to the governor and
8 appropriate legislative committees no later than November 5, 2021.
9 The department shall:

10 (a) Work with the departments of labor and industries, social and
11 health services, and commerce and the office of the governor;

12 (b) Convene and meet at least three times with a group of eight
13 to ten external stakeholders comprised of representatives from
14 geographically diverse immigrant advocacy groups, labor organizations
15 with a state-wide presence, workers' rights groups, and legal and
16 policy advocacy groups focused on immigration and employment law; and

17 (c) Hold at least one listening session with community members.

18 (12) (~~(\$41,456,000)~~) \$31,288,000 of the (~~general fund federal~~
19 ~~appropriation (ARPA) and~~) coronavirus state fiscal recovery fund—
20 federal appropriation, \$2,684,000 of the general fund—~~federal~~
21 appropriation (CRF), and \$13,063,000 of the unemployment compensation
22 administration account—federal appropriation are provided solely for
23 the department to address the impacts of COVID-19 on the state
24 unemployment system in order to prevent and detect fraud, promote
25 equitable access to the unemployment insurance system, and ensure the
26 timely payment of unemployment insurance benefits. Of the amounts
27 provided in this subsection:

28 (a) \$22,346,000 of the (~~general fund federal appropriation~~
29 ~~(ARPA)~~) coronavirus state fiscal recovery fund—federal appropriation
30 is provided solely for the department to address an anticipated
31 increase in the unemployment insurance appeals caseload.

32 (b) (~~(\$5,768,000)~~) \$6,223,000 of the (~~general fund federal~~
33 ~~appropriation (ARPA)~~) unemployment compensation account—federal
34 appropriation is provided solely for the department to ensure
35 adequate security measures are in place to prevent unemployment
36 insurance fraud and cases are investigated in a timely manner.

37 (c) \$4,465,000 of the (~~general fund federal appropriation~~
38 ~~(ARPA)~~) coronavirus state fiscal recovery fund—federal appropriation
39 is provided solely for the department to migrate and upgrade the

1 unemployment insurance customer call center phone system to a cloud-
2 based system. Prior to executing a contract, the department shall
3 consult with the office of the chief information officer. The
4 department must ensure that the project plan, timeline with
5 quantifiable deliverables, and budget by fiscal year by fund, to
6 include ongoing costs by fiscal year, are adhered to. The department
7 shall report on the status of the project to the office of financial
8 management and the relevant committees of the legislature by December
9 1, 2021.

10 ~~(((\$400,000 of the general fund federal appropriation (ARPA)~~
11 ~~is provided solely for translation of documents and letters and other~~
12 ~~improvements to ensure customer ease-of-access.~~

13 ~~(e))~~ \$4,477,000 of the ~~((general fund federal appropriation~~
14 ~~(ARPA))~~coronavirus state fiscal recovery fund—federal appropriation
15 is provided for the department to process the unemployment insurance
16 claimant backlog and to make program changes that enhance user
17 experience in order to reduce claimant errors.

18 ~~((f))~~(e) \$1,417,000 of the general fund—federal appropriation
19 (CRF) is provided solely for the department to contract with the
20 national guard to assist the department with its unemployment
21 insurance claims backlog.

22 ~~((g))~~(f) \$1,267,000 of the general fund—federal appropriation
23 (CRF) is provided solely for the department to contract with a vendor
24 to provide fact-finding services related to unemployment insurance
25 claims.

26 ~~((h) \$4,000,000))~~(g) \$6,840,000 of the ~~((general fund federal~~
27 ~~appropriation (ARPA) for fiscal year 2022))~~unemployment compensation
28 administration account—federal appropriation is provided solely for
29 the department to ~~((translate notices))~~implement the federal United
30 States department of labor equity grant. This grant includes
31 improving the translation of notices sent to claimants as part of
32 their unemployment insurance claims into any of the 10 languages most
33 frequently spoken in the state and other language, demographic, and
34 geographic equity initiatives approved by the grantor. The department
35 must also ensure that letters, alerts, and notices produced manually
36 or by the department's unemployment insurance technology system are
37 written in plainly understood language and evaluated for ease of
38 claimant comprehension before they are approved for use.

1 (13) \$10,000,000 of the unemployment compensation administration
2 account—federal appropriation is provided solely for the department
3 to make information technology improvements to improve user
4 experience and increase security to prevent unemployment insurance
5 fraud. If the department does not receive adequate funding from the
6 United States department of labor to cover these costs, the
7 department may use funding made available to the state through
8 section 903 (d), (f), and (g) of the social security act (Reed act)
9 in an amount not to exceed the amount provided in this subsection.
10 This subsection is subject to the conditions, limitations, and review
11 provided in section 701 of this act.

12 (14) Within existing resources, the department shall report to
13 the legislature by September 2, 2021, the following information
14 pertaining to the unemployment insurance program:

15 (a) The number of full time equivalent employees of the
16 department who were working in the unemployment insurance program,
17 including those who were reassigned internally to the unemployment
18 insurance program, the number of full time equivalent employees that
19 were contracted by the department from other state agencies, and the
20 number of contractors or consultants engaged by the department, on a
21 monthly basis beginning March 1, 2020, through the latest available
22 month;

23 (b) A projection of full-time equivalent staffing or contractor
24 needs that would be affordable within anticipated base and above-base
25 federal unemployment administrative revenues;

26 (c) A spending plan for anticipated federal unemployment revenues
27 other than base or above-base revenues, including any proposed
28 additional full-time equivalent staff, consultants, contractors, or
29 other investments related to helping the department reduce the
30 backlog of unemployment insurance claims, appeals, denials,
31 overpayments, and other claimant issues; and

32 (d) A budget for the unemployment insurance program, showing
33 expenditures by object and fund source, for fiscal years 2022 and
34 2023, along with any projected shortfalls in revenues.

35 (15) \$797,000 of the general fund—state appropriation for fiscal
36 year 2022, \$1,874,000 of the general fund—state appropriation for
37 fiscal year 2023, and \$979,000 of the family medical leave insurance
38 account—state appropriation is provided solely for the implementation
39 of Engrossed Substitute Senate Bill No. 5097 (paid leave coverage).

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

3 (16) \$90,000 of the unemployment account—federal appropriation is
4 provided solely for the implementation of Engrossed Substitute Senate
5 Bill No. 5190 (health care workers/benefits). (~~If the bill is not~~
6 ~~enacted by June 30, 2021, the amount provided in this subsection~~
7 ~~shall lapse.~~)

8 (17) \$5,322,000 of the unemployment account—federal appropriation
9 is provided solely for the department to implement Engrossed
10 Substitute Senate Bill No. 5193 (unemployment ins. system). (~~If the~~
11 ~~bill is not enacted by July 1, 2021, the amount provided in this~~
12 ~~subsection shall lapse.~~)

13 (18) (~~(\$168,745,000)~~) \$34,840,000 of the coronavirus state fiscal
14 recovery (~~account~~) fund—federal appropriation is provided solely for
15 the implementation of Engrossed Second Substitute House Bill No. 1073
16 (paid leave coverage). (~~Of the amount provided in this subsection,~~
17 ~~at least 95 percent is provided solely for grants and assistance~~
18 ~~awarded by the department pursuant to the bill. If the bill is not~~
19 ~~enacted by June 30, 2021, the amount provided in this subsection~~
20 ~~shall lapse.~~)

21 (19) \$500,000,000 of the unemployment insurance relief fund—state
22 appropriation is provided solely for the implementation of
23 unemployment insurance relief provided pursuant to Engrossed
24 Substitute Senate Bill No. 5478 (unemployment insurance). (~~If the~~
25 ~~bill is not enacted by June 30, 2021, the amount provided in this~~
26 ~~subsection shall lapse.~~) The department is directed to implement the
27 bill within existing resources.

28 (20) \$1,806,000 of the long-term services and supports trust
29 account—state appropriation is provided solely for the implementation
30 of Substitute House Bill No. 1323 (long-term services trust). (~~If~~
31 ~~the bill is not enacted by June 30, 2021, the amount provided in this~~
32 ~~subsection shall lapse.~~)

33 (21) \$1,075,000 of the unemployment account—federal appropriation
34 is provided solely for the implementation of Substitute House Bill
35 No. 1455 (social security/L&I & ESD). (~~If the bill is not enacted by~~
36 ~~June 30, 2021, the amount provided in this subsection shall lapse.~~)

37 (22) \$10,571,000 of the (~~general fund~~) unemployment compensation
38 administration account—federal appropriation is provided solely for
39 administration costs related to the federal unemployment insurance

1 programs extended under the American rescue plan act of 2021, P.L.
2 117-2.

3 (23) \$50,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$50,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for the North Central
6 educational service district 171 to support the development of
7 industry and education partnerships and expand career awareness,
8 exploration and preparation activities for youth in Grant county.

9 (24) \$4,843,000 of the employment service administrative account—
10 state appropriation is provided solely for the replacement of the
11 WorkSource integrated technology platform. The replacement system
12 must support the workforce administration statewide to ensure
13 adoption of the United States department of labor's integrated
14 service delivery model and program performance requirements for the
15 state's workforce innovation and opportunity act and other federal
16 grants. This subsection is subject to the conditions, limitations,
17 and review provided in section 701 of this act.

18 (25) \$6,208,000 of the general fund—state appropriation for
19 fiscal year 2023 is provided solely for the continuation of the
20 economic security for all program. The department must collect
21 quarterly data on the number of participants that participate in the
22 program, the costs associated with career, training, and other
23 support services provided, and progress made towards self-
24 sufficiency. The department must provide a report to the governor and
25 the legislature on December 1, 2022, and June 1, 2023, that includes
26 an analysis of the program, a summary of the quarterly data
27 collected, and associated recommendations for program delivery.

28 (26) \$1,720,000 of the family and medical leave insurance account
29 —state appropriation is provided solely for implementation of Second
30 Substitute Senate Bill No. 5649 (family and medical leave). If the
31 bill is not enacted by June 30, 2022, the amount provided in this
32 subsection shall lapse.

33 (27) \$702,000 of the unemployment compensation administration
34 account—federal appropriation is provided solely for implementation
35 of Engrossed Substitute Senate Bill No. 5873 (unemployment
36 insurance). If the bill is not enacted by June 30, 2022, the amount
37 provided in this subsection shall lapse.

38 (28) \$262,000 of the employment services administrative account—
39 state appropriation is provided solely for implementation of

1 Engrossed Substitute Senate Bill No. 5847 (public employee PSLF
2 info). If the bill is not enacted by June 30, 2022, the amount
3 provided in this subsection shall lapse.

4 (29) \$140,000 of the general fund—state appropriation for fiscal
5 year 2023 is provided solely for one full-time employee to provide
6 casework on behalf of constituents who contact their legislators to
7 escalate unresolved claims.

8 (30) \$1,691,000 of the general fund—state appropriation for
9 fiscal year 2022 and \$3,049,000 of the general fund—state
10 appropriation for fiscal year 2023 are provided solely for the
11 department to temporarily hire additional staff during the COVID-19
12 pandemic if existing resources are not sufficient to manage
13 unemployment insurance program claims and backlogs. Prior to hiring
14 additional staff under this subsection, the department must consult
15 with the office of financial management.

16 **Sec. 226.** 2021 c 334 s 226 (uncodified) is amended to read as
17 follows:

18 **FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES—GENERAL**

19 (1)(a) The appropriations to the department of children, youth,
20 and families in this act shall be expended for the programs and in
21 the amounts specified in this act. Appropriations made in this act to
22 the department of children, youth, and families shall initially be
23 allotted as required by this act. The department shall seek approval
24 from the office of financial management prior to transferring moneys
25 between sections of this act except as expressly provided in this
26 act. Subsequent allotment modifications shall not include transfers
27 of moneys between sections of this act except as expressly provided
28 in this act, nor shall allotment modifications permit moneys that are
29 provided solely for a specified purpose to be used for other than
30 that purpose. However, after May 1, 2022, unless prohibited by this
31 act, the department may transfer general fund—state appropriations
32 for fiscal year 2022 among programs after approval by the director of
33 the office of financial management. However, the department may not
34 transfer state appropriations that are provided solely for a
35 specified purpose except as expressly provided in (b) of this
36 subsection.

37 (b) To the extent that transfers under (a) of this subsection are
38 insufficient to fund actual expenditures in excess of fiscal year

1 2022 caseload forecasts and utilization assumptions in the foster
2 care, adoption support, child protective services, working
3 connections child care, and the juvenile rehabilitation programs or
4 in response to the COVID-19 pandemic, the department may transfer
5 appropriations that are provided solely for a specified purpose.

6 (2) The health care authority, the health benefit exchange, the
7 department of social and health services, the department of health,
8 and the department of children, youth, and families shall work
9 together within existing resources to establish the health and human
10 services enterprise coalition (the coalition). The coalition, led by
11 the health care authority, must be a multi-organization collaborative
12 that provides strategic direction and federal funding guidance for
13 projects that have cross-organizational or enterprise impact,
14 including information technology projects that affect organizations
15 within the coalition. The office of the chief information officer
16 shall maintain a statewide perspective when collaborating with the
17 coalition to ensure that projects are planned for in a manner that
18 ensures the efficient use of state resources, supports the adoption
19 of a cohesive technology and data architecture, and maximizes federal
20 financial participation. (~~The work of the coalition and any project~~
21 ~~identified as a coalition project is subject to the conditions,~~
22 ~~limitations, and review provided in section 701 of this act.~~)

23 (3) Information technology projects or investments and proposed
24 projects or investments impacting time capture, payroll and payment
25 processes and systems, eligibility, case management, and
26 authorization systems within the department are subject to technical
27 oversight by the office of the chief information officer.

28 **Sec. 227.** 2021 c 334 s 227 (uncodified) is amended to read as
29 follows:

30 **FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES—CHILDREN AND**
31 **FAMILIES SERVICES PROGRAM**

32	General Fund—State Appropriation (FY 2022).	((\$389,597,000))
33		<u>\$374,129,000</u>
34	General Fund—State Appropriation (FY 2023).	((\$403,209,000))
35		<u>\$456,485,000</u>
36	General Fund—Federal Appropriation.	((\$475,829,000))
37		<u>\$486,218,000</u>
38	General Fund—Private/Local Appropriation.	\$2,824,000

1	Coronavirus State Fiscal Recovery Fund—Federal	
2	Appropriation.	\$5,500,000
3	TOTAL APPROPRIATION.	((\$1,276,959,000))
4		<u>\$1,325,156,000</u>

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

7 (1) \$748,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$748,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely to contract for the operation of
10 one pediatric interim care center. The center shall provide
11 residential care for up to thirteen children through two years of
12 age. Seventy-five percent of the children served by the center must
13 be in need of special care as a result of substance abuse by their
14 mothers. The center shall also provide on-site training to
15 biological, adoptive, or foster parents. The center shall provide at
16 least three months of consultation and support to the parents
17 accepting placement of children from the center. The center may
18 recruit new and current foster and adoptive parents for infants
19 served by the center. The department shall not require case
20 management as a condition of the contract. No later than December 1,
21 2021, the department must, in consultation with the health care
22 authority, report to the appropriate legislative committees on
23 potential options to maximize federal funding for the center,
24 including any potential for the center to bill managed care
25 organizations for services provided to medicaid recipients.

26 (2) \$453,000 of the general fund—state appropriation for fiscal
27 year 2022 and ~~((~~\$453,000~~))~~ \$722,000 of the general fund—state
28 appropriation for fiscal year 2023 are provided solely for the costs
29 of hub home foster and kinship families that provide a foster care
30 delivery model that includes a hub home. Use of the hub home model is
31 intended to support foster parent retention, provide support to
32 biological families, improve child outcomes, and encourage the least
33 restrictive community placements for children in out-of-home care.

34 (a) \$453,000 of the general fund—state appropriation for fiscal
35 year 2022 and \$572,000 of the general fund—state appropriation for
36 fiscal year 2023 are provided solely for the costs of hub home foster
37 and kinship family constellations, and for a contract with an
38 organization with expertise in implementing the hub home model with

1 fidelity to provide technical assistance to hub home families and the
2 department.

3 (b) \$150,000 of the general fund—state appropriation for fiscal
4 year 2023 is provided solely to support long-term implementation of
5 the hub home model, including integrating the hub home model within
6 the department's current and future service array and multiyear
7 expansion planning. The department shall submit a preliminary report
8 to the governor and appropriate legislative committees by December 1,
9 2022, and a final report to the governor and appropriate legislative
10 committees by June 30, 2023, that details its progress and plans for
11 long-term implementation of the hub home model.

12 (3) \$579,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$579,000 of the general fund—state appropriation for
14 fiscal year 2023 and \$110,000 of the general fund—federal
15 appropriation are provided solely for a receiving care center east of
16 the Cascade mountains.

17 (4) \$1,245,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$1,245,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided solely for services provided through
20 children's advocacy centers.

21 (5) In fiscal year 2022 and in fiscal year 2023, the department
22 shall provide a tracking report for social service specialists and
23 corresponding social services support staff to the office of
24 financial management, and the appropriate policy and fiscal
25 committees of the legislature. The report shall detail progress
26 toward meeting the targeted 1:18 caseload ratio standard for child
27 and family welfare services caseload-carrying staff and targeted 1:8
28 caseload ratio standard for child protection services caseload
29 carrying staff. To the extent to which the information is available,
30 the report shall include the following information identified
31 separately for social service specialists doing case management work,
32 supervisory work, and administrative support staff, and identified
33 separately by job duty or program, including but not limited to
34 intake, child protective services investigations, child protective
35 services family assessment response, and child and family welfare
36 services:

37 (a) Total full time equivalent employee authority, allotments and
38 expenditures by region, office, classification and band, and job duty
39 or program;

1 (b) Vacancy rates by region, office, and classification and band;
2 and

3 (c) Average length of employment with the department, and when
4 applicable, the date of exit for staff exiting employment with the
5 department by region, office, classification and band, and job duty
6 or program.

7 (6) \$94,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$94,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely for a contract with a child
10 advocacy center in Spokane to provide continuum of care services for
11 children who have experienced abuse or neglect and their families.

12 (7)(a) \$539,000 of the general fund—state appropriation for
13 fiscal year 2022, (~~(\$540,000)~~)\$1,000,000 of the general fund—state
14 appropriation for fiscal year 2023, \$656,000 of the general fund
15 private/local appropriation, and \$252,000 of the general fund—federal
16 appropriation are provided solely for a contract with an educational
17 advocacy provider with expertise in foster care educational outreach.
18 The amounts in this subsection are provided solely for contracted
19 education coordinators to assist foster children in succeeding in
20 K-12 and higher education systems and to assure a focus on education
21 during the department's transition to performance-based contracts.
22 Funding must be prioritized to regions with high numbers of foster
23 care youth, (~~(or)~~) regions where backlogs of youth that have formerly
24 requested educational outreach services exist, or youth with high
25 educational needs. The department is encouraged to use private
26 matching funds to maintain educational advocacy services.

27 (b) The department shall contract with the office of the
28 superintendent of public instruction, which in turn shall contract
29 with a nongovernmental entity or entities to provide educational
30 advocacy services pursuant to RCW 28A.300.590.

31 (8) \$375,000 of the general fund—state appropriation for fiscal
32 year 2022, \$375,000 of the general fund—state appropriation for
33 fiscal year 2023, and \$112,000 of the general fund—federal
34 appropriation are provided solely for the department to develop,
35 implement, and expand strategies to improve the capacity,
36 reliability, and effectiveness of contracted visitation services for
37 children in temporary out-of-home care and their parents and
38 siblings. Strategies may include, but are not limited to, increasing
39 mileage reimbursement for providers, offering transportation-only

1 contract options, and mechanisms to reduce the level of parent-child
2 supervision when doing so is in the best interest of the child. The
3 department shall report to the office of financial management and the
4 relevant fiscal and policy committees of the legislature regarding
5 these strategies by November 1, 2022. The report shall include the
6 number and percentage of parents requiring supervised visitation and
7 the number and percentage of parents with unsupervised visitation,
8 prior to reunification.

9 (9) For purposes of meeting the state's maintenance of effort for
10 the state supplemental payment program, the department of children,
11 youth, and families shall track and report to the department of
12 social and health services the monthly state supplemental payment
13 amounts attributable to foster care children who meet eligibility
14 requirements specified in the state supplemental payment state plan.
15 Such expenditures must equal at least \$3,100,000 annually and may not
16 be claimed toward any other federal maintenance of effort
17 requirement. Annual state supplemental payment expenditure targets
18 must continue to be established by the department of social and
19 health services. Attributable amounts must be communicated by the
20 department of children, youth, and families to the department of
21 social and health services on a monthly basis.

22 (10) \$2,230,000 of the general fund—state appropriation for
23 fiscal year 2022, \$2,230,000 of the general fund—state appropriation
24 for fiscal year 2023, and \$156,000 of the general fund—federal
25 appropriation are provided solely to increase the travel
26 reimbursement for in-home service providers.

27 (11) \$197,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$197,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for the department to conduct
30 biennial inspections and certifications of facilities, both overnight
31 and day shelters, that serve those who are under 18 years old and are
32 homeless.

33 (12) \$6,195,000 of the general fund—state appropriation for
34 fiscal year 2022, \$6,195,000 of the general fund—state appropriation
35 for fiscal year 2023, and \$1,188,000 of the general fund—federal
36 appropriation are provided solely for the department to operate
37 emergent placement and enhanced emergent placement contracts.

38 (a) The department shall not include the costs to operate
39 emergent placement contracts in the calculations for family foster

1 home maintenance payments and shall submit as part of the budget
2 submittal documentation required by RCW 43.88.030 any costs
3 associated with increases in the number of emergent placement
4 contract beds after the effective date of this section that cannot be
5 sustained within existing appropriations.

6 (b) Beginning October 1, 2021, and every quarter thereafter, the
7 department shall publish on its website the rates or fees paid for
8 emergent placement contracts, the number of beds retained, and the
9 number of beds purchased. If the department determines that there is
10 a need to increase the rates or fees paid or the number of beds
11 retained or purchased under this subsection, the secretary shall
12 request authorization from the office of financial management and
13 notify the fiscal committees of the legislature.

14 (13) Beginning January 1, 2022, and continuing through the
15 2021-2023 fiscal biennium, the department must provide semi-annual
16 reports to the governor and appropriate legislative committees that
17 includes the number of in-state behavioral rehabilitation services
18 providers and licensed beds, the number of out-of-state behavioral
19 rehabilitation services placements, and a comparison of these numbers
20 to the same metrics expressed as an average over the prior six
21 months. The report shall identify separately beds with the enhanced
22 behavioral rehabilitation services rate. Effective January 1, 2022,
23 and to the extent the information is available, the report will
24 include the same information for emergency placement services beds
25 and enhanced emergency placement services beds.

26 (14) \$250,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$250,000 of the general fund—state appropriation for
28 fiscal year 2023 are provided solely for implementing the supportive
29 visitation model that utilizes trained visit navigators to provide a
30 structured and positive visitation experience for children and their
31 parents.

32 (15) \$600,000 of the general fund—state appropriation for fiscal
33 year 2022 and \$600,000 of the general fund—state appropriation for
34 fiscal year 2023 are provided solely for enhanced adoption placement
35 services for legally free children in state custody, through a
36 partnership with a national nonprofit organization with private
37 matching funds. These funds must supplement, but not supplant, the
38 work of the department to secure permanent adoptive homes for
39 children with high needs.

1 (16) The department of children, youth, and families shall make
2 foster care maintenance payments to programs where children are
3 placed with a parent in a residential program for substance abuse
4 treatment. These maintenance payments are considered foster care
5 maintenance payments for purposes of forecasting and budgeting at
6 maintenance level as required by RCW 43.88.058.

7 (17) \$2,000,000 of the general fund—state appropriation for
8 fiscal year 2022 and \$2,000,000 of the general fund—(~~federal~~)state
9 appropriation for fiscal year 2023 are provided solely for the
10 department to contract with one or more nonprofit, nongovernmental
11 organizations to purchase and deliver concrete goods to low-income
12 families.

13 (18) \$5,500,000 of the (~~general fund—federal—appropriation~~
14 ~~(ARPA/CSFRF)~~)coronavirus state fiscal recovery fund—federal
15 appropriation is provided solely for one-time \$250 per child grants
16 to families on behalf of up to 22,000 children who may be at risk of
17 child welfare system involvement and have experienced economic
18 impacts of the COVID-19 pandemic.

19 (19) The department is authorized to use the amounts provided in
20 this section for services and maintenance payments to former
21 dependent youth as authorized and directed in the supporting foster
22 youth and families through the pandemic act, P.L. 116-260, division
23 X.

24 (20) \$387,000 of the general fund—state appropriation for fiscal
25 year 2022, \$393,000 of the general fund—state appropriation for
26 fiscal year 2023, and \$143,000 of the general fund—federal
27 appropriation are provided solely to increase all fees paid to child-
28 placing agencies by 7.5 percent, effective July 1, 2021.

29 (21)(a) \$739,000 of the general fund—state appropriation for
30 fiscal year 2022, \$702,000 of the general fund—state appropriation
31 for fiscal year 2023, and \$482,000 of the general fund—federal
32 appropriation are provided solely for the department of children,
33 youth, and families to create and implement a new approach to
34 transition planning for young people preparing to exit the child
35 welfare system and juvenile rehabilitation institutions, pursuant to
36 the recommendations in the *improving stability for youth exiting*
37 *systems of care* report submitted in January 2020 as required by RCW
38 43.330.720. The department must engage young people, caregivers,

1 providers, and other stakeholders in the creation and implementation
2 of the approach by:

3 (i) Providing one statewide adolescent transitions program
4 manager and six adolescent liaisons, one in each region of the
5 department, who are dedicated to supporting the transition planning
6 approaches developed by the department, providing program oversight,
7 and supporting improved outcomes for adolescents during the
8 transition to adulthood; and

9 (ii) Strengthening the administration and competency of the
10 independent living program and direct independent living services. No
11 later than June 1, 2022, the department must centralize
12 administration of its independent living program and develop a
13 framework for service delivery, including best practice
14 recommendations. The framework must be codesigned with adolescents,
15 caregivers, providers, and stakeholders. No later than June 30, 2022,
16 the department must develop and launch a competitive request for
17 proposal process to solicit bidders to provide independent living
18 services under the new framework.

19 (b) No later than November 30, 2022, the department must report
20 to the governor and appropriate legislative committees on the
21 implementation of the new approach to transition planning, the new
22 independent living framework, and the state's capacity to provide
23 high-quality transition services, including independent living
24 services, to youth and young adults exiting the child welfare system
25 and juvenile rehabilitation institutions. The report must identify
26 any remaining service gaps that prevent statewide implementation and
27 address the additional resources needed to improve outcomes for young
28 people exiting these systems of care.

29 (22) \$2,400,000 of the general fund—state appropriation for
30 fiscal year 2022 and \$2,400,000 of the general fund—state
31 appropriation for fiscal year 2023 are provided solely for
32 implementation of performance-based contracts for family support and
33 related services pursuant to RCW 74.13B.020.

34 (23) The appropriations in this section include sufficient
35 funding for continued implementation of chapter 80, Laws of 2018
36 (2SSB 6453) (kinship caregiver legal support).

37 (24) The appropriations in this section include sufficient
38 funding to implement chapter 51, Laws of 2020 (SHB 2873) (families in
39 conflict).

1 (25) \$511,000 of the general fund—state appropriation for fiscal
2 year 2023 and \$153,000 of the general fund—federal appropriation are
3 provided solely to implement Second Substitute House Bill No. 1219
4 (youth counsel/dependency). (~~If the bill is not enacted by June 30,~~
5 ~~2021, the amounts provided in this subsection shall lapse.~~)

6 (26) \$219,000 of the general fund—state appropriation for fiscal
7 year 2022, \$208,000 of the general fund—state appropriation for
8 fiscal year 2023, and \$295,000 of the general fund—federal
9 appropriation are provided solely to implement Second Substitute
10 House Bill No. 1061 (child welfare/developmental disability). (~~If~~
11 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
12 ~~this subsection shall lapse.~~)

13 (~~(27) (\$29,000 of the general fund—state appropriation for fiscal~~
14 ~~year 2022 is provided solely to implement Second Substitute House~~
15 ~~Bill No. 1127 (COVID-19 health data privacy). If the bill is not~~
16 ~~enacted by June 30, 2021, the amount provided in this subsection~~
17 ~~shall lapse.~~

18 ~~(28))~~ \$451,000 of the general fund—state appropriation for
19 fiscal year 2022 and \$662,000 of the general fund—state appropriation
20 for fiscal year 2023 are provided solely for the department to
21 contract with a community organization with expertise in the LifeSet
22 case management model to serve youth and adults currently being
23 served in or exiting the foster care, juvenile justice, and mental
24 health systems to successfully transition to adulthood.

25 (~~(29))~~ (28) \$326,000 of the general fund—state appropriation for
26 fiscal year 2022, \$326,000 of the general fund—state appropriation
27 for fiscal year 2023, and \$148,000 of the general fund—federal
28 appropriation are provided solely to implement Engrossed Second
29 Substitute House Bill No. 1194 (parent-child visitation). (~~If the~~
30 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
31 ~~subsection shall lapse.~~

32 ~~(30))~~ (29) \$499,000 of the general fund—state appropriation for
33 fiscal year 2022, \$499,000 of the general fund—state appropriation
34 for fiscal year 2023, and \$310,000 of the general fund—federal
35 appropriation are provided solely to expand the family connections
36 program in two areas of the state in which the program is not already
37 established as of the effective date of this section. One expansion
38 site must be located west of the crest of the Cascade mountain range
39 and the other expansion site must be located east of the crest of the

1 Cascade mountain range. The program expansion must follow the family
2 connections program model pursuant to RCW 74.13.715. To operate the
3 two expansion sites, the department must contract with a community-
4 based organization that has experience working with the foster care
5 population and administering the family connections program.

6 ~~((31))~~ (30) \$25,000 of the general fund—state appropriation for
7 fiscal year 2023 and \$25,000 of the general fund—federal
8 appropriation (ARPA) are provided solely for the department to
9 implement Engrossed Second Substitute House Bill No. 1227 (child
10 abuse allegations). ~~((If the bill is not enacted by June 30, 2021,~~
11 ~~the amounts provided in this subsection shall lapse.~~

12 ~~(32))~~ (31) If the department receives an allocation of federal
13 funding through an unanticipated receipt, the department shall not
14 expend more than what was approved or for another purpose than what
15 was approved by the governor through the unanticipated receipt
16 process pursuant to RCW 43.79.280.

17 (32) \$1,513,000 of the general fund—state appropriation for
18 fiscal year 2023 is provided solely for a new behavioral
19 rehabilitation services facility in Vancouver.

20 (33) \$449,000 of the general fund—state appropriation for fiscal
21 year 2022, \$1,203,000 of the general fund—state appropriation for
22 fiscal year 2023, and \$353,000 of the general fund—federal
23 appropriation are provided solely for the department to revise and
24 update its policies, procedures, and the state Title IV-E plan to
25 reflect that it is appropriate to only refer child welfare cases to
26 the department of social and health services division of child
27 support enforcement when the court has found a child to have been
28 abandoned by their parent or guardian as defined in RCW 13.34.030.

29 (34) \$800,000 of the general fund—state appropriation for fiscal
30 year 2023 and \$200,000 of the general fund—federal appropriation are
31 provided solely for the department to contract for a child welfare
32 workload study, which must include an evaluation of workload impacts
33 required by state and federal law and make recommendations for
34 staffing models and system improvements.

35 (a) The study must consider, but is not limited to, enacted laws
36 and forthcoming legislation related to child welfare such as the
37 keeping families together act, chapter 211, Laws of 2021, and the
38 family first prevention services act.

1 (b) The study must include, at a minimum, all child welfare case-
2 carrying workers including but not limited to: Child protective
3 services, child welfare case workers, and child welfare licensing
4 staff, including foster care assessment, safety and monitoring, and
5 child protective services licensing.

6 (c) The study must evaluate the workload impacts related to
7 changes in the application of the federal Indian child welfare act,
8 25 U.S.C. Secs. 1901-1963 and the Washington state Indian child
9 welfare act, chapter 13.38 RCW as required by *In re Dependency of*
10 *G.J.A., A.R.A., S.S.A., J.J.A., and V.A.*, 197 Wn.2d 868 (2021) and *In*
11 *re Dependency of Z.J.G. and M.E.J.G.*, 196 Wn.2d 152 (2020).

12 (d) The department must establish a steering committee inclusive
13 of members who are familiar with public child welfare practice and
14 who have had substantial experience with similar studies. The
15 steering committee members will be appointed by the agency secretary
16 and must include internal and external members.

17 (e) A final report must also include recommendations to
18 streamline internal processes; to more equitably allocate staff and
19 contracted resources statewide; to reduce workload through
20 technology; to reduce staff attrition; and to increase direct service
21 time. The report must be submitted to the governor and appropriate
22 fiscal committees of the legislature by June 30, 2023.

23 (35) Within the amounts provided in this section, sufficient
24 funding is provided for the department to contract with a community
25 organization to administer monthly stipends to young adults who were
26 impacted by the federal moratorium that prohibited states from
27 discharging them from extended foster care due to age through
28 September 30, 2021, and young adults who age out of extended foster
29 care between October 1, 2021, and June 30, 2023. To the extent
30 feasible, the organization must administer the monthly stipends at
31 consistent amounts per young adult each month.

32 (36) \$200,000 of the general fund—state appropriation for fiscal
33 year 2023 is provided solely for the department to contract for a
34 systems assessment of state and federally funded services and
35 benefits for young adults enrolled in or exiting extended foster care
36 and make recommendations to improve the continuum of supports for the
37 extended foster care population to support successful transitions to
38 independent adulthood.

39 (a) The systems assessment must include, but is not limited to,
40 the following:

1 (i) A survey of state and federally funded services and benefits,
2 and the utilization of such services and benefits, including but not
3 limited to economic services, housing programs and payment vouchers,
4 independent living programs, educational supports, and access to
5 postsecondary opportunities, including vocational training and
6 placement programs, legal services, navigation assistance, and peer
7 mentoring. The survey must examine how these services and benefits
8 contribute to a continuum of supports for young adults enrolled in
9 extended foster care and those who have exited since September 2021;

10 (ii) A young adult needs assessment, including collecting data on
11 young adults enrolled in extended foster care and those who have
12 exited since September 2021. The needs assessment must also gauge
13 young adults' awareness of and ability to access the available
14 services and benefits;

15 (iii) Identification of gaps or redundancies within the existing
16 array of state and federally funded programs serving the extended
17 foster care population;

18 (iv) Identification of funding sources or programs that could be
19 used to address any gaps in the array of services and benefits
20 available; and

21 (v) An assessment of the various data systems currently used or
22 capable of being used to report on the young adult population served
23 by the extended foster care program. The data assessment must include
24 a discussion of any system limitations and recommendations to support
25 future data tracking of outcomes for this population.

26 (b) The department and contractor must engage with state agencies
27 administering relevant programs, contracted organizations serving the
28 extended foster care population, and young adults currently in
29 extended foster care and those who have exited since September 2021
30 to conduct the systems assessment. A status update must be submitted
31 to the governor and appropriate fiscal and policy committees of the
32 legislature by November 30, 2022. A final report must be submitted to
33 the governor and appropriate fiscal and policy committees by June 30,
34 2023.

35 (37) \$492,000 of the general fund—state appropriation for fiscal
36 year 2023 and \$133,000 of the general fund—federal appropriation are
37 provided solely to implement Substitute House Bill No. 1747 (child
38 relative placements). If the bill is not enacted by June 30, 2022,
39 the amounts provided in this subsection shall lapse.

1 (38) \$3,920,000 of the general fund—state appropriation for
2 fiscal year 2022, \$15,679,000 of the general fund—state appropriation
3 for fiscal year 2023, and \$4,302,000 of the general fund—federal
4 appropriation are provided solely to, effective April 1, 2022,
5 increase the hourly rate for contracted visitation providers,
6 implement standards regarding Indian child welfare act quality
7 enhancement and compliance in visitation contracts, and reimburse
8 visitation providers for mileage travelled between zero and 60 miles.
9 It is the intent of the legislature that contracted visitation
10 providers use funding provided in this subsection to increase hourly
11 wages for visitation workers.

12 (39) \$767,000 of the general fund—state appropriation for fiscal
13 year 2023 is provided solely for the child welfare housing assistance
14 pilot program authorized in RCW 74.13.802.

15 (40) \$100,000 of the general fund—state appropriation for fiscal
16 year 2023 is provided solely for the provision of SafeCare, an
17 evidence-based parenting program, for families in Grays Harbor
18 county.

19 (41) \$50,000 of the general fund—state appropriation for fiscal
20 year 2023 is provided solely to establish and implement two play-and-
21 learn groups for families in Grays Harbor county.

22 (42) \$300,000 of the general fund—state appropriation for fiscal
23 year 2023 is provided solely for the department to contract with a
24 clinic that treats prenatal substance exposure in children up to age
25 13 and that primarily serves families from Snohomish and King
26 counties. It is the intent of the legislature that the department's
27 contract with the clinic prioritize children for services who are at
28 risk of being removed from their family home, who were recently
29 reunified with their family following an out-of-home placement, who
30 have experienced multiple out-of-home placements and are at risk of
31 additional placements, and any other priority populations identified
32 by the department.

33 (43) \$1,926,000 of the general fund—state appropriation for
34 fiscal year 2022, \$7,704,000 of the general fund—state appropriation
35 for fiscal year 2023, and \$3,745,000 of the general fund—federal
36 appropriation are provided solely to increase the monthly rate paid
37 to contracted behavioral rehabilitation services facilities to
38 \$16,861.91 per youth, effective April 1, 2022. It is the intent of
39 the legislature that the department's vendor contracts specify that

1 the funding provided in this subsection is to increase the hourly
2 wage for direct care workers, with the intent of the legislature to
3 achieve at least \$25.00.

4 (44) \$650,000 of the general fund—state appropriation for fiscal
5 year 2022, \$2,598,000 of the general fund—state appropriation for
6 fiscal year 2023, and \$1,263,000 of the general fund—federal
7 appropriation are provided solely to increase the monthly rate paid
8 for contracted behavioral rehabilitation services therapeutic foster
9 care to \$10,126.92 per youth, effective April 1, 2022. It is the
10 intent of the legislature that the department's vendor contracts
11 specify that funding provided in this subsection is provided to
12 increase pass-through payments to therapeutic foster care homes.

13 (45) \$8,440,000 of the general fund—state appropriation for
14 fiscal year 2023 is provided solely to increase the reimbursement
15 rates for combined in-home services providers as recommended in the
16 October 2021 combined in-home services cost study.

17 (46) \$50,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$275,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided solely for improving the financial
20 capability of dependent youth.

21 (a) The department shall develop a report with recommendations of
22 how to improve access to private, self-controlled bank accounts for
23 dependent youth ages 14 and up as well as other strategies for
24 improving financial capability of dependent youth. The department
25 must consult with stakeholders on development of the recommendations
26 and report. The report shall include but is not limited to an
27 analysis of the following:

28 (i) The documentation and information necessary for youth to
29 establish bank accounts;

30 (ii) Appropriate mechanisms to support youth in establishing the
31 accounts;

32 (iii) Issues related to compliance with current state and federal
33 laws that could impact the availability of accounts and release of
34 funds; and

35 (iv) Data on the number of dependent youth, including youth in
36 extended foster care, ages 14 and up with private, self-controlled
37 bank accounts.

1 (b) The report must include recommendations on how to ensure
2 statewide access to high quality, developmentally, and culturally
3 appropriate financial education for dependent youth ages 12 and up.

4 (c) The report must include recommendations for statutory or
5 policy changes, including the number of youth who have established a
6 private self-controlled bank account, to implement the
7 recommendations of the report.

8 (d) The analysis and recommendations are due to the appropriate
9 committees of the legislature by December 1, 2022, in compliance with
10 RCW 43.01.036.

11 **Sec. 228.** 2021 c 334 s 228 (uncodified) is amended to read as
12 follows:

13 **FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES—JUVENILE**
14 **REHABILITATION PROGRAM**

15	General Fund—State Appropriation (FY 2022)	((\$127,325,000))
16		<u>\$123,463,000</u>
17	General Fund—State Appropriation (FY 2023)	((\$129,690,000))
18		<u>\$131,424,000</u>
19	General Fund—Federal Appropriation	((\$3,464,000))
20		<u>\$694,000</u>
21	General Fund—Private/Local Appropriation	((\$1,787,000))
22		<u>\$166,000</u>
23	Washington Auto Theft Prevention Authority Account—	
24	State Appropriation	\$196,000
25	TOTAL APPROPRIATION	((\$262,462,000))
26		<u>\$255,943,000</u>

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

29 ~~(1) ((\$331,000 of the general fund state appropriation for fiscal~~
30 ~~year 2022 and \$331,000 of the general fund state appropriation for~~
31 ~~fiscal year 2023 are provided solely for deposit in the county~~
32 ~~criminal justice assistance account for costs to the criminal justice~~
33 ~~system associated with the implementation of chapter 338, Laws of~~
34 ~~1997 (juvenile code revisions). The amounts provided in this~~
35 ~~subsection are intended to provide funding for county adult court~~
36 ~~costs associated with the implementation of chapter 338, Laws of 1997~~
37 ~~and shall be distributed in accordance with RCW 82.14.310.~~

1 ~~(2)~~) \$2,841,000 of the general fund—state appropriation for
2 fiscal year 2022 and \$2,841,000 of the general fund—state
3 appropriation for fiscal year 2023 are provided solely for grants to
4 county juvenile courts for the (~~juvenile—justice~~) programs
5 identified by the Washington state institute for public policy in its
6 report: "Inventory of Evidence-based, Research-based, and Promising
7 Practices for Prevention and Intervention Services for Children and
8 Juveniles in the Child Welfare, Juvenile Justice, and Mental Health
9 Systems." Additional funding for this purpose is provided through an
10 interagency agreement with the health care authority. County juvenile
11 courts shall apply to the department of children, youth, and families
12 for funding for program-specific participation and the department
13 shall provide grants to the courts consistent with the per-
14 participant treatment costs identified by the institute.

15 ~~((3))~~ (2) \$1,537,000 of the general fund—state appropriation for
16 fiscal year 2022 and \$1,537,000 of the general fund—state
17 appropriation for fiscal year 2023 are provided solely for expansion
18 of the juvenile justice treatments and therapies in department of
19 children, youth, and families programs identified by the Washington
20 state institute for public policy in its report: "Inventory of
21 Evidence-based, Research-based, and Promising Practices for
22 Prevention and Intervention Services for Children and Juveniles in
23 the Child Welfare, Juvenile Justice, and Mental Health Systems." The
24 department may concentrate delivery of these treatments and therapies
25 at a limited number of programs to deliver the treatments in a cost-
26 effective manner.

27 ~~((4))~~ (3) (a) \$6,198,000 of the general fund—state appropriation
28 for fiscal year 2022 and \$6,198,000 of the general fund—state
29 appropriation for fiscal year 2023 are provided solely to implement
30 evidence- and research-based programs through community juvenile
31 accountability grants, administration of the grants, and evaluations
32 of programs funded by the grants. In addition to funding provided in
33 this subsection, funding to implement alcohol and substance abuse
34 treatment programs for locally committed offenders is provided
35 through an interagency agreement with the health care authority.

36 (b) The department of children, youth, and families shall
37 administer a block grant to county juvenile courts for the purpose of
38 serving youth as defined in RCW 13.40.510(4)(a) in the county
39 juvenile justice system. Funds dedicated to the block grant include:

1 Consolidated juvenile service (CJS) funds, community juvenile
2 accountability act (CJAA) grants, chemical dependency/mental health
3 disposition alternative (CDDA), and suspended disposition alternative
4 (SDA). The department of children, youth, and families shall follow
5 the following formula and must prioritize evidence-based programs and
6 disposition alternatives and take into account juvenile courts
7 program-eligible youth in conjunction with the number of youth served
8 in each approved evidence-based program or disposition alternative:
9 (i) Thirty-seven and one-half percent for the at-risk population of
10 youth ten to seventeen years old; (ii) fifteen percent for the
11 assessment of low, moderate, and high-risk youth; (iii) twenty-five
12 percent for evidence-based program participation; (iv) seventeen and
13 one-half percent for minority populations; (v) three percent for the
14 chemical dependency and mental health disposition alternative; and
15 (vi) two percent for the suspended dispositional alternatives.
16 Funding for the special sex offender disposition alternative (SSODA)
17 shall not be included in the block grant, but allocated on the
18 average daily population in juvenile courts. Funding for the
19 evidence-based expansion grants shall be excluded from the block
20 grant formula. Funds may be used for promising practices when
21 approved by the department of children, youth, and families and
22 juvenile courts, through the community juvenile accountability act
23 committee, based on the criteria established in consultation with
24 Washington state institute for public policy and the juvenile courts.

25 (c) The department of children, youth, and families and the
26 juvenile courts shall establish a block grant funding formula
27 oversight committee with equal representation from the department of
28 children, youth, and families and the juvenile courts. The purpose of
29 this committee is to assess the ongoing implementation of the block
30 grant funding formula, utilizing data-driven decision making and the
31 most current available information. The committee will be co-chaired
32 by the department of children, youth, and families and the juvenile
33 courts, who will also have the ability to change members of the
34 committee as needed to achieve its purpose. The committee may make
35 changes to the formula categories in (d)(ii) of this subsection if it
36 determines the changes will increase statewide service delivery or
37 effectiveness of evidence-based program or disposition alternative
38 resulting in increased cost/benefit savings to the state, including
39 long-term cost/benefit savings. The committee must also consider
40 these outcomes in determining when evidence-based expansion or

1 special sex offender disposition alternative funds should be included
2 in the block grant or left separate.

3 (d) The juvenile courts and administrative office of the courts
4 must collect and distribute information and provide access to the
5 data systems to the department of children, youth, and families and
6 the Washington state institute for public policy related to program
7 and outcome data. The department of children, youth, and families and
8 the juvenile courts must work collaboratively to develop program
9 outcomes that reinforce the greatest cost/benefit to the state in the
10 implementation of evidence-based practices and disposition
11 alternatives.

12 ~~((5) \$1,352,000))~~ (4) \$645,000 of the general fund—state
13 appropriation for fiscal year 2022 and ~~((1,352,000))~~ \$645,000 of the
14 general fund—state appropriation for fiscal year 2023 are provided
15 solely for funding of the teamchild project.

16 ~~((6) \$283,000 of the general fund—state appropriation for fiscal~~
17 ~~year 2022 and \$283,000 of the general fund—state appropriation for~~
18 ~~fiscal year 2023 are provided solely for the juvenile detention~~
19 ~~alternatives initiative.~~

20 ~~(7))~~ (5) \$500,000 of the general fund—state appropriation for
21 fiscal year 2022 and \$500,000 of the general fund—state appropriation
22 for fiscal year 2023 are provided solely for a grant program focused
23 on criminal street gang prevention and intervention. The department
24 of children, youth, and families may award grants under this
25 subsection. The department of children, youth, and families shall
26 give priority to applicants who have demonstrated the greatest
27 problems with criminal street gangs. Applicants composed of, at a
28 minimum, one or more local governmental entities and one or more
29 nonprofit, nongovernmental organizations that have a documented
30 history of creating and administering effective criminal street gang
31 prevention and intervention programs may apply for funding under this
32 subsection. Each entity receiving funds must report to the department
33 of children, youth, and families on the number and types of youth
34 served, the services provided, and the impact of those services on
35 the youth and the community.

36 ~~((8))~~ (6) The juvenile rehabilitation institutions may use
37 funding appropriated in this subsection to purchase goods, supplies,
38 and services through hospital group purchasing organizations when it
39 is cost-effective to do so.

1 ~~((+9))~~ (7) \$50,000 of the general fund—state appropriation for
2 fiscal year 2022 and \$50,000 of the general fund—state appropriation
3 for fiscal year 2023 are provided solely for grants to county
4 juvenile courts to establish alternative detention facilities similar
5 to the proctor house model in Jefferson county, Washington, that will
6 provide less restrictive confinement alternatives to youth in their
7 local communities. County juvenile courts shall apply to the
8 department of children, youth, and families for funding and each
9 entity receiving funds must report to the department on the number
10 and types of youth serviced, the services provided, and the impact of
11 those services on the youth and the community.

12 ~~((+10))~~ (8) \$432,000 of the general fund—state appropriation for
13 fiscal year 2022 and \$432,000 of the general fund—state appropriation
14 for fiscal year 2023 are provided solely for the department to
15 provide housing services to clients releasing from incarceration into
16 the community.

17 ~~((+11))~~ (9) \$100,000 of the general fund—state appropriation for
18 fiscal year 2022 is provided solely to assess the juvenile court
19 assessment tool. The juvenile rehabilitation program shall contract
20 with the Washington state institute for public policy to review the
21 standardized juvenile court assessment tool to assess whether it
22 accurately determines eligibility criteria and properly assigns youth
23 to programs that meet their needs. The institute must work in
24 collaboration with the juvenile block grant proviso committee.

25 ~~((+12))~~ (10) (a) \$773,000 of the general fund—state appropriation
26 for fiscal year 2022 and \$986,000 of the general fund—state
27 appropriation for fiscal year 2023 are provided solely for
28 implementation of Engrossed Second Substitute House Bill No. 1186
29 (concerning juvenile rehabilitation community transition services).
30 ~~((If the bill is not enacted by June 30, 2021, the amounts provided
31 in this subsection shall lapse.))~~

32 (b) Of the amounts provided in (a) of this subsection, \$50,000 of
33 the general fund—state appropriation for fiscal year 2022 and
34 \$105,000 of the general fund—state appropriation for fiscal year 2023
35 are provided solely for housing vouchers.

36 ~~((+13))~~ (11) \$128,000 of the general fund—state appropriation for
37 fiscal year 2022 is provided solely for implementation of Engrossed
38 Second Substitute House Bill No. 1295 (institutional ed./release).

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

3 ~~(14))~~ (12) \$122,000 of the general fund—state appropriation for
4 fiscal year 2022 and \$123,000 of the general fund—state appropriation
5 for fiscal year 2023 are provided solely for implementation of
6 Engrossed Substitute Senate Bill No. 5118 (supporting successful
7 reentry). ~~((If the bill is not enacted by June 30, 2021, the amounts~~
8 ~~provided in this subsection shall lapse.~~

9 ~~(15))~~ (13) Sufficient funding is provided within this section for
10 implementation of Engrossed Second Substitute Senate Bill No. 5304
11 (reentry services/state and local institutions).

12 ~~((16))~~ (14) Within existing resources, the department shall
13 evaluate the Martin hall juvenile detention facility located in
14 Medical Lake as an option for increased capacity needs for the
15 juvenile rehabilitation program.

16 (15) \$711,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$848,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for implementation of Substitute
19 House Bill No. 2050 (parent pay/child detention). If the bill is not
20 enacted by June 30, 2022, the amounts provided in this subsection
21 shall lapse.

22 (16)(a) The block grant oversight committee, as defined in RCW
23 13.40.511, shall work in collaboration with the Washington state
24 institute for public policy, the University of Washington's evidence-
25 based practice institute, and the children and family and early
26 learning divisions of the department of children, youth, and families
27 to develop recommendations for the expansion of community juvenile
28 accountability programs funded through juvenile court block grant
29 funding provided by the juvenile rehabilitation division of the
30 department of children, youth, and families and the juvenile courts.
31 The committee's recommendations shall include consideration of the
32 expansion of:

33 (i) Block grant funding to community juvenile programs that
34 provide services to juveniles assessed as low risk;

35 (ii) Block grant funding to community juvenile programs that
36 provide services that are not solely focused on reducing recidivism;

37 (iii) Available block grant funding needed to complete
38 evaluations of programs such that more programs may be evaluated to
39 be classified as evidence-based; and

1 (iv) Classifications used by the Washington state institute for
2 public policy to demonstrate the effectiveness of programs provided
3 by juvenile court.

4 (b) The block grant oversight committee must report its findings
5 and recommendations to the appropriate committees of the legislature
6 by November 1, 2022.

7 (17) \$100,000 of the general fund—state appropriation for fiscal
8 year 2023 is provided solely for the juvenile rehabilitation
9 administration to contract with a peer navigator program that
10 currently mentors and assists with the needs of justice-involved
11 youth and young adults who are from the city of Federal Way and who
12 are currently residing at the Green Hill school. The mentorship
13 program must provide peer coaching and support by aiding in the
14 personal and professional development of incarcerated youth and young
15 adults through life skills, job readiness, youth leadership, and
16 results-based projects.

17 (18) \$40,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$156,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided solely for two juvenile education-
20 security staff positions for juvenile rehabilitation's GED education
21 programs. One education-security position must be located at the Echo
22 Glen children's center to assist with the open doors program and one
23 education-security position must be located at the Green Hill school.
24 The goal of the education-security positions is to provide
25 dependable, daily education opportunities for students participating
26 in the GED programs located at the respective institutional
27 facilities. The education-security positions are responsible for
28 providing daily escort to and from the classroom for students
29 attending school and for providing classroom management during the
30 period while students are attending classes.

31 (19) \$2,100,000 of the general fund—state appropriation for
32 fiscal year 2022 is provided solely for maintaining staffing levels
33 at juvenile rehabilitation facilities independent from fluctuating
34 caseloads.

35 (20) The department of children, youth, and families—juvenile
36 rehabilitation must cease new placements at the Naselle youth camp,
37 with the goal of closing the camp by June 30, 2023. It is the
38 intention of the legislature after the closure to transfer management
39 of the Naselle youth camp land and facilities to the department of

1 natural resources in the 2023-2025 fiscal biennium and develop the
2 facilities into an outdoor school. The department must assist the
3 department of natural resources and the office of the superintendent
4 of public instruction with the proposal on the use of the Naselle
5 youth camp for an outdoor school as needed pursuant to section 310 of
6 this act.

7 (21) \$1,000 of the general fund—state appropriation for fiscal
8 year 2023 is for implementation of Senate Bill No. 5657 (juvenile
9 instit./comp sci).

10 **Sec. 229.** 2021 c 334 s 229 (uncodified) is amended to read as
11 follows:

12 **FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES—EARLY LEARNING**
13 **PROGRAM**

14	General Fund—State Appropriation (FY 2022).	((\$289,936,000))
15		<u>\$327,631,000</u>
16	General Fund—State Appropriation (FY 2023).	((\$348,787,000))
17		<u>\$402,195,000</u>
18	General Fund—Federal Appropriation.	((\$1,066,945,000))
19		<u>\$1,070,579,000</u>
20	General Fund—Private/Local Appropriation.	((\$86,000))
21		<u>\$100,000</u>
22	Education Legacy Trust Account—State Appropriation.	((\$28,127,000))
23		<u>\$28,172,000</u>
24	Home Visiting Services Account—State Appropriation.	((\$23,966,000))
25		<u>\$25,579,000</u>
26	Home Visiting Services Account—Federal Appropriation.	\$29,776,000
27	Washington Opportunity Pathways Account—State	
28	Appropriation.	\$80,000,000
29	Workforce Education Investment Account—State	
30	Appropriation.	\$8,482,000
31	TOTAL APPROPRIATION.	((\$1,876,105,000))
32		<u>\$1,972,514,000</u>

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

35 (1) (a) ((~~\$80,273,000~~)) \$82,040,000 of the general fund—state
36 appropriation for fiscal year 2022, ((~~\$119,932,000~~)) \$132,776,000 of
37 the general fund—state appropriation for fiscal year 2023,
38 \$24,070,000 of the education legacy trust account—state

1 appropriation, \$80,000,000 of the opportunity pathways account—state
2 appropriation, and \$25,452,000 of the general fund—federal
3 appropriation (CRRSA/GEER) are provided solely for the early
4 childhood education and assistance program. These amounts shall
5 support at least 15,162 slots in fiscal year 2022 and
6 ~~((15,912))~~16,278 slots in fiscal year 2023. Of the total slots in
7 each fiscal year, 100 slots must be reserved for foster children to
8 receive school-year-round enrollment.

9 (b) Of the amounts provided in this subsection, \$14,930,000 of
10 the general fund—state appropriation for fiscal year 2023 and
11 \$14,889,000 of the general fund—federal appropriation (CRRSA/GEER)
12 are for a slot rate increase of ten percent beginning July 1, 2021.
13 The funding provided in this subsection is sufficient for the
14 department to increase rates according to inflation, pursuant to
15 Engrossed Second Substitute Senate Bill No. 5237 (child care & early
16 dev. exp.), beginning in fiscal year 2023 and annually thereafter.

17 (c) Of the amounts provided in this subsection, \$2,664,000 of the
18 general fund—state appropriation for fiscal year 2023 is provided to
19 convert 777 part day slots to full day slots in fiscal year 2023.

20 (d) Of the amounts provided in this subsection, \$409,000 of the
21 general fund—state appropriation for fiscal year 2022 and \$859,000 of
22 the general fund—state appropriation for fiscal year 2023 are
23 provided solely for a \$54 per slot quality support rate, which will
24 increase by 1.5 percent annually beginning in fiscal year 2024.

25 (e) Of the amounts provided in this subsection, \$1,358,000 of the
26 general fund—state appropriation for fiscal year 2022 and \$4,612,000
27 of the general fund—state appropriation for fiscal year 2023 are
28 provided solely for the department to provide early childhood
29 education and assistance program services during summer 2022 to 2,212
30 part day program slots, including 2,011 slots in an in-person
31 learning program and 201 slots provided other additional services.

32 (f) The department of children, youth, and families must develop
33 a methodology to identify, at the school district level, the
34 geographic locations of where early childhood education and
35 assistance program slots are needed to meet the entitlement specified
36 in RCW 43.216.556. This methodology must be linked to the caseload
37 forecast produced by the caseload forecast council and must include
38 estimates of the number of slots needed at each school district and
39 the corresponding facility needs required to meet the entitlement in

1 accordance with RCW 43.216.556. This methodology must be included as
2 part of the budget submittal documentation required by RCW 43.88.030.

3 (2) \$200,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$200,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely to develop and provide
6 culturally relevant supports for parents, family, and other
7 caregivers.

8 (3) The department is the lead agency for and recipient of the
9 federal child care and development fund grant. Amounts within this
10 grant shall be used to fund child care licensing, quality
11 initiatives, agency administration, and other costs associated with
12 child care subsidies.

13 (4) The legislature recognizes that the federal government has
14 provided substantial additional funding through the coronavirus
15 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 purpose of the additional federal funding is to ensure access to
18 affordable child care and to stabilize and support child care
19 providers from the effects of the COVID-19 pandemic. The legislature
20 intends with the passage of Engrossed Second Substitute Senate Bill
21 No. 5237 (child care & early dev. exp.) to implement these federal
22 purposes by expanding eligibility for subsidized child care, reducing
23 parent copayments, increasing provider base rates to recognize
24 increased costs, and providing other financial support to stabilize
25 the child care sector to remain open or to reopen. The legislature
26 finds that the state lacked the fiscal capacity to make these
27 investments and the additional federal funding has provided the
28 opportunity to supplement state funding to expand and accelerate
29 child care access, affordability, and provider support as the state
30 navigates the COVID-19 pandemic and its aftermath.

31 (5) (~~(\$20,110,000)~~) \$39,723,000 of the general fund—state
32 appropriation in fiscal year 2022, (~~(\$45,757,000)~~) \$54,505,000 of the
33 general fund—state appropriation in fiscal year 2023, \$8,482,000 of
34 the workforce education investment account—state appropriation,
35 \$283,375,000 of the general fund—federal appropriation, \$59,893,000
36 of the general fund—federal appropriation (CARES), (~~(\$65,482,000)~~)
37 \$98,723,000 of the general fund—federal appropriation (CRRSA), and
38 (~~(\$111,252,000)~~) \$153,814,000 of the general fund—federal
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:

3 (a) The department of children, youth, and families shall work in
4 collaboration with the department of social and health services to
5 determine the appropriate amount of state expenditures for the
6 working connections child care program to claim towards the state's
7 maintenance of effort for the temporary assistance for needy families
8 program. The departments will also collaborate to track the average
9 monthly child care subsidy caseload and expenditures by fund type,
10 including child care development fund, general fund—state
11 appropriation, and temporary assistance for needy families for the
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.
15 Effective December 1, 2022, and annually thereafter, the department
16 of children, youth, and families must report to the governor and the
17 appropriate fiscal and policy committees of the legislature the total
18 state contribution for the working connections child care program
19 claimed the previous fiscal year towards the state's maintenance of
20 effort for the temporary assistance for needy families program and
21 the total temporary assistance for needy families reimbursement from
22 the department of social and health services for the previous fiscal
23 year.

24 (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:

28 (i) \$4,410,000 is for a 35 cent per hour per child rate increase
29 for family, friends, and neighbor providers (FFNs) beginning July 1,
30 2022;

31 (ii) \$854,000 is to increase the rate paid to providers who reach
32 level 3.5 of the state's early achievers quality rating system by two
33 percent beginning July 1, 2021; and

34 (iii) \$1,126,000 is to increase the nonstandard hour care rate by
35 \$10.00 per child per month beginning July 1, 2021.

36 (c) \$42,562,000 of the general fund—federal appropriation (ARPA)
37 and \$2,785,000 of the general fund—federal appropriation (CRRSA) are
38 provided solely for the implementation of an agreement reached
39 between the governor and the service employees international union

1 local 925 for a cost of care rate enhancement for family child care
2 providers under the provisions of chapter 41.56 RCW for fiscal year
3 2023 as provided in section 940 of this act.

4 (d) \$45,935,000 of the general fund—state appropriation for
5 fiscal year 2023 is provided solely for a 16 percent subsidy base
6 rate enhancement for child care centers for fiscal year 2023.

7 (e) It is the intent of the legislature to continue to rebase
8 child care provider subsidy base rates to the 85th percentile of
9 market in subsequent fiscal biennia.

10 (f) \$59,893,000 of the general fund—federal appropriation
11 (CARES), \$65,925,000 of the general fund—federal appropriation
12 (CRRSA), and \$99,918,000 of the general fund—federal appropriation
13 (ARPA) are provided solely for enhancements to the working child care
14 connections program, pursuant to Engrossed Second Substitute Senate
15 Bill No. 5237 (child care & early dev. exp.). Of the amounts provided
16 in this subsection:

17 (i) \$28,759,000 of the general fund—federal appropriation
18 (CARES), \$11,993,000 of the general fund—federal appropriation
19 (CRRSA), and \$35,979,000 of the general fund—federal appropriation
20 (ARPA) are provided solely for the implementation of reduced
21 household child care monthly copayments. For households at or below
22 50 percent of the state median income, copayments are capped at \$115
23 through January 1, 2022, and \$90 from January 1, 2022, through fiscal
24 year 2023. For households at or below 60 percent of the state median
25 income, copayments are capped at \$115 through June 30, 2023.

26 (ii) \$31,134,000 of the general fund—federal appropriation
27 (CARES), \$40,195,000 of the general fund—federal appropriation
28 (CRRSA), and \$45,476,000 of the general fund—federal appropriation
29 (ARPA) are provided solely to increase subsidy base rates to the 85th
30 percentile of market for child care providers. The state and the
31 representative for family child care providers must enter into
32 bargaining over the implementation of subsidy rate increases, and
33 apply those increases consistent with the terms of this proviso and
34 the agreement reached between the parties.

35 (iii) \$3,930,000 of the general fund—federal appropriation
36 (CRRSA) and \$4,903,000 of the general fund—federal appropriation
37 (ARPA) are provided solely to waive work requirements for student
38 parents utilizing the working connections child care program.

1 (iv) \$6,726,000 of the general fund—federal appropriation (CRRSA)
2 and \$10,633,000 of the general fund—federal appropriation (ARPA) are
3 provided solely to expand eligibility for the working connections
4 child care program to households at or below 60 percent of state
5 median income, beginning October 1, 2021.

6 (v) \$1,549,000 of the general fund—federal appropriation (CRRSA)
7 and \$982,000 of the general fund—federal appropriation (ARPA) are
8 provided solely for the department to implement an infant rate
9 enhancement for child care providers.

10 ~~((d) In order to not exceed the appropriated amount, the~~
11 ~~department shall manage the program so that the average monthly~~
12 ~~caseload does not exceed 33,000 households and the department shall~~
13 ~~give prioritized access into the program according to the following~~
14 ~~order:~~

15 ~~(i) Families applying for or receiving temporary assistance for~~
16 ~~needy families (TANF);~~

17 ~~(ii) TANF families curing sanction;~~

18 ~~(iii) Foster children;~~

19 ~~(iv) Families that include a child with special needs;~~

20 ~~(v) Families in which a parent of a child in care is a minor who~~
21 ~~is not living with a parent or guardian and who is a full-time~~
22 ~~student in a high school that has a school-sponsored on-site child~~
23 ~~care center;~~

24 ~~(vi) Families with a child residing with a biological parent or~~
25 ~~guardian who have received child protective services, child welfare~~
26 ~~services, or a family assessment response from the department in the~~
27 ~~past six months, and have received a referral for child care as part~~
28 ~~of the family's case management;~~

29 ~~(vii) Families that received subsidies within the last thirty~~
30 ~~days and:~~

31 ~~(A) Have reapplied for subsidies; and~~

32 ~~(B) Have household income of 60 percent of the state median~~
33 ~~income or below; and~~

34 ~~(viii) All other eligible families.~~

35 ~~(e)) (g) \$21,215,000 of the general fund—federal appropriation~~
36 ~~(CRRSA) is provided solely for enrollment based payments from April~~
37 ~~2022 through June 2022.~~

38 (h) On July 1, 2021, and July 1, 2022, the department, in
39 collaboration with the department of social and health services, must

1 report to the governor and the appropriate fiscal and policy
2 committees of the legislature on the status of overpayments in the
3 working connections child care program. The report must include the
4 following information for the previous fiscal year:

5 (i) A summary of the number of overpayments that occurred;

6 (ii) The reason for each overpayment;

7 (iii) The total cost of overpayments;

8 (iv) A comparison to overpayments that occurred in the past two
9 preceding fiscal years; and

10 (v) Any planned modifications to internal processes that will
11 take place in the coming fiscal year to further reduce the occurrence
12 of overpayments.

13 (6) Within available amounts, the department in consultation with
14 the office of financial management shall report enrollments and
15 active caseload for the working connections child care program to the
16 governor and the legislative fiscal committees and the legislative-
17 executive WorkFirst poverty reduction oversight task force on an
18 agreed upon schedule. The report shall also identify the number of
19 cases participating in both temporary assistance for needy families
20 and working connections child care. The department must also report
21 on the number of children served through contracted slots.

22 (7) \$623,000 of the general fund—state appropriation for fiscal
23 year 2022, \$935,000 of the general fund—state appropriation for
24 fiscal year 2023, and \$6,701,000 of the general fund—federal
25 appropriation are provided solely for the seasonal child care
26 program.

27 (8) \$871,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$871,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for the department of children,
30 youth, and families to contract with a countywide nonprofit
31 organization with early childhood expertise in Pierce county for a
32 pilot project to prevent child abuse and neglect using nationally
33 recognized models.

34 (a) The nonprofit organization must continue to implement a
35 countywide resource and referral linkage system for families of
36 children who are prenatal through age five.

37 (b) The nonprofit organization must offer a voluntary brief
38 newborn home visiting program. The program must meet the diverse
39 needs of Pierce county residents and, therefore, it must be flexible,

1 culturally appropriate, and culturally responsive. The department, in
2 collaboration with the nonprofit organization, must examine the
3 feasibility of leveraging federal and other fund sources, including
4 federal Title IV-E and medicaid funds, for home visiting provided
5 through the pilot. The department must report its findings to the
6 governor and appropriate legislative committees by September 1, 2022.

7 (9) (a) \$5,899,000 of the general fund—state appropriation for
8 fiscal year 2022 and \$8,382,000 of the general fund—state
9 appropriation for fiscal year 2023 are provided solely for the early
10 childhood intervention prevention services (ECLIPSE) program. The
11 department shall contract for ECLIPSE services to provide therapeutic
12 child care and other specialized treatment services to abused,
13 neglected, at-risk, and/or drug-affected children. The department
14 shall pursue opportunities to leverage other funding to continue and
15 expand ECLIPSE services. Priority for services shall be given to
16 children referred from the department.

17 (b) Of the amounts provided in this subsection (9), \$1,246,000 of
18 the general fund—state appropriation for fiscal year 2022 and
19 \$3,719,000 of the general fund—state appropriation for fiscal year
20 2023 are provided solely for the expansion of ECLIPSE services,
21 pursuant to Engrossed Second Substitute Senate Bill No. 5237 (child
22 care & early dev. exp.). Funding provided for the expansion of
23 services is intended to serve new geographic areas not currently
24 served by ECLIPSE services. (~~If the bill is not enacted by June 30,~~
25 ~~2021, the amounts provided in this subsection (9) (b) shall lapse.~~)

26 (10) The department shall place a ten percent administrative
27 overhead cap on any contract entered into with the University of
28 Washington. In a bi-annual report to the governor and the
29 legislature, the department shall report the total amount of funds
30 spent on the quality rating and improvements system and the total
31 amount of funds spent on degree incentives, scholarships, and tuition
32 reimbursements.

33 (11) \$1,728,000 of the general fund—state appropriation for
34 fiscal year 2022 and \$1,728,000 of the general fund—state
35 appropriation for fiscal year 2023 are provided solely for reducing
36 barriers for low-income providers to participate in the early
37 achievers program.

38 (12) \$300,000 of the general fund—state appropriation for fiscal
39 year 2022 and \$300,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for a contract with a nonprofit
2 entity experienced in the provision of promoting early literacy for
3 children through pediatric office visits.

4 (13) \$4,000,000 of the education legacy trust account—state
5 appropriation is provided solely for early intervention assessment
6 and services.

7 (14) The department shall work with state and local law
8 enforcement, federally recognized tribal governments, and tribal law
9 enforcement to develop a process for expediting fingerprinting and
10 data collection necessary to conduct background checks for tribal
11 early learning and child care providers.

12 (15) \$100,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$100,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for implementation of chapter
15 202, Laws of 2017 (children's mental health).

16 (16) Within existing resources, the department shall implement
17 chapter 409, Laws of 2019 (early learning access).

18 (17)(a) \$7,355,000 of the general fund—state appropriation for
19 fiscal year 2022, \$11,126,000 of the general fund—state appropriation
20 for fiscal year 2023, \$11,032,000 of the general fund—federal
21 appropriation (CRRSA), and \$9,632,000 of the general fund—federal
22 appropriation (ARPA) are provided solely for the implementation of
23 Engrossed Second Substitute Senate Bill No. 5237 (child care & early
24 dev. exp.). (~~If the bill is not enacted by June 30, 2021, the~~
25 ~~amounts provided in this subsection shall lapse.~~) The legislature
26 intends for the appropriations provided in this subsection to
27 stabilize and support child care providers and early learning
28 contractors and to expand families' access to affordable, quality
29 child care and early learning during and after the COVID-19 public
30 health emergency. Of the amounts provided in this subsection:

31 (i) \$2,535,000 of the general fund—state appropriation for fiscal
32 year 2022, \$2,535,000 of the general fund—state appropriation for
33 fiscal year 2023, and \$4,604,000 of the general fund—federal
34 appropriation (CRRSA) are provided solely for the implementation of
35 complex needs funds.

36 (ii) \$966,000 of the general fund—federal appropriation (CRRSA)
37 and \$1,836,000 of the general fund—federal appropriation (ARPA) are
38 provided solely for the implementation of trauma-informed care
39 supports.

1 (iii) \$180,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$3,200,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for the department to implement
4 dual language rate enhancements.

5 (iv) \$671,000 of the general fund—state appropriation for fiscal
6 year 2022, \$656,000 of the general fund—state appropriation for
7 fiscal year 2023, and \$3,982,000 of the general fund—federal
8 appropriation (ARPA) are provided solely for the implementation of
9 equity grants.

10 (v) \$773,000 of the general fund—state appropriation for fiscal
11 year 2022, (~~(\$773,000)~~) \$958,000 of the general fund—state
12 appropriation for fiscal year 2023, \$1,500,000 of the general fund—
13 federal appropriation (CRRSA), and \$900,000 of the general fund—
14 federal appropriation (ARPA) are provided solely for infant and early
15 childhood mental health consultation.

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.

20 (vii) \$930,000 of the general fund—state appropriation for fiscal
21 year 2022, \$1,075,000 of the general fund—state appropriation for
22 fiscal year 2023, \$3,597,000 of the general fund—federal
23 appropriation (CRRSA), and \$2,419,000 of the general fund—federal
24 appropriation (ARPA) are provided solely for the implementation of
25 trainings, early achievers scholarships, and other professional
26 development activities. Amounts provided in this subsection may be
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.

31 (viii) \$1,585,000 of the general fund—state appropriation for
32 fiscal year 2022 and \$2,196,000 of the general fund—state
33 appropriation for fiscal year 2023 are provided solely for the
34 department to expand the birth-to-three early childhood education and
35 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
2 to employers interested in providing child care to employees.

3 (b) The state and the representative for family child care
4 providers must enter into bargaining over the implementation of
5 grants and rate increases included in this proviso, and apply those
6 increases consistent with the terms of this proviso and the agreement
7 reached between the parties.

8 (18) \$265,000 of the general fund—state appropriation for fiscal
9 year 2022 and \$265,000 of the general fund—state appropriation for
10 fiscal year 2023 are provided solely for a statewide family resource
11 and referral linkage system, with coordinated access point of
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)
16 is provided solely for the department to establish a pilot project to
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
20 adapt licensing requirements when necessary to allow for the
21 operation of a new license category. Pilot participants must include,
22 at least:

- 23 (i) One governmental agency;
- 24 (ii) One nonprofit organization; and
- 25 (iii) One for-profit private business.

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.

33 (20) (a) \$2,771,000 of the home visiting account—state
34 appropriation for fiscal year 2022, \$5,299,000 of the home visiting
35 account—state appropriation for fiscal year 2023, and \$3,000,000 of
36 the general fund—federal appropriation (ARPA) are provided to expand
37 home visiting services, enhance data collection, and support the
38 local implementing agencies providing home visiting services. The
39 department shall:

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.

7 (iii) The home visiting advisory committee established in RCW
8 43.216.130 shall make recommendations to the department and the
9 legislature by June 1, 2022, containing strategies for supporting
10 home visiting providers and serving additional families.
11 Recommendations should include, but are not limited to, strategies in
12 the 2019 report to the legislature *Opportunities and Considerations*
13 *for Expanding Home Visiting Services in Washington State*, such as
14 enhancing data system collections and reporting, professional
15 development supports, and rate adjustments to reimburse for the true
16 cost of service delivery.

17 (b) Of the amounts provided in (a) of this subsection, \$2,528,000
18 of the home visiting account—state appropriation for fiscal year 2023
19 and \$3,000,000 of the general fund—federal appropriation (ARPA) are
20 provided for additional home visiting services in order to implement
21 Engrossed Second Substitute Senate Bill No. 5237 (child care & early
22 dev. exp.). ~~((If the bill is not enacted by June 30, 2021, the~~
23 ~~amounts provided in this subsection shall lapse.))~~

24 (21) The appropriations in this section are sufficient funding to
25 implement section 29 of Substitute Senate Bill No. 5151 (foster care
26 & 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
31 of the state's response to the COVID-19 public health emergency.
32 Child care providers are eligible for grants if they are eligible for
33 child care development fund moneys or if they are licensed,
34 regulated, or registered within the state. The funding provided in
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.

11 (iii) \$351,540,000 of the general fund—federal appropriation
12 (ARPA) and \$9,400,000 of the general fund—federal appropriation
13 (CARES) are provided solely for child care stabilization grants to
14 eligible child care providers as defined in section 2202 of the
15 American rescue plan act of 2021 (ARPA). In applying for grants,
16 child care providers are expected to meet the certification
17 requirements defined in section 2202(d)(2)(D)(i) of ARPA. To the
18 extent practicable, at least 10 percent of each grant awarded to an
19 eligible child care provider must be used for compensation increases
20 to employees working at a provider's facility. The department must
21 make its best efforts to distribute 75 percent of the funding
22 provided in this subsection by January 1, 2022, with the remaining 25
23 percent distributed by June 30, 2022. To the extent practicable, the
24 department must prioritize: Providers in child care deserts;
25 providers serving or located in marginalized, low-income communities
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).

14 (23) \$500,000 of the general fund—federal appropriation (CARES)
15 is provided solely for the department to hire two temporary language
16 access coordinators with specialties in Spanish and Somali to address
17 immediate language access needs at the department related to COVID-19
18 child care relief and recovery in department programs, including but
19 not limited to:

20 (a) Translation of department materials;

21 (b) Outreach to community organizations serving multilingual
22 children and families regarding department programs;

23 (c) Webinars and other technical assistance provided in Spanish
24 and Somali for department programs; and

25 (d) Other means of increasing language access and equity for
26 early learning providers and caregivers in health and safety,
27 licensing and regulations, and public funding opportunities for
28 programs offered by the department.

29 (24) \$100,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$30,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely for the department to convene a
32 work group that assesses and provides recommendations for creating
33 new infrastructures and funding streams that support youth
34 development. The work group must include representatives from
35 community-based organizations providing youth development programs,
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
17 year 2022 is provided solely for the implementation of Second
18 Substitute House Bill No. 1127 (COVID-19 health data privacy). If the
19 bill is not enacted by June 30, 2021, the amount provided in this
20 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 ~~((27))~~ (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
31 license-exempt facilities or family, friend, and neighbor care. The
32 data provided by the department to the education research data center
33 must include information on children who participate in these
34 programs, including their name and date of birth, and dates the child
35 received services at a particular facility.

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

1 department must provide updated ECEAP early learning professional
2 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.

12 (e) The department, in consultation with the department of social
13 and health services, must withhold payment for services to early
14 childhood programs that do not report on the name, date of birth, and
15 the dates a child received services at a particular facility.

16 ~~((28))~~ (27) Funding in this section is sufficient for the
17 department to collaborate with the department of commerce to jointly
18 convene and facilitate a child care collaborative task force to
19 continue the work of the task force created in chapter 368, Laws of
20 2019 (2SHB 1344) to establish a true cost of quality of child care.
21 The task force shall report its findings and recommendations to the
22 governor and the appropriate committees of the legislature by
23 November 1, 2022.

24 ~~((29))~~ (28) \$900,000 of the general fund—state appropriation for
25 fiscal year 2022 is provided solely for the department to provide
26 early childhood education and assistance program services during July
27 and August of 2021 to address learning loss and to meet the unique
28 educational and other needs of 468 children whose enrollment was
29 interrupted or delayed due to the COVID-19 public health emergency.

30 (29) \$260,000 of the general fund—state appropriation for fiscal
31 year 2023 is provided solely for the department to implement an
32 infant and early childhood mental health consultation initiative to
33 support tribal child care and early learning programs. Funding may be
34 used to provide culturally congruent infant and early childhood
35 mental health supports for tribal child care, tribal early childhood
36 education and assistance program, and tribal head start providers.
37 The department must consult with federally recognized tribes which
38 may include round tables through the Indian policy early learning
39 committee.

1 (30) \$640,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for the department to help expand and
3 support family, friend, or neighbor caregivers with a focus on the
4 provision of play and learn groups. Funding provided in this
5 subsection may be used for the department to:

6 (a) Fund consistent staffing across the state's six geographic
7 regions to support the needs of family, friend, or neighbor
8 caregivers;

9 (b) Contract with a statewide child care resource and referral
10 program to sustain and expand the number of facilitated play groups
11 to meet the needs of communities statewide;

12 (c) Support existing infrastructure for organizations that have
13 developed the three existing play and learn program models so they
14 have capacity to provide training, technical assistance, evaluation,
15 data collection, and other support needed for implementation; and

16 (d) Provide direct implementation support to community-based
17 organizations that offer play and learn groups.

18 (31) \$1,267,000 of the general fund—state appropriation for
19 fiscal year 2023 is provided solely for the department to pay the
20 application and fingerprint processing fees on behalf of child care
21 providers to reduce the time involved to complete background checks.

22 (32) \$900,000 of the general fund—state appropriation for fiscal
23 year 2023 is provided solely for the Washington communities for
24 children for costs to complete its work pursuant to a federal
25 preschool development grant that expires at the end of calendar year
26 2022. Allowable costs are only those incurred from January 2023
27 through June 2023.

28 **Sec. 230.** 2021 c 334 s 230 (uncodified) is amended to read as
29 follows:

30 **FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES—PROGRAM SUPPORT**

31 General Fund—State Appropriation (FY 2022).	((\$171,339,000))
32	\$192,655,000
33 General Fund—State Appropriation (FY 2023).	((\$171,554,000))
34	\$207,977,000
35 General Fund—Federal Appropriation.	((\$194,079,000))
36	\$190,601,000
37 General Fund—Private/Local Appropriation.	((\$394,000))
38	\$459,000

1	Education Legacy Trust Account—State Appropriation.	\$180,000
2	Home Visiting Services Account—State Appropriation.	(\$458,000)
3		<u>\$472,000</u>
4	Home Visiting Services Account—Federal Appropriation.	\$380,000
5	TOTAL APPROPRIATION.	(\$538,384,000)
6		<u>\$592,724,000</u>

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

9 (1) \$400,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$400,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for a Washington state mentoring
12 organization to continue its public-private partnerships providing
13 technical assistance and training to mentoring programs that serve
14 at-risk youth.

15 (2) (a) \$1,000 of the general fund—state appropriation for fiscal
16 year 2022, \$1,000 of the general fund—state appropriation for fiscal
17 year 2023, and \$2,000 of the general fund—federal appropriation are
18 provided solely for the implementation of an agreement reached
19 between the governor and the Washington federation of state employees
20 for the language access providers under the provisions of chapter
21 41.56 RCW for the 2021-2023 fiscal biennium, as provided in section
22 945 of this act.

23 (b) \$6,000 of the general fund—state appropriation for fiscal
24 year 2023 and \$2,000 of the general fund—federal appropriation are
25 provided solely for the implementation of an agreement reached
26 between the governor and the Washington federation of state employees
27 for the language access providers under the provisions of chapter
28 41.56 RCW for fiscal year 2023 as provided in section 938 of this
29 act.

30 (3) \$100,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$100,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for a full-time employee to
33 coordinate policies and programs to support pregnant and parenting
34 individuals receiving chemical dependency or substance use disorder
35 treatment.

36 (4) \$505,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$505,000 of the general fund—state appropriation for
38 fiscal year 2023 are provided solely for the department to
39 collaborate with the office of the superintendent of public

1 instruction to complete a report with options and recommendations for
2 administrative efficiencies and long-term strategies that align and
3 integrate high-quality early learning programs administered by both
4 agencies and consistent with implementation of Engrossed Second
5 Substitute Senate Bill No. 5237 (child care dev. exp.). The report,
6 due September 1, 2022, shall address capital needs, data collection
7 and data sharing, licensing changes, quality standards, options for
8 community-based and school-based settings with inclusive facilities
9 and operations, fiscal modeling, statutory changes needed to achieve
10 administrative efficiencies, and all other requirements of Engrossed
11 Second Substitute Senate Bill No. 5237 (child care & early dev.
12 exp.).

13 (5) Within existing resources, the department shall submit a
14 brief report to the governor and appropriate legislative committees
15 by December 1, 2022, outlining options for creating a new dedicated
16 account for adoption support that will meet 42 U.S.C. Sec. 473
17 requirements. The report shall include a methodology for calculating
18 savings in a manner that can be incorporated into the adoption
19 support forecast budget process, statutory needs, and expenditure
20 guidelines for the account.

21 (6) \$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 a statewide nonprofit with
24 demonstrated capability of partnering with state agencies and
25 community organizations to develop public-facing regionalized data
26 dashboards and reports to support the goals of the department and the
27 early learning advisory council, pursuant to Engrossed Second
28 Substitute Senate Bill No. 5237 (child care & early learning dev.
29 exp.).

30 (7) \$2,500,000 of the general fund—state appropriation for fiscal
31 year 2022, \$2,500,000 of the general fund—state appropriation for
32 fiscal year 2023, and \$5,000,000 of the general fund—federal
33 appropriation are provided solely for the implementation of Engrossed
34 Second Substitute House Bill No. 1227 (child abuse allegations). (~~If~~
35 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
36 ~~this subsection shall lapse.~~)

37 (8) \$20,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$20,000 of the general fund—state appropriation for
39 fiscal year 2023 are provided solely for the implementation of

1 Engrossed Substitute Senate Bill No. 5118 (reentry). (~~If the bill is~~
2 ~~not enacted by June 30, 2021, the amounts provided in this subsection~~
3 ~~shall lapse.~~)

4 (9) \$6,532,000 of the general fund—state appropriation for fiscal
5 year 2022, \$7,385,000 of the general fund—state appropriation for
6 fiscal year 2023, and \$6,083,000 of the general fund—federal
7 appropriation (CRRSA) are provided solely for the department to
8 migrate the social service payment system to a cloud-based payment
9 system in order to implement child care stabilization grants, child
10 care subsidy rate enhancements, and other payments intended to
11 support child care providers during and after the COVID-19 public
12 health emergency, to implement changes to the social service payment
13 system necessary to implement these payments, and for other
14 improvements necessary for the successful implementation of Engrossed
15 Second Substitute Senate Bill No. 5237 (child care & early dev.
16 exp.). The amounts in this section are subject to the conditions,
17 limitations, and review provided in section 701 of this act.

18 (10) \$250,000 of the general fund—federal appropriation (CARES)
19 is provided solely for the department to develop or contract to
20 develop a language access plan that addresses equity and access for
21 immigrant, multilingual providers, caregivers, and families. The plan
22 must be submitted to the appropriate committees of the legislature by
23 June 30, 2022. The plan must include, but is not limited to, the
24 following:

25 (a) A needs assessment and staffing recommendation for program
26 accessibility at the department for individuals with limited English
27 and a geographic landscape analysis of language needs for providers,
28 caregivers, and families in their interactions with the department;

29 (b) A review of successful language access policies and practices
30 in public agencies to effectively address the needs of non-English
31 speaking families, providers, and other stakeholders;

32 (c) An alignment of best practices across the department in
33 multilingual workforce development;

34 (d) A framework for proactive community engagement to provide
35 child care providers, early learning providers, or families that
36 speak languages other than English access to information and support
37 in navigating English-dominant state resources at the department;

1 (e) Recommendations for a continuous improvement model of
2 measuring progress and success in language access at the department;
3 and

4 (f) Compliance with federal and state laws at the department.

5 (11) \$40,000 of the general fund—federal appropriation (CRRSA) is
6 provided solely for the department to establish a process for
7 informing, upon clearance of required background checks, employees of
8 licensed family home, center-based, and outdoor nature-based
9 childcares about available financial supports and options for
10 accessing health coverage. On at least an annual basis, no less than
11 45 days before the start of open-enrollment, the department must
12 share with the health benefits exchange (exchange) and designated
13 navigator organizations, but no additional third-party entity,
14 workforce data identifying licensed childcare employees for the sole
15 purpose of outreach, enrollment, verification, and other program
16 implementation activities identified by the exchange. The department
17 must share with the exchange and designated navigator organizations,
18 but no additional third-party entity, workforce data identifying
19 newly licensed childcare employees on an ongoing basis as needed
20 during the plan year for the sole purpose of outreach, enrollment,
21 verification, and other program implementation activities identified
22 by the exchange.

23 (12) \$1,494,000 of the general fund—federal appropriation is
24 provided solely for the department to implement the family first
25 prevention services act requirements, including technology
26 enhancements to support the automated assessments, data quality, and
27 reporting requirements. Funding provided in this subsection is
28 subject to the conditions, limitations, and review provided in
29 section 701 of this act.

30 (13) \$267,000 of the general fund—state appropriation for fiscal
31 year 2022, \$717,000 of the general fund—state appropriation for
32 fiscal year 2023, and \$223,000 of the general fund—federal
33 appropriation are provided solely for the implementation of Second
34 Substitute House Bill No. 1219 (youth counsel/dependency). (~~If the~~
35 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
36 ~~subsection shall lapse.~~)

37 (14) \$85,000 of the general fund—state appropriation for fiscal
38 year 2022 is provided solely for the implementation of Engrossed
39 Second Substitute House Bill No. 1295 (institutional ed/release).

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

3 (15) \$848,000 of the general fund—state appropriation for fiscal
4 year 2022, \$848,000 of the general fund—state appropriation for
5 fiscal year 2023, and \$384,000 of the general fund—federal
6 appropriation are provided solely for the implementation of Engrossed
7 Second Substitute House Bill No. 1194 (parent-child visitation). (~~If~~
8 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
9 ~~this subsection shall lapse.~~)

10 (16) \$1,292,000 of the general fund—state appropriation for
11 fiscal year 2023 is provided solely for the department to expand its
12 housing pilot to two additional sites. The housing pilot will serve
13 hard-to-place foster youth who are at least 16 years old with housing
14 and intensive case management.

15 (17) \$32,000 of the general fund—state appropriation for fiscal
16 year 2022, \$64,000 of the general fund—state appropriation for fiscal
17 year 2023, and \$24,000 of the general fund—federal appropriation are
18 provided solely for the extraordinary litigation expenses of the
19 attorney general's office related to the case of *D.S., et al. v.*
20 *DCYF*, United States district court western district of Washington
21 case no. 2:21-cv-00111-BJR.

22 (18) \$500,000 of the general fund—state appropriation for fiscal
23 year 2023 is provided solely for the department to contract with a
24 nonprofit organization to provide culturally relevant support
25 services to children and families when a child is removed from their
26 parents due to potential abuse or neglect as defined in RCW
27 26.44.020(1). The nonprofit organization must have experience
28 providing culturally relevant support services to children and
29 families through daycare, the early childhood education and
30 assistance program, and department of social and health services
31 contracted services.

32 (19) \$65,000 of the general fund—state appropriation for fiscal
33 year 2023 is provided solely for implementation of Substitute House
34 Bill No. 1747 (child relative placements). If the bill is not enacted
35 by June 30, 2022, the amount provided in this subsection shall lapse.

36 (20) \$341,000 of the general fund—state appropriation for fiscal
37 year 2023 and \$85,000 of the general fund—federal appropriation are
38 provided solely for implementation of Second Substitute House Bill
39 No. 1905 (homelessness/youth discharge). If the bill is not enacted

1 by June 30, 2022, the amounts provided in this subsection shall
2 lapse.

3 (21) \$26,000 of the general fund—state appropriation for fiscal
4 year 2023 is provided solely for implementation of Substitute House
5 Bill No. 2068 (imagination library). If the bill is not enacted by
6 June 30, 2022, the amount provided in this subsection shall lapse.

7 (22) \$30,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$70,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely for the department of children,
10 youth, and families to partner with the department of commerce to
11 codesign community-based family reconciliation services to assess and
12 stabilize youth and families in crisis through primary prevention
13 services. The codesign team shall include youth and families with
14 lived experience, tribes, child welfare professionals, community-
15 based providers, and representatives from state and local agencies,
16 including the department of social and health services, the health
17 care authority, the office of the superintendent of public
18 instruction, the employment security department, and juvenile court
19 administrators. The codesign team must develop a community-based
20 family reconciliation services program model that addresses entry
21 points to services, program eligibility, utilization of family
22 assessments, provision of concrete economic supports, referrals to
23 and utilization of in-home services, and the identification of
24 trauma-informed and culturally responsive practices. Preliminary
25 recommendations from the codesign team must be submitted to the
26 governor and appropriate legislative committees no later than
27 December 1, 2022, with the annual family reconciliation services data
28 required under RCW 13.32A.045.

(End of part)

PART III
NATURAL RESOURCES

Sec. 301. 2021 c 334 s 301 (uncodified) is amended to read as follows:

FOR THE COLUMBIA RIVER GORGE COMMISSION

General Fund—State Appropriation (FY 2022)	\$752,000
General Fund—State Appropriation (FY 2023)	((\$820,000))
	<u>\$845,000</u>
General Fund—Federal Appropriation	\$32,000
General Fund—Private/Local Appropriation	((\$1,354,000))
	<u>\$1,374,000</u>
TOTAL APPROPRIATION	((\$2,958,000))
	<u>\$3,003,000</u>

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

(1) \$94,000 of the general fund—state appropriation for fiscal year 2022 and \$94,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for a land use planner to provide land use planning services dedicated to Klickitat county. Because the activities of the land use planner are solely for the benefit of Washington state, Oregon is not required to provide matching funds for this activity.

(2) \$88,000 of the general fund—state appropriation for fiscal year 2022, \$125,000 of the general fund—state appropriation for fiscal year 2023, and \$213,000 of the general fund—private/local appropriation are provided solely for the access database replacement project, and is subject to the conditions, limitations, and review provided in section 701 of this act.

Sec. 302. 2021 c 334 s 302 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ECOLOGY

General Fund—State Appropriation (FY 2022)	((\$47,364,000))
	<u>\$44,944,000</u>
General Fund—State Appropriation (FY 2023)	((\$39,868,000))
	<u>\$55,191,000</u>
General Fund—Federal Appropriation	((\$98,760,000))
	<u>\$101,200,000</u>

1	General Fund—Private/Local Appropriation.	((\$26,999,000))
2		<u>\$27,545,000</u>
3	Reclamation Account—State Appropriation.	((\$4,286,000))
4		<u>\$4,438,000</u>
5	Flood Control Assistance Account—State Appropriation.	((\$4,066,000))
6		<u>\$4,185,000</u>
7	Aquatic Lands Enhancement Account—State	
8	Appropriation.	\$150,000
9	State Emergency Water Projects Revolving Account—	
10	State Appropriation.	\$40,000
11	Waste Reduction, Recycling, and Litter Control	
12	Account—State Appropriation.	((\$26,666,000))
13		<u>\$31,117,000</u>
14	State Drought Preparedness <u>and Response</u> Account—State	
15	Appropriation.	\$204,000
16	State and Local Improvements Revolving Account—Water	
17	Supply Facilities—State Appropriation.	\$186,000
18	Water Rights Tracking System Account—State	
19	Appropriation.	\$48,000
20	Site Closure Account—State Appropriation.	\$582,000
21	Wood Stove Education and Enforcement Account—State	
22	Appropriation.	((\$567,000))
23		<u>\$580,000</u>
24	Worker and Community Right to Know Fund—State	
25	Appropriation.	((\$1,968,000))
26		<u>\$2,043,000</u>
27	Water Rights Processing Account—State Appropriation.	\$39,000
28	Water Quality Permit Account—State Appropriation.	((\$46,578,000))
29		<u>\$49,813,000</u>
30	Underground Storage Tank Account—State Appropriation.	((\$3,876,000))
31		<u>\$4,204,000</u>
32	Biosolids Permit Account—State Appropriation.	((\$2,594,000))
33		<u>\$2,718,000</u>
34	Hazardous Waste Assistance Account—State	
35	Appropriation.	((\$7,389,000))
36		<u>\$7,714,000</u>
37	Radioactive Mixed Waste Account—State Appropriation.	((\$22,281,000))
38		<u>\$23,489,000</u>
39	Air Pollution Control Account—State Appropriation.	((\$4,135,000))

1		<u>\$4,343,000</u>
2	Oil Spill Prevention Account—State Appropriation.	((\$6,446,000))
3		<u>\$7,233,000</u>
4	Air Operating Permit Account—State Appropriation.	((\$4,786,000))
5		<u>\$4,994,000</u>
6	Wastewater Treatment Plant Operator Certification	
7	Account—State Appropriation.	\$552,000
8	Oil Spill Response Account—State Appropriation.	\$7,076,000
9	Model Toxics Control Operating Account—State	
10	Appropriation.	((\$283,123,000))
11		<u>\$290,424,000</u>
12	Model Toxics Control Operating Account—Local	
13	Appropriation.	\$499,000
14	<u>Model Toxics Control Stormwater Account—State</u>	
15	<u>Appropriation.</u>	<u>\$8,500,000</u>
16	Voluntary Cleanup Account—State Appropriation.	\$344,000
17	Paint Product Stewardship Account—State	
18	Appropriation.	\$140,000
19	Dedicated Marijuana Account—State Appropriation	
20	(FY 2022).	((\$270,000))
21		<u>\$284,000</u>
22	Dedicated Marijuana Account—State Appropriation	
23	(FY 2023).	((\$276,000))
24		<u>\$290,000</u>
25	Water Pollution Control Revolving Administration	
26	Account—State Appropriation.	((\$4,566,000))
27		<u>\$5,462,000</u>
28	Clean Fuels Program Account—State Appropriation.	\$382,000
29	Climate Investment Account—State Appropriation.	((\$5,139,000))
30		<u>\$7,138,000</u>
31	TOTAL APPROPRIATION.	((\$652,245,000))
32		<u>\$698,091,000</u>

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

35 (1) ((~~\$910,000 of the model toxics control operating account—~~
36 ~~state appropriation is~~)) \$455,000 of the general fund—state
37 appropriation for fiscal year 2022 and \$455,000 of the general fund—
38 state appropriation for fiscal year 2023 are provided solely for the

1 department to grant to the northwest straits commission to distribute
2 equally among the seven Puget Sound marine resource committees.

3 (2) \$2,024,000 of the model toxics control operating account—
4 state appropriation is provided solely for additional staff to
5 process an increased workload of clean water act certification
6 requests and to process all United States army corps of engineers
7 permitted projects in Washington within the sixty-day processing
8 requirement, should it be implemented.

9 (3) Within the amounts appropriated in this section, the
10 department must adopt rules to implement the provisions of RCW
11 88.40.025.

12 (4) \$739,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$363,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for the implementation of
15 Engrossed Second Substitute House Bill No. 1050 (fluorinated gases).
16 ~~((If the bill is not enacted by June 30, 2021, the amounts provided
17 in this subsection shall lapse.))~~

18 (5) \$2,277,000 of the general fund—state appropriation for fiscal
19 year 2022, \$897,000 of the general fund—state appropriation for
20 fiscal year 2023, and \$382,000 of the clean fuels program account—
21 state appropriation are provided solely for the implementation of
22 Engrossed Third Substitute House Bill No. 1091 (transportation fuel/
23 carbon). ~~((If the bill is not enacted by June 30, 2021, the amounts
24 provided in this subsection shall lapse.))~~

25 (6) \$262,000 of the model toxics control operating account—state
26 appropriation is provided solely for the implementation of Engrossed
27 Second Substitute House Bill No. 1382 (salmon recovery projects).
28 ~~((If the bill is not enacted by June 30, 2021, the amount provided in
29 this subsection shall lapse.))~~

30 (7) \$170,000 of the oil spill prevention account—state
31 appropriation is provided solely for a contract with the University
32 of Washington's sea grant program to continue an educational program
33 targeted to small spills from commercial fishing vessels, ferries,
34 cruise ships, ports, and marinas.

35 (8) ~~(\$204,000 of the model toxics control operating account—
36 state appropriation is)~~ \$102,000 of the general fund—state
37 appropriation for fiscal year 2022 and \$102,000 of the general fund—
38 state appropriation for fiscal year 2023 are provided solely for

1 implementation of Executive Order No. 12-07, Washington's response to
2 ocean acidification.

3 (9) \$14,000,000 of the model toxics control operating account—
4 state appropriation is provided solely for the department to provide
5 grants to local governments for the purpose of supporting local solid
6 waste and financial assistance programs.

7 (10) \$150,000 of the aquatic lands enhancement account—state
8 appropriation is provided solely for implementation of the state
9 marine management plan and ongoing costs of the Washington coastal
10 marine advisory council to serve as a forum and provide
11 recommendations on coastal management issues.

12 (11) \$588,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$662,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for the department to address
15 outstanding water rights issues. Of the amounts provided in this
16 subsection:

17 (a) \$463,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$537,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided solely for preparation and filing of
20 adjudications of state water rights in the Nooksack (water resource
21 inventory area 1) and lake Roosevelt and middle tributaries (water
22 resource inventory area 58) watersheds. The department will not file
23 an adjudication in water resource inventory area 1 prior to June 1,
24 2023; and

25 (b) \$125,000 of the general fund—state appropriation for fiscal
26 year 2022 and \$125,000 of the general fund—state appropriation for
27 fiscal year 2023 are provided solely for Whatcom county to support a
28 collaborative process among local water users and water right holders
29 that can complement water rights adjudication in the Nooksack (water
30 resources inventory area 1) watershed. Funding is provided for
31 facilitation and mediation among parties, development of planning and
32 technical information, and assessment of local solutions. At a
33 minimum, the collaborative process must seek to provide opportunities
34 for discussion of increasing salmon populations and preserving
35 farmland.

36 (12) (~~(\$242,000)~~) \$178,000 of the model toxics control operating
37 account—state appropriation is provided solely for an equipment cache
38 grant for the Jamestown S'klallam Tribe for a new response vehicle.

1 (13) \$398,000 of the model toxics control operating account—state
2 appropriation is provided solely for consumer product testing data
3 validation services to support increases to the agency's product
4 testing program.

5 (14) \$2,305,000 of the model toxics control operating account—
6 state appropriation is provided solely to increase the department's
7 capacity to test for toxics in children's products and other general
8 consumer goods, to implement needed policy changes resulting from
9 product testing, to communicate results to the public, and to conduct
10 a feasibility study to add an inorganics component to the plan for
11 new laboratory space at the department's headquarters building in
12 Lacey, Washington.

13 (15) \$497,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$497,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for the department to provide
16 grants to conservation organizations and certain tribes for the
17 purpose of coordination, monitoring, and research related to Puget
18 Sound kelp conservation and recovery. Of the amounts provided in this
19 subsection the department shall distribute grants as follows:
20 \$175,000 each fiscal year to the Northwest Straits commission;
21 \$72,000 each fiscal year to the Lower Elwha Klallam Tribe; \$100,000
22 each fiscal year to the Samish Indian Nation; and \$150,000 each
23 fiscal year to the Puget Sound Restoration Fund.

24 (16) \$2,000,000 of the model toxics control operating account—
25 state appropriation is provided solely for the Spokane river regional
26 toxics task force to address elevated levels of polychlorinated
27 biphenyls in the Spokane river.

28 (17) (~~(\$150,000)~~)\$30,000 of the general fund—state appropriation
29 for fiscal year 2022 (~~(is)~~)and \$120,000 of the general fund—state
30 appropriation for fiscal year 2023 are provided solely for the
31 department to grant to Clark county for the purpose of designing the
32 process for developing a long-term plan to restore and maintain the
33 health of Vancouver lake, a category 5 303(d) status impaired body of
34 water, as well as designing an institutional structure to take
35 responsibility for the plan's implementation in a financially
36 sustainable manner. The plan will build on existing work completed by
37 the county, state agencies, and nonprofit organizations. The
38 department will support the work of the county to include involvement
39 by property owners around the lake and within the watersheds that

1 drain to the lake, the department of natural resources, the
2 department of fish and wildlife, other state agencies and local
3 governments with proprietary or regulatory jurisdiction, tribes, and
4 nonprofit organizations advocating for the lake's health. The design
5 should address timelines for plan development, roles and
6 responsibilities of governmental and nonprofit entities, potential
7 funding sources and options for plan implementation, including
8 formation of a potential lake management district under chapter 36.61
9 RCW, and the management objectives to be included in the plan.

10 (18) \$80,000 of the general fund—state appropriation for fiscal
11 year 2022 is provided solely for the department to work with the
12 Guemes island planning advisory committee to follow on to a United
13 States geologic survey study of the island's aquifer recharge areas,
14 quantify an updated water budget, and provide an accurate water-level
15 analysis and water-table map of the two aquifers on the island.

16 (19) \$150,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$150,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for the department to support
19 the Pierce county health department and the friends of Spanaway lake
20 to treat and clean up elevated phosphorus and algae levels in
21 Spanaway lake.

22 (20) \$92,000 of the general fund—state appropriation for fiscal
23 year 2022 is provided solely to San Juan county for a study to build
24 on the existing knowledge of the islands' water resources to gain a
25 current understanding of the state of groundwater in the county,
26 including hydrologic data evaluation, completing recharge estimates,
27 and updating the water balance.

28 (21) \$146,000 of the general fund—state appropriation for fiscal
29 year 2022 is provided solely for the department to work with
30 landowners, state agencies, and others to analyze the water quality
31 of Deep lake.

32 (22) \$195,000 of the model toxics control operating account—state
33 appropriation is provided solely for the department to carry out an
34 assessment of potential hazards of 6PPD (CAS 793-24-8) and other
35 chemicals or chemical classes and breakdown products used as anti-
36 oxidants and/or antiozonants in tires and submit a technical memo to
37 the appropriate committees of the legislature by December 1, 2021.

38 (23) \$523,000 of the model toxics control operating account—state
39 appropriation is provided solely for the department to work with the

1 department of transportation, University of Washington-Tacoma, and
2 Washington State University-Puyallup to identify priority areas
3 affected by 6PPD or other related chemicals toxic to aquatic life
4 from roads and transportation infrastructure and on best management
5 practices for reducing toxicity. This includes developing a standard
6 method for the laboratory measurement of 6PPD-quinone and related
7 chemicals. The department will submit a report to the appropriate
8 committees of the legislature by November 1, 2022.

9 (24) \$1,090,000 of the general fund—state appropriation for
10 fiscal year 2022 and \$1,090,000 of the general fund—state
11 appropriation for fiscal year 2023 are provided solely for the
12 department to create a database, monitoring program, and laboratory
13 assessment method regarding polychlorinated biphenyls (PCB).
14 ~~((Within))~~Of the amount provided in this subsection, \$440,000 is
15 provided to enhance the environmental information management
16 database; \$1,200,000 is provided to create a long-term statewide PCB
17 monitoring program; and \$540,000 is provided for developing a PCB
18 specific laboratory method for conducting analysis. The department
19 must coordinate with the department of fish and wildlife on the
20 implementation of this subsection and for recommending PCB clean-up
21 projects for legislative funding in subsequent appropriations.

22 (25) \$847,000 of the model toxics control operating account—state
23 appropriation is provided solely for the implementation of Engrossed
24 Second Substitute Senate Bill No. 5022 (recycling, waste, & litter).
25 ~~((If the bill is not enacted by June 30, 2021, the amount provided in
26 this subsection shall lapse.))~~

27 (26) ~~((\$11,716,000))~~\$11,068,000 of the general fund—state
28 appropriation for fiscal year 2022, ~~((\$6,284,000))~~\$7,788,000 of the
29 general fund—state appropriation for fiscal year 2023, and
30 ~~((\$5,139,000))~~\$6,589,000 of the climate investment account—state
31 appropriation are provided solely for the implementation of Engrossed
32 Second Substitute Senate Bill No. 5126 (climate commitment act). ~~((If
33 the bill is not enacted by June 30, 2021, the amounts provided in
34 this subsection shall lapse.))~~

35 (27) \$95,000 of the general fund—state appropriation for fiscal
36 year 2022, \$105,000 of the general fund—state appropriation for
37 fiscal year 2023, \$61,000 of the waste reduction, recycling, and
38 litter control account—state appropriation, \$231,000 of the water
39 quality permit account—state appropriation, \$31,000 of the hazardous

1 waste assistance account—state appropriation, \$31,000 of the oil
2 spill prevention account—state appropriation, and \$983,000 of the
3 model toxics control operating account—state appropriation are
4 provided solely for the implementation of Engrossed Second Substitute
5 Senate Bill No. 5141 (environmental justice task force
6 recommendations). (~~If the bill is not enacted by June 30, 2021, the
7 amounts provided in this subsection shall lapse.~~)

8 (28) \$43,000 of the model toxics control operating account—state
9 appropriation is provided solely for the implementation of Substitute
10 Senate Bill No. 5381 (fish passage project permits). (~~If the bill is
11 not enacted by June 30, 2021, the amount provided in this subsection
12 shall lapse.~~)

13 (29) \$52,000 of the general fund—state appropriation for fiscal
14 year 2022, \$52,000 of the general fund—state appropriation for fiscal
15 year 2023, \$8,000 of the reclamation account—state appropriation,
16 \$8,000 of the flood control assistant account—state appropriation,
17 \$32,000 of the waste reduction, recycling, and litter control account
18 —state appropriation, \$4,000 of the worker and community right-to-
19 know account—state appropriation, \$120,000 of the water quality
20 permit account—state appropriation, \$10,000 of the underground
21 storage tank account—state appropriation, \$6,000 of the bio solids
22 permit account—state appropriation, \$18,000 of the hazardous waste
23 assistance account—state appropriation, \$52,000 of the radioactive
24 mixed waste account—state appropriation, \$10,000 of the air pollution
25 control account—state appropriation, \$20,000 of the oil spill
26 prevention account—state appropriation, \$12,000 of the air operating
27 permit account—state appropriation, \$514,000 of the model toxics
28 control operating account—state appropriation, and \$80,000 of the
29 water pollution control revolving administration account—state
30 appropriation are provided solely for the department to maintain and
31 license the new eHub system. Funding is subject to the conditions,
32 limitations, and review requirements of section 701 of this act.

33 (30) \$250,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$250,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for the department to enter into
36 a contract with a qualified third party to develop standards that
37 provide a framework for assessing the quality of volume, validity,
38 and durability of potential future carbon dioxide removal projects.
39 The resulting product should be adequate to allow in-state entities

1 to analyze proposed carbon removal project for conformity with state
2 carbon reduction laws, rules, and goals. The selected vendor should
3 build upon previously completed analyses by the state of Washington
4 and the federal government.

5 (31) \$40,000 of the general fund—state appropriation for fiscal
6 year 2022 is provided solely for the department to:

7 (a) Develop recommendations and implement actions under existing
8 authority to modify the process for the review of water banks to
9 ensure that key information is made available to the public. The
10 changes should consider requirements such as:

11 (i) A description of a proposed banking and operations plan,
12 including the needs and customers the bank intends to serve, the
13 geographic area to be served, the portfolio of available mitigating
14 rights and their allowed uses, any anticipated change in use of
15 available mitigating rights, any limitations the bank intends to
16 impose in offering water rights for use, and anything else the
17 department deems necessary to promote transparency and the public
18 interest;

19 (ii) Reporting requirements that include any changes in the
20 intended customers or needs being serviced by the bank, any change in
21 the geographic area to be served, any anticipated change in the use
22 of available mitigating rights, any change in limitation the banks
23 intends to impose in offering water right for use, and any other
24 change the department deems necessary to promote transparency and the
25 public interest; and

26 (iii) Reporting requirements for publishing each change and
27 providing notice to pertinent parties and soliciting public comment.

28 (b) The department must build off its work directed under chapter
29 357, Laws of 2020 to refine recommendations on improving the state's
30 framework for water banking, water trust, and water right transfers.
31 Recommendations should address issues of private investment in water
32 banking and the merits of incentives and regulations pertaining to
33 the out-of-basin transfer of water rights. In refining its
34 recommendations, the department shall consult with tribes and
35 consider input from stakeholders with expertise in water banking.

36 (c) By December 31, 2021, the department shall update the
37 appropriate committees of the legislature on its progress on refining
38 policy recommendations under this section, including any recommended
39 statutory changes, and on the status of the pilot grant program
40 established under subsection (32) of this section.

1 (d) By December 1, 2022, the department shall submit a report to
2 the appropriate committees of the legislature on work conducted
3 pursuant to this section and on the pilot grant program established
4 under this section. The report should include but is not limited to a
5 summary of water banking activity funded including success and
6 challenges, a summary of outcomes of the pilot grant program, a
7 summary of actions taken under current authority, and policy
8 recommendations. The policy recommendations may also come in the form
9 of agency request legislation.

10 (32) (~~(\$4,500,000 of the general fund state appropriation for~~
11 ~~fiscal year 2022 and \$4,500,000 of the general fund state~~
12 ~~appropriation for fiscal year 2023 are provided solely for the~~
13 ~~department to administer the pilot grant program for water banking~~
14 ~~strategies to meet water needs as described in this section. Within~~
15 ~~available appropriations, grants must be awarded to qualified~~
16 ~~applicants according to (c) of this subsection. Grant awards must be~~
17 ~~limited to not more than \$2,000,000 per applicant.~~

18 ~~(a) Grant awards may only be used for:~~

19 ~~(i) Development of water banks in rural counties as defined in~~
20 ~~RCW 82.14.370(5) that have the headwaters of a major watershed within~~
21 ~~their borders and only for water banking strategies within the county~~
22 ~~of origin. A major watershed has the same meaning as shoreline of the~~
23 ~~state in RCW 90.58.030(2)(f)(v)(A) and (B);~~

24 ~~(ii) Acquisition of water rights appropriate for use in a water~~
25 ~~bank including all costs necessary to evaluate the water right for~~
26 ~~eligibility for its intended use; and~~

27 ~~(iii) Activities necessary to facilitate the creation of a water~~
28 ~~bank.~~

29 ~~(b) For the purposes of a grant pursuant to this section, a water~~
30 ~~bank must meet water needs, which include but are not limited to~~
31 ~~agricultural use and instream flow for fish and wildlife. The water~~
32 ~~bank must preserve water rights for use in the county of origin and~~
33 ~~for permanent instream flows for fish and wildlife through the~~
34 ~~primary and secondary reaches of the water right.~~

35 ~~(c) To be qualified for these funds, an applicant must also show:~~

36 ~~(i) That the applicant has sufficient expertise and capacity to~~
37 ~~develop and maintain a water bank consistent with the purposes of~~
38 ~~this appropriation;~~

39 ~~(ii) That the applicant has secured a valid interest to purchase~~
40 ~~a water right;~~

1 ~~(iii) That the water rights appear to be adequate for the~~
2 ~~intended use;~~

3 ~~(iv) That the applicant agrees to have one-third of any water~~
4 ~~right purchased with the funds appropriated under this section to~~
5 ~~have its purpose of use changed permanently to instream flow~~
6 ~~benefiting fish and wildlife; and~~

7 ~~(v) That the applicant is a public entity or a participant in a~~
8 ~~public/private partnership with a public entity.~~

9 ~~(33))~~ \$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 the department to:

12 (a) Establish and administer a pilot grant program for
13 implementing water banking strategies to meet local water needs;

14 (b) Review water banking grant applications submitted under this
15 section, including evaluation of water right suitability; and

16 (c) Develop and finalize water banking agreements, trust water
17 right agreements, and other necessary legal instruments with entities
18 selected to receive grants under this section.

19 ~~((34))~~ (33) \$30,000 of the general fund—state appropriation for
20 fiscal year 2022 is provided solely for the department to designate a
21 regional clean air agency to convene a stakeholder group to assess
22 and develop recommendations for reducing and mitigating air quality
23 impacts in the form of noxious odors resulting from asphalt plants in
24 the Puget Sound region. The stakeholder group should include
25 representatives from the asphalt industry, cities within a county in
26 the region in which an asphalt plant is located, the Puget Sound
27 clean air agency, local and state health departments, research
28 institutions, and a community or environmental organization
29 representative with expertise in air pollution, toxicology, or other
30 relevant fields. The recommendations must address steps needed for
31 asphalt production facilities to develop odor control plans and best
32 management practices to reduce noxious odors that negatively impact
33 neighboring residents, businesses and persons utilizing publicly
34 owned recreational facilities. A report containing recommendations
35 must be submitted to the appropriate committees of the legislature by
36 December 1, 2021.

37 (34) \$233,000 of the model toxics control operating account—state
38 appropriation and \$100,000 of the oil spill prevention account—state
39 appropriation are provided solely for additional staff to develop and

1 implement new area contingency plans related to spill response in
2 Washington state.

3 (35) \$1,642,000 of the model toxics control operating account—
4 state appropriation and \$115,000 of the underground storage tank
5 account—state appropriation are provided solely for additional staff
6 to meet environmental protection agency underground storage tank site
7 inspection requirements and oversee the cleanup of known contaminated
8 leaking underground storage tank sites in Washington.

9 (36) \$1,800,000 of the waste reduction, recycling, and litter
10 control account—state appropriation is provided solely for
11 implementation of the food waste reduction act of 2019, chapter 255
12 Laws of 2019, through a series of food waste reduction campaigns, in
13 addition to continuing to invest in litter prevention campaigns to
14 address the state's ongoing litter problem.

15 (37) \$1,382,000 of the model toxics control operating account—
16 state appropriation is provided solely to develop methods and analyze
17 6PPD compounds in water and sediment, establish baseline monitoring
18 data, and fund projects to identify best management practices and
19 treatment devices that remove 6PPD from stormwater.

20 (38) \$1,322,000 of the model toxics control operating account—
21 state appropriation is provided solely for the department to complete
22 a full safer alternatives assessment of the 6PPD compounds used in
23 tires. The assessment shall incorporate and evaluate toxicity data of
24 alternatives on Coho and other species. Of the amounts provided in
25 this subsection, \$246,000 of the model toxics control operating
26 account—state appropriation is provided to support materials science
27 expertise and collection of industry data necessary to evaluate
28 feasibility of alternatives. The department shall provide a completed
29 assessment to the governor's office, office of financial management,
30 and the appropriate committees of the legislature, and, if the
31 department finds safer alternatives exist, include recommended
32 regulatory, policy, or legislative actions to advance safer
33 alternatives.

34 (39) \$4,000,000 of the model toxics control stormwater account—
35 state appropriation is provided solely for grants to local stormwater
36 municipalities for expanding capacity to address stormwater
37 management needs and meeting new municipal stormwater permit
38 requirements, including stormwater management action planning to
39 ensure that capital stormwater retrofit projects and other local

1 stormwater management actions are prioritized, planned, and scheduled
2 for construction or implementation.

3 (40) \$1,378,000 of the general fund—state appropriation for
4 fiscal year 2023 and \$549,000 of the climate investment account—state
5 appropriation is provided solely for the department to increase air
6 quality monitoring in overburdened communities as directed under RCW
7 70A.65.020(1).

8 (41) \$557,000 of the general fund—state appropriation for fiscal
9 year 2023 is provided solely for coordinating regulatory efforts to
10 address temperature and other water quality issues associated with
11 dams on the Columbia and Snake rivers, and for additional staff to
12 assist with hydropower relicensing and license implementation.

13 (42) \$200,000 of the general fund—state appropriation for fiscal
14 year 2023 is provided solely to update the department's database of
15 shoreline aerial photos to assist state agencies, local governments,
16 and tribes in managing marine and freshwater shorelines throughout
17 the state.

18 (43) \$164,000 of the general fund—state appropriation for fiscal
19 year 2023 is provided solely to develop standardized channel
20 migration zone mapping methodology and to offer support for tribes,
21 counties, and local jurisdictions to refine existing channel
22 migration zone maps with local information.

23 (44) \$901,000 of the general fund—state appropriation for fiscal
24 year 2023 is provided solely to identify the technologies,
25 methodologies, datasets, and resources needed to refine and maintain
26 the accuracy of the national hydrography dataset for Washington in
27 order to better monitor the health of riparian buffers.

28 (45) \$750,000 of the general fund—state appropriation for fiscal
29 year 2023 is provided solely for flood prevention in the Nooksack
30 basin. Of this amount:

31 (a) \$500,000 is provided solely to grant to Whatcom county to:

32 (i) Integrate Nooksack basin (WRIA 1) floodplain projects with
33 mutually beneficial water resource and riparian habitat management
34 actions that address climate change and extreme weather events; and

35 (ii) Support Whatcom county's floodplain integrated planning
36 (FLIP) team planning, technical review, local solutions, and projects
37 development.

38 (b) \$250,000 is provided solely for the department to lead
39 facilitation and technical support for the Nooksack river

1 international task force, which is a long-standing cross-border task
2 force focused on developing and evaluating alternatives for managing
3 flooding from the Nooksack river in Whatcom county and British
4 Columbia.

5 (46) \$350,000 of the general fund—state appropriation for fiscal
6 year 2023 is provided solely for the department to recommend one or
7 more draft structures for nutrient credit trading that could be used
8 to efficiently and quickly achieve nutrient discharge reductions for
9 point source dischargers covered under the Puget Sound nutrient
10 general permit. By June 30, 2023, the department must submit a report
11 to the appropriate committees of the legislature consistent with RCW
12 43.01.036 that summarizes the draft structure or structures and
13 describes a tribal consultation and a stakeholder engagement process
14 to solicit feedback on the draft structure or structures and any
15 necessary statutory changes and funding.

16 (47) \$287,000 of the oil spill prevention account—state
17 appropriation is provided solely for implementation of Engrossed
18 Second Substitute House Bill No. 1691 (oil spills/financial resp.).
19 If the bill is not enacted by June 30, 2022, the amounts provided in
20 this subsection shall lapse.

21 (48) \$355,000 of the model toxics control operating account—state
22 appropriation is provided solely for implementation of Engrossed
23 Substitute House Bill No. 1694 (chemicals/consumer products). If the
24 bill is not enacted by June 30, 2022, the amount provided in this
25 subsection shall lapse.

26 (49) \$449,000 of the general fund—state appropriation for fiscal
27 year 2023 is provided solely for implementation of Engrossed Second
28 Substitute House Bill No. 1663 (landfill methane emissions). If the
29 bill is not enacted by June 30, 2022, the amount provided in this
30 subsection shall lapse.

31 (50) \$1,603,000 of the general fund—state appropriation for
32 fiscal year 2023 is provided solely for implementation of Engrossed
33 Second Substitute House Bill No. 1799 (organic materials management).
34 If the bill is not enacted by June 30, 2022, the amount provided in
35 this subsection shall lapse.

36 (51) \$4,232,000 of the general fund—state appropriation for
37 fiscal year 2023 is provided solely for grants to federally
38 recognized tribes for consultation on spending decisions from
39 accounts created in the climate commitment act, chapter 316, Laws of

1 2021 (E2SSB 5126), as described in Engrossed Substitute House Bill
2 No. 1753 (climate funding/tribes).

3 (52) \$100,000 of the general fund—state appropriation for fiscal
4 year 2023 is provided solely for a hydrologic analysis of the causes
5 of flooding on and around Sprague Lake, including stream flows
6 between Sprague Lake and Cow Creek during high water events. The
7 department may contract with a third party to complete the analysis,
8 and the department must collaborate with the department of fish and
9 wildlife in overseeing the analysis. The department must report the
10 results of the analysis to the appropriate committees of the
11 legislature by June 30, 2023.

12 (53) \$90,000 of the general fund—state appropriation for fiscal
13 year 2023 is provided solely to grant to the Spirit Lake-Toutle/
14 Cowlitz river collaborative for flood risk reduction, ecosystem
15 recovery, scientific research, and other activities related to
16 sediment management and flooding in the Spirit Lake-Toutle/Cowlitz
17 river system.

18 (54) \$2,000,000 of the waste reduction, recycling, and litter
19 control account—state appropriation is provided solely for the
20 department to conduct litter control on state highways.

21 (55) \$146,000 of the general fund—state appropriation for fiscal
22 year 2023 and \$15,000 of the model toxics control operating account—
23 state appropriation are provided solely for implementation of
24 Engrossed Substitute Senate Bill No. 5974 (transportation resources).
25 If the bill is not enacted by June 30, 2022, the amounts provided in
26 this subsection shall lapse.

27 (56) \$266,000 of the model toxics control operating account—state
28 appropriation is provided solely for the department, in consultation
29 with the department of health and community and social justice
30 organizations, to identify cosmetic products marketed to or used by
31 people of color, including adults and children, and test those
32 products for potentially harmful chemicals or chemical classes. The
33 department must provide a technical report on the results of the
34 tests to the appropriate committees of the legislature by December
35 31, 2022.

36 (57) \$250,000 of the general fund—state appropriation for fiscal
37 year 2023 is provided solely for the department to provide grants to
38 the city of Tumwater and a nonprofit organization to study the
39 Deschutes river floodplain.

1 (58) \$32,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for the implementation of Substitute
3 Senate Bill No. 5910 (hydrogen). If the bill is not enacted by June
4 30, 2022, the amount provided in this subsection shall lapse.

5 (59) (a) \$150,000 of the waste reduction, recycling, and litter
6 control account—state appropriation is provided solely for the
7 department to conduct or contract for a study to:

8 (i) Assess the amount and types of consumer packaging and paper
9 products sold or supplied into the state and the recycling rates
10 achieved for these materials through existing recycling programs and
11 activities in the state. Recycling rate estimates must account for
12 and exclude contamination, and must be presented by material
13 category, including, at minimum, for paper, plastic, aluminum, steel,
14 and glass, as well as for beverage containers, and by other factors
15 as appropriate; and

16 (ii) In accordance with the recommendations for managing plastic
17 packaging waste submitted to the Washington state legislature in
18 2020, consider and make recommendations on legislative action to
19 address the items included in the list of problematic and unnecessary
20 materials identified for elimination by the United States plastic
21 pact.

22 (b) The study must be submitted to the appropriate committees of
23 the legislature by December 1, 2022.

24 (60) \$40,000 of the model toxics control operating account—state
25 appropriation is provided solely for the implementation of Substitute
26 Senate Bill No. 5818 (housing/SEPA & GMA). If the bill is not enacted
27 by June 30, 2022, the amount provided in this subsection shall lapse.

28 **Sec. 303.** 2021 c 334 s 303 (uncodified) is amended to read as
29 follows:

30 **FOR THE WASHINGTON POLLUTION LIABILITY INSURANCE PROGRAM**

31 General Fund—Federal Appropriation.	(\$638,000)
32	<u>\$754,000</u>
33 Pollution Liability Insurance Agency Underground	
34 Storage Tank Revolving Account—State	
35 Appropriation.	\$957,000
36 Pollution Liability Insurance Program Trust Account—	
37 State Appropriation.	(\$1,392,000)
38	<u>\$1,427,000</u>

1	TOTAL APPROPRIATION.	((\$2,987,000))
2		<u>\$3,138,000</u>
3	Sec. 304. 2021 c 334 s 304 (uncodified) is amended to read as	
4	follows:	
5	FOR THE STATE PARKS AND RECREATION COMMISSION	
6	General Fund—State Appropriation (FY 2022).	((\$29,059,000))
7		<u>\$29,496,000</u>
8	General Fund—State Appropriation (FY 2023).	((\$29,036,000))
9		<u>\$33,312,000</u>
10	General Fund—Federal Appropriation.	((\$7,058,000))
11		<u>\$7,154,000</u>
12	Winter Recreation Program Account—State	
13	Appropriation.	((\$3,303,000))
14		<u>\$4,906,000</u>
15	<u>Millersylvania Park Current Account—State</u>	
16	<u>Appropriation.</u>	<u>\$5,000</u>
17	ORV and Nonhighway Vehicle Account—State	
18	Appropriation.	((\$369,000))
19		<u>\$387,000</u>
20	Snowmobile Account—State Appropriation.	((\$5,645,000))
21		<u>\$5,682,000</u>
22	Aquatic Lands Enhancement Account—State	
23	Appropriation.	\$367,000
24	Parks Renewal and Stewardship Account—State	
25	Appropriation.	((\$125,451,000))
26		<u>\$142,302,000</u>
27	Parks Renewal and Stewardship Account—Private/Local	
28	Appropriation.	\$420,000
29	TOTAL APPROPRIATION.	((\$200,708,000))
30		<u>\$224,031,000</u>

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

33 (1) \$129,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$129,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for a grant for the operation of
36 the Northwest weather and avalanche center.

37 (2) \$100,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$100,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for the commission to pay
2 assessments charged by local improvement districts.

3 (3) \$406,000 of the general fund—state appropriation for fiscal
4 year 2022, \$322,000 of the general fund—state appropriation for
5 fiscal year 2023, and \$88,000 of the parks renewal and stewardship
6 account—state appropriation are provided solely for operating budget
7 impacts from capital budget projects funded in the 2019-2021 fiscal
8 biennium.

9 (4) (~~(\$272,000)~~)\$80,000 of the general fund—state appropriation
10 for fiscal year 2022 and (~~(\$272,000)~~)\$464,000 of the general fund—
11 state appropriation for fiscal year 2023 are provided solely for an
12 update to the Seashore conservation area survey and plan.

13 (5) \$130,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$130,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for the commission to hire a
16 diversity, equity, and inclusion coordinator to expand the diversity
17 of the agency's workforce.

18 (6) \$85,000 of the general fund—state appropriation for fiscal
19 year 2022 is provided solely for the facilitation of a work group
20 that includes representation from the state parks and recreation
21 commission, the commission on African American affairs, and
22 stakeholders with expertise of the black experience in outdoor
23 recreation to identify barriers to inclusion and develop
24 recommendations to increase participation of Black Washingtonians in
25 the state parks system and other outdoor recreation spaces and public
26 parks. The work group will be selected by the governor's office and
27 will consist of at least twelve participants representing diverse
28 geographic, socioeconomic, and experiential backgrounds. The parks
29 commission will enter into an interagency agreement with the
30 commission on African American affairs to procure a contractor to
31 facilitate the work group and develop a report with recommendations.
32 The amount provided in this subsection may also be used for a survey
33 or focus group to assess the needs of Black Washingtonians related to
34 state parks and outdoor recreation. The work group will submit a
35 report to the governor's office and appropriate committees of the
36 legislature no later than (~~(January)~~)April 1, 2022.

37 (7) \$7,900,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$7,900,000 of the general fund—state appropriation for
39 fiscal year 2023 are provided solely for the commission to increase

1 customer service, conduct more custodial maintenance, expand
2 interpretive services, accelerate work on preventative maintenance
3 and improve the conditions of park facilities, and expand public
4 safety.

5 (8) \$90,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$6,000 of the general fund—state appropriation for
7 fiscal year 2023 are provided solely for the implementation of
8 Engrossed Second Substitute Senate Bill No. 5259 (law enforcement
9 data). (~~If the bill is not enacted by June 30, 2021, the amounts~~
10 ~~provided in this subsection shall lapse.~~)

11 (9) \$76,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$757,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for the commission to address
14 needs identified in the "2017 vulnerability assessment" conducted by
15 the climate impacts group.

16 (10) \$114,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$705,000 of the general fund—state appropriation for
18 2023 are provided solely for the commission to dedicate resources to
19 government-to-government consultations with Indian tribes and
20 implement executive order 21-02, archaeological and cultural
21 resources.

22 (11)(a) \$160,000 of the general fund—state appropriation for
23 fiscal year 2023 is provided solely for a contract with a statewide
24 trail maintenance and hiking nonprofit organization to provide the
25 emerging leaders program: expanding equity in the outdoors. The goal
26 of the program is expanding both the number and diversity of trained,
27 qualified individuals available for employment in the outdoor
28 recreation and natural resource management sectors.

29 (b) The program must demonstrate a commitment to diversity,
30 equity, and inclusion by providing a safe and supportive environment
31 for individuals of diverse backgrounds, including those who have been
32 historically underrepresented in the outdoor recreation and natural
33 resource sectors, such as indigenous people and people of color.

34 (c) The program must provide both technical outdoor skills
35 training and professional development opportunities that include, but
36 are not limited to, outdoor leadership, representation in the
37 outdoors, and team building.

38 (12) \$1,250,000 of the general fund—state appropriation for
39 fiscal year 2023 is provided solely to address the maintenance

1 backlog associated with providing recreation on lands managed by the
2 commission. Allowable uses include, but are not limited to, general
3 maintenance of facilities and grounds, equipment, and construction
4 materials, and maintenance of trails and trailheads, restrooms,
5 campgrounds, picnic sites, water access areas, signs, kiosks, and
6 access roads. The commission is encouraged to partner with nonprofit
7 organizations in the maintenance of public lands.

8 (13) \$5,500,000 of the parks renewal and stewardship account—
9 state appropriation is provided solely for the commission to replace
10 major equipment that has been used for over 15 years. The commission
11 must prioritize selecting electric motors over gasoline engines when
12 the option is available and the machinery is compatible for the
13 intended task.

14 **Sec. 305.** 2021 c 334 s 305 (uncodified) is amended to read as
15 follows:

16 **FOR THE RECREATION AND CONSERVATION OFFICE**

17	General Fund—State Appropriation (FY 2022).	((\$4,119,000))
18		<u>\$4,273,000</u>
19	General Fund—State Appropriation (FY 2023).	((\$3,655,000))
20		<u>\$29,175,000</u>
21	General Fund—Federal Appropriation.	((\$3,716,000))
22		<u>\$4,329,000</u>
23	General Fund—Private/Local Appropriation.	\$24,000
24	Aquatic Lands Enhancement Account—State	
25	Appropriation.	((\$320,000))
26		<u>\$385,000</u>
27	Firearms Range Account—State Appropriation.	\$37,000
28	Recreation Resources Account—State Appropriation. . .	((\$3,999,000))
29		<u>\$4,355,000</u>
30	NOVA Program Account—State Appropriation.	((\$1,444,000))
31		<u>\$1,486,000</u>
32	Youth Athletic Facility Nonappropriated Account—	
33	State Appropriation.	\$181,000
34	<u>Salmon Recovery Account—State Appropriation.</u>	<u>\$75,000,000</u>
35	TOTAL APPROPRIATION.	((\$17,495,000))
36		<u>\$119,245,000</u>

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

1 (1) \$125,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$125,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely to pass through to the Spokane
4 tribe of Indians for a pilot study of salmon migratory behavior and
5 survival upstream of the Chief Joseph and Grand Coulee dams.

6 (2) (a) \$375,000 of the general fund—state appropriation for
7 fiscal year 2022 is provided solely to conduct a comprehensive equity
8 review of state grant programs administered by the office. The office
9 may, in consultation with the interested parties identified in (d) of
10 this subsection, contract with a consultant to assist with the
11 community engagement and review necessary to complete this review
12 process.

13 (b) The purposes of this comprehensive equity review are:

14 (i) To reduce barriers to historically underserved populations'
15 participation in recreation and conservation office grant programs;

16 (ii) To redress inequities in existing recreation and
17 conservation office policies and programs; and

18 (iii) To improve the equitable delivery of resources and benefits
19 in these programs.

20 (c) In completing the comprehensive equity review required under
21 this section, the office shall:

22 (i) Identify changes to policy and operational norms and
23 practices in furtherance of the equity review purposes identified in
24 (b) of this subsection;

25 (ii) Identify new investments and programs that prioritize
26 populations and communities that have been historically underserved
27 by conservation and recreation policies and programs; and

28 (iii) Include consideration of historic and systemic barriers
29 that may arise due to any of the following factors: Race, ethnicity,
30 religion, income, geography, disability, and educational attainment.

31 (d) The office must collaborate with: (i) The Washington state
32 commission on African American affairs; (ii) the Washington state
33 commission on Asian Pacific American affairs; (iii) the Washington
34 state commission on Hispanic affairs; (iv) the governor's office of
35 Indian affairs; (v) the governor's committee on disability issues and
36 employment; (vi) the office of equity; (vii) the office of minority
37 and women's business enterprises; (viii) the environmental justice
38 council if established by passage of Engrossed Second Substitute
39 Senate Bill No. 5141; and (ix) other interested parties as

1 appropriate to develop and conduct a community engagement process to
2 inform the review.

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

7 (3) \$76,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$76,000 of the general fund—state appropriation for
9 fiscal year 2023 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.))

13 (4) \$200,000 of the general fund—federal appropriation, \$12,000
14 of the general fund—private/local appropriation, and ((~~\$112,000~~))
15 \$116,000 of the aquatic lands enhancement account—state appropriation
16 are provided solely for the implementation of Senate Bill No. 5063
17 (invasive species council expiration). ((If the bill is not enacted
18 by June 30, 2021, the amounts provided in this subsection shall
19 lapse.))

20 (5) \$37,000 of the firearms range account—state appropriation is
21 provided solely to the recreation and conservation funding board for
22 administration of the firearms range grant program as described in
23 RCW 79A.25.210.

24 (6) ((~~\$3,999,000~~)) \$4,355,000 of the recreation resources account—
25 state appropriation is provided solely to the recreation and
26 conservation funding board for administrative and coordinating costs
27 of the recreation and conservation office and the board as described
28 in RCW 79A.25.080(1).

29 (7) ((~~\$1,444,000~~)) \$1,486,000 of the NOVA program account—state
30 appropriation is provided solely to the recreation and conservation
31 funding board for administration of the nonhighway and off-road
32 vehicle activities program as described in chapter 46.09 RCW.

33 (8) \$1,809,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$1,809,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for a grant to a nonprofit
36 organization with a mission for salmon and steelhead restoration to
37 install near-term solutions to prevent steelhead mortality at the
38 Hood Canal bridge.

1 (9) \$140,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$140,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for the governor's salmon
4 recovery office to coordinate ongoing recovery efforts of southern
5 resident orcas and monitor progress toward implementation of
6 recommendations from the governor's southern resident killer whale
7 task force.

8 (10) \$175,000 of the youth athletic facility nonappropriated
9 account—state appropriation is provided solely for a task force to
10 consider ways to improve equitable access to K-12 schools' fields and
11 athletic facilities and local parks agency facilities with the goal
12 of increasing physical activity for youth and families. The task
13 force shall be created and managed by the recreation and conservation
14 office. A portion of the funds must be used to inventory K-12 school
15 fields and athletic facilities and park agency facilities, and for
16 joint use agreements for these facilities. The task force
17 participants must represent geographic diversity and must include
18 representatives from the office of the superintendent of public
19 instruction, the Washington association of school administrators, the
20 association of Washington principals, and the Washington recreation
21 and parks association; participants with a background in public
22 health; and stakeholders who represent diverse communities and
23 communities of color. The task force shall consider joint use
24 agreements, partnerships, improved scheduling practices with local
25 parks agencies including facility rental fees, and other strategies,
26 and submit a report with best practices and policy recommendations to
27 the recreation and conservation funding board. A final report from
28 the board must be submitted to the governor's office and legislature
29 no later than February 1, 2022.

30 (11) \$209,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$209,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely to contract for implementation
33 of the Nisqually watershed stewardship plan.

34 (12) \$30,000 of the general fund—state appropriation for fiscal
35 year 2022 is provided solely for the office to facilitate the
36 transfer of management authority over the project known as the beach
37 lake conservation area from the current owner to a tribal government
38 or local public government entity. If the current owner does not
39 accept the offer to transfer management authority, then the office

1 must pursue all legal means to enforce the right of public access
2 consistent with the deed restrictions as set forth in the contract
3 PSAR #15-1045. The amount provided in this subsection is intended to
4 secure daily public access, during daylight hours, with minimal
5 closures to the beach lake conservation area.

6 (13) \$345,000 of the general fund—state appropriation for fiscal
7 year 2022 and \$345,000 of the general fund—state appropriation for
8 fiscal year 2023 are provided solely for the connections program to
9 provide outdoor learning experiences and virtual learning support for
10 vulnerable youth in the Blaine and Mount Baker school districts. Of
11 the amounts provided in this subsection, \$25,000 in each fiscal year
12 is provided solely for an organization in Whatcom county that
13 increases access to environmental education.

14 (14) \$139,000 of the general fund—state appropriation for fiscal
15 year 2023 is provided solely for the governor's salmon recovery
16 office to implement the governor's salmon recovery strategy update by
17 convening the natural resources sub-cabinet on a regular basis and
18 developing biennial statewide work priorities with a recommended
19 budget for salmon recovery pursuant to RCW 77.85.030(4)(e) that align
20 with tribal priorities and regional salmon recovery plans. The office
21 shall submit the biennial implementation plan to the governor's
22 office and the office of financial management no later than October
23 31, 2022.

24 (15) \$50,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$150,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for the governor's salmon
27 recovery office to provide a grant to the Spokane Tribe of Indians
28 for purposes of forming a Spokane river watershed lead entity
29 pursuant to RCW 77.85.050(1) and developing a habitat restoration
30 strategy to support reintroduction of salmon upstream of Chief Joseph
31 and Grand Coulee dams.

32 (16) \$100,000 of the general fund—state appropriation for fiscal
33 year 2022 and \$200,000 of the general fund—state appropriation for
34 fiscal year 2023 are provided solely for motorized and nonmotorized
35 boater education and outreach on Lake Union, with a specific goal of
36 preventing boat and airplane conflicts on the lake during peak
37 recreation season, given the provisions of United States coast guard
38 navigation rules that seaplanes must in general keep well clear of
39 other vessels. The office may grant funding to local or federal

1 government agencies or nonprofit organizations. The office must
2 publish a publicly available summary report by June 30, 2023, on
3 funding recipients, uses of the funding, and the successes and
4 failures of programs funded. Funding provided in this subsection may
5 not be used to preclude or restrict public use of Lake Union,
6 including recreational, commercial, or tribal use of the waters of
7 the state.

8 (17) \$50,000,000 of the salmon recovery account—state
9 appropriation is provided solely for the salmon recovery board to
10 provide grants for projects valued at greater than \$5,000,000 each
11 that will benefit salmon recovery.

12 (18) \$25,000,000 of the salmon recovery account—state
13 appropriation is provided solely for the salmon recovery board to
14 provide grants for watershed projects typically valued at less than
15 \$5,000,000 each that will benefit salmon recovery.

16 (19) \$25,000,000 of the general fund—state appropriation for
17 fiscal year 2023 is provided solely for the office to provide a grant
18 for the Duckabush estuary restoration project.

19 **Sec. 306.** 2021 c 334 s 306 (uncodified) is amended to read as
20 follows:

21 **FOR THE ENVIRONMENTAL AND LAND USE HEARINGS OFFICE**

22	General Fund—State Appropriation (FY 2022).	((\$2,686,000))
23		<u>\$2,735,000</u>
24	General Fund—State Appropriation (FY 2023).	((\$2,728,000))
25		<u>\$2,981,000</u>
26	TOTAL APPROPRIATION.	((\$5,414,000))
27		<u>\$5,716,000</u>

28 **Sec. 307.** 2021 c 334 s 307 (uncodified) is amended to read as
29 follows:

30 **FOR THE CONSERVATION COMMISSION**

31	General Fund—State Appropriation (FY 2022).	((\$10,859,000))
32		<u>\$11,189,000</u>
33	General Fund—State Appropriation (FY 2023).	((\$10,797,000))
34		<u>\$19,405,000</u>
35	General Fund—Federal Appropriation.	\$2,482,000
36	General Fund—Private/Local Appropriation.	\$100,000
37	Public Works Assistance Account—State Appropriation.	((\$8,450,000))

1		<u>\$8,464,000</u>
2	Model Toxics Control Operating Account—State	
3	Appropriation.	\$1,110,000
4	<u>Salmon Recovery Account—State Appropriation.</u>	<u>\$15,000,000</u>
5	TOTAL APPROPRIATION.	((\$33,798,000))
6		<u>\$57,750,000</u>

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

9 (1) \$2,000,000 of the general fund—state appropriation for fiscal
10 year 2023 and \$100,000 of the general fund—private/local
11 appropriation ((is))are provided solely for the sustainable farms and
12 fields program created in RCW 89.08.615 to provide technical
13 assistance, education, and outreach to promote carbon storage and
14 reduce greenhouse gas emissions. Grant funds may be used to promote
15 cover crops, cost-share opportunities such as purchases of equipment,
16 seeds, soil amendments, and development of conservation plans that
17 increase carbon storage and reduce greenhouse gas emissions.

18 (2) \$1,500,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$1,500,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for conservation district
21 technical assistance, project cultural resources review, project
22 engineering, agency administration, and cost-share grants to
23 landowners for recovery from wildfire damage, including, but not
24 limited to, rebuilding fences, seeding unstable slopes, controlling
25 weeds, and planting shrubs and trees for wildlife habitat.

26 (3) \$85,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$40,000 of the general fund—state appropriation for
28 fiscal year 2023 are provided solely for the commission to:

29 (a) Enter into an agreement with the department of ecology for a
30 water bank in Okanogan county, which must focus solely on retaining
31 agricultural water rights for use by other agricultural producers in
32 the watershed of origin; and

33 (b) Report to the appropriate committees of the legislature by
34 December 31, 2022, on the effectiveness of the Okanogan water bank at
35 retaining agricultural water rights, and the potential for developing
36 additional water banks in Washington using this model.

37 (4) ((~~\$8,450,000~~)) \$8,464,000 of the public works assistance
38 account—state appropriation is provided solely for implementation of

1 the voluntary stewardship program. This amount may not be used to
2 fund agency indirect and administrative expenses.

3 (5) \$170,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$170,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for the commission to continue
6 to convene and facilitate a food policy forum.

7 (6) \$1,000,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$1,000,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely for the commission to share
10 evenly with conservation districts to increase assistance to
11 landowners to achieve environmental stewardship and agricultural
12 sustainability.

13 (7) \$23,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$4,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for the implementation of Second
16 Substitute Senate Bill No. 5253 (pollinator health). (~~If the bill is~~
17 ~~not enacted by June 30, 2021, the amounts provided in this subsection~~
18 ~~shall lapse.~~)

19 (8) \$1,300,000 of the general fund—state appropriation for fiscal
20 year 2023 is provided solely for the commission to develop a riparian
21 plant propagation program of native trees and shrubs to implement
22 riparian restoration projects that meet riparian zone requirements
23 established by the department of fish and wildlife. Plants will be
24 made available for free or at a reduced cost to restoration projects.

25 (9) \$2,000,000 of the general fund—state appropriation for fiscal
26 year 2023 and \$5,000,000 of the salmon recovery account—state
27 appropriation are provided solely for the purposes of the
28 conservation reserve enhancement program, including additional
29 project management and cost-share funding.

30 (10)(a) \$125,000 of the general fund—state appropriation for
31 fiscal year 2023 is provided solely to provide a grant to the King
32 county conservation district for a pilot program to reduce the
33 impacts of artificial lighting on or near the water (on-water
34 lighting) on the behavior of salmon and other aquatic life in Lake
35 Sammamish. The grant funding may be used for:

36 (i) Supporting local efforts to develop a model ordinance to
37 reduce on-water lighting impacts on salmon for new and existing
38 construction;

39 (ii) Education and outreach on the impacts of on-water lighting;

1 (iii) Development of methods to reduce the impacts of on-water
2 lighting; and

3 (iv) A contract with the United States geologic survey to conduct
4 a baseline survey of artificial light levels, including light
5 location and intensity along the Lake Sammamish nearshore, artificial
6 light hotspots, and a survey report.

7 (b) The department must report to the appropriate committees of
8 the legislature by June 30, 2023, on the use of the funding in this
9 subsection and the resulting reductions in on-water lighting.

10 (11) \$300,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$300,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely for implementation of Substitute
13 House Bill No. 2051 (agricultural disaster assist). If the bill is
14 not enacted by June 30, 2022, the amounts provided in this subsection
15 shall lapse.

16 (12) \$60,000 of the general fund—state appropriation for fiscal
17 year 2023 is provided solely for the commission to grant to the
18 Washington resource conservation and development council to complete
19 a community wildfire protection plan.

20 (13) \$2,700,000 of the general fund—state appropriation for
21 fiscal year 2023 is provided solely for the commission to make
22 available to local conservation districts for project engineering
23 services to enable permit and design work for conservation projects.

24 (14) \$10,000,000 of the salmon recovery account—state
25 appropriation is provided solely for the commission to provide grants
26 for riparian restoration projects with landowners.

27 **Sec. 308.** 2021 c 334 s 308 (uncodified) is amended to read as
28 follows:

29 **FOR THE DEPARTMENT OF FISH AND WILDLIFE**

30	General Fund—State Appropriation (FY 2022)	(\$89,387,000)
31		<u>\$99,986,000</u>
32	General Fund—State Appropriation (FY 2023)	(\$87,617,000)
33		<u>\$153,153,000</u>
34	General Fund—Federal Appropriation.	(\$130,092,000)
35		<u>\$133,906,000</u>
36	General Fund—Private/Local Appropriation.	(\$62,539,000)
37		<u>\$64,980,000</u>
38	ORV and Nonhighway Vehicle Account—State	

1	Appropriation.	((\$646,000))
2		<u>\$678,000</u>
3	Aquatic Lands Enhancement Account—State	
4	Appropriation.	((\$12,240,000))
5		<u>\$12,663,000</u>
6	Recreational Fisheries Enhancement Account—State	
7	Appropriation.	((\$3,300,000))
8		<u>\$3,363,000</u>
9	Warm Water Game Fish Account—State Appropriation. . .	((\$2,779,000))
10		<u>\$3,481,000</u>
11	Eastern Washington Pheasant Enhancement Account—	
12	State Appropriation.	((\$675,000))
13		<u>\$865,000</u>
14	Limited Fish and Wildlife Account—State	
15	Appropriation.	((\$32,825,000))
16		<u>\$39,217,000</u>
17	Special Wildlife Account—State Appropriation.	((\$2,891,000))
18		<u>\$2,911,000</u>
19	Special Wildlife Account—Federal Appropriation.	((\$518,000))
20		<u>\$520,000</u>
21	Special Wildlife Account—Private/Local Appropriation.	((\$3,634,000))
22		<u>\$3,688,000</u>
23	Wildlife Rehabilitation Account—State Appropriation.	\$661,000
24	Ballast Water and Biofouling Management Account—	
25	State Appropriation.	\$10,000
26	Regional Fisheries Enhancement Salmonid Recovery	
27	Account—Federal Appropriation.	\$5,001,000
28	Oil Spill Prevention Account—State Appropriation.	((\$1,163,000))
29		<u>\$1,219,000</u>
30	Aquatic Invasive Species Management Account—State	
31	Appropriation.	\$1,037,000
32	Model Toxics Control Operating Account—State	
33	Appropriation.	((\$2,969,000))
34		<u>\$2,979,000</u>
35	Fish, Wildlife, and Conservation Account—State	
36	Appropriation.	((\$75,023,000))
37		<u>\$77,589,000</u>
38	Oyster Reserve Land Account—State Appropriation.	\$524,000
39	Salmon Recovery Account—State Appropriation.	\$3,000,000

1 TOTAL APPROPRIATION. ((~~\$515,531,000~~))
2 \$611,431,000

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

5 (1) \$45,000 of the general fund—state appropriation for fiscal
6 year 2022 is provided solely for the implementation of Engrossed
7 Substitute House Bill No. 1054 (peace officer tactics, equip). (~~If~~
8 ~~the bill is not enacted by June 30, 2021, the amount provided in this~~
9 ~~subsection shall lapse.~~)

10 (2) \$29,000 of the general fund—state appropriation for fiscal
11 year 2023 is provided solely for the implementation of Engrossed
12 Second Substitute House Bill No. 1310 (uses of force by officers).
13 (~~If the bill is not enacted by June 30, 2021, the amount provided in~~
14 ~~this subsection shall lapse.~~)

15 (3) \$534,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$472,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely for the implementation of
18 Engrossed Second Substitute House Bill No. 1382 (salmon recovery
19 projects). (~~If the bill is not enacted by June 30, 2021, the amounts~~
20 ~~provided in this subsection shall lapse.~~)

21 (4) \$1,777,000 of the general fund—state appropriation for fiscal
22 year 2022 and \$1,777,000 of the general fund—state appropriation for
23 fiscal year 2023 are provided solely to grant to the northwest Indian
24 fisheries commission for hatchery operations that are prioritized to
25 increase prey abundance for southern resident orcas, including
26 \$200,000 per fiscal year for tagging and marking costs, and the
27 remainder to grant to tribes in the following amounts per fiscal
28 year: \$150,000 for the Quinault Indian Nation, \$199,000 for the
29 Tulalip Tribes, \$268,000 for the Quileute Tribe, \$186,000 for the
30 Puyallup Tribe, \$122,000 for the Port Gamble S'Klallam Tribe, \$25,000
31 for the Muckleshoot Indian Tribe, \$207,000 for the Squaxin Island
32 Tribe, \$142,000 for the Skokomish Indian Tribe, and \$278,000 for the
33 Lummi Nation. It is the intent of the legislature to continue this
34 funding in future biennia.

35 (5) \$330,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$330,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely for the department to provide to
38 the Yakama Nation for hatchery operations that are prioritized to

1 increase prey abundance for southern resident orcas. It is the intent
2 of the legislature to continue this funding in future biennia.

3 (6) \$175,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$175,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely to grant to public utility
6 districts for additional hatchery production that is prioritized to
7 increase prey abundance for southern resident orcas. It is the intent
8 of the legislature to continue this funding in future biennia.

9 (7) \$500,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$500,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely to the department for hatchery
12 maintenance.

13 (8) (~~(\$467,000)~~)\$3,139,000 of the general fund—state
14 appropriation for fiscal year 2022 and \$467,000 of the general fund—
15 state appropriation for fiscal year 2023 are provided solely to pay
16 for emergency fire suppression costs. These amounts may not be used
17 to fund agency indirect and administrative expenses.

18 (9) \$503,000 of the general fund—state appropriation for fiscal
19 year 2022, \$503,000 of the general fund—state appropriation for
20 fiscal year 2023, and \$440,000 of the general fund—federal
21 appropriation are provided solely for county assessments.

22 (10) \$400,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$400,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for a state match to support the
25 Puget Sound nearshore partnership between the department and the
26 United States army corps of engineers.

27 (11) (~~(\$378,000)~~)\$555,000 of the general fund—state appropriation
28 for fiscal year 2022 and (~~(\$378,000)~~)\$558,000 of the general fund—
29 state appropriation for fiscal year 2023 are provided solely for
30 operating budget impacts from capital budget projects funded in the
31 2019-2021 and 2021-2023 fiscal (~~(biennium)~~)biennia.

32 (12) \$477,000 of the general fund—state appropriation for fiscal
33 year 2022 and \$477,000 of the general fund—state appropriation for
34 fiscal year 2023 are provided solely to develop conflict mitigation
35 strategies for wolf recovery and staff resources in northeast
36 Washington for response to wolf-livestock conflicts. The department
37 must provide focus on minimizing wolf-livestock issues in the Kettle
38 range. The department is discouraged from the use of firearms from
39 helicopters for removing wolves.

1 (13) \$251,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$251,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for suppression, eradication,
4 and monitoring of northern pike in the Columbia river. The department
5 must work with the Spokane Tribe of Indians, the Confederated Tribes
6 of the Colville Reservation, and the Kalispel Tribe of Indians on
7 identifying appropriate actions to reduce threats to anadromous
8 salmon from invasive northern pike.

9 (14) \$753,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$753,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for expanded management of
12 pinniped populations on the lower Columbia river and its tributaries
13 with the goal of increasing chinook salmon abundance and prey
14 availability for southern resident orcas.

15 (15) \$1,262,000 of the general fund—state appropriation for
16 fiscal year 2022 and \$1,262,000 of the general fund—state
17 appropriation for fiscal year 2023 are provided solely for the costs
18 for the department to maintain shellfish sanitation activities
19 necessary to implement its memorandum of understanding with the
20 department of health to ensure the state is compliant with its
21 federal obligations under the model ordinance of the national
22 shellfish sanitation program.

23 (16) \$603,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$603,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided solely for the department to create a
26 statewide permittee assistance program as part of hydraulic project
27 approvals, in which department staff collaborate with landowners
28 during construction to help resolve risks of permit noncompliance.

29 (17) \$470,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$470,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely for the department to expand
32 efforts to survey the diets of seals and sea lions in Puget Sound and
33 identify nonlethal management actions to deter them from preying on
34 salmon and steelhead.

35 ~~((19))~~ (18) \$518,000 of the general fund—state appropriation for
36 fiscal year 2022 and \$519,000 of the general fund—state appropriation
37 for fiscal year 2023 are provided solely for the department to
38 continue to provide policy and scientific support to the department

1 of ecology regarding surface and groundwater management issues as
2 part of implementing chapter 90.94 RCW streamflow restoration.

3 ~~((20))~~ (19) \$271,000 of the general fund—state appropriation for
4 fiscal year 2022 and \$271,000 of the general fund—state appropriation
5 for fiscal year 2023 are provided solely for the implementation of
6 chapter 291, Laws of 2019 (southern resident orca whales—protection
7 from vessels), contracts with nonprofit organizations to monitor
8 vessel traffic and educate boaters to be whale wise, and
9 participation in other orca recovery efforts.

10 ~~((21))~~ (20) Within amounts appropriated in this section, the
11 department, in coordination with statewide law enforcement agencies,
12 must provide a report to the legislature by January, 2022 on the
13 number of cougars reported to the department as harvested by local
14 government law enforcement agencies, training opportunities provided
15 to local law enforcement agencies, and how cougar removals by local
16 enforcement agencies impact the department's cougar management
17 strategies.

18 ~~((22))~~ (21) \$200,000 of the general fund—state appropriation for
19 fiscal year 2022 and \$200,000 of the general fund—state appropriation
20 for fiscal year 2023 are provided solely for the department to
21 implement priority actions in the state pinto abalone recovery plan.
22 Of the amounts provided, \$85,000 each fiscal year must be used to
23 locate, monitor, and safeguard wild populations of pinto abalone
24 along the strait of Juan de Fuca, outer coast, and San Juan islands
25 and the remaining amounts must be granted to the Puget Sound
26 restoration fund to increase production, diversity, and resilience of
27 out-planted abalone.

28 ~~((23))~~ (22) \$315,000 of the general fund—state appropriation for
29 fiscal year 2022 and \$315,000 of the general fund—state appropriation
30 for fiscal year 2023 are provided solely for the department to
31 research and monitor the impacts of polychlorinated biphenyls (PCB)
32 on indicator species. The department must coordinate with the
33 department of ecology on implementation of this subsection.

34 ~~((24))~~ (23) \$125,000 of the general fund—state appropriation for
35 fiscal year 2022 and \$125,000 of the general fund—state appropriation
36 for fiscal year 2023 are provided solely for the department to
37 conduct an evaluation of the forest practices adaptive management
38 program. The evaluation will be carried out generally consistent with
39 the proposal provided to the timber, fish, and wildlife (TFW) policy

1 committee in January 2020 titled *Assessing Changes in Uncertainty*
2 *During Adaptive Management: A Case Study of the Washington State*
3 *Forest Practices Habitat Conservation Plan*. To the extent
4 practicable, the evaluation shall satisfy the cooperative monitoring,
5 evaluation, and research five-year peer review process as required in
6 WAC 222-12-045(2)(f), and support other ongoing forest practices
7 adaptive management program evaluation and improvement efforts. The
8 department shall consult with TFW policy caucus participants during
9 the evaluation and provide for public review and comment of the draft
10 report. A progress report shall be delivered to TFW policy
11 participants and appropriate committees of the legislature by
12 December 31, 2022, and a final report by June 30, 2023.

13 ~~((25))~~ (24) \$1,175,000 of the general fund—state appropriation
14 for fiscal year 2022 and \$1,175,000 of the general fund—state
15 appropriation for fiscal year 2023 are provided solely for the
16 department to restore shrubsteppe habitat and associated wildlife
17 impacted by wildfires.

18 (a) This funding is intended for the restoration of habitat on
19 public lands as well as private lands by landowners who are willing
20 to participate. The restoration effort must be coordinated with other
21 natural resource agencies and interested stakeholders.

22 (b) Restoration actions may include: (i) Increasing the
23 availability of native plant materials; (ii) increasing the number of
24 certified and trained personnel for implementation at scale; (iii)
25 support for wildlife-friendly fencing replacement; (iv) support for
26 private landowners/ranchers to defer wildland grazing and allow
27 natural habitat regeneration; and (v) species-specific recovery
28 actions.

29 (c) The department must submit a progress report to the
30 appropriate committees of the legislature on the investments made
31 under this subsection by December 1, 2022, with a final report
32 submitted by September 1, 2023.

33 (d) Within the amounts provided in this subsection, \$250,000 must
34 be used by the department to form a collaborative group process
35 representing diverse stakeholders and facilitated by a neutral third-
36 party to develop a long-term strategy for shrubsteppe conservation
37 and fire preparedness, response, and restoration to meet the needs of
38 the state's shrubsteppe wildlife and human communities. The
39 collaborative may serve as providing expertise and advice to the
40 wildland fire advisory committee administered by the department of

1 natural resources and build from the wildland fire 10-year strategic
2 plan. Components to be addressed by the collaborative include the
3 restoration actions described in (b) of this subsection and on
4 spatial priorities for shrubsteppe conservation, filling gaps in fire
5 coverage, management tools to reduce fire-prone conditions on public
6 and private lands, and identifying and making recommendations on any
7 other threats. Any reports and findings resulting from the
8 collaborative may be included in the report specified in (c) of this
9 subsection.

10 ~~((26))~~ (25) \$80,000 of the general fund—state appropriation for
11 fiscal year 2022 and \$60,000 of the general fund—state appropriation
12 for fiscal year 2023 are provided solely for the department to
13 contract with the Washington state academy of sciences to provide
14 policymakers with a report on current evidence on pinniped predation
15 of salmon, with an emphasis on Washington's portion of the Salish sea
16 and Washington's outer coast. The academy must provide an independent
17 study that reviews the existing science regarding pinniped predation
18 of salmonids, including what is known about pinniped predation of
19 salmonids, and with what level of certainty; where the knowledge gaps
20 are; where additional research is needed; how the science may inform
21 decisionmakers; and assessment of the scientific and technical
22 aspects of potential management actions. Early in this process, the
23 academy must convene separate meetings with comanagers and scientists
24 to share relevant research and data and provide context for the
25 academy's work.

26 ~~((27))~~ (26) \$198,000 of the general fund—state appropriation for
27 fiscal year 2022 and \$70,000 of the general fund—state appropriation
28 for fiscal year 2023 are provided solely for the implementation of
29 Second Substitute Senate Bill No. 5253 (pollinator health). ~~((If the
30 bill is not enacted by June 30, 2021, the amounts provided in this
31 subsection shall lapse.~~

32 ~~(28))~~ (27) \$21,000 of the general fund—state appropriation for
33 fiscal year 2022 is provided solely for the implementation of
34 Substitute Senate Bill No. 5273 (shoreline armoring). ~~((If the bill
35 is not enacted by June 30, 2021, the amount provided in this
36 subsection shall lapse.~~

37 ~~(29))~~ (28) \$44,000 of the general fund—state appropriation for
38 fiscal year 2022 and \$24,000 of the general fund—state appropriation
39 for fiscal year 2023 are provided solely for the implementation of

1 Substitute Senate Bill No. 5381 (fish passage project permits). (~~If~~
2 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
3 ~~this subsection shall lapse.~~

4 ~~(30))~~ (29) \$132,000 of the general fund—state appropriation for
5 fiscal year 2022 and \$48,000 of the general fund—state appropriation
6 for fiscal year 2023 are provided solely for the implementation of
7 Engrossed Substitute Senate Bill No. 5452 (electric-assisted
8 bicycles). (~~If the bill is not enacted by June 30, 2021, the amount~~
9 ~~provided in this subsection shall lapse.~~

10 ~~(31))~~ (30) \$600,000 of the general fund—state appropriation for
11 fiscal year 2022 is provided solely for the department to conduct a
12 pilot project to test New Zealand style elk fencing, similar to the
13 style used by the United States Department of Agriculture at the
14 Starkey Experimental Forest and Range, including materials and
15 construction techniques, and determine the cost and effectiveness of
16 the fence design in reducing damage to school property and
17 agricultural lands within the range of the north Cascades elk herd.
18 The department of fish and wildlife shall work with at least one
19 agricultural property owner in Skagit county with property abutting
20 state highway 20 and one school district located in Skagit county
21 with enrollment of less than 650 students that volunteer to build and
22 test the elk fence design and, in compliance with RCW 43.01.036,
23 report back to the natural resources committees of the legislature by
24 November 1, 2022, on the results of the pilot project.

25 ~~((32))~~ (31) \$155,000 of the general fund—state appropriation for
26 fiscal year 2022 and \$310,000 of the general fund—state appropriation
27 for fiscal year 2023 are provided solely for the department to
28 implement strategies to control against chronic wasting disease in
29 native species of the state.

30 ~~((33) — \$1,682,000)~~ (32) \$841,000 of the fish, wildlife and
31 conservation account—state appropriation ~~((is))~~, \$430,000 of the
32 general fund—state appropriation for fiscal year 2022, and \$411,000
33 of the general fund—state appropriation for fiscal year 2023 are
34 provided solely for the department to work with stakeholders to
35 improve steelhead spawning estimates for improved fishing regulations
36 such that enhanced conservation and equitable fisheries are
37 established.

38 ~~((34))~~ (33) \$50,000 of the general fund—state appropriation for
39 fiscal year 2022 and \$50,000 of the general fund—state appropriation

1 for fiscal year 2023 are provided solely for the department to assist
2 local jurisdictions in responding to cougar related public safety
3 issues. The funding is available to a local jurisdiction if they have
4 a signed agreement with the department that recognizes cougar
5 management authority is vested in the department and provides
6 criteria to determine if a cougar creates an actionable public safety
7 risk eligible for financial assistance. For the purposes of this
8 subsection, a cougar presence on private property alone does not
9 create an actionable public safety risk.

10 ~~((35))~~ (34) \$90,000 of the general fund—state appropriation for
11 fiscal year 2022 is provided solely for the department to complete
12 the final phase of the Cowlitz river salmon and steelhead hook
13 mortality study. No less than \$60,000 of the amount provided in this
14 subsection is provided for the original contractor of the study to
15 complete their work. A final report shall be provided to the
16 appropriate committees of the legislature by December 31, 2022.

17 ~~((36))~~ (35) \$130,000 of the general fund—state appropriation for
18 fiscal year 2022 and \$130,000 of the general fund—state appropriation
19 for fiscal year 2023 are provided solely for an external facilitator
20 to seek solutions through a collaborative process using the
21 department's wolf advisory group.

22 ~~((37))~~ (36) \$200,000 of the general fund—state appropriation for
23 fiscal year 2022 and \$100,000 of the general fund—state appropriation
24 for fiscal year 2023 are provided solely for the department to
25 develop a plan to protect native and hatchery produced steelhead for
26 each river system of Grays harbor, Willapa bay, and coastal Olympic
27 peninsula. The plan must adequately protect those fisheries for
28 healthy runs year-after-year as well as provide reasonable fishing
29 opportunities. The plan must include active stakeholder input and
30 include an outreach strategy sufficient to keep conservation and
31 angler interests well informed of proposed changes in advance of
32 annual fishing seasons. The plan must be reported to the appropriate
33 committees of the legislature by December 1, 2022.

34 (37) \$600,000 of the general fund—state appropriation for fiscal
35 year 2023 is provided solely for the department to implement
36 executive order 21-02, archaeological and cultural resources.

37 (38) \$313,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$408,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for the department to perform
2 forage fish spawning surveys in Puget Sound.

3 (39) \$294,000 of the general fund—state appropriation for fiscal
4 year 2023 is provided solely for the department to complete rule
5 making related to chapter 77.57 RCW, fishways, flow, and screening.

6 (40) \$402,000 of the general fund—state appropriation for fiscal
7 year 2023 is provided solely for the department to provide technical
8 assistance and permitting guidance on solar facility proposals with
9 the intent of limiting impacts to threatened and endangered species
10 and critical and sensitive habitat areas, including shrubsteppe.

11 (41) \$1,297,000 of the general fund—state appropriation for
12 fiscal year 2023 is provided solely for the department to increase
13 technical assistance to local jurisdictions to better integrate
14 salmon recovery plans into growth management comprehensive plans and
15 critical areas ordinances.

16 (42) \$121,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$515,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for the department to improve
19 salmon population data analysis, improve salmon abundance modeling,
20 better manage salmon fisheries policy, and collaborate with tribal
21 comanagers on fisheries allocations. The department must make all
22 state-generated documents and notes that were part of the north of
23 falcon process available for public review once the process is
24 completed.

25 (43) \$3,802,000 of the general fund—state appropriation for
26 fiscal year 2023 is provided solely to monitor recreational salmon
27 and steelhead harvest in freshwater streams and rivers in Puget Sound
28 and along the Washington coast.

29 (44) \$2,116,000 of the general fund—state appropriation for
30 fiscal year 2023 is provided solely to monitor salmon harvest from
31 the ocean and Puget Sound.

32 (45) \$994,000 of the general fund—state appropriation for fiscal
33 year 2023 is provided solely to monitor salmon harvest from
34 commercial fisheries.

35 (46) \$226,000 of the general fund—state appropriation for fiscal
36 year 2023 is provided solely for a marine fisheries compliance
37 liaison to collaborate with other law enforcement partners on
38 commercial and recreational fisheries issues.

1 (47) \$1,283,000 of the general fund—state appropriation for
2 fiscal year 2023 is provided solely for additional law enforcement
3 officers for marine and freshwater fisheries compliance.

4 (48) \$372,000 of the general fund—state appropriation for fiscal
5 year 2023 is provided solely to develop and implement a mobile-based
6 electronic catch record card system for statewide marine and
7 freshwater fisheries.

8 (49) \$852,000 of the general fund—state appropriation for fiscal
9 year 2023 is provided solely for the department to provide additional
10 capacity to the attorney general's office to prosecute environmental
11 crimes. The department must provide an annual report by December 1st
12 of each year, to the appropriate committees of the legislature, on
13 the progress made in prosecuting environmental crimes.

14 (50) \$4,283,000 of the general fund—state appropriation for
15 fiscal year 2023 is provided solely to develop a monitoring and
16 evaluation program for salmon and steelhead hatcheries in western
17 Washington with the goal to improve survival of hatchery fish to
18 adult returns and adaptively manage hatchery programs to better
19 achieve management goals, including rebuilding natural populations
20 for conservation purposes and increasing fishing opportunities.

21 (51) \$2,392,000 of the general fund—state appropriation for
22 fiscal year 2023 is provided solely to conduct fish in/fish out
23 monitoring for the purposes of measuring freshwater systems salmon
24 productivity for purposes of salmon recovery.

25 (52) \$1,040,000 of the general fund—state appropriation for
26 fiscal year 2023 and \$295,000 of the limited fish and wildlife
27 account are provided solely to monitor recreational shellfish harvest
28 in Puget Sound.

29 (53) \$710,000 of the general fund—state appropriation for fiscal
30 year 2023 is provided solely to monitor recreational Dungeness crab
31 harvest along the Washington coast.

32 (54) \$360,000 of the general fund—state appropriation for fiscal
33 year 2023 is provided solely for the department to complete a
34 statewide prioritization of fish passage barriers in collaboration
35 with regional salmon recovery organizations.

36 (55) \$494,000 of the general fund—state appropriation for fiscal
37 year 2023 is provided solely for the department to participate in
38 hydropower licensing efforts for the purposes of mitigating impacts

1 to salmon and other fish and wildlife species as a result of new or
2 renewing federal and nonfederal hydropower facilities.

3 (56) \$90,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$166,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for the department to complete
6 the following activities:

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

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

25 (c) The report must include:

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

28 (ii) An assessment and comparison analysis of opportunities and
29 challenges, including legal issues and costs on state and local
30 governments to achievement of overall net ecological gain through
31 both:

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

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

36 (iii) Recommendations on funding, incentives, technical
37 assistance, legal issues, monitoring, and use of scientific data, and
38 other applicable considerations to the integration of needs to assess
39 progress made toward achieving net ecological gain into each
40 environmental, development, and land use law or rule; and

1 (iv) An assessment of how applying a standard of net ecological
2 gain in the context of each environmental, land use, or development
3 law is likely to achieve substantial additional environmental or
4 social cobenefits.

5 (57) \$70,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$997,000 of the general fund—state appropriation for
7 fiscal year 2023 are provided solely to assess the status of current
8 riparian ecosystems, beginning with areas where sufficient
9 information exists to conduct the assessment. The assessment must
10 include identifying any gaps in vegetated cover relative to a
11 science-based standard for a fully functioning riparian ecosystem and
12 comparing the status and gaps to water temperature impairments, known
13 fish passage barriers, and status of salmonid stocks.

14 (58) \$70,000 of the general fund—state appropriation for fiscal
15 year 2023 is provided solely for removal efforts for invasive
16 bullfrogs and habitat preservation for species threatened by the
17 bullfrogs, including the western pond turtle, Oregon spotted frog,
18 and northern leopard frog.

19 (59) \$95,000 of the general fund—state appropriation for fiscal
20 year 2023 is provided solely for research on shell disease in western
21 pond turtles.

22 (60) \$5,000,000 of the general fund—state appropriation for
23 fiscal year 2023 is provided solely to address the maintenance
24 backlog associated with providing recreation on lands managed by the
25 department. Allowable uses include, but are not limited to,
26 maintenance, repair, or replacement of trails, toilet facilities,
27 roads, parking lots, campgrounds, picnic sites, water access areas,
28 signs, kiosks, and gates. The department is encouraged to partner
29 with nonprofit organizations in the maintenance of public lands.

30 (61) \$60,000 of the general fund—state appropriation for fiscal
31 year 2023 is provided solely for implementation of Engrossed
32 Substitute House Bill No. 1753 (climate funding/tribes). If the bill
33 is not enacted by June 30, 2022, the amount provided in this
34 subsection shall lapse.

35 (62) \$39,000 of the general fund—state appropriation for fiscal
36 year 2023 is provided solely for implementation of Substitute House
37 Bill No. 1735 (peace officers/use of force). If the bill is not
38 enacted by June 30, 2022, the amount provided in this subsection
39 shall lapse.

1 (63) \$16,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for implementation of Engrossed Second
3 Substitute House Bill No. 1181 (veterans & military suicide). If the
4 bill is not enacted by June 30, 2022, the amount provided in this
5 subsection shall lapse.

6 (64) \$159,000 of the general fund—state appropriation for fiscal
7 year 2022 is provided solely for implementation of Substitute House
8 Bill No. 1508 (shellfish sanitary control). If the bill is not
9 enacted by June 30, 2022, the amount provided in this subsection
10 shall lapse.

11 (65) \$14,400,000 of the general fund—state appropriation for
12 fiscal year 2023 is provided solely for the department to reduce the
13 number of nontribal commercial gillnet fishing licenses on the
14 Columbia river through a voluntary buy-back program.

15 (a) Until November 30, 2022, the department may pay up to \$25,000
16 each for licenses that have been inactive since 2019 and up to
17 \$120,000 each for licenses that have been active since 2019. After
18 November 30, 2022, the department may pay up to \$20,000 each for
19 licenses that have been inactive since 2019 and up to \$96,000 each
20 for licenses that have been active since 2019. It is the intent of
21 the legislature that this will be the last appropriation made to buy
22 back licenses for the Columbia river gillnet fishery.

23 (b) For all licenses purchased, the department shall calculate
24 the reduced impacts to wild and endangered stocks based on the most
25 recent five-year average of harvest and reserve those impacts for
26 conservation through increased wild salmonid escapement or mark-
27 selective fisheries capable of harvesting surplus hatchery-reared
28 salmon where needed to meet federal genetic protection requirements
29 for wild salmon populations in a manner consistent with state-tribal
30 fishery management agreements.

31 (c) The department must make recommendations to the legislature
32 for any necessary changes in statute, regulations, or program funding
33 levels to transition lower Columbia river mainstem gillnet fisheries
34 to alternative, selective fishing gears, including pound nets or
35 other gears capable of benefitting wild salmon conservation through
36 mark-selective harvest practices. The recommendation must be
37 submitted to the appropriate committees of the legislature by
38 December 1, 2022.

1 (66) \$250,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for the department, in consultation with
3 the department of ecology, the department of natural resources, the
4 Colville confederated tribes, the Okanogan PUD, and other interested
5 entities to analyze the steps required, including coordination and
6 ownership, associated with the possible removal of Enloe dam and
7 analyze options for sediment removal in order to restore the
8 Similkameen river, minimize impacts downriver, and allow access to
9 over 300 miles of habitat for federally-threatened steelhead and
10 other native salmonids. Any contract required to fulfill this
11 analysis is exempt from the competitive procurement requirements in
12 chapter 39.26 RCW. A report of the department's findings, analysis,
13 and recommendations for funding or further considerations for the
14 Enloe dam removal must be made to the appropriate committees of the
15 legislature by December 1, 2022.

16 (67) \$2,472,000 of the general fund—state appropriation in fiscal
17 year 2022 and \$6,096,000 of the general fund—state appropriation in
18 fiscal year 2023 are provided solely for the department to implement
19 eradication and control measures on European green crabs through
20 coordination and grants with partner organizations. The department
21 must provide quarterly progress reports on the success and challenges
22 of the measures to the appropriate committees of the legislature by
23 December 1, 2022.

24 (68) \$500,000 of the general fund—state appropriation for fiscal
25 year 2023 is provided solely for the department to increase the
26 support of regional fish enhancement groups.

27 (69) \$75,000 of the general fund—state appropriation for fiscal
28 year 2023 is provided solely for the department to install elk
29 fencing in the Skagit river valley to help mitigate crop damage.

30 (70) \$3,000,000 of the salmon recovery account—state
31 appropriation for fiscal year 2023 is provided solely for the
32 department to provide grants and coordinate with the tribes of the
33 upper Columbia river to reintroduce Chinook salmon.

34 (71) The legislature intends to fund the monitoring items
35 contained in subsections (43) through (45) and (50) through (53) of
36 this section through fiscal year 2025. A brief status report of the
37 data collected and findings from each monitoring item funded in this
38 section is due to the appropriate committees of the legislature by
39 December 1st of each fiscal year through 2025.

1 (72) \$50,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for the department to prepare a report
3 on estimates of the annual fishery harvest impact for the years 2010
4 through 2020. The report must include an analysis of catch and
5 incidental fishery-related mortalities for each wild Puget Sound
6 chinook population or management unit aggregate for which co-
7 management fishery conservation objectives have been defined. The
8 report must also include estimates of the annual number of spawning
9 adults, natural and hatchery, for the same period. Consistent with
10 ensuring that tribal treaty obligations are being achieved, the
11 report must also include annual estimates of the state-tribal
12 allocation of Puget Sound chinook and coho salmon harvests, natural
13 and hatchery, made for each allocation unit as required by the Puget
14 Sound salmon management plan for the same period. The report shall be
15 submitted to the appropriate committees of the legislature by
16 December 15, 2022.

17 (73) \$3,510,000 of the general fund—state appropriation for
18 fiscal year 2023 is provided solely for grants for the following
19 activities:

20 (a) \$900,000 for the Lummi Nation to make infrastructure updates
21 at the Skookum hatchery;

22 (b) \$250,000 for the Confederated Tribes of the Colville
23 Reservation to upgrade heating, ventilation, and air conditioning
24 systems at the Colville trout hatchery, and to acquire a hatchery
25 fish transport truck with aquaculture adaptations;

26 (c) \$230,000 for the Yakama Nation to incorporate rearing vessels
27 at the Cle Elum facility and to build circular covers at the lower
28 Yakima facility;

29 (d) \$1,180,000 to the Puyallup Tribe to build an augmentation
30 well at Voights creek hatchery, upgrade the water supply system and
31 alarms at the Clarks creek hatchery, and convert rearing ponds into
32 eight raceways at Diru creek chum hatchery;

33 (e) \$600,000 to the Suquamish Tribe to install an abatement pond
34 at Grovers creek hatchery and replace raceways at Gorst coho
35 raceways; and

36 (f) \$350,000 to the Jamestown S'Klallam Tribe to upgrade water
37 supply systems at Point Whitney and expand shellfish seed production
38 capacity at the shellfish hatchery in Kona.

1 to perform coordination and monitoring related to Puget Sound kelp
2 conservation and recovery.

3 (5) \$250,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$250,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for the Puget Sound partnership
6 to implement shipping noise-reduction initiatives and monitoring
7 programs in the Puget Sound, in coordination with Canadian and United
8 States authorities. The partnership must contract with Washington
9 Maritime Blue in order to establish and administer the quiet sound
10 program to better understand and reduce the cumulative effects of
11 acoustic and physical disturbance from large commercial vessels on
12 southern resident orcas throughout their range in Washington state.
13 Washington Maritime Blue will support a quiet sound advisory
14 committee that should include relevant federal and state agencies,
15 ports, industry, research institutions, and nongovernmental
16 organizations and consult early and often with relevant federally
17 recognized tribes.

18 (6) \$393,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$295,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for the implementation of
21 Engrossed Second Substitute Senate Bill No. 5141 (environmental
22 justice task force recommendations). ((If the bill is not enacted by
23 June 30, 2021, the amounts provided in this subsection shall lapse.))

24 (7) \$2,576,000 of the general fund—state appropriation for fiscal
25 year 2023 is provided solely to update local watershed salmon
26 recovery chapters to reflect best available science on a regular
27 basis, support scientific investigations to advance salmon recovery,
28 increase collaboration and address barriers to Puget Sound salmon
29 recovery, integrate data on salmon recovery into the Puget Sound
30 online reporting platform, and track progress across the region.

31 **Sec. 310.** 2021 c 334 s 310 (uncodified) is amended to read as
32 follows:

33 **FOR THE DEPARTMENT OF NATURAL RESOURCES**

34	General Fund—State Appropriation (FY 2022)	((\$134,520,000))
35		<u>\$215,075,000</u>
36	General Fund—State Appropriation (FY 2023)	((\$153,194,000))
37		<u>\$118,842,000</u>
38	General Fund—Federal Appropriation	((\$42,668,000))

1		<u>\$52,453,000</u>
2	General Fund—Private/Local Appropriation.	((\$3,161,000))
3		<u>\$3,188,000</u>
4	Forest Development Account—State Appropriation.	((\$53,180,000))
5		<u>\$55,326,000</u>
6	ORV and Nonhighway Vehicle Account—State	
7	Appropriation.	((\$7,063,000))
8		<u>\$7,366,000</u>
9	Surveys and Maps Account—State Appropriation.	((\$2,131,000))
10		<u>\$2,232,000</u>
11	Aquatic Lands Enhancement Account—State	
12	Appropriation.	((\$8,641,000))
13		<u>\$9,132,000</u>
14	Resource Management Cost Account—State Appropriation ((\$108,931,000))	
15		<u>\$113,787,000</u>
16	Surface Mining Reclamation Account—State	
17	Appropriation.	((\$4,141,000))
18		<u>\$4,291,000</u>
19	Disaster Response Account—State Appropriation.	((\$23,110,000))
20		<u>\$23,181,000</u>
21	((Contract Harvesting Revolving	
22	Nonappropriated Account—State	
23	Appropriation.	\$186,000))
24	Forest and Fish Support Account—State Appropriation. ((\$11,182,000))	
25		<u>\$11,492,000</u>
26	Aquatic Land Dredged Material Disposal Site Account—	
27	State Appropriation.	((\$404,000))
28		<u>\$405,000</u>
29	Natural Resources Conservation Areas Stewardship	
30	Account—State Appropriation.	((\$46,000))
31		<u>\$286,000</u>
32	Forest Fire Protection Assessment Nonappropriated	
33	Account—State Appropriation.	\$191,000
34	State Forest Nursery Revolving Nonappropriated	
35	Account—State Appropriation.	\$75,000
36	Access Road Revolving Nonappropriated Account—State	
37	Appropriation.	\$233,000
38	Forest Practices Application Account—State	
39	Appropriation.	((\$1,978,000))

1		<u>\$2,080,000</u>
2	Air Pollution Control Account—State Appropriation. . . .	((\$895,000))
3		<u>\$907,000</u>
4	Forest Health Revolving Nonappropriated Account—	
5	State Appropriation.	\$240,000
6	Model Toxics Control Operating Account—State	
7	Appropriation.	((\$21,407,000))
8		<u>\$14,515,000</u>
9	<u>Wildfire Response, Forest Restoration, and Community</u>	
10	<u>Resilience Account—State Appropriation.</u>	<u>\$87,107,000</u>
11	NOVA Program Account—State Appropriation.	((\$779,000))
12		<u>\$807,000</u>
13	Derelict Vessel Removal Account—State Appropriation.	((\$1,997,000))
14		<u>\$6,317,000</u>
15	Community Forest Trust Account—State Appropriation.	\$52,000
16	Agricultural College Trust Management Account—State	
17	Appropriation.	((\$3,171,000))
18		<u>\$4,039,000</u>
19	Natural Resources Federal Lands Revolving	
20	Nonappropriated Account—State Appropriation.	\$16,000
21	<u>Salmon Recovery Account—State Appropriation.</u>	<u>\$7,000,000</u>
22	TOTAL APPROPRIATION.	((\$583,592,000))
23		<u>\$740,635,000</u>

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

26 (1) \$1,857,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$1,857,000 of the general fund—state appropriation for
28 fiscal year 2023 are provided solely for the department to carry out
29 the forest practices adaptive management program pursuant to RCW
30 76.09.370 and the May 24, 2012, settlement agreement entered into by
31 the department and the department of ecology. Scientific research
32 must be carried out according to the master project schedule and work
33 plan of cooperative monitoring, evaluation, and research priorities
34 adopted by the forest practices board.

35 (2) ((~~\$55,791,000~~)) \$43,316,000 of the general fund—state
36 appropriation for fiscal year 2022 and ((~~\$74,632,000~~)) \$87,107,000 of
37 the ((~~general fund—state appropriation for fiscal year 2023~~)) wildfire
38 response, forest restoration, and community resilience account—state
39 appropriation are provided solely for the implementation of Second

1 Substitute House Bill No. 1168 (long-term forest health). (~~If the~~
2 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
3 ~~subsection shall lapse.~~)

4 (3) \$873,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$1,816,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely for the implementation of
7 Engrossed Second Substitute House Bill No. 1216 (urban and community
8 forestry). (~~If the bill is not enacted by June 30, 2021, the amounts~~
9 ~~provided in this subsection shall lapse.~~)

10 (4) \$176,000 of the forest development account—state
11 appropriation, \$164,000 of the aquatic lands enhancement account—
12 state appropriation, \$377,000 of the resource management cost account
13 —state appropriation, and \$22,000 of the agricultural college trust
14 management account—state appropriation are provided solely for the
15 implementation of Substitute House Bill No. 1355 (noxious weeds).
16 (~~If the bill is not enacted by June 30, 2021, the amounts provided~~
17 ~~in this subsection shall lapse.~~)

18 (5) \$12,000 of the aquatic lands enhancement account—state
19 appropriation and \$10,000 of the resource management cost account—
20 state appropriation are provided solely for the implementation of
21 Engrossed Second Substitute House Bill No. 1382 (salmon recovery
22 projects). (~~If the bill is not enacted by June 30, 2021, the amounts~~
23 ~~provided in this subsection shall lapse.~~)

24 (6) \$1,000,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$1,000,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for the small forest landowner
27 office, in order to restore staffing capacity reduced during the
28 great recession and to support small forest landowners, including
29 assistance related to forest and fish act regulations.

30 (7) \$1,583,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$1,515,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for deposit into the
33 agricultural college trust management account and are provided solely
34 to manage approximately 70,700 acres of Washington State University's
35 agricultural college trust lands.

36 (8) (~~(\$20,668,000)~~) \$112,582,000 of the general fund—state
37 appropriation for fiscal year 2022, \$20,668,000 of the general fund—
38 state appropriation for fiscal year 2023, and \$16,050,000 of the
39 disaster response account—state appropriation are provided solely for

1 emergency response, including fire suppression. The department shall
2 provide a monthly report to the office of financial management and
3 the appropriate fiscal and policy committees of the legislature with
4 an update of fire suppression costs incurred and the number and type
5 of wildfires suppressed. (~~The amounts provided in this subsection~~
6 ~~may not be used to fund the department's indirect and administrative~~
7 ~~expenses. The department's indirect and administrative costs shall be~~
8 ~~allocated among its remaining accounts and appropriations.~~)

9 (9) \$2,823,000 of the general fund—state appropriation for fiscal
10 year 2023 and \$66,000 of the disaster response account—state
11 appropriation are provided solely for indirect and administrative
12 expenses related to fire suppression. It is the intent of the
13 legislature that the amount of state general fund and disaster
14 response account appropriations to support administrative expenses
15 for fire suppression will be phased in through fiscal year 2025.

16 (10) \$5,500,000 of the forest and fish support account—state
17 appropriation is provided solely for outcome-based performance
18 contracts with tribes to participate in the implementation of the
19 forest practices program. Contracts awarded may only contain indirect
20 costs set at or below the rate in the contracting tribe's indirect
21 cost agreement with the federal government. Of the amount provided in
22 this subsection, \$500,000 is contingent upon receipts under RCW
23 82.04.261 exceeding eight million dollars per biennium. If receipts
24 under RCW 82.04.261 are more than eight million dollars but less than
25 eight million five hundred thousand dollars for the biennium, an
26 amount equivalent to the difference between actual receipts and eight
27 million five hundred thousand dollars shall lapse.

28 ~~((10))~~ (11) Consistent with the recommendations of the *Wildfire*
29 *Suppression Funding and Costs (18-02)* report of the joint legislative
30 audit and review committee, the department shall submit a report to
31 the governor and legislature by December 1, 2021, and December 1,
32 2022, describing the previous fire season. At a minimum, the report
33 shall provide information for each wildfire in the state, including
34 its location, impact by type of land ownership, the extent it
35 involved timber or range lands, cause, size, costs, and cost-share
36 with federal agencies and nonstate partners. The report must also be
37 posted on the agency's website.

38 ~~((11))~~ (12) \$4,206,000 of the aquatic land enhancement account—
39 state appropriation is provided solely for the removal of creosote

1 pilings and debris from the marine environment and to continue
2 monitoring zooplankton and eelgrass beds on state-owned aquatic lands
3 managed by the department. Actions will address recommendations to
4 recover the southern resident orca population and to monitor ocean
5 acidification as well as help implement the Puget Sound action
6 agenda.

7 ~~((12))~~ (13) \$448,000 of the general fund—state appropriation for
8 fiscal year 2022 and \$448,000 of the general fund—state appropriation
9 for fiscal year 2023 are provided solely for the department to
10 coordinate with the Olympic natural resources center to study
11 emerging ecosystem threats such as Swiss needlecast disease, conduct
12 field trials for long-term ecosystem productivity and T3 watershed
13 experiments, and engage stakeholders through learning-based
14 collaboration. The department may retain up to \$30,000 in one fiscal
15 year to conduct Swiss needlecast surveys.

16 ~~((13))~~ (14) \$185,000 of the general fund—state appropriation for
17 fiscal year 2022 and \$185,000 of the general fund—state appropriation
18 for fiscal year 2023 are provided solely for compensation to the
19 trust beneficiaries and department for lost revenue from leases to
20 amateur radio operators who use space on the department managed radio
21 towers for their equipment. The department is authorized to lease
22 sites at the rate of up to one hundred dollars per year, per site,
23 per lessee. The legislature makes this appropriation to fulfill the
24 remaining costs of the leases at market rate per RCW 79.13.510.

25 ~~((14))~~ (15) The appropriations in this section include
26 sufficient funding for the department to review its burn permit fee
27 schedule, and to develop options and recommendations on changes to
28 the fee schedule to meet the requirement in RCW 70A.15.5020. The
29 agency must report on options and recommendations to the office of
30 financial management and the appropriate committees of the
31 legislature by September 1, 2021.

32 ~~((15))~~ (16) \$569,000 of the model toxics control operating
33 account—state appropriation is provided solely to implement
34 recommendations in the aerial herbicides in forestlands report
35 submitted to the legislature in December 2019 from the aerial
36 herbicide application working group. Specific work will include
37 researching alternatives to chemicals for control of unwanted
38 competing vegetation, compliance monitoring of aerial herbicides
39 application, and updating the pesticide board manual.

1 ~~((16))~~ (17) \$925,000 of the general fund—state appropriation for
2 fiscal year 2022 and \$779,000 of the general fund—state appropriation
3 for fiscal year 2023 are provided solely for the department to
4 undertake geologic research to understand the geology and hydrology
5 of the Columbia basin with regard to geothermal and groundwater
6 resources. Funding must also be used for outreach and education to
7 industries and regional communities to increase awareness of
8 underground resources, how to access and use them, and the regulatory
9 processes for doing so.

10 ~~((17))~~ (18) \$77,000 of the general fund—state appropriation for
11 fiscal year 2022, \$90,000 of the general fund—state appropriation for
12 fiscal year 2023, \$82,000 of the forest development account—state
13 appropriation, \$10,000 of the ORV and nonhighway vehicle account—
14 state appropriation, \$19,000 of the aquatic lands enhancement account
15 —state appropriation, \$189,000 of the resource management cost
16 account—state appropriation, \$7,000 of the surface mining reclamation
17 account—state appropriation, \$9,000 of the forest and fish support
18 account—state appropriation, \$43,000 of the forest fire protection
19 assessment nonappropriated account—state appropriation, \$13,000 of
20 the state forest nursery revolving nonappropriated account—state
21 appropriation, \$45,000 of the access road revolving nonappropriated
22 account—state appropriation, \$26,000 of the forest health revolving
23 nonappropriated account—state appropriation, and \$9,000 of the model
24 toxics control operating account—state appropriation are provided
25 solely for the department to move its data center currently located
26 in the natural resources building to the state data center located in
27 the Jefferson building as required by office of the chief information
28 officer policy 184 and RCW 43.105.375. Funding is subject to the
29 conditions, limitations, and review requirements of section 701 of
30 this act.

31 ~~((18))~~ (19) \$466,000 of the general fund—state appropriation for
32 fiscal year 2022, ~~(\$125,000)~~ \$189,000 of the general fund—state
33 appropriation for fiscal year 2023, ~~(\$364,000)~~ \$404,000 of the
34 forest development account—state appropriation, \$254,000 of the
35 aquatic lands enhancement account—state appropriation, ~~(\$754,000)~~
36 \$836,000 of the resource management cost account—state appropriation,
37 \$27,000 of the surface mining reclamation account—state
38 appropriation, ~~(\$186,000 of the contract harvesting revolving~~
39 ~~nonappropriated account—state appropriation,)~~ \$148,000 of the forest

1 fire protection assessment nonappropriated account—state
2 appropriation, \$62,000 of the state forest nursery revolving
3 nonappropriated account—state appropriation, \$188,000 of the access
4 road revolving nonappropriated account—state appropriation, \$214,000
5 of the forest health revolving nonappropriated account—state
6 appropriation, and \$16,000 of the natural resources federal lands
7 revolving nonappropriated account—state appropriation are provided
8 solely for the department to replace the NaturE revenue and leasing
9 administration system and integrate with the new One Washington
10 financial system. Funding is subject to the conditions, limitations,
11 and review requirements of section 701 of this act.

12 ~~((19))~~ (20) (a) \$500,000 of the general fund—state appropriation
13 for fiscal year 2022 and \$500,000 of the general fund—state
14 appropriation for fiscal year 2023 are provided solely for the
15 department to maintain existing administrative facility
16 infrastructure operated by the six regions of the department.

17 (b) The department's allocation of this appropriation and
18 existing expenditure authority in certain other funds will be spread
19 equitably across agency funds based on a model of positions by
20 program or activity that utilize existing facility spaces within the
21 agency's operating regions. The remaining costs at each site will
22 remain the burden of existing management fund distribution.
23 Department allocation of funds in this appropriation will be
24 trackable by region and by project code.

25 (c) This appropriation is provided solely for the maintenance of
26 existing administrative infrastructure, inclusive of ordinary
27 maintenance, preventive maintenance, and maintenance services and
28 inspections, minor repairs, system component replacement, and the
29 delivery of utility and facility services.

30 (d) The department must provide a comparison of quarterly agency
31 allotments and expenditures relating to this subsection, including a
32 summary of the maintenance work for all regional facilities subject
33 to this section to the office of financial management beginning in
34 October 2021.

35 ~~((20))~~ (21) \$175,000 of the general fund—state appropriation for
36 fiscal year 2022 and \$175,000 of the general fund—state appropriation
37 for fiscal year 2023 are provided solely for the department to
38 implement a pilot project to evaluate the costs and benefits of
39 marketing and selling specialty forest products including cedar

1 salvage, alder, and other hardwood products. The pilot project must
2 include: Identifying suitable areas for hardwood or cedar sales
3 within the administrative areas of the Olympic and Pacific Cascade
4 regions, preparing and conducting sales, and evaluating the costs and
5 benefits from conducting the sales.

6 (a) The pilot project must include an evaluation that:

7 (i) Determines if revenues from the sales are sufficient to cover
8 the costs of preparing and conducting the sales;

9 (ii) Identifies and evaluates factors impacting the sales,
10 including regulatory constraints, staffing levels, or other
11 limitations;

12 (iii) Compares the specialty sales to other timber sales that
13 combine the sale of cedar and hardwoods with other species;

14 (iv) Evaluates the bidder pool for the pilot sales and other
15 factors that impact the costs and revenues received from the sales;
16 and

17 (v) Evaluates the current and future prices and market trends for
18 cedar salvage and hardwood species.

19 (b) The department must work with affected stakeholders and
20 report to the appropriate committees of the legislature with the
21 results of the pilot project and make recommendation for any changes
22 to statute by June 30, 2023.

23 ~~((21))~~ (22) \$112,000 of the general fund—state appropriation for
24 fiscal year 2022 and \$60,000 of the general fund—state appropriation
25 for fiscal year 2023 are provided solely for the implementation of
26 Engrossed Senate Bill No. 5158 (utility wildland fire cmte.). ~~((If~~
27 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
28 ~~this subsection shall lapse.~~

29 ~~(22))~~ (23) \$407,000 of the general fund—state appropriation for
30 fiscal year 2022 is provided solely for the department to complete
31 development of a programmatic safe harbor agreement, and the
32 associated environmental analysis and draft enrollment language for
33 inclusion in the forest practices rules. Within the amount provided
34 in this subsection, the department must provide \$182,000 to the
35 department of fish and wildlife to assist in the development of the
36 programmatic safe harbor agreement. The department must provide a
37 report to the appropriate committees of the legislature by December
38 15, 2021, on the status of the rule making and the resources needed
39 to implement the rule effective October 1, 2022.

1 ~~((23))~~ (24) Within amounts appropriated in this section, the
2 department on behalf of the forest practices board must provide an
3 update to the natural resource policy committees of the legislature
4 on the progress of its projects, including progress made to address
5 recommendations from the 2021 state auditor's report on the adaptive
6 management program, by December 1, 2021, and December 1, 2022.

7 ~~((24))~~ (25) \$100,000 of the general fund—state appropriation for
8 fiscal year 2022 and \$150,000 of the general fund—state appropriation
9 for fiscal year 2023 are provided solely for the department to grant
10 to local law enforcement agencies to assist in enforcing vessel
11 registration laws. Funding is also provided for a pilot recycling
12 project with a nonprofit maritime education center that has the
13 capacity to coordinate with a local port and local businesses that
14 can accommodate vessel waste material.

15 ~~((25))~~ (26) Within amounts appropriated in this section, the
16 department, acting in its capacity as the agency responsible for
17 implementing Washington state's section 10 permit under the
18 endangered species act for aquatic species, and for ensuring
19 maintenance of clean water act assurances granted by the department
20 of ecology, must report to the legislature by no later than June 30,
21 2022, on the status of forest practices board activities related to:
22 (a) Permanent water typing rulemaking and associated board manual
23 development and (b) rulemaking and associated board manual
24 development regarding the protection of type N streams.

25 ~~((26))~~ (27) Within amounts appropriated in this section, the
26 department, in collaboration with motorized and nonmotorized outdoor
27 recreation stakeholders, must submit to the appropriate committees of
28 the legislature recommendations for the use of NOVA account
29 appropriations, by September 30, 2022.

30 ~~((27))~~ (28) \$2,336,000 of the general fund—state appropriation
31 for fiscal year 2022 and \$1,591,000 of the general fund—state
32 appropriation for fiscal year 2023 are provided solely for the
33 implementation of Engrossed Second Substitute Senate Bill No. 5141
34 (environmental justice task force recommendations). ~~((If the bill is
35 not enacted by June 30, 2021, the amounts provided in this subsection
36 shall lapse.~~

37 ~~(28) — \$180,000)~~ (29) \$36,000 of the general fund—state
38 appropriation for fiscal year 2022 and ~~((\$4,000))~~ \$36,000 of the
39 general fund—state appropriation for fiscal year 2023 are provided

1 solely for the implementation of Second Substitute Senate Bill No.
2 5253 (pollinator health). (~~If the bill is not enacted by June 30,~~
3 ~~2021, the amounts provided in this subsection shall lapse.~~

4 ~~(29) \$34,000)~~ (30) \$180,000 of the general fund—state
5 appropriation for fiscal year 2022 and ~~((8,000))~~ \$4,000 of the
6 general fund—state appropriation for fiscal year 2023 are provided
7 solely for the implementation of Engrossed Substitute Senate Bill No.
8 5452 (electric-assisted bicycles). (~~If the bill is not enacted by~~
9 ~~June 30, 2021, the amounts provided in this subsection shall lapse.~~

10 ~~(30))~~ (31) \$1,765,000 of the general fund—state appropriation for
11 fiscal year 2023 is provided solely for the department to:

12 (a) Replace the statewide forest practices permit database
13 system. Funding is subject to the conditions, limitations, and review
14 requirements of section 701 of this act; and

15 (b) Provide a recommendation for ways that the forest products
16 industry could help cover the cost of the new forest practice online
17 system. The recommendation must include proposed changes to the fees
18 that are paid for forest practice applications and notifications, as
19 well as a description and table that illustrates the operating costs
20 of the program and how those costs are covered by fund source
21 including fee revenue. The recommendation must be reported to the
22 fiscal committees of the legislature by December 1, 2021, and may be
23 included as a decision package to the office of financial management
24 for consideration in the governor's proposed 2022 supplemental
25 operating budget.

26 ~~((31))~~ (32) \$225,000 of the general fund—state appropriation for
27 fiscal year 2022 and \$225,000 of the general fund—state appropriation
28 for fiscal year 2023 are provided solely for the department to
29 implement a pilot project to evaluate the costs and benefits of
30 entering into such stewardship agreements with individual neighboring
31 landowners who would take on the responsibility for protecting small
32 segments of shared boundary with department managed lands. The pilot
33 project must include identifying the legal limits and bounds of such
34 stewardship agreements, identifying suitable areas, preparing and
35 entering into shared stewardship agreements, and evaluating the costs
36 and benefits of these agreements.

37 (a) The pilot project evaluation must include:

1 (i) A determination of an appropriate mechanism for the sale of
2 valuable materials from state trust lands harvested under a
3 stewardship agreement;

4 (ii) Identification of regulatory constraints, staffing levels
5 necessary to administer a statewide program, and other limitations;
6 and

7 (iii) Identification of legal risk and insurance and
8 indemnification requirements that may be necessary on the part of
9 private individuals entering into these agreements.

10 (b) The pilot project must include agreements on at least the
11 Teanaway or Klickitat Community Forests and on state trust lands in
12 the vicinity of the town of Darrington, Washington. The department of
13 natural resources must work with affected stakeholders and report to
14 the appropriate committees of the legislature with the results of the
15 pilot project and any recommendations for changes and statewide
16 implementation by July 1, 2023.

17 ~~((32))~~ (33) \$134,000 of the general fund—state appropriation for
18 fiscal year 2022 and \$134,000 of the general fund—state appropriation
19 for fiscal year 2023 are provided solely for the department to grant
20 non-tribal outcome-based performance participation grants for
21 implementation of the forest practices adaptive management program.
22 Of the amounts provided in this subsection, \$54,000 per fiscal year
23 is provided for grants to the Washington farm forestry association
24 and \$80,000 per fiscal year is provided for grants to the Washington
25 state association of counties.

26 (34) \$488,000 of the general fund—state appropriation for fiscal
27 year 2023 is provided solely for implementation of chapter 316, Laws
28 of 2021 (Engrossed Second Substitute Senate Bill No. 5126) (climate
29 commitment act).

30 (35) \$3,481,000 of the general fund—state appropriation for
31 fiscal year 2023 is provided solely for the department to collect and
32 refresh statewide lidar data.

33 (36) Within amounts appropriated in this section, the department
34 must improve performance of the forest practices adaptive management
35 program by implementing recommendations made by the state auditor's
36 office in its January 2021 performance audit of the program.

37 (37) \$450,000 of the general fund—state appropriation for fiscal
38 year 2023 is provided solely for the department to conduct a targeted
39 analysis of the current and projected impact from drought and

1 opportunities for drought resilience on department owned and managed
2 uplands and agricultural lands.

3 (38) \$225,000 of the general fund—state appropriation for fiscal
4 year 2023 is provided solely for the department to hire a watershed
5 steward to expedite salmon recovery actions and projects, including
6 education, with a primary focus on agency owned and managed uplands
7 and aquatic lands.

8 (39) (a) \$5,000,000 of the general fund—state appropriation for
9 fiscal year 2023 is provided solely for a pilot project to improve
10 salmon habitat across the department's aquatic, commercial,
11 industrial, and agricultural lands. Of the amount provided in this
12 subsection:

13 (i) \$2,000,000 is provided solely to improve nearshore habitat by
14 accelerating restoration of state-owned aquatic lands; and

15 (ii) \$3,000,000 is provided solely to improve riparian function,
16 including riparian planting and riparian set-asides on state-owned
17 lands.

18 (b) The department must consult with federally recognized tribes
19 and partner with relevant state agencies and local governments in
20 implementing this pilot.

21 (c) The department must provide a report on the cost, monitoring,
22 and effectiveness of investments in salmon habitat improvements to
23 the office of financial management and the appropriate committees of
24 the legislature by June 30, 2023.

25 (40) \$5,000,000 of the general fund—state appropriation for
26 fiscal year 2023 is provided solely to address the maintenance
27 backlog associated with providing recreation on lands managed by the
28 department. Allowable uses include, but are not limited to,
29 maintenance, repair, or replacement of trails, toilet facilities,
30 roads, campgrounds, picnic sites, water access areas, signs, kiosks,
31 and gates. The department is encouraged to partner with nonprofit
32 organizations in the maintenance of public lands.

33 (41) \$4,284,000 of the derelict vessel removal account—state
34 appropriation is provided solely for implementation of House Bill No.
35 1700 (derelict vessel removal). If the bill is not enacted by June
36 30, 2022, the amount provided in this subsection shall lapse.

37 (42) \$50,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$450,000 of the general fund—state appropriation for
39 fiscal year 2023 are provided solely for the purpose of establishing

1 demonstration areas for wildfire ready neighbors, a wildland fire
2 resiliency outreach, assessment, and education program, in portions
3 of Pierce, Mason, and Thurston counties. Wildfire ready neighbor
4 demonstration areas must be located where there is a demonstrated
5 high risk of wildland fire, a mix of suburban and small private
6 forestland ownership, and significant areas of wildland urban
7 interface. Further, demonstration areas must be selected by employing
8 principles of environmental justice and equity, with an effort to
9 select areas for inclusion that have a significant proportion of
10 vulnerable populations and "highly impacted communities" as defined
11 by RCW 19.405.020.

12 (43) The department, in coordination with the office of the
13 superintendent of public instruction, must provide recommendations on
14 the development of an outdoor school at the site of the Naselle youth
15 camp. The department must consider, at a minimum, the suitability of
16 the current facilities, operating and capital budget needs and
17 estimated costs, any potential transfers of land ownership or
18 management, partnership opportunities, and other potential procedural
19 or operational challenges and proposed solutions. The department must
20 submit a proposal to the appropriate committees of the legislature by
21 December 31, 2022.

22 (44) \$5,000,000 of the salmon recovery account—state
23 appropriation is provided solely for the department to purchase
24 easements under the forestry riparian easement program, pursuant to
25 RCW 76.13.120.

26 (45) \$1,149,000 of the general fund—state appropriation for
27 fiscal year 2023 is provided solely for the implementation of Second
28 Substitute Senate Bill No. 5619 (kelp & eelgrass conservation). If
29 the bill is not enacted by June 30, 2022, the amount provided in this
30 subsection shall lapse.

31 (46) \$200,000 of the general fund—state appropriation for fiscal
32 year 2023 is provided solely for the department to continue convening
33 the work group pertaining to making improvements to the trust land
34 transfer program. Of the amount provided in this subsection, up to
35 \$75,000 may be used for completing a trust land transfer project in
36 Jefferson county.

37 (47) \$1,000,000 of the general fund—state appropriation for
38 fiscal year 2023 is provided solely for the department to provide a
39 grant to a nonprofit organization that will offer environmental

1 education and career development skills training in nature for youth
2 and young adults from south King county.

3 (48) (a) \$10,000,000 of the general fund—state appropriation for
4 fiscal year 2023 is provided solely for the department to purchase
5 state forestland, as described in RCW 79.22.010, to begin a program
6 to benefit counties who have lost revenue from existing state
7 forestlands encumbered by wildlife species listed as endangered or
8 threatened by the federal endangered species act. The department must
9 transfer the appropriated amount into the natural resources real
10 property replacement account in accordance with RCW 79.17.210 to
11 purchase state forestlands.

12 (b) Of the amounts provided in this subsection:

13 (i) \$5,000,000 must be used to purchase state forestland for the
14 benefit of Clallam county and Jefferson county; and

15 (ii) \$5,000,000 must be used to purchase state forestland for the
16 benefit of Pacific county, Skamania county, and Wahkiakum county.

17 (c) The purchased forestlands shall be owned and managed by the
18 department as state forest transfer lands and shall be placed in
19 trust for the benefit of the counties. The purchase of these state
20 forestlands is not limited to lands within the geographic bounds of
21 the counties listed in this subsection.

22 (d) The purchase of state forestlands must be made in concurrence
23 with the Washington state association of counties before a
24 transaction is finalized.

25 (e) The department shall work with the Washington state
26 association of counties to determine if any statutory changes are
27 necessary to address issues regarding beneficiary revenue
28 distribution or any other fiscal matters related to state
29 forestlands. The department and the Washington state association of
30 counties shall report to the legislature on any needed statutory
31 changes by December 31, 2022.

32 (49) \$2,000,000 of the salmon recovery account—state
33 appropriation is provided solely for an increase in the Puget Sound
34 corp program to employ work crews statewide to carry out aquatic
35 recreation, natural areas, resource protection, and urban forestry
36 projects.

37 (50) \$167,000 of the general fund—state appropriation for fiscal
38 year 2023 is provided solely for the department to advance research
39 and cooperation with governmental agencies of Finland and Finnish

1 organizations to implement sustainable forestry practices. The
2 department must report to the appropriate committees of the
3 legislature, by June 30, 2023, on how the funding was used, what
4 kinds of research and cooperation were accomplished, and make
5 recommendations for further opportunities for collaboration.

6 **Sec. 311.** 2021 c 334 s 311 (uncodified) is amended to read as
7 follows:

8 **FOR THE DEPARTMENT OF AGRICULTURE**

9	General Fund—State Appropriation (FY 2022)	((\$21,046,000))
10		<u>\$28,418,000</u>
11	General Fund—State Appropriation (FY 2023)	((\$20,632,000))
12		<u>\$43,910,000</u>
13	General Fund—Federal Appropriation.	((\$35,878,000))
14		<u>\$40,631,000</u>
15	General Fund—Private/Local Appropriation.	\$193,000
16	Aquatic Lands Enhancement Account—State	
17	Appropriation.	((\$2,692,000))
18		<u>\$2,743,000</u>
19	Water Quality Permit Account—State Appropriation.	\$73,000
20	Model Toxics Control Operating Account—State	
21	Appropriation.	((\$9,410,000))
22		<u>\$9,545,000</u>
23	Dedicated Marijuana Account—State Appropriation	
24	(FY 2022)	((\$621,000))
25		<u>\$628,000</u>
26	Dedicated Marijuana Account—State Appropriation	
27	(FY 2023)	((\$627,000))
28		<u>\$635,000</u>
29	Northeast Washington Wolf-Livestock Management	
30	Nonappropriated Account—State Appropriation.	((\$952,000))
31		<u>\$1,042,000</u>
32	Coronavirus State Fiscal Recovery Fund—Federal	
33	Appropriation.	((\$90,000,000))
34		<u>\$148,045,000</u>
35	TOTAL APPROPRIATION.	((\$182,124,000))
36		<u>\$275,863,000</u>

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

1 (1) (~~(\$45,000,000)~~) \$103,045,000 of the coronavirus state fiscal
2 recovery fund—federal appropriation is provided solely to develop a
3 state alternative to the United States department of agriculture
4 farmers to families food box program and provide resources for hunger
5 relief organizations, including organizations that serve BIPOC and
6 other socially disadvantaged communities.

7 (2) \$5,000,000 of the coronavirus state fiscal recovery fund—
8 federal appropriation is provided solely for the farm-to-school
9 program under RCW 15.64.060.

10 (3) \$8,000,000 of the coronavirus state fiscal recovery fund—
11 federal appropriation is provided solely for local food system
12 infrastructure and market access grants, prioritized for women,
13 minority, and small business owners.

14 (4) \$9,000,000 of the coronavirus state fiscal recovery fund—
15 federal appropriation is provided solely for a grant program to
16 improve food supply chain infrastructure and market access for farms,
17 food processors, and food distributors.

18 (5) (a) \$90,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$90,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for the department to coordinate
21 with the office of equity, the conservation commission,
22 underrepresented farmers and ranchers, organizations that represent
23 historically underrepresented farmers and ranchers, farmworkers, and
24 labor advocates to:

25 (i) Ensure inclusion of historically underrepresented farmers and
26 ranchers in the agricultural industry;

27 (ii) Evaluate related boards, commissions, and advisory panels to
28 ensure inclusion of historically underrepresented farmers and
29 ranchers;

30 (iii) Include historically underrepresented farmers and ranchers
31 in the development, implementation, and enforcement of food and
32 agriculture laws, rules, regulations, policies, and programs; and

33 (iv) Consider ways to increase engagement in agricultural
34 education and workforce development opportunities by communities who
35 have been historically underrepresented in agriculture.

36 (b) The department must report to the governor and legislature,
37 in accordance with RCW 43.01.036, by October 31, 2022, on its
38 activities and efforts to include historically underrepresented
39 farmers and ranchers. The report must describe the department's

1 efforts to serve historically underrepresented farmers and ranchers,
2 identify existing gaps and financial barriers to land ownership and
3 obtaining equipment, and must include recommendations to improve
4 outreach to and services for historically underrepresented farmers
5 and ranchers.

6 (6) (~~(\$203,000)~~) \$4,936,000 of the general fund—state
7 appropriation for fiscal year 2022 and (~~(\$203,000)~~) \$938,000 of the
8 general fund—state appropriation for fiscal year 2023 are provided
9 solely for implementing a Japanese beetle monitoring and eradication
10 program in central Washington.

11 (7) (~~(\$6,105,445)~~) \$6,605,445 of the general fund—state
12 appropriation for fiscal year 2022, (~~(\$6,105,905)~~) \$23,230,905 of the
13 general fund—state appropriation for fiscal year 2023, and
14 \$23,000,000 of the coronavirus state fiscal recovery fund—federal
15 appropriation are provided solely for implementing the emergency food
16 assistance program as defined in RCW 43.23.290.

17 (8) \$170,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$170,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided solely to continue a shellfish
20 coordinator position. The shellfish coordinator assists the industry
21 with complying with regulatory requirements and will work with
22 regulatory agencies to identify ways to streamline and make more
23 transparent the permit process for establishing and maintaining
24 shellfish operations.

25 (9) \$194,000 of the general fund—state appropriation for fiscal
26 year 2022, \$194,000 of the general fund—state appropriation for
27 fiscal year 2023, and \$1,134,000 of the general fund—federal
28 appropriation are provided solely for implementing a Vespa mandarinia
29 eradication program.

30 (10) (~~(\$952,000)~~) \$1,042,000 of the northeast Washington wolf-
31 livestock management nonappropriated account—state appropriation is
32 provided solely for the department to conduct the following:

33 (a) Fund the northeast Washington wolf-livestock management grant
34 program as provided in RCW 16.76.020, at \$432,000 (~~for fiscal year~~
35 ~~2022 and fiscal year 2023~~). Funds from the grant program must be
36 used only for the deployment of nonlethal deterrence, specifically
37 with the goal to reduce the likelihood of cattle being injured or
38 killed by wolves by deploying proactive, preventative methods that
39 have a good probability of producing effective results. Grant

1 proposals will be assessed partially on this intent. Grantees who use
2 funds for range riders or herd monitoring must deploy this tool in a
3 manner so that targeted areas with cattle are visited daily or near
4 daily. Grantees must collaborate with other entities providing
5 prevention efforts resulting in coordinated wolf-livestock conflict
6 deterrence efforts, both temporally and spatially, therefore
7 providing well-timed and placed preventative coverage on the
8 landscape. The department retains the final decision-making authority
9 over disbursement of funds. Annual reports from grantees will be
10 assessed for how well grant objectives were met and used to decide
11 whether future grant funds will be awarded to past grantees.

12 (b) Contract with the northeast Washington wolf-cattle
13 collaborative, a nonprofit organization, for (~~(\$320,000 for fiscal~~
14 ~~year 2022 and fiscal year 2023))~~ \$410,000 for range riders to conduct
15 proactive deterrence activities with the goal to reduce the
16 likelihood of cattle being injured or killed by wolves. The contract
17 must provide that the organization share all relevant information
18 with the department of fish and wildlife in a timely manner to aid in
19 wolf management decisions. Additionally, range riders must document
20 their activities with geo-referenced photo points and provide written
21 description of their efforts to the department of fish and wildlife
22 by December 31, 2021, and December 31, 2022. Work is to be conducted
23 solely on United States forest service grazing allotments and
24 adjoining private lands in the Kettle mountains in Ferry county. This
25 includes an area from the northern boundary of the Colville
26 Confederated Tribes reservation, west of the Columbia river north to
27 state route 20, and then west of United States route 395 to the
28 Canadian border, and from the northern boundary of the Colville
29 Confederated Tribes reservation east of state highway 21 to the
30 Canadian border. Also included are federal grazing allotments and
31 adjoining private lands in the Vulcan mountain area, an area which is
32 north of the Kettle river where it enters the United States at
33 Midway, British Columbia and leaves the United States near Danville,
34 Washington. Of the amount provided in this subsection, \$90,000 may be
35 contracted for range rider deterrence activities in Pend Oreille,
36 Stevens, or Ferry counties.

37 (c) Within the amounts provided in this subsection, the
38 department must provide \$120,000 in fiscal year 2022 and \$80,000 in
39 fiscal year 2023 to the sheriffs offices of Ferry and Stevens
40 counties for providing a local wildlife specialist to aid the

1 department of fish and wildlife in the management of wolves in
2 northeast Washington.

3 (11) \$1,400,000 of the model toxics control operating account—
4 state appropriation is provided solely for research grants to assist
5 with development of an integrated pest management plan to find a
6 suitable replacement for imidacloprid to address burrowing shrimp in
7 Willapa bay and Grays harbor and facilitate continued shellfish
8 cultivation on tidelands. In selecting research grant recipients for
9 this purpose, the department must incorporate the advice of the
10 Willapa-Grays harbor working group formed from the settlement
11 agreement with the department of ecology signed on October 15, 2019.
12 Up to eight percent of the total amount provided may be used by the
13 departments of agriculture, commerce, ecology, and natural resources
14 to cover overhead expenses relating to their continued participation
15 in the working group for the 2021-2023 fiscal biennium.

16 (12) (~~(\$119,000)~~)\$323,000 of the general fund—state appropriation
17 for fiscal year 2022 and (~~(\$25,000)~~)\$477,000 of the general fund—
18 state appropriation for fiscal year 2023 are provided solely for the
19 implementation of Engrossed Second Substitute Senate Bill No. 5141
20 (environmental justice task force recommendations). (~~If the bill is~~
21 ~~not enacted by June 30, 2021, the amounts provided in this subsection~~
22 ~~shall lapse.~~)

23 (13) \$78,000 of the general fund—state appropriation for fiscal
24 year 2022 and (~~(\$24,000)~~)\$276,000 of the general fund—state
25 appropriation for fiscal year 2023 are provided solely for the
26 implementation of Second Substitute Senate Bill No. 5253 (pollinator
27 health). (~~If the bill is not enacted by June 30, 2021, the amounts~~
28 ~~provided in this subsection shall lapse.~~)

29 (14) \$2,000,000 of the general fund—federal appropriation, not to
30 exceed the amount appropriated in section 11, chapter 3, Laws of
31 2021, that is unobligated at the end of fiscal year 2021, is provided
32 solely to assist hunger relief organizations to achieve food security
33 and is subject to the same terms and conditions as the appropriation
34 in section 11, chapter 3, Laws of 2021.

35 (15) \$168,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$168,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely for the department to assist
38 small and midsize farms and small and midsize processors in exploring
39 options to expand capacity for processing meat or meat and poultry

1 for sale and direct marketing efforts. In carrying out this duty, the
2 department must:

3 (a) Assist farms in complying with federal, state, and local
4 rules and regulations as they apply to direct marketing of meat and
5 poultry products;

6 (b) Assist in developing infrastructure including, but not
7 limited to, custom meat facilities and slaughter facilities inspected
8 by the United States department of agriculture as appropriate to
9 increase direct marketing opportunities for farms;

10 (c) Assist processors in complying with federal, state, and local
11 rules and regulations as they apply to processing meat and poultry
12 and the marketing of meat and poultry;

13 (d) Assist in developing, in consultation with Washington State
14 University extension, training opportunities or apprenticeship
15 opportunities for slaughterers or inspectors;

16 (e) Provide information on direct marketing opportunities for
17 farms;

18 (f) Identify and help reduce market barriers facing farms in
19 direct marketing;

20 (g) Identify and help reduce barriers facing processors in
21 operating slaughter facilities;

22 (h) Assist in developing and submitting proposals to grant
23 programs to assist farm direct marketing efforts; and

24 (i) Perform other functions that will assist farms in directly
25 marketing their meat and poultry products.

26 (16) \$1,832,000 of the general fund—state appropriation for
27 fiscal year 2022 and \$1,832,000 of the general fund—state
28 appropriation for fiscal year 2023 are provided solely for the
29 department, in consultation with the state conservation commission,
30 to develop a grant program to provide funding to conservation
31 districts or other entities to provide access to meat and poultry
32 processing and inspection. In addition to other funding needs to
33 provide access to meat and poultry processing and inspection, grant
34 funding may be used to establish a mobile slaughter unit or to
35 provide needed infrastructure to provide for the retail sale of meat
36 or poultry. The department must conduct outreach to gain input from
37 other entities, such as conservation districts, Washington State
38 University and the food policy forum in developing the grant program
39 described in this subsection.

1 (17) ~~((\$152,000))~~\$156,000 of the general fund—state appropriation
2 for fiscal year 2022 ~~((is))~~and \$213,000 of the general fund—state
3 appropriation for fiscal year 2023 are provided solely for
4 implementation of Second Substitute Senate Bill No. 5192 (electric
5 vehicle equipment). ~~((If the bill is not enacted by June 30, 2021,~~
6 the amount provided in this subsection shall lapse.))

7 (18) \$366,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$366,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely to support the department's
10 emergency management planning responsibilities related to
11 agricultural systems, radiological preparedness and response,
12 foodborne outbreaks, food security, and other emergency management
13 responsibilities.

14 (19) \$200,000 of the general fund—state appropriation for fiscal
15 year 2023 is provided solely for rulemaking for a voluntary cannabis
16 certification program that is consistent with the department's
17 existing organics program, as authorized by chapter 317, Laws of 2017
18 (ESSB 5131).

19 (20) \$300,000 of the general fund—state appropriation for fiscal
20 year 2023 is provided solely for a grant to a community-based
21 organization in Whatcom county for the food and farm finder program,
22 which connects local food producers with retail and wholesale
23 consumers.

24 (21) \$81,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$139,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for a hemp in food task force
27 and a hemp commission task force.

28 (a) Of the amounts provided in this subsection, \$75,000 in fiscal
29 year 2022 and \$125,000 in fiscal year 2023 are for a hemp in food
30 task force. The department must appoint task force members
31 representing relevant state agencies, the scientific community, and
32 stakeholder organizations. The department must provide staff support
33 for the task force and contract for relevant scientific expertise.
34 The department must report to the appropriate committees of the
35 legislature with recommendations for the regulation of hemp in food
36 by December 1, 2022.

37 (b) Of the amounts provided in this subsection, \$6,000 in fiscal
38 year 2022 and \$14,000 in fiscal year 2023 are for a hemp commission
39 task force. The department must appoint task force members

1 representing relevant state agencies, the scientific community, and
2 stakeholder organizations, including the hemp industry. The
3 department must provide staff support for the task force. The
4 department must report to the appropriate committees of the
5 legislature with recommendations for the creation of a commodity
6 commission for hemp by December 1, 2022.

7 (22) \$790,000 of the general fund—state appropriation for fiscal
8 year 2023 is provided solely for implementation of House Bill No.
9 1859 (cannabis analysis labs). If the bill is not enacted by June 30,
10 2022, the amount provided in this subsection shall lapse.

11 (23) \$301,000 of the general fund—state appropriation for fiscal
12 year 2023 is provided solely for implementation of Engrossed Second
13 Substitute House Bill No. 1799 (organic materials management). If the
14 bill is not enacted by June 30, 2022, the amount provided in this
15 subsection shall lapse.

16 (24) \$250,000 of the general fund—state appropriation for fiscal
17 year 2023 is provided solely for the department to support local and
18 regional markets and for agricultural infrastructure development in
19 southwest Washington.

20 (25) \$9,000 of the general fund—state appropriation for fiscal
21 year 2023 is provided solely for the implementation of Engrossed
22 Substitute Senate Bill No. 5544 (blockchain work group). If the bill
23 is not enacted by June 30, 2022, the amount provided in this
24 subsection shall lapse.

25 (26) \$9,000 of the general fund—state appropriation for fiscal
26 year 2023 is provided solely for implementation of Engrossed
27 Substitute Senate Bill No. 5974 (transportation resources). If the
28 bill is not enacted by June 30, 2022, the amount provided in this
29 subsection shall lapse.

30 NEW SECTION. Sec. 312. A new section is added to 2021 c 334
31 (uncodified) to read as follows:

32 **FOR THE ENERGY FACILITY SITE EVALUATION COUNCIL**

33	General Fund—State Appropriation (FY 2023)	\$776,000
34	Energy Facility Site Evaluation Council Account—	
35	Private/Local Appropriation	\$13,116,000
36	TOTAL APPROPRIATION	\$13,892,000

37 The appropriations in this section are subject to the following
38 conditions and limitations: \$208,000 of the general fund—state

1 appropriation for fiscal year 2023 and \$8,333,000 of the energy
2 facility site evaluation council account—private/local appropriation
3 are provided solely for implementation of Engrossed Second Substitute
4 House Bill No. 1812 (energy facility site council). If the bill is
5 not enacted by June 30, 2022, the amounts provided in this subsection
6 shall lapse.

(End of part)

PART IV
TRANSPORTATION

Sec. 401. 2021 c 334 s 401 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF LICENSING

General Fund—State Appropriation (FY 2022)	((\$2,901,000))
	<u>\$3,005,000</u>
General Fund—State Appropriation (FY 2023)	((\$2,585,000))
	<u>\$3,367,000</u>
Architects' License Account—State Appropriation	((\$1,263,000))
	<u>\$1,372,000</u>
Real Estate Commission Account—State Appropriation	((\$13,532,000))
	<u>\$14,550,000</u>
Uniform Commercial Code Account—State Appropriation	((\$3,121,000))
	<u>\$3,256,000</u>
Real Estate Education Program Account—State Appropriation	\$276,000
Real Estate Appraiser Commission Account—State Appropriation	((\$1,876,000))
	<u>\$2,006,000</u>
Business and Professions Account—State Appropriation	((\$23,882,000))
	<u>\$25,871,000</u>
Real Estate Research Account—State Appropriation	\$415,000
Firearms Range Account—State Appropriation	\$74,000
<u>Funeral and Cemetery Account—State Appropriation</u>	<u>\$25,000</u>
Landscape Architects' License Account—State Appropriation	((\$80,000))
	<u>\$87,000</u>
Appraisal Management Company Account—State Appropriation	((\$256,000))
	<u>\$264,000</u>
Concealed Pistol License Renewal Notification Account—State Appropriation	\$140,000
Geologists' Account—State Appropriation	\$149,000
Derelict Vessel Removal Account—State Appropriation	\$33,000
TOTAL APPROPRIATION	((\$50,583,000))
	<u>\$54,890,000</u>

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

3 (1) \$140,000 of the concealed pistol license renewal notification
4 account—state appropriation and \$74,000 of the firearms range account
5 —state appropriation are provided solely to implement chapter 74,
6 Laws of 2017 (concealed pistol license).

7 (2) \$16,000 of the general fund—state appropriation for fiscal
8 year 2022, \$9,000 of the general fund—state appropriation for fiscal
9 year 2023, \$13,000 of the architects' license account—state
10 appropriation, \$121,000 of the real estate commission account—state
11 appropriation, \$22,000 of the uniform commercial code account—state
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 and are subject to the conditions, limitations, and review
17 requirements of section 701 of this act.

18 (3) The department shall inventory all business and professions
19 fees and associated accounts including identification of all fees
20 paid into each account, the amount and timing of the last fee
21 increase, the estimated expenditures necessary to administer each fee
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.

27 (4) \$157,000 of the uniform commercial code account—state
28 appropriation is provided solely to implement Engrossed Substitute
29 Senate Bill No. 5355 (wage liens). (~~If the bill is not enacted by~~
30 ~~June 30, 2021, the amount provided in this subsection shall lapse.~~)

31 (5) \$267,000 of the real estate commission account—state
32 appropriation is provided solely to implement Substitute Senate Bill
33 No. 5378 (real estate broker renewal). (~~If the bill is not enacted~~
34 ~~by June 30, 2021, the amount provided in this subsection shall~~
35 ~~lapse.~~)

36 (6) \$808,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$551,000 of the general fund—state appropriation for
38 fiscal year 2023 are provided solely for the continued implementation

1 of the legacy firearms system until the modernization project is
2 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.~~)

8 (8) \$30,000 of the architects' license account—state
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
12 professions account—state appropriation are provided solely for
13 implementation of House Bill No. 1399 (professional licensure/
14 convictions). (~~If the bill is not enacted by June 30, 2021, the~~
15 ~~amounts provided in this subsection shall lapse.~~)

16 (9) \$537,000 of the general fund—state appropriation for fiscal
17 year 2023 is provided solely for implementation of Substitute House
18 Bill No. 2076 (transp. network companies). If the bill is not enacted
19 by June 30, 2022, the amount provided in this subsection shall lapse.

20 **Sec. 402.** 2021 c 334 s 402 (uncodified) is amended to read as
21 follows:

22 **FOR THE WASHINGTON STATE PATROL**

23	General Fund—State Appropriation (FY 2022)	((\$59,974,000))
24		<u>\$66,750,000</u>
25	General Fund—State Appropriation (FY 2023)	((\$60,590,000))
26		<u>\$68,712,000</u>
27	General Fund—Federal Appropriation.	((\$16,707,000))
28		<u>\$16,766,000</u>
29	General Fund—Private/Local Appropriation.	\$3,091,000
30	Death Investigations Account—State Appropriation. . .	((\$7,906,000))
31		<u>\$8,794,000</u>
32	County Criminal Justice Assistance Account—State	
33	Appropriation.	((\$4,533,000))
34		<u>\$4,622,000</u>
35	Municipal Criminal Justice Assistance Account—State	
36	Appropriation.	((\$1,637,000))
37		<u>\$1,681,000</u>
38	Fire Service Trust Account—State Appropriation.	\$131,000

1	Vehicle License Fraud Account—State Appropriation.	\$119,000
2	Disaster Response Account—State Appropriation.	(\$8,500,000)
3		<u>\$12,500,000</u>
4	Fire Service Training Account—State Appropriation.	(\$12,297,000)
5		<u>\$12,797,000</u>
6	Model Toxics Control Operating Account—State	
7	Appropriation.	(\$567,000)
8		<u>\$591,000</u>
9	Fingerprint Identification Account—State	
10	Appropriation.	(\$12,617,000)
11		<u>\$12,956,000</u>
12	Dedicated Marijuana Account—State Appropriation	
13	(FY 2022).	\$2,423,000
14	Dedicated Marijuana Account—State Appropriation	
15	(FY 2023).	\$2,423,000
16	Washington Internet Crimes Against Children Account—	
17	State Appropriation.	\$1,000,000
18	TOTAL APPROPRIATION.	(\$194,515,000)
19		<u>\$215,356,000</u>

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

22 (1) ~~(\$8,500,000)~~ \$12,500,000 of the disaster response account—
23 state appropriation is provided solely for Washington state fire
24 service resource mobilization costs incurred in response to an
25 emergency or disaster authorized under RCW 43.43.960 through
26 43.43.964. The state patrol shall submit a report quarterly to the
27 office of financial management and the legislative fiscal committees
28 detailing information on current and planned expenditures from this
29 account. This work shall be done in coordination with the military
30 department.

31 (2) \$2,423,000 of the dedicated marijuana account—state
32 appropriation for fiscal year 2022 and \$2,423,000 of the dedicated
33 marijuana account—state appropriation for fiscal year 2023 are
34 provided solely for the Washington state patrol to partner with
35 multi-jurisdictional drug and gang task forces to detect, deter, and
36 dismantle criminal organizations involved in criminal activity
37 including diversion of ~~(marijuana)~~ cannabis from the legalized
38 market and the illicit production and distribution of

1 ((marijuana))cannabis and ((marijuana))cannabis-related products in
2 Washington state.

3 (3) \$643,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$643,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for addressing a backlog of
6 toxicology tests in the toxicology laboratory.

7 (4) \$356,000 of the general fund—state appropriation for fiscal
8 year 2022, \$356,000 of the general fund—state appropriation for
9 fiscal year 2023, and \$298,000 of the death investigations account—
10 state appropriations are provided solely for increased supply and
11 maintenance costs for the crime laboratory division and toxicology
12 laboratory division.

13 (5) \$510,000 of the county criminal justice assistance account—
14 state appropriation is provided solely for the Washington state
15 patrol to support local police, sheriffs' departments, and
16 multiagency task forces in the prosecution of criminals. However, the
17 office of financial management must reduce the allotment of the
18 amount provided in this subsection if allotment of the full
19 appropriation will put the account into deficit.

20 (6) (a) (~~(\$700,000)~~)\$1,000,000 of the fire service training
21 account—state appropriation is provided solely for the firefighter
22 apprenticeship training program.

23 (b) The joint apprenticeship training committee shall submit a
24 report to the fiscal committees of the legislature by December 1,
25 2022, describing how the funding appropriated in this section was
26 spent during the biennium. At a minimum, the report shall include
27 information about the number of individuals that completed the
28 training, the level of training or type of training being taught, the
29 total cost of training everyone through completion, the percentage of
30 passage rate for trainees, and the geographic location of the fire
31 department sponsoring the trainee.

32 (7) \$316,000 of the general fund—state appropriation for fiscal
33 year 2023 and \$1,000,000 of the Washington internet crimes against
34 children account—state appropriation are provided solely for the
35 missing and exploited children's task force within the patrol to help
36 prevent possible abuse to children and other vulnerable citizens from
37 sexual abuse.

38 (8) \$1,000 of the general fund—state appropriation for fiscal
39 year 2022 is provided solely for the implementation of Substitute

1 Senate Bill No. 5055 (law enforcement grievances), which changes
2 methods for selecting an arbitrator for labor disputes involving law
3 enforcement disciplinary matters. (~~If the bill is not enacted by~~
4 ~~June 30, 2021, the amounts provided in this subsection shall lapse.~~)

5 (9) \$213,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$163,000 of the general fund—state appropriation for
7 fiscal year 2023 are provided solely for the implementation of
8 Substitute House Bill No. 1223 (custodial interrogations). (~~If the~~
9 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
10 ~~subsection shall lapse.~~)

11 (10) \$1,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$1,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for the implementation of
14 Engrossed Substitute House Bill No. 1054 (peace officer tactics and
15 equipment). (~~If the bill is not enacted by June 30, 2021, the~~
16 ~~amounts provided in this subsection shall lapse.~~)

17 (11) \$2,000 of the general fund—state appropriation for fiscal
18 year 2022 is provided solely for the implementation of Engrossed
19 Second Substitute House Bill No. 1310 (use of force). (~~If the bill~~
20 ~~is not enacted by June 30, 2021, the amount provided in this~~
21 ~~subsection shall lapse.~~)

22 (12) \$1,334,000 of the general fund—state appropriation for
23 fiscal year 2022 (~~is~~) and \$2,373,000 of the general fund—state
24 appropriation for fiscal year 2023 are provided solely for facility
25 and staff costs associated with construction of a second toxicology
26 laboratory facility in Federal Way. The Washington state patrol must
27 provide a report on the progress of the toxicology lab construction
28 semiannually to the fiscal committees of the legislature with a final
29 report due 90 days after completion of the project. The report must
30 include, but is not limited to:

31 (a) A detailed list of expenditures so far;

32 (b) A detailed list of expenditure yet to be made before the
33 completion of the project;

34 (c) An updated project timeline with expected end date; and

35 (d) Other project details that the Washington state patrol finds
36 important to relay.

37 (13) \$213,000 of the general fund—state appropriation for fiscal
38 year 2022 is provided solely for the Washington state patrol to

1 outsource death investigation cases to reduce the current backlog of
2 cases awaiting toxicology testing.

3 (14) \$1,320,000 of the general fund—state appropriation for
4 fiscal year 2023 is provided solely for an enhanced forensic
5 capabilities pilot program that provides expedited DNA technology and
6 forensic services to assist in the processing of crime scene
7 evidence, expediting investigative leads, and reducing the backlog of
8 other cases. (~~Prior to the purchase of the DNA technology and
9 forensic services for the pilot program, the Washington state patrol
10 must submit a plan to the legislature no later than December 31,
11 2021, that addresses the following operational issues of the
12 program:)~~To ensure readiness to proceed with implementation, the
13 Washington state patrol must identify needed resources, complete
14 prehiring, and develop a competitive procurement process by July 1,
15 2022. The Washington state patrol must complete a preliminary report
16 by December 2, 2022, describing major milestones and achievements of
17 the program to date and submit a final report to the appropriate
18 committees of the legislature by June 30, 2023. The preliminary
19 report must include, but is not limited to, the following:

20 (a) Protocols on the operation and use of the program while
21 maintaining civil liberties and protecting individual privacy;

22 (b) A description of how expedited DNA technology and forensic
23 services will tie into the current operations of the state patrol's
24 existing crime lab; and

25 (c) Details of how the Washington state patrol will protect
26 individual privacy and civil liberties in relation to the program
27 described in this subsection.

28 (15) \$94,000 of the general fund—state appropriation for fiscal
29 year 2023 is provided solely for implementation of Substitute House
30 Bill No. 2057 (state patrol workforce). If the bill is not enacted by
31 June 30, 2022, the amount provided in this subsection shall lapse.

32 (16) \$191,000 of the general fund—state appropriation for fiscal
33 year 2023 is provided solely for implementation of Substitute House
34 Bill No. 1725 (missing indigenous persons). If the bill is not
35 enacted by June 30, 2022, the amount provided in this subsection
36 shall lapse.

37 (17) \$330,000 of the general fund—state appropriation for fiscal
38 year 2023 is provided solely for implementation of Substitute House
39 Bill No. 1735 (peace officers/use of force). If the bill is not

1 enacted by June 30, 2022, the amount provided in this subsection
2 shall lapse.

3 (18) \$638,000 of the general fund—state appropriation for fiscal
4 year 2023 is provided solely for implementation of Substitute Senate
5 Bill No. 5880 (fire sprinkler contractors). If the bill is not
6 enacted by June 30, 2022, the amount provided in this subsection
7 shall lapse.

8 (19) \$1,655,000 of the general fund—state appropriation for
9 fiscal year 2023 is provided solely for implementation of Senate Bill
10 No. 5983 (cannabinoid products). If the bill is not enacted by June
11 30, 2022, the amount provided in this subsection shall lapse.

12 (20) \$441,000 of the general fund—state appropriation for fiscal
13 year 2023 is provided solely for the department to process the
14 backlog of court orders and dispositions. By June 30, 2023, the
15 department must provide a report to the appropriate legislative
16 committees that describes any continued staffing needs for this
17 purpose.

18 (21) \$1,000 of the general fund—state appropriation for fiscal
19 year 2023 is for implementation of Engrossed Fourth Substitute House
20 Bill No. 1412 (legal financial obligations).

(End of part)

PART V
EDUCATION

Sec. 501. 2021 c 334 s 501 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

General Fund—State Appropriation (FY 2022)	((\$31,237,000))
	<u>\$31,995,000</u>
General Fund—State Appropriation (FY 2023)	((\$30,769,000))
	<u>\$41,420,000</u>
General Fund—Federal Appropriation	((\$105,917,000))
	<u>\$106,299,000</u>
General Fund—Private/Local Appropriation	((\$8,060,000))
	<u>\$8,064,000</u>
Washington Opportunity Pathways Account—State Appropriation	((\$265,000))
	<u>\$8,609,000</u>
Dedicated Marijuana Account—State Appropriation (FY 2022)	\$520,000
Dedicated Marijuana Account—State Appropriation (FY 2023)	((\$533,000))
	<u>\$550,000</u>
Performance Audits of Government Account—State Appropriation	\$213,000
Workforce Education Investment Account—State Appropriation	((\$3,812,000))
	<u>\$7,420,000</u>
Elementary and Secondary School Emergency Relief III Account—Federal Appropriation	((\$4,631,000))
	<u>\$7,116,000</u>
TOTAL APPROPRIATION	((\$185,957,000))
	<u>\$212,206,000</u>

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

(1) BASE OPERATIONS AND EXPENSES OF THE OFFICE

(a) ((~~\$14,470,000~~)) \$15,228,000 of the general fund—state appropriation for fiscal year 2022 and ((~~\$14,486,000~~)) \$17,635,000 of the general fund—state appropriation for fiscal year 2023 are

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.

11 (iii) By October 31st of each year, the office of the
12 superintendent of public instruction shall produce an annual status
13 report on implementation of the budget provisos in section 501,
14 chapter 415, Laws of 2019 and sections 515 and 522 of this act. The
15 status report of each proviso shall include, but not be limited to,
16 the following information: Purpose and objective, number of state
17 staff funded by the proviso, number of contractors, status of proviso
18 implementation, number of beneficiaries by year, list of
19 beneficiaries, a comparison of budgeted funding and actual
20 expenditures, other sources and amounts of funding, and proviso
21 outcomes and achievements.

22 (iv) The superintendent of public instruction, in consultation
23 with the secretary of state, shall update the program prepared and
24 distributed under RCW 28A.230.150 for the observation of temperance
25 and good citizenship day to include providing an opportunity for
26 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
29 graduating high school seniors within the district earning the
30 Washington state seal of biliteracy provided in RCW 28A.300.575; and
31 (B) the number of high school students earning competency-based high
32 school credits for world languages by demonstrating proficiency in a
33 language other than English. The office of the superintendent of
34 public instruction shall provide a summary report to the office of
35 the governor and the appropriate committees of the legislature by
36 December 1st of each year.

37 (vi) The office of the superintendent of public instruction shall
38 provide statewide oversight and coordination to the regional nursing
39 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
19 of the general fund—state appropriation for fiscal year 2023 is
20 provided solely for a climate science curriculum staff position
21 within the office of the superintendent of public instruction and to
22 integrate climate change content into the Washington state learning
23 standards across subject areas and grade levels. The office shall
24 develop materials and resources that accompany the updated learning
25 standards that encourage school districts to develop
26 interdisciplinary units focused on climate change that include
27 authentic learning experiences, that integrate a range of
28 perspectives, and that are action oriented.

29 (xi) Within the amounts provided in this subsection (1)(a),
30 sufficient funding is provided for the office to implement House Bill
31 No. 1833 (school meals/electronic info).

32 (xii) Within the amounts provided in this subsection (1)(a),
33 sufficient funding is provided for the office to implement House Bill
34 No. 1834 (student absences/mental health).

35 (xiii) Within the amounts provided in this subsection (1)(a),
36 \$50,000 of the general fund—state appropriation for fiscal year 2023
37 is provided solely for the office to provide an annual report to the
38 appropriate committees of the legislature and the office of the
39 governor beginning January 1, 2023, and on January 1st of each year

1 thereafter, on special education students receiving services outside
2 of the state of Washington. At a minimum, the report must contain the
3 following data:

4 (A) The number of Washington K-12 education students enrolled in
5 special education services that have been moved to out-of-state
6 facilities/schools to receive their Washington state funded
7 education;

8 (B) The district that had previously served each student prior to
9 relocation;

10 (C) The current location/facility where the student is now
11 enrolled and receiving services; and

12 (D) The annual cost, and the per pupil cost of each student
13 receiving services outside of the state.

14 (b) \$1,217,000 of the general fund—state appropriation for fiscal
15 year 2022 and \$1,217,000 of the general fund—state appropriation for
16 fiscal year 2023 are provided solely for maintenance of the
17 apportionment system, including technical staff and the data
18 governance working group.

19 (c) \$494,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$494,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely for the implementation of
22 chapter 240, Laws of 2010, including staffing the office of equity
23 and civil rights.

24 (d) \$61,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$61,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for the ongoing work of the
27 education opportunity gap oversight and accountability committee.

28 (e) \$61,000 of the general fund—state appropriation for fiscal
29 year 2022 and ~~(\$61,000)~~ \$96,000 of the general fund—state
30 appropriation for fiscal year 2023 are provided solely for the
31 implementation of chapter 380, Laws of 2009 (enacting the interstate
32 compact on educational opportunity for military children).

33 (f) ~~(\$265,000)~~ \$268,000 of the Washington opportunity pathways
34 account—state appropriation is provided solely for activities related
35 to public schools other than common schools authorized under chapter
36 28A.710 RCW.

37 (g) Within amounts appropriated in this section, the office of
38 the superintendent of public instruction and the state board of
39 education shall adopt a rule that the minimum number of students to

1 be used for public reporting and federal accountability purposes is
2 ten.

3 (h) \$123,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$123,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for implementation of chapter
6 163, Laws of 2012 (foster care outcomes). The office of the
7 superintendent of public instruction shall annually report each
8 December on the implementation of the state's plan of cross-system
9 collaboration to promote educational stability and improve education
10 outcomes of foster youth.

11 (i) \$250,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$250,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for implementation of chapter
14 178, Laws of 2012 (open K-12 education resources).

15 (j) \$14,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$14,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely for implementation of chapter
18 242, Laws of 2013 (state-tribal education compacts).

19 (k) \$131,000 of the general fund—state appropriation for fiscal
20 year 2022, \$131,000 of the general fund—state appropriation for
21 fiscal year 2023, and \$213,000 of the performance audits of
22 government account—state appropriation are provided solely for the
23 office of the superintendent of public instruction to perform on-
24 going program reviews of alternative learning experience programs,
25 dropout reengagement programs, and other high risk programs. Findings
26 from the program reviews will be used to support and prioritize the
27 office of the superintendent of public instruction outreach and
28 education efforts that assist school districts in implementing the
29 programs in accordance with statute and legislative intent, as well
30 as to support financial and performance audit work conducted by the
31 office of the state auditor.

32 (l) \$117,000 of the general fund—state appropriation for fiscal
33 year 2022 and \$117,000 of the general fund—state appropriation for
34 fiscal year 2023 are provided solely for implementation of chapter 3,
35 Laws of 2015 1st sp. sess. (computer science).

36 (m) \$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 implementation of chapter
39 237, Laws of 2017 (paraeducators).

1 (n) \$385,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$385,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for the office of native
4 education to increase services to tribes, including but not limited
5 to, providing assistance to tribes and school districts to implement
6 Since Time Immemorial, applying to become tribal compact schools,
7 convening the Washington state native American education advisory
8 committee, and extending professional learning opportunities to
9 provide instruction in tribal history, culture, and government. The
10 professional development must be done in collaboration with school
11 district administrators and school directors. Funding in this
12 subsection is sufficient for the office, the Washington state school
13 directors' association government-to-government task force, and the
14 association of educational service districts to collaborate with the
15 tribal leaders congress on education to develop a tribal consultation
16 training and schedule. The tribal consultation training and schedule
17 must be developed by January 1, 2022.

18 (o) \$205,000 of the general fund—state appropriation for fiscal
19 year 2022 and ~~(\$205,000)~~ \$1,205,000 of the general fund—state
20 appropriation for fiscal year 2023 are provided solely to promote the
21 financial literacy of students. The effort will be coordinated
22 through the financial literacy public-private partnership. The
23 amounts provided in this subsection are sufficient for implementation
24 of Second Substitute Senate Bill No. 5720 (student financial
25 literacy). If the bill is not enacted by June 30, 2022, the amounts
26 provided in this subsection shall lapse.

27 (p) \$75,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$75,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for staff at the office of the
30 superintendent of public instruction to coordinate and promote
31 efforts to develop integrated math, science, technology, and
32 engineering programs in schools and districts across the state.

33 (q) \$481,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$481,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for additional full-time
36 equivalent staff to support the work of the safety net committee and
37 to provide training and support to districts applying for safety net
38 awards.

1 (r) Districts shall report to the office the results of each
2 collective bargaining agreement for certificated staff within their
3 district using a uniform template as required by the superintendent,
4 within thirty days of finalizing contracts. The data must include but
5 is not limited to: Minimum and maximum base salaries, supplemental
6 salary information, and average percent increase for all certificated
7 instructional staff. Within existing resources by December 1st of
8 each year, the office shall produce a report for the legislative
9 evaluation and accountability program committee summarizing the
10 district level collective bargaining agreement data.

11 (s) \$4,631,000 of the elementary and secondary school emergency
12 relief III account—federal appropriation from funds attributable to
13 subsection 2001(f)(4), the American rescue plan act of 2021, P.L.
14 117-2 is provided solely for administrative costs related to the
15 management of federal funds provided for COVID-19 response and other
16 emergency needs.

17 (t) \$70,000 of the general fund—state appropriation for fiscal
18 year 2023 is provided solely for the office of the superintendent of
19 public instruction to provide centralized support and coordination,
20 including supervision and training, for social workers hired by or
21 contracting with school districts.

22 (u) \$2,000 of the general fund—state appropriation for fiscal
23 year 2023 is provided solely for implementation of Engrossed Second
24 Substitute Senate Bill No. 5764 (apprenticeships and higher ed). If
25 this bill is not enacted by June 30, 2022, the amount provided in
26 this subsection shall lapse.

27 (2) DATA SYSTEMS

28 (a) \$1,802,000 of the general fund—state appropriation for fiscal
29 year 2022 and \$1,802,000 of the general fund—state appropriation for
30 fiscal year 2023 are provided solely for implementing a comprehensive
31 data system to include financial, student, and educator data,
32 including development and maintenance of the comprehensive education
33 data and research system (CEDARS).

34 (b) \$281,000 of the general fund—state appropriation for fiscal
35 year 2022 and \$281,000 of the general fund—state appropriation for
36 fiscal year 2023 are provided solely for K-20 telecommunications
37 network technical support in the K-12 sector to prevent system
38 failures and avoid interruptions in school utilization of the data
39 processing and video-conferencing capabilities of the network. These

1 funds may be used to purchase engineering and advanced technical
2 support for the network.

3 (c) \$450,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$450,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided for the superintendent of public
6 instruction to develop and implement a statewide accountability
7 system to address absenteeism and to improve student graduation
8 rates. The system must use data to engage schools and districts in
9 identifying successful strategies and systems that are based on
10 federal and state accountability measures. Funding may also support
11 the effort to provide assistance about successful strategies and
12 systems to districts and schools that are underperforming in the
13 targeted student subgroups.

14 (3) WORK GROUPS

15 (a) \$335,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$335,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely for implementation of chapter
18 206, Laws of 2018 (career and college readiness).

19 (b) \$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 for the office of the superintendent of
22 public instruction to meet statutory obligations related to the
23 provision of medically and scientifically accurate, age-appropriate,
24 and inclusive sexual health education as authorized by chapter 206,
25 Laws of 1988 (AIDS omnibus act) and chapter 265, Laws of 2007
26 (healthy youth act).

27 (c) \$118,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$118,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for implementation of chapter
30 75, Laws of 2018 (dyslexia).

31 (d) \$200,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$200,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely for implementation of chapter
34 386, Laws of 2019 (social emotional learning).

35 (e) \$130,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$130,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely for the office of the
38 superintendent of public instruction to collaborate with the
39 department of children, youth, and families to complete a report with

1 options and recommendations for administrative efficiencies and long
2 term strategies that align and integrate high-quality early learning
3 programs administered by both agencies and consistent with
4 implementation of Engrossed Second Substitute Senate Bill No. 5237
5 (child care & early dev. exp.). The report, due September 1, 2022,
6 shall address capital needs, data collection and data sharing,
7 licensing changes, quality standards, options for community-based and
8 school-based settings with inclusive facilities and operations,
9 fiscal modeling, and any statutory changes needed to achieve
10 administrative efficiencies.

11 (f) \$107,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$107,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for the office to support the
14 children and youth behavioral health work group created in chapter
15 130, Laws of 2020 (child. mental health wk. grp).

16 (g) \$310,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$249,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for the development and
19 implementation of a language access technical assistance program for
20 school districts and to reconvene an expanded work group under
21 section 2, chapter 256, Laws of 2019. The activities of and resources
22 provided by the language access technical assistance program must
23 align with the recommendations in the October 2020 report of the
24 language access work group created by section 2, chapter 256, Laws of
25 2019 in order to improve awareness and fulfillment of language access
26 rights for families in educational settings. The work group under
27 this subsection shall, by December 1, 2021, report to the appropriate
28 committees of the legislature recommendations for standards,
29 training, testing, and credentialing for spoken and sign language
30 interpreters for students' families and for collecting information
31 related to language access services in schools and school districts.
32 Within the amounts provided in this subsection, the office must
33 provide a report to the appropriate committees of the legislature by
34 December 1, 2021. The report shall include, at a minimum, information
35 regarding the different languages in which students and students'
36 families prefer to communicate by each school district.

37 (h) (i) \$200,000 of the general fund—state appropriation for
38 fiscal year 2023 is provided solely for the superintendent of public
39 instruction to convene a work group to identify trauma informed

1 strategies, approaches, and curricula for supporting students in
2 distress and with challenging behaviors that prioritize relational
3 safety. Stipends may be provided for work group members who are
4 representing families and individuals as experts with lived
5 experiences to compensate for time and travel to meetings. The work
6 group at a minimum must include the following:

7 (A) One representative from the department of children, youth,
8 and families with expertise on inclusion, equitable access, trauma
9 informed practices, and relational safety in education settings;

10 (B) One representative from an organization representing youth
11 with intellectual and developmental disabilities;

12 (C) Individuals representing youth with communication disorders,
13 students or young adults who have lived experience with restraint and
14 isolation, and students or adults who are survivors of the school-to-
15 prison pipeline;

16 (D) One representative from an organization working to eliminate
17 racial inequities in education;

18 (E) One representative from an organization working to eliminate
19 disparities for families and students with a native language other
20 than English;

21 (F) One representative from an organization working to improve
22 inclusive practices in Washington that works with families and
23 communities;

24 (G) One member of an organization representing youth in foster
25 care;

26 (H) One member of an organization representing youth experiencing
27 homelessness; and

28 (I) An administrator, teacher, and paraeducator professional with
29 experience working in or around a self-contained behavior program.

30 (ii) The work group shall submit a report to the education
31 committees of the legislature, the governor's office, and the
32 education ombuds by December 1, 2022. The report must include a list
33 of approved crisis response protocols and deescalation techniques for
34 schools that are trauma informed and prioritize relational safety,
35 recommended elements needed to improve access to mental health
36 supports for all students, building-based strategies to enhance
37 fidelity to multi-tiered systems of support and student behavior
38 plans for students with challenging behaviors and strategies to track
39 and reduce/eliminate restraint and isolation use, and best practices

1 for implementation of identified strategies, with recommendations for
2 district compliance and tracking mechanisms.

3 (4) STATEWIDE PROGRAMS

4 (a) \$2,590,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$2,590,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely for the Washington kindergarten
7 inventory of developing skills. State funding shall support statewide
8 administration and district implementation of the inventory under RCW
9 28A.655.080.

10 (b) \$703,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$703,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely for implementation of chapter
13 72, Laws of 2016 (educational opportunity gap).

14 (c) \$950,000 of the general fund—state appropriation for fiscal
15 year 2022 and \$950,000 of the general fund—state appropriation for
16 fiscal year 2023 are provided solely for the Washington reading
17 corps. The superintendent shall allocate reading corps members to
18 schools identified for comprehensive or targeted support and school
19 districts that are implementing comprehensive, proven, research-based
20 reading programs. Two or more schools may combine their Washington
21 reading corps programs.

22 (d) \$10,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$10,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for chapter 102, Laws of 2014
25 (biliteracy seal).

26 (e) (i) \$50,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$50,000 of the general fund—state appropriation for
28 fiscal year 2023 are provided solely for school bullying and
29 harassment prevention activities.

30 (ii) \$15,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$15,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for implementation of chapter
33 240, Laws of 2016 (school safety).

34 (iii) \$570,000 of the general fund—state appropriation for fiscal
35 year 2022 and \$570,000 of the general fund—state appropriation for
36 fiscal year 2023 are provided solely for the office of the
37 superintendent of public instruction to provide statewide support and
38 coordination for the regional network of behavioral health, school
39 safety, and threat assessment established in chapter 333, Laws of

1 2019 (school safety and well-being). Within the amounts provided in
2 this subsection (4)(e)(iii), \$200,000 of the general fund—state
3 appropriation for fiscal year 2022 is provided solely for grants to
4 schools or school districts for planning and integrating tiered
5 suicide prevention and behavioral health supports. Grants must be
6 awarded first to districts demonstrating the greatest need and
7 readiness. Grants may be used for intensive technical assistance and
8 training, professional development, and evidence-based suicide
9 prevention training.

10 (iv) \$196,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$196,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely for the school safety center
13 within the office of the superintendent of public instruction.

14 (A) Within the amounts provided in this subsection (4)(e)(iv),
15 \$100,000 of the general fund—state appropriation for fiscal year 2022
16 and \$100,000 of the general fund—state appropriation for fiscal year
17 2023 are provided solely for a school safety program to provide
18 school safety training for all school administrators and school
19 safety personnel. The school safety center advisory committee shall
20 develop and revise the training program, using the best practices in
21 school safety.

22 (B) Within the amounts provided in this subsection (4)(e)(iv),
23 \$96,000 of the general fund—state appropriation for fiscal year 2022
24 and \$96,000 of the general fund—state appropriation for fiscal year
25 2023 are provided solely for administration of the school safety
26 center. The safety center shall act as an information dissemination
27 and resource center when an incident occurs in a school district in
28 Washington or in another state, coordinate activities relating to
29 school safety, review and approve manuals and curricula used for
30 school safety models and training, and maintain a school safety
31 information web site.

32 (f)(i) \$162,000 of the general fund—state appropriation for
33 fiscal year 2022 and \$162,000 of the general fund—state appropriation
34 for fiscal year 2023 are provided solely for youth suicide prevention
35 activities.

36 (ii) \$76,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$76,000 of the general fund—state appropriation for
38 fiscal year 2023 are provided solely for implementation of chapter
39 64, Laws of 2018 (sexual abuse of students).

1 (g) (i) \$280,000 of the general fund—state appropriation for
2 fiscal year 2022, \$280,000 of the general fund—state appropriation
3 for fiscal year 2023, and (~~(\$1,053,000)~~)\$1,070,000 of the dedicated
4 marijuana account—state appropriation are provided solely for dropout
5 prevention, intervention, and reengagement programs, including the
6 jobs for America's graduates (JAG) program, dropout prevention
7 programs that provide student mentoring, and the building bridges
8 statewide program. Students in the foster care system or who are
9 homeless shall be given priority by districts offering the jobs for
10 America's graduates program. The office of the superintendent of
11 public instruction shall convene staff representatives from high
12 schools to meet and share best practices for dropout prevention. Of
13 these amounts, \$520,000 of the dedicated marijuana account—state
14 appropriation for fiscal year 2022, and (~~(\$533,000)~~)\$550,000 of the
15 dedicated marijuana account—state appropriation for fiscal year 2023
16 are provided solely for the building bridges statewide program.

17 (ii) \$293,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$293,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided solely for the office of the
20 superintendent of public instruction to support district
21 implementation of comprehensive guidance and planning programs in
22 support of high-quality high school and beyond plans consistent with
23 RCW 28A.230.090.

24 (iii) \$178,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$178,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for implementation of chapter
27 291, Laws of 2017 (truancy reduction efforts).

28 (h) Sufficient amounts are appropriated in this section for the
29 office of the superintendent of public instruction to create a
30 process and provide assistance to school districts in planning for
31 future implementation of the summer knowledge improvement program
32 grants.

33 (i) \$358,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$358,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for the implementation of
36 chapter 221, Laws of 2019 (CTE course equivalencies).

37 (j) \$196,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$196,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for the implementation of
2 chapter 252, Laws of 2019 (high school graduation reqs.).

3 (k) \$60,000 of the general fund—state appropriation for fiscal
4 year 2022, \$60,000 of the general fund—state appropriation for fiscal
5 year 2023, and \$680,000 of the general fund—federal appropriation are
6 provided solely for the implementation of chapter 295, Laws of 2019
7 (educator workforce supply). Of the amounts provided in this
8 subsection, \$680,000 of the general fund—federal appropriation is
9 provided solely for title II SEA state-level activities to implement
10 section 103, chapter 295, Laws of 2019 relating to the regional
11 recruiters program.

12 (l) \$150,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$150,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for a tribal liaison at the
15 office of the superintendent of public instruction to facilitate
16 access to and support enrollment in career connected learning
17 opportunities for tribal students, including career awareness and
18 exploration, career preparation, and career launch programs, as
19 defined in RCW 28C.30.020, so that tribal students may receive high
20 school or college credit to the maximum extent possible.

21 (m) \$57,000 of the general fund—state appropriation for fiscal
22 year 2022 and \$57,000 of the general fund—state appropriation for
23 fiscal year 2023 are provided solely for implementation of chapter
24 288, Laws of 2020 (school meals at no cost).

25 (n) \$269,000 of the general fund—state appropriation for fiscal
26 year 2022 and \$142,000 of the general fund—state appropriation for
27 fiscal year 2023 are provided solely for implementation of chapter
28 353, Laws of 2020 (innovative learning pilot).

29 (o) \$200,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$200,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely for the office of the
32 superintendent of public instruction to provide statewide
33 coordination towards multicultural, culturally responsive, and anti-
34 racist education to support academically, socially, and culturally
35 literate learners. The office must engage community members and key
36 interested parties to:

37 (i) Develop a clear definition and framework for African American
38 studies to guide instruction in grades seven through twelve;

1 (ii) Develop a plan for aligning African American studies across
2 all content areas; and

3 (iii) Identify professional development opportunities for
4 educators and administrators to build capacity in creating high-
5 quality learning environments centered in belonging and racial
6 equity, anti-racist approaches, and asset-based methodologies that
7 pull from all students' cultural funds of knowledge.

8 (p) \$275,000 of the general fund—state appropriation for fiscal
9 year 2022 and \$125,000 of the general fund—state appropriation for
10 fiscal year 2023 are provided solely for the office of the
11 superintendent of public instruction to convene and provide staff
12 support to the K-12 basic education compensation advisory committee
13 established in section 951 of this act.

14 (q) \$250,000 of the general fund—state appropriation for fiscal
15 year 2022 and \$250,000 of the general fund—state appropriation for
16 fiscal year 2023 are provided solely for the office of the
17 superintendent of public instruction to develop resources, share best
18 practices, and provide technical assistance for school districts to
19 support implementation of comprehensive, culturally responsive, and
20 high-quality civics education. Within amounts provided in this
21 subsection, the office shall administer competitive grant awards of
22 up to \$1,500 per first class school district and \$750 per second
23 class school district to support in-service training and the
24 development or adoption of curriculum and instructional materials.
25 The office shall utilize a portion of this funding to assess the
26 learning outcomes related to civic education curriculum and to
27 support related assessments that gauge the degree to which high
28 quality civic education is taking place in school districts
29 throughout the state.

30 (r) \$250,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$250,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for the office of the
33 superintendent of public instruction to provide technical assistance
34 to school districts through the center for the improvement of student
35 learning. The technical assistance must support the implementation of
36 trauma-informed practices, policies, and procedures, including
37 implementation of social emotional learning programs, multi-tiered
38 systems of support, and other evidence-based programs that improve
39 school climate and student emotional wellbeing.

1 (s) \$49,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$49,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for implementation of Engrossed
4 Substitute House Bill No. 1214 (K-12 safety & security serv.). (~~If~~
5 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
6 ~~this subsection shall lapse.~~)

7 (t) \$35,000 of the general fund—state appropriation for fiscal
8 year 2022 is provided solely for implementation of Substitute House
9 Bill No. 1363 (secondary trauma/K-12). (~~If the bill is not enacted~~
10 ~~by June 30, 2021, the amount provided in this subsection shall~~
11 ~~lapse.~~)

12 (u) \$140,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$135,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for implementation of Substitute
15 House Bill No. 1208 (learning assistance program). (~~If the bill is~~
16 ~~not enacted by June 30, 2021, the amounts provided in this subsection~~
17 ~~shall lapse.~~)

18 (v) \$505,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$486,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for implementation of Engrossed
21 Second Substitute House Bill No. 1295 (institutional ed./release).
22 (~~If the bill is not enacted by June 30, 2021, the amounts provided~~
23 ~~in this subsection shall lapse.~~)

24 (w) \$60,000 of the general fund—state appropriation for fiscal
25 year 2022 is provided solely for the office of the superintendent of
26 public instruction to evaluate and implement best practices and
27 procedures for ensuring that student lunch periods include a seated
28 lunch duration of at least 20 minutes. The office of the
29 superintendent of public instruction shall, through an application-
30 based process, select six public schools to serve as demonstration
31 sites. Of the amounts provided in this subsection:

32 (i) \$30,000 of the general fund—state appropriation is provided
33 solely for annual grant awards of \$5,000 each provided to the six
34 school districts selected to serve as school demonstration sites;

35 (ii) \$20,000 of the general fund—state appropriation is provided
36 solely for the office to hire a consultant with expertise in
37 nutrition programs to oversee the demonstration projects and provide
38 technical support; and

1 (iii) \$10,000 of the general fund—state appropriation is provided
2 solely for the office to provide technical support to the
3 demonstration sites and report its findings and recommendations to
4 the education committees of the house of representatives and the
5 senate by October 1, 2022.

6 (x) \$27,000 of the general fund—state appropriation for fiscal
7 year 2022 is provided solely for implementation of Substitute Senate
8 Bill No. 5030 (school counseling programs). (~~If the bill is not
9 enacted by June 30, 2021, the amount provided in this subsection
10 shall lapse.~~)

11 (y) \$16,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$16,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for implementation of Engrossed
14 Second Substitute Senate Bill No. 5237 (child care & early dev.
15 exp.). (~~If the bill is not enacted by June 30, 2021, the amounts
16 provided in this subsection shall lapse.~~)

17 (z) \$553,000 of the general fund—state appropriation for fiscal
18 year 2023 is provided solely for the office of the superintendent of
19 public instruction to develop and implement a mathematics pathways
20 pilot to modernize algebra II. The office should use research and
21 engage stakeholders to develop a revised and expanded course.

22 (aa)(i) \$76,000 of the general fund—state appropriation for
23 fiscal year 2023 is provided solely for the office of the
24 superintendent of public instruction to collaborate with the
25 department of health to submit a report of findings related to
26 statewide implementation of RCW 28A.210.383. In preparing the report,
27 the office must collaborate with the department to:

28 (A) Analyze information about the schools that maintain a supply
29 of epinephrine autoinjectors under RCW 28A.210.383;

30 (B) Examine the barriers and challenges licensed health
31 professionals with the authority to prescribe epinephrine
32 autoinjectors experience in prescribing this medication under a
33 standing order;

34 (C) Review whether and to what extent the requirement under RCW
35 28A.210.320 that a student with a life-threatening allergic reaction
36 present a medication or treatment order addressing the medical
37 services that may be required to be performed at the school reduces
38 the need for and use of a school supply of epinephrine autoinjectors;

1 (D) Determine the number of unused epinephrine autoinjectors
2 discarded by schools, and returned to students' families, at the end
3 of the 2022-23 school year;

4 (E) Complete an inventory of the number and categories of school
5 district staff provided with training on identifying and responding
6 to life-threatening allergies between September 1, 2017, and June 1,
7 2023; and

8 (F) Investigate any other implementation issues raised by school
9 nurses, students who have life-threatening allergic reactions, and
10 students' families during meetings held by the office for the purpose
11 of soliciting feedback on these issues.

12 (ii) When collecting and analyzing information required under (i)
13 of this subsection (4)(aa), the office and the department must
14 collect information from multiple sources, and disaggregate
15 information during analysis, such that information can be separated
16 by school geography, student enrollment, school socioeconomic status,
17 and other student demographics.

18 (iii) The office and the department must submit the report to the
19 appropriate committees of the legislature by June 30, 2023.

20 (bb) \$3,500,000 of the general fund—state appropriation for
21 fiscal year 2023 is provided solely for the office to contract for
22 regional multitiered systems of support (MTSS) implementation
23 specialists during the 2022-23 school year to help districts
24 administer the MTSS assessments and adopt evidence-based strategies
25 that address the specific academic, social, emotional, and behavioral
26 health needs of students exacerbated by the pandemic. Funding may
27 also be used for the specialists to provide MTSS training and
28 technical assistance to help school districts and educational service
29 districts connect students with appropriate supports to improve
30 student outcomes and reduce educational opportunity gaps.

31 (cc) \$367,000 of the general fund—state appropriation for fiscal
32 year 2023 is provided solely for implementation of Engrossed Second
33 Substitute House Bill No. 1153 (language access in schools). If the
34 bill is not enacted by June 30, 2022, the amount provided in this
35 subsection shall lapse.

36 (dd) \$8,341,000 of the Washington state opportunity pathways
37 account—state appropriation is provided solely for support to small
38 school districts and public schools receiving allocations under
39 chapters 28A.710 and 28A.715 RCW that have less than 800 enrolled

1 students, are located in urban or suburban areas, and budgeted for
2 less than \$18,000 per pupil in general fund expenditures in the
3 2021-22 school year. For eligible school districts and schools, the
4 superintendent of public instruction must allocate an amount equal to
5 the lesser of (dd) (i) or (ii) of this subsection multiplied by the
6 school district or school's budgeted enrollment in the 2021-22 school
7 year.

8 (i) The state local effort assistance threshold in RCW
9 28A.500.015 in the 2022 calendar year.

10 (ii) \$18,000 minus the school district or school's budgeted
11 general fund expenditures per pupil in the 2021-22 school year.

12 (ee) (i) \$80,000 of the general fund—state appropriation for
13 fiscal year 2023 is provided solely for the office to assist sexual
14 assault survivors in Washington public schools. Funding provided in
15 this subsection must be used by the office to:

16 (A) Research best practices for a victim-centered, trauma-
17 informed approach to responding to sexual assault and supporting
18 survivors in schools;

19 (B) Conduct listening sessions across the state for the purpose
20 of assessing challenges with responding to sexual assault and
21 supporting survivors in schools;

22 (C) Update model protocols for responding to sexual assault and
23 supporting survivors in schools;

24 (D) Develop a plan for deploying victim-centered, trauma-informed
25 training for school administrators and counselors, based on best
26 practices for responding to sexual assault and supporting survivors
27 in schools and informed by the requirements of title IX of the
28 education amendments of 1972; and

29 (E) Review current legal requirements mandating that educators
30 and staff report suspected sexual assault and assess whether changes
31 to those requirements should be made to align them with best
32 practices for responding to sexual assault and supporting survivors
33 in schools.

34 (ii) The office must consult with the department of children,
35 youth, and families, law enforcement professionals, national and
36 state organizations supporting the interests of sexual assault
37 survivors, victims' advocates, educators, school administrators,
38 school counselors, and sexual assault survivors.

39 (iii) The office must submit to the governor and the appropriate
40 committees of the legislature a preliminary report by December 1,

1 2022. It is the intent of the legislature to provide funding for the
2 office to submit a final report, including a summary of its findings
3 and recommendations, by October 1, 2023.

4 (ff) \$25,000 of the general fund—state appropriation for fiscal
5 year 2023 is provided solely for the office to create and distribute
6 promotional and educational materials to school districts for
7 Americans of Chinese descent history month.

8 (gg) \$1,000,000 of the general fund—state appropriation for
9 fiscal year 2023 is provided solely for the superintendent to
10 contract with a community-based youth development nonprofit
11 organization for a pilot program to provide behavioral health support
12 for youth and trauma-informed, culturally responsive staff training.

13 (hh) \$300,000 of the general fund—state appropriation for fiscal
14 year 2023 is provided solely for the superintendent to establish a
15 media literacy and digital citizenship ambassador program to promote
16 the integration of media literacy and digital citizenship
17 instruction.

18 (ii) \$294,000 of the general fund—state appropriation for fiscal
19 year 2023 is provided solely for implementation of Substitute Senate
20 Bill No. 5252 (school consultation/tribes). If the bill is not
21 enacted by June 30, 2022, the amount provided in this subsection
22 shall lapse.

23 (5) CAREER CONNECTED LEARNING

24 (a) \$852,000 of the workforce education investment account—state
25 appropriation is provided solely for expanding career connected
26 learning as provided in RCW 28C.30.020.

27 (b) \$960,000 of the workforce education investment account—state
28 appropriation is provided solely for increasing the funding per full-
29 time equivalent for career launch programs as described in RCW
30 28A.700.130. In the 2021-2023 fiscal biennium, for career launch
31 enrollment exceeding the funding provided in this subsection, funding
32 is provided in section 504 of this act.

33 (c) \$500,000 of the workforce education investment account—state
34 appropriation is provided solely for the Federal Way school district
35 to establish pre-apprenticeship pathways and career connected
36 learning programs in the skilled trades in Federal Way.

37 (d) \$1,500,000 of the workforce education investment account—
38 state is provided solely for Marysville school district to
39 collaborate with Arlington school district, Everett Community

1 College, other local school districts, local labor unions, local
2 Washington state apprenticeship and training council registered
3 apprenticeship programs, and local industry groups to continue the
4 regional apprenticeship pathways program.

5 (e) \$3,600,000 of the workforce education investment account—
6 state appropriation is provided solely for the office of the
7 superintendent of public instruction to administer grants to skill
8 centers for nursing programs to purchase or upgrade simulation
9 laboratory equipment.

10 **Sec. 502.** 2021 c 334 s 502 (uncodified) is amended to read as
11 follows:

12 **FOR THE STATE BOARD OF EDUCATION**

13	General Fund—State Appropriation (FY 2022).	\$3,001,000
14	General Fund—State Appropriation (FY 2023).	(\$5,003,000)
15		<u>\$5,398,000</u>
16	Washington Opportunity Pathways Account—State	
17	Appropriation.	(\$322,000)
18		<u>\$326,000</u>
19	TOTAL APPROPRIATION.	(\$8,326,000)
20		<u>\$8,725,000</u>

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

23 (1) \$152,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$138,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided solely to the state board of education
26 for the following: Continuation of the mastery-based learning work
27 group (chapter 252, Laws of 2019), expansion of ongoing pathways
28 research, and a report outlining findings and recommendations to the
29 governor and education committees of the legislature by December 31,
30 2022.

31 (2) \$1,500,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$3,500,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely to the state board of education
34 for implementation of mastery-based learning in school district
35 demonstration sites for the purpose of addressing learning recovery
36 and other educational issues related to COVID-19. The funds must be
37 used for grants to school districts, professional development of
38 school district staff, and implementation support provided by the

1 state board of education. The state board of education shall require
2 grant recipients to report on impacts and participate in a
3 collaborative to share best practices. Grants for mastery-based
4 learning may be made in partnership with private matching funds.

5 (3) \$263,000 of the general fund—state appropriation for fiscal
6 year 2023 is provided solely for the state board of education for a
7 community engagement coordinator position within the state board of
8 education. Funding provided in this subsection may also be used for
9 contracts for partner organizations, including community-based and
10 nonprofit organizations, to support the engagement coordinator.

11 (4) \$100,000 of the general fund—state appropriation for fiscal
12 year 2023 is provided solely for the state board of education to
13 identify, develop, or purchase a school climate survey tool or other
14 assessment options, and work with the office of the superintendent of
15 public instruction and school districts to develop a statewide
16 implementation plan, and report back on progress to the governor and
17 education committees of the legislature by June 30, 2023.

18 **Sec. 503.** 2021 c 334 s 503 (uncodified) is amended to read as
19 follows:

20 **FOR THE PROFESSIONAL EDUCATOR STANDARDS BOARD**

21	General Fund—State Appropriation (FY 2022).	\$16,868,000
22	General Fund—State Appropriation (FY 2023).	((19,203,000))
23		<u>\$21,438,000</u>
24	TOTAL APPROPRIATION.	((36,071,000))
25		<u>\$38,306,000</u>

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

28 (1) \$1,693,000 of the general fund—state appropriation for fiscal
29 year 2022 and \$1,725,000 of the general fund—state appropriation for
30 fiscal year 2023 are for the operation and expenses of the Washington
31 professional educator standards board including implementation of
32 chapter 172, Laws of 2017 (educator prep. data/PESB).

33 (2) (a) \$600,000 of the general fund—state appropriation for
34 fiscal year 2022 and \$600,000 of the general fund—state appropriation
35 for fiscal year 2023 are provided solely for grants to improve
36 preservice teacher training and funding of alternate routes to
37 certification programs administered by the professional educator
38 standards board.

1 (b) Within the amounts provided in this subsection (2), up to
2 \$500,000 of the general fund—state appropriation for fiscal year 2022
3 and up to \$500,000 of the general fund—state appropriation for fiscal
4 year 2023 are provided for grants to public or private colleges of
5 education in Washington state to develop models and share best
6 practices for increasing the classroom teaching experience of
7 preservice training programs.

8 (3) \$622,000 of the general fund—state appropriation for fiscal
9 year 2022 and \$622,000 of the general fund—state appropriation for
10 fiscal year 2023 are provided for the recruiting Washington teachers
11 program with priority given to programs that support bilingual
12 teachers, teachers from populations that are underrepresented, and
13 English language learners. Of the amounts provided in this subsection
14 (3), \$500,000 of the general fund—state appropriation for fiscal year
15 2022 and \$500,000 of the general fund—state appropriation for fiscal
16 year 2023 are provided solely for implementation and expansion of the
17 bilingual educator initiative pilot project established under RCW
18 28A.180.120.

19 (4) \$150,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$150,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely for the implementation of
22 chapter 295, Laws of 2019 (educator workforce supply).

23 (5) \$13,499,000 of the general fund—state appropriation for
24 fiscal year 2022 and (~~(\$16,076,000)~~) \$17,535,000 of the general fund—
25 state appropriation for fiscal year 2023 are provided solely for
26 implementation of chapter 237, Laws of 2017 (paraeducators). Of the
27 amounts provided in this subsection:

28 (a) \$250,000 of the general fund—state appropriation for fiscal
29 year 2022 is provided solely to develop an online course to train
30 educators on effective community, family, and student engagement.

31 (b) \$12,587,000 of the general fund—state appropriation for
32 fiscal year 2022 and (~~(\$15,414,000)~~) \$16,873,000 of the general fund—
33 state appropriation for fiscal year 2023 are provided solely for
34 grants to districts to provide two days of training per school year
35 in the paraeducator certificate program to all paraeducators. Funds
36 in this subsection are provided solely for reimbursement to school
37 districts that provide paraeducators with two days of training in the
38 paraeducator certificate program in each of the 2020-21 and 2021-22
39 school years. Funding provided in this subsection is sufficient for

1 new paraeducators to receive four days of training in the
2 paraeducator certificate program during their first year.

3 (6) \$54,000 of the general fund—state appropriation for fiscal
4 year 2022 is provided solely for implementation of Second Substitute
5 House Bill No. 1028 (residency teacher cert.). (~~If the bill is not~~
6 ~~enacted by June 30, 2021, the amount provided in this subsection~~
7 ~~shall lapse.~~)

8 (7) \$63,000 of the general fund—state appropriation for fiscal
9 year 2022 is provided solely to develop standards for two specialty
10 endorsements in computer science, one in elementary computer science
11 and one in secondary computer science. The professional educator
12 standards board shall consult with the superintendent of public
13 instruction to confirm that the specialty endorsements reflect the
14 appropriate content necessary to teach computer science in the
15 classroom, as defined by the office of the superintendent of public
16 instruction with industry input. The computer science specialty
17 endorsements must be available to all certificated teachers who hold
18 a valid license and who demonstrate sufficient content knowledge in
19 computer science.

20 (8) \$187,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$30,000 of the general fund—state appropriation for
22 fiscal year 2023 are provided solely for implementation of Engrossed
23 Substitute Senate Bill No. 5044 (schools/equity training). (~~If the~~
24 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
25 ~~subsection shall lapse.~~)

26 (9) \$700,000 of the general fund—state appropriation for fiscal
27 year 2023 is provided solely for the board to administer grants to
28 reimburse school districts for professional development activities of
29 up to \$2,000 per employee or contracted staff service provider in the
30 role of educational interpreter who are training to meet standards in
31 RCW 28A.410.271. Funding provided in this subsection may be used for:

- 32 (a) Professional development, training, or mentoring services;
33 (b) Paid time to attend training or mentoring opportunities;
34 (c) Compensation for substitutes to enable educational
35 interpreters to access professional development, training, or
36 mentoring services during the instructional day without interrupting
37 service to students;

1 (d) Courses offered at institutions of higher education located
2 in Washington and designed to improve professional skills to meet the
3 educational needs of students who are deaf or hard of hearing;

4 (e) Assessment fees for initial submission or assessment retakes
5 to meet or exceed standards in RCW 28A.410.271(3) (a) and (b); and

6 (f) Other activities as defined by the Washington professional
7 educator standards board in consultation with the Washington center
8 for deaf and hard of hearing youth and associations representing
9 school administrators and educational interpreters.

10 (10) \$13,000 of the general fund—state appropriation for fiscal
11 year 2023 is provided solely for implementation of Engrossed Second
12 Substitute House Bill No. 1153 (language access in schools). If the
13 bill is not enacted by June 30, 2022, the amount provided in this
14 subsection shall lapse.

15 **Sec. 504.** 2021 c 334 s 504 (uncodified) is amended to read as
16 follows:

17 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR GENERAL**

18 **APPORTIONMENT**

19	General Fund—State Appropriation (FY 2022).	((\$9,852,652,000))
20		<u>\$9,481,252,000</u>
21	General Fund—State Appropriation (FY 2023).	((\$9,550,695,000))
22		<u>\$8,975,955,000</u>
23	<u>General Fund—Federal Appropriation.</u>	<u>\$204,000</u>
24	Education Legacy Trust Account—State Appropriation ((\$1,398,115,000))	
25		<u>\$1,608,115,000</u>
26	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>	
27	<u>Appropriation.</u>	<u>\$280,875,000</u>
28	TOTAL APPROPRIATION.	((\$20,801,462,000))
29		<u>\$20,346,401,000</u>

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

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

35 (b) For the 2021-22 and 2022-23 school years, the superintendent
36 shall allocate general apportionment funding to school districts as
37 provided in the funding formulas and salary allocations in sections
38 504 and 505 of this act, excluding (c) of this subsection.

1 (c) From July 1, 2021, to August 31, 2021, the superintendent
2 shall allocate general apportionment funding to school districts
3 programs as provided in sections 503 and 504, chapter 357, Laws of
4 2020, as amended.

5 (d) The enrollment of any district shall be the annual average
6 number of full-time equivalent students and part-time students as
7 provided in RCW 28A.150.350, enrolled on the fourth day of school in
8 September and on the first school day of each month October through
9 June, including students who are in attendance pursuant to RCW
10 28A.335.160 and 28A.225.250 who do not reside within the servicing
11 school district. Any school district concluding its basic education
12 program in May must report the enrollment of the last school day held
13 in May in lieu of a June enrollment.

14 (e)(i) Funding provided in part V of this act is sufficient to
15 provide each full-time equivalent student with the minimum hours of
16 instruction required under RCW 28A.150.220.

17 (ii) The office of the superintendent of public instruction shall
18 align the agency rules defining a full-time equivalent student with
19 the increase in the minimum instructional hours under RCW
20 28A.150.220, as amended by the legislature in 2014.

21 (f) The superintendent shall adopt rules requiring school
22 districts to report full-time equivalent student enrollment as
23 provided in RCW 28A.655.210.

24 (g) For the 2021-22 and 2022-23 school years, school districts
25 must report to the office of the superintendent of public instruction
26 the monthly actual average district-wide class size across each grade
27 level of kindergarten, first grade, second grade, and third grade
28 classes. The superintendent of public instruction shall report this
29 information to the education and fiscal committees of the house of
30 representatives and the senate by September 30th of each year.

31 (2) CERTIFICATED INSTRUCTIONAL STAFF ALLOCATIONS

32 Allocations for certificated instructional staff salaries for the
33 2021-22 and 2022-23 school years are determined using formula-
34 generated staff units calculated pursuant to this subsection.

35 (a) Certificated instructional staff units, as defined in RCW
36 28A.150.410, shall be allocated to reflect the minimum class size
37 allocations, requirements, and school prototypes assumptions as
38 provided in RCW 28A.150.260. The superintendent shall make

1 allocations to school districts based on the district's annual
2 average full-time equivalent student enrollment in each grade.

3 (b) Additional certificated instructional staff units provided in
4 this subsection (2) that exceed the minimum requirements in RCW
5 28A.150.260 are enhancements outside the program of basic education,
6 except as otherwise provided in this section.

7 (c) (i) The superintendent shall base allocations for each level
8 of prototypical school, including those at which more than fifty
9 percent of the students were eligible for free and reduced-price
10 meals in the prior school year, on the following regular education
11 average class size of full-time equivalent students per teacher,
12 except as provided in (c) (ii) of this subsection:

13 General education class size:

14 Grade	RCW 28A.150.260	2021-22	2022-23
		School Year	School Year
15			
16 Grade K		17.00	17.00
17 Grade 1		17.00	17.00
18 Grade 2		17.00	17.00
19 Grade 3		17.00	17.00
20 Grade 4		27.00	27.00
21 Grades 5-6		27.00	27.00
22 Grades 7-8		28.53	28.53
23 Grades 9-12		28.74	28.74

24 The superintendent shall base allocations for: Laboratory science
25 average class size as provided in RCW 28A.150.260; career and
26 technical education (CTE) class size of 23.0; and skill center
27 program class size of 19. Certificated instructional staff units
28 provided for skills centers that exceed the minimum requirements of
29 RCW 28A.150.260 achieve class size reductions under RCW 28A.400.007
30 and are part of the state's program of basic education.

31 (ii) Pursuant to RCW 28A.150.260(4)(a), the assumed teacher
32 planning period, expressed as a percentage of a teacher work day, is
33 13.42 percent in grades K-6, and 16.67 percent in grades 7-12; and

34 (iii) Advanced placement and international baccalaureate courses
35 are funded at the same class size assumptions as general education
36 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, as amended by Second Substitute House Bill No. 1664 (schools/support funding), and is considered certificated instructional staff, except as provided in (d)(ii) of this subsection.

(ii)(A) For the twenty schools with the lowest overall school score for all students in the 2018-19 school year, as determined by 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 counselors	0.307	0.512

To receive additional allocations under this subsection (2)(d)(ii)(A), a school eligible to receive the allocation must have demonstrated actual staffing for guidance counselors for its prototypical school level that meets or exceeds the staffing for guidance counselors in (d)(i) of this subsection and this subsection (2)(d)(ii)(A) for its prototypical school level. School districts must distribute the additional guidance counselors allocation in this subsection to the schools that generate the allocation. The enhancement within this subsection is not part of the state's program 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:

	Elementary	Middle	High
Guidance counselors	((0.500)) 0.333	((0.500)) 0.333	((0.500)) 0.333

1 (C) Students in approved career and technical education and skill
 2 center programs generate certificated instructional staff units to
 3 provide for the services of teacher librarians, school nurses, social
 4 workers, school psychologists, and guidance counselors at the
 5 following combined rate per 1000 student full-time equivalent
 6 enrollment:

	2021-22	2022-23
	School Year	School Year
9 Career and Technical Education	3.07	((3.07)) <u>3.35</u>
10 Skill Center	3.41	((3.41)) <u>3.69</u>

11 (3) ADMINISTRATIVE STAFF ALLOCATIONS

12 (a) Allocations for school building-level certificated
 13 administrative staff salaries for the 2021-22 and 2022-23 school
 14 years for general education students are determined using the formula
 15 generated staff units calculated pursuant to this subsection. The
 16 superintendent shall make allocations to school districts based on
 17 the district's annual average full-time equivalent enrollment in each
 18 grade. The following prototypical school values shall determine the
 19 allocation for principals, assistant principals, and other
 20 certificated building level administrators:

21 Prototypical School Building:

22 Elementary School	1.253
23 Middle School	1.353
24 High School	1.880

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

30 Career and Technical Education students.	1.025
31 Skill Center students.	1.198

32 (4) CLASSIFIED STAFF ALLOCATIONS

33 Allocations for classified staff units providing school building-
 34 level and district-wide support services for the 2021-22 and 2022-23
 35 school years are determined using the formula-generated staff units

1 provided in RCW 28A.150.260 and pursuant to this subsection, and
2 adjusted based on each district's annual average full-time equivalent
3 student enrollment in each grade.

4 (5) CENTRAL OFFICE ALLOCATIONS

5 In addition to classified and administrative staff units
6 allocated in subsections (3) and (4) of this section, classified and
7 administrative staff units are provided for the 2021-22 and 2022-23
8 school years for the central office administrative costs of operating
9 a school district, at the following rates:

10 (a) The total central office staff units provided in this
11 subsection (5) are calculated by first multiplying the total number
12 of eligible certificated instructional, certificated administrative,
13 and classified staff units providing school-based or district-wide
14 support services, as identified in RCW 28A.150.260(6)(b) and the
15 increased allocations provided pursuant to subsections (2) and (4) of
16 this section, by 5.3 percent.

17 (b) Of the central office staff units calculated in (a) of this
18 subsection, 74.53 percent are allocated as classified staff units, as
19 generated in subsection (4) of this section, and 25.48 percent shall
20 be allocated as administrative staff units, as generated in
21 subsection (3) of this section.

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

27 (d) For students in approved career-technical and skill center
28 programs, central office classified units are allocated at the same
29 staff unit per student rate as those generated for general education
30 students of the same grade in this subsection (5), and central office
31 administrative staff units are allocated at staff unit per student
32 rates that exceed the general education rate established for students
33 in the same grade in this subsection (5) by ~~((12.52))~~12.58 percent in
34 the 2021-22 school year and ~~((11.96))~~12.11 percent in the 2022-23
35 school year for career and technical education students, and
36 ~~((17.86))~~17.92 percent in the 2021-22 school year and ~~((17.26))~~17.42
37 percent in the 2022-23 school year for skill center students.

38 (6) FRINGE BENEFIT ALLOCATIONS

1 Fringe benefit allocations shall be calculated at a rate of 22.71
 2 percent in the 2021-22 school year and (~~22.71~~)22.98 percent in the
 3 2022-23 school year for certificated salary allocations provided
 4 under subsections (2), (3), and (5) of this section, and a rate of
 5 22.75 percent in the 2021-22 school year and (~~22.75~~)22.80 percent
 6 in the 2022-23 school year for classified salary allocations provided
 7 under subsections (4) and (5) of this section.

8 (7) INSURANCE BENEFIT ALLOCATIONS

9 Insurance benefit allocations shall be calculated at the rates
 10 specified in section 506 of this act, based on the number of benefit
 11 units determined as follows: Except for nonrepresented employees of
 12 educational service districts, the number of calculated benefit units
 13 determined below. Calculated benefit units are staff units multiplied
 14 by the benefit allocation factors established in the collective
 15 bargaining agreement referenced in (~~section 942 of this act~~)section
 16 934 of this act. These factors are intended to adjust allocations so
 17 that, for the purpose of distributing insurance benefits, full-time
 18 equivalent employees may be calculated on the basis of 630 hours of
 19 work per year, with no individual employee counted as more than one
 20 full-time equivalent. The number of benefit units is determined as
 21 follows:

- 22 (a) The number of certificated staff units determined in
- 23 subsections (2), (3), and (5) of this section multiplied by 1.02; and
- 24 (b) The number of classified staff units determined in
- 25 subsections (4) and (5) of this section multiplied by 1.43.

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

27 Funding is allocated per annual average full-time equivalent
 28 student for the materials, supplies, and operating costs (MSOC)
 29 incurred by school districts, consistent with the requirements of RCW
 30 28A.150.260.

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

33 MSOC RATES/STUDENT FTE

35 MSOC Component	2021-22	2022-23
	School Year	School Year
38 Technology	\$140.84	(\$168.10) <u>\$173.59</u>

1	Utilities and Insurance	\$382.70	(\$388.82) <u>\$403.75</u>
2	Curriculum and Textbooks	\$151.22	(\$153.64) <u>\$159.54</u>
3	Other Supplies	\$299.50	(\$303.29) <u>\$316.73</u>
4	Library Materials	\$21.54	(\$21.89) <u>\$21.97</u>
5	Instructional Professional Development for Certificated	\$23.39	(\$23.76) <u>\$24.67</u>
6	and Classified Staff		
7	Facilities Maintenance	\$189.59	(\$192.62) <u>\$200.02</u>
8	Security and Central Office	\$131.35	(\$133.45) <u>\$138.57</u>
9	TOTAL MSOC/STUDENT FTE	\$1,340.13	(\$1,386.57)
10			<u>\$1,438.84</u>

11 (ii) For the 2021-22 school year and 2022-23 school year, as part
12 of the budget development, hearing, and review process required by
13 chapter 28A.505 RCW, each school district must disclose: (A) The
14 amount of state funding to be received by the district under (a) and
15 (d) of this subsection (8); (B) the amount the district proposes to
16 spend for materials, supplies, and operating costs; (C) the
17 difference between these two amounts; and (D) if (A) of this
18 subsection (8)(a)(ii) exceeds (B) of this subsection (8)(a)(ii), any
19 proposed use of this difference and how this use will improve student
20 achievement.

21 (iii) Within the amount provided in (a)(i) of this subsection
22 (8), allocations for MSOC technology in excess of RCW 28A.150.260 are
23 not part of the state's basic education.

24 (b) Students in approved skill center programs generate per
25 student FTE MSOC allocations of \$1,585.55 for the 2021-22 school year
26 and ~~(\$1,610.92)~~\$1,672.76 for the 2022-23 school year.

27 (c) Students in approved exploratory and preparatory career and
28 technical education programs generate per student FTE MSOC
29 allocations of \$1,585.55 for the 2021-22 school year and
30 ~~(\$1,610.92)~~\$1,672.76 for the 2022-23 school year.

31 (d) Students in grades 9-12 generate per student FTE MSOC
32 allocations in addition to the allocations provided in (a) through
33 (c) of this subsection at the following rate:

34 MSOC Component	2021-22	2022-23
35	School Year	School Year
36 Technology	\$40.50	(\$41.15) <u>\$42.72</u>
37 Curriculum and Textbooks	\$44.18	(\$44.89) <u>\$46.61</u>

1	Other Supplies	\$86.06	(\$87.43) <u>\$90.79</u>
2	Library Materials	\$5.99	(\$6.09) <u>\$6.32</u>
3	Instructional Professional Development for Certified	\$7.36	(\$7.48) <u>\$7.77</u>
4	and Classified Staff		
5	TOTAL GRADE 9-12 BASIC EDUCATION MSOC/STUDENT FTE	\$184.09	(\$187.04) <u>\$194.21</u>

6 (9) SUBSTITUTE TEACHER ALLOCATIONS

7 For the 2021-22 and 2022-23 school years, funding for substitute
8 costs for classroom teachers is based on four (4) funded substitute
9 days per classroom teacher unit generated under subsection (2) of
10 this section, at a daily substitute rate of \$151.86.

11 (10) ALTERNATIVE LEARNING EXPERIENCE PROGRAM FUNDING

12 (a) Amounts provided in this section from July 1, 2021, to August
13 31, 2021, are adjusted to reflect provisions of chapter 357, Laws of
14 2020, as amended (allocation of funding for students enrolled in
15 alternative learning experiences).

16 (b) The superintendent of public instruction shall require all
17 districts receiving general apportionment funding for alternative
18 learning experience (ALE) programs as defined in WAC 392-121-182 to
19 provide separate financial accounting of expenditures for the ALE
20 programs offered in district or with a provider, including but not
21 limited to private companies and multidistrict cooperatives, as well
22 as accurate, monthly headcount and FTE enrollment claimed for basic
23 education, including separate counts of resident and nonresident
24 students.

25 (11) DROPOUT REENGAGEMENT PROGRAM

26 The superintendent shall adopt rules to require students claimed
27 for general apportionment funding based on enrollment in dropout
28 reengagement programs authorized under RCW 28A.175.100 through
29 28A.175.115 to meet requirements for at least weekly minimum
30 instructional contact, academic counseling, career counseling, or
31 case management contact. Districts must also provide separate
32 financial accounting of expenditures for the programs offered by the
33 district or under contract with a provider, as well as accurate
34 monthly headcount and full-time equivalent enrollment claimed for
35 basic education, including separate enrollment counts of resident and
36 nonresident students.

37 (12) ALL DAY KINDERGARTEN PROGRAMS

1 (a) Funding in this section is sufficient to fund all day
2 kindergarten programs in all schools in the 2021-22 school year and
3 2022-23 school year, pursuant to RCW 28A.150.220 and 28A.150.315.

4 (b) To generate an allocation under this section, enrollments
5 under uniform entry qualifications for kindergarten admission require
6 an individualized decision by the district that is based upon the
7 ability, or the need, or both, of an individual student as required
8 in RCW 28A.225.160. Due to significant growth in exceptions provided
9 under optional school district transitional kindergarten programs,
10 and to ensure compliance with RCW 28A.225.160, the superintendent of
11 public instruction must adopt rules for allocations under this
12 section regarding exceptions to uniform entry qualifications for
13 kindergarten admission for the 2022-23 school year. Rules established
14 under the subsection must:

15 (i) Limit allocations for exceptions to uniform entry
16 qualifications for kindergarten under this section only to students
17 enrolled as individualized exceptions based upon the ability, or the
18 need, or both, of an individual student;

19 (ii) Define full-time equivalent enrollments under exceptions to
20 uniform entry qualifications for kindergarten that exceed a
21 district's 2021-22 enrollments under exceptions as nonindividualized
22 programmatic exceptions, which do not generate allocations under this
23 section;

24 (iii) Allow school districts to fund nonindividualized
25 programmatic exceptions from local revenues as enrichments of the
26 state's statutory program of basic education; and

27 (iv) Include a review no later than June 30, 2023, based on the
28 Washington state institute for public policy report required in
29 section 607(4)(n) of this act and any applicable statutory changes
30 made subsequent to this act.

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

33 For small school districts and remote and necessary school plants
34 within any district which have been judged to be remote and necessary
35 by the superintendent of public instruction, additional staff units
36 are provided to ensure a minimum level of staffing support.
37 Additional administrative and certificated instructional staff units
38 provided to districts in this subsection shall be reduced by the
39 general education staff units, excluding career and technical

1 education and skills center enhancement units, otherwise provided in
2 subsections (2) through (5) of this section on a per district basis.

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

9 (i) For those enrolling no students in grades 7 and 8, 1.76
10 certificated instructional staff units and 0.24 certificated
11 administrative staff units for enrollment of not more than five
12 students, plus one-twentieth of a certificated instructional staff
13 unit for each additional student enrolled; and

14 (ii) For those enrolling students in grades 7 or 8, 1.68
15 certificated instructional staff units and 0.32 certificated
16 administrative staff units for enrollment of not more than five
17 students, plus one-tenth of a certificated instructional staff unit
18 for each additional student enrolled;

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

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

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

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

37 (i) For remote and necessary schools enrolling students in any
38 grades 9-12 but no more than twenty-five average annual full-time
39 equivalent students in grades K-12, four and one-half certificated

1 instructional staff units and one-quarter of a certificated
2 administrative staff unit;

3 (ii) For all other small high schools under this subsection, nine
4 certificated instructional staff units and one-half of a certificated
5 administrative staff unit for the first sixty average annual full-
6 time equivalent students, and additional staff units based on a ratio
7 of 0.8732 certificated instructional staff units and 0.1268
8 certificated administrative staff units per each additional forty-
9 three and one-half average annual full-time equivalent students;

10 (iii) Districts receiving staff units under this subsection shall
11 add students enrolled in a district alternative high school and any
12 grades nine through twelve alternative learning experience programs
13 with the small high school enrollment for calculations under this
14 subsection;

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

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

25 (f) (i) For enrollments generating certificated staff unit
26 allocations under (a) through (e) of this subsection, one classified
27 staff unit for each 2.94 certificated staff units allocated under
28 such subsections;

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

33 (g) School districts receiving additional staff units to support
34 small student enrollments and remote and necessary plants under this
35 subsection (13) shall generate additional MSOC allocations consistent
36 with the nonemployee related costs (NERC) allocation formula in place
37 for the 2010-11 school year as provided section 502, chapter 37, Laws
38 of 2010 1st sp. sess. (2010 supplemental budget), adjusted annually
39 for inflation.

1 (14) Any school district board of directors may petition the
2 superintendent of public instruction by submission of a resolution
3 adopted in a public meeting to reduce or delay any portion of its
4 basic education allocation for any school year. The superintendent of
5 public instruction shall approve such reduction or delay if it does
6 not impair the district's financial condition. Any delay shall not be
7 for more than two school years. Any reduction or delay shall have no
8 impact on levy authority pursuant to RCW 84.52.0531 and local effort
9 assistance pursuant to chapter 28A.500 RCW.

10 (15) The superintendent may distribute funding for the following
11 programs outside the basic education formula during fiscal years 2022
12 and 2023 as follows:

13 (a) \$650,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$650,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for fire protection for school
16 districts located in a fire protection district as now or hereafter
17 established pursuant to chapter 52.04 RCW.

18 (b) \$436,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$436,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for programs providing skills
21 training for secondary students who are enrolled in extended day
22 school-to-work programs, as approved by the superintendent of public
23 instruction. The funds shall be allocated at a rate not to exceed
24 \$500 per full-time equivalent student enrolled in those programs.

25 (16) Funding in this section is sufficient to fund a maximum of
26 1.6 FTE enrollment for skills center students pursuant to chapter
27 463, Laws of 2007.

28 (17) Funding in this section is sufficient to fund a maximum of
29 1.2 FTE enrollment for career launch students pursuant to RCW
30 28A.700.130. Expenditures for this purpose must come first from the
31 appropriations provided in section 501(5) of this act; funding for
32 career launch enrollment exceeding those appropriations is provided
33 in this section. The office of the superintendent of public
34 instruction shall provide a summary report to the office of the
35 governor and the appropriate committees of the legislature by January
36 1, 2022. The report must include the total FTE enrollment for career
37 launch students, the FTE enrollment for career launch students that
38 exceeded the appropriations provided in section 501(5) of this act,
39 and the amount expended from this section for those students.

1 (18) Students participating in running start programs may be
2 funded up to a combined maximum enrollment of 1.2 FTE including
3 school district and institution of higher education enrollment
4 consistent with the running start course requirements provided in
5 chapter 202, Laws of 2015 (dual credit education opportunities). In
6 calculating the combined 1.2 FTE, the office of the superintendent of
7 public instruction may average the participating student's September
8 through June enrollment to account for differences in the start and
9 end dates for courses provided by the high school and higher
10 education institution. Additionally, the office of the superintendent
11 of public instruction, in consultation with the state board for
12 community and technical colleges, the student achievement council,
13 and the education data center, shall annually track and report to the
14 fiscal committees of the legislature on the combined FTE experience
15 of students participating in the running start program, including
16 course load analyses at both the high school and community and
17 technical college system. The office of the superintendent of public
18 instruction must adopt rules to fund the participating student's
19 enrollment in running start courses during the summer term.

20 (19) If two or more school districts consolidate and each
21 district was receiving additional basic education formula staff units
22 pursuant to subsection (13) of this section, the following apply:

23 (a) For three school years following consolidation, the number of
24 basic education formula staff units shall not be less than the number
25 of basic education formula staff units received by the districts in
26 the school year prior to the consolidation; and

27 (b) For the fourth through eighth school years following
28 consolidation, the difference between the basic education formula
29 staff units received by the districts for the school year prior to
30 consolidation and the basic education formula staff units after
31 consolidation pursuant to subsection (13) of this section shall be
32 reduced in increments of twenty percent per year.

33 (20)(a) Indirect cost charges by a school district to approved
34 career and technical education middle and secondary programs shall
35 not exceed the lesser of five percent or the cap established in
36 federal law of the combined basic education and career and technical
37 education program enhancement allocations of state funds. Middle and
38 secondary career and technical education programs are considered
39 separate programs for funding and financial reporting purposes under
40 this section.

1 (b) Career and technical education program full-time equivalent
2 enrollment shall be reported on the same monthly basis as the
3 enrollment for students eligible for basic support, and payments
4 shall be adjusted for reported career and technical education program
5 enrollments on the same monthly basis as those adjustments for
6 enrollment for students eligible for basic support.

7 (21) Funding in this section is sufficient to provide full
8 general apportionment payments to school districts eligible for
9 federal forest revenues as provided in RCW 28A.520.020. For the
10 2021-2023 biennium, general apportionment payments are not reduced
11 for school districts receiving federal forest revenues.

12 (22) \$16,211,000 of the general fund—state appropriation for
13 fiscal year 2022 is provided solely to ensure that school districts
14 receive at least \$500 per pupil for COVID-19 relief funding when
15 combined with federal relief dollars. These funds are one-time
16 allocations to school districts and may be used according to the
17 allowable uses defined in section 2001(2)(e) of the American rescue
18 plan act of 2021, P.L. 117-2. Prior to receiving funds, a school
19 district must submit an academic and student well-being recovery plan
20 to the office of the superintendent of public instruction as required
21 in section 12(3), chapter 3, Laws of 2021, and must also report
22 progress on implementing the plan in a manner identified by the
23 superintendent.

24 (a) The office of the superintendent of public instruction must
25 calculate a relief per pupil amount for each district defined as: The
26 quotient from dividing the total funding allocated to each district
27 from the federal relief funds, as defined in (b) of this subsection,
28 by a school district's total enrollment as defined in (c) of this
29 subsection. A school district with a relief per pupil amount less
30 than \$500 shall receive the difference between \$500 and the relief
31 per pupil amount, multiplied by the school district's total
32 enrollment.

33 (b) For the purposes of this subsection, federal relief funds
34 allocated to school districts include:

35 (i) Subgrants authorized under section 18003, the coronavirus
36 aid, relief, and economic security act, P.L. 116-136;

37 (ii) Subgrants authorized under section 313, the coronavirus
38 response and relief supplemental appropriations act, P.L. 116-260;
39 and

1 (iii) Subgrants authorized under section 2001, the American
2 rescue plan act of 2021, P.L. 117-2.

3 (c) For the purposes of this subsection, a school district's
4 total enrollment means the district's 2019-20 school year annual
5 average full-time equivalent student enrollment, excluding full-time
6 equivalent student enrollments for which funds are separately
7 calculated and allocated under RCW 28A.232.020, 28A.600.310(4),
8 28A.245.020, and 28A.175.110.

9 (d) For the purposes of this subsection, this subsection applies
10 to state-tribal compact schools established under chapter 28A.715
11 RCW.

12 (23) (~~(\$27,806,000)~~) \$14,859,000 of the general fund—state
13 appropriation for fiscal year 2022 is provided solely for enrollment
14 stabilization allocations required in section 1519 of this act.

15 (24) \$566,000 of the general fund—state appropriation for fiscal
16 year 2022, \$250,000 of the general fund—state appropriation for
17 fiscal year 2023, and \$204,000 of the general fund—federal
18 appropriation (CRRSA/ESSER) are provided solely for an enrollment
19 stabilization allocation for the Washington youth academy national
20 guard youth challenge program. Federal funding is provided in
21 response to the COVID-19 pandemic as authorized in subsection 313(e),
22 the coronavirus response and relief supplemental appropriations act,
23 P.L. 116-260, division M.

24 (25) \$280,875,000 of the coronavirus state fiscal recovery fund—
25 federal appropriation is provided solely for enrollment stabilization
26 allocations pursuant to Substitute House Bill No. 1590 (enrollment
27 stabilization). If the bill is not enacted by June 30, 2022, the
28 amounts provided in this subsection shall lapse.

29 (26) \$145,489,000 of the general fund—state appropriation for
30 fiscal year 2023 is provided solely for implementation of Second
31 Substitute House Bill No. 1664 (schools/support funding). If the bill
32 is not enacted by June 30, 2022, the amount provided in this
33 subsection shall lapse.

34 **Sec. 505.** 2021 c 334 s 505 (uncodified) is amended to read as
35 follows:

36 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—BASIC EDUCATION EMPLOYEE**
37 **COMPENSATION**

1 (1) The following calculations determine the salaries used in the
 2 state allocations for certificated instructional, certificated
 3 administrative, and classified staff units as provided in RCW
 4 28A.150.260, and under section 504 of this act: For the 2021-22
 5 school year and the 2022-23 school year salary allocations for
 6 certificated instructional staff, certificated administrative staff,
 7 and classified staff units are determined for each school district by
 8 multiplying the statewide minimum salary allocation for each staff
 9 type by the school district's regionalization factor shown in LEAP
 10 Document 3.

11 Statewide Minimum Salary Allocation

13 Staff Type	2021-22 14 School Year	2022-23 15 School Year
16 Certificated Instructional	\$68,937	((\$70,040)) 17 <u>\$72,728</u>
18 Certificated Administrative	\$102,327	((\$103,964)) 19 <u>\$107,955</u>
20 Classified	\$49,453	((\$50,244)) 21 <u>\$52,173</u>

22 (2) For the purposes of this section, "LEAP Document 3" means the
 23 school district regionalization factors for certificated
 24 instructional, certificated administrative, and classified staff, as
 25 developed by the legislative evaluation and accountability program
 26 committee on (~~February 1, 2021, at 5:17~~) February 18, 2022, at 6:09
 27 hours.

28 (3) Incremental fringe benefit factors are applied to salary
 29 adjustments at a rate of 22.07 percent for school year 2021-22 and
 30 ((~~22.07~~)) 22.34 percent for school year 2022-23 for certificated
 31 instructional and certificated administrative staff and 19.25 percent
 32 for school year 2021-22 and ((~~19.25~~)) 19.30 percent for the 2022-23
 33 school year for classified staff.

34 (4) The salary allocations established in this section are for
 35 allocation purposes only except as provided in this subsection, and
 36 do not entitle an individual staff position to a particular paid
 37 salary except as provided in RCW 28A.400.200, as amended by chapter

1 13, Laws of 2017 3rd sp. sess. (fully funding the program of basic
2 education).

3 **Sec. 506.** 2021 c 334 s 506 (uncodified) is amended to read as
4 follows:

5 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR SCHOOL EMPLOYEE**
6 **COMPENSATION ADJUSTMENTS**

7	General Fund—State Appropriation (FY 2022).	((\$102,094,000))
8		<u>\$97,080,000</u>
9	General Fund—State Appropriation (FY 2023).	((\$310,929,000))
10		<u>\$580,811,000</u>
11	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>	
12	<u>Appropriation.</u>	<u>\$1,720,000</u>
13	TOTAL APPROPRIATION.	((\$413,023,000))
14		<u>\$679,611,000</u>

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

17 (1) The salary increases provided in this section are 2.0 percent
18 for the 2021-22 school year, and ((~~4.6~~))5.5 percent for the 2022-23
19 school year, the annual inflationary adjustments pursuant to RCW
20 28A.400.205.

21 (2)(a) In addition to salary allocations, the appropriations in
22 this section include funding for professional learning as defined in
23 RCW 28A.415.430, 28A.415.432, and 28A.415.434. Funding for this
24 purpose is calculated as the equivalent of three days of salary and
25 benefits for each of the funded full-time equivalent certificated
26 instructional staff units. Nothing in this section entitles an
27 individual certificated instructional staff to any particular number
28 of professional learning days.

29 (b) Of the funding provided for professional learning in this
30 section, the equivalent of one day of salary and benefits for each of
31 the funded full-time equivalent certificated instructional staff
32 units in the 2021-22 school year must be used to train school
33 district staff on cultural competency, diversity, equity, or
34 inclusion, as required in ((~~Engrossed Substitute Senate Bill No. 5044~~
35 ~~(schools/equity training)~~))chapter 197, Laws of 2021.

36 (3)(a) The appropriations in this section include associated
37 incremental fringe benefit allocations at 22.07 percent for the
38 2021-22 school year and ((~~22.07~~))22.34 percent for the 2022-23 school

1 year for certificated instructional and certificated administrative
2 staff and 19.25 percent for the 2021-22 school year and
3 (~~19.25~~)19.30 percent for the 2022-23 school year for classified
4 staff.

5 (b) The appropriations in this section include the increased or
6 decreased portion of salaries and incremental fringe benefits for all
7 relevant state-funded school programs in part V of this act. Changes
8 for general apportionment (basic education) are based on the salary
9 allocations and methodology in sections 504 and 505 of this act.
10 Changes for special education result from changes in each district's
11 basic education allocation per student. Changes for educational
12 service districts and institutional education programs are determined
13 by the superintendent of public instruction using the methodology for
14 general apportionment salaries and benefits in sections 504 and 505
15 of this act. Changes for pupil transportation are determined by the
16 superintendent of public instruction pursuant to RCW 28A.160.192, and
17 impact compensation factors in sections 504, 505, and 506 of this
18 act.

19 (c) The appropriations in this section include no salary
20 adjustments for substitute teachers.

21 (4) The appropriations in this section are sufficient to fund the
22 collective bargaining agreement referenced in (~~section 942 of this~~
23 ~~act~~)section 934 of this act and reflect the incremental change in
24 cost of allocating rates as follows: For the 2021-22 school year,
25 \$968 per month and for the 2022-23 school year, (~~(\$1,032)~~)\$1,026 per
26 month.

27 (5) When bargaining for funding for school employees health
28 benefits for the 2021-2023 fiscal biennium, any proposal agreed upon
29 must assume the imposition of a twenty-five dollar per month
30 surcharge payment from members who use tobacco products and a
31 surcharge payment of not less than fifty dollars per month from
32 members who cover a spouse or domestic partner where the spouse or
33 domestic partner has chosen not to enroll in another employer-based
34 group health insurance that has benefits and premiums with an
35 actuarial value of not less than ninety-five percent of the actuarial
36 value of the public employees' benefits board plan with the largest
37 enrollment. The surcharge payments shall be collected in addition to
38 the member premium payment.

39 (6) The rates specified in this section are subject to revision
40 each year by the legislature.

1 school districts for state transportation funding shall, to the
2 greatest extent practical, reflect the actual transportation activity
3 of each district.

4 (5) Subject to available funds under this section, school
5 districts may provide student transportation for summer skills center
6 programs.

7 (6) The office of the superintendent of public instruction shall
8 provide reimbursement funding to a school district for school bus
9 purchases only after the superintendent of public instruction
10 determines that the school bus was purchased from the list
11 established pursuant to RCW 28A.160.195(2) or a comparable
12 competitive bid process based on the lowest price quote based on
13 similar bus categories to those used to establish the list pursuant
14 to RCW 28A.160.195.

15 (7) The superintendent of public instruction shall base
16 depreciation payments for school district buses on the presales tax
17 five-year average of lowest bids in the appropriate category of bus.
18 In the final year on the depreciation schedule, the depreciation
19 payment shall be based on the lowest bid in the appropriate bus
20 category for that school year.

21 (8) Funding levels in this section reflect waivers granted by the
22 state board of education for four-day school weeks as allowed under
23 RCW 28A.305.141.

24 (9) The office of the superintendent of public instruction shall
25 annually disburse payments for bus depreciation in August.

26 (10) The superintendent must provide student transportation
27 allocations for the 2021-22 school year equal to the greater of
28 allocations provided in the 2019-20 school year or the student
29 transportation allocations calculated under RCW 28A.160.192. These
30 allocations satisfy the formula requirements for transportation
31 allocations under RCW 28A.160.192.

32 (11) (~~(\$33,858,000)~~) \$29,745,000 of the general fund—state
33 appropriation for fiscal year 2022 is provided solely for
34 transportation emergency allocations required in section 1504(12) of
35 this act.

36 (12) (a) \$13,000,000 of the general fund—state appropriation for
37 fiscal year 2023 is provided solely for the superintendent to provide
38 transportation safety net funding to school districts with a
39 demonstrated need for additional transportation funding for special
40 passengers. Transportation safety net awards shall only be provided

1 when a school district's allowable transportation expenditures
2 attributable to serving special passengers exceeds the amount
3 allocated under subsection (2)(a) of this section and any excess
4 transportation costs reimbursed by federal, state, tribal, or local
5 child welfare agencies.

6 (b) To be eligible for additional transportation safety net award
7 funding, the school district must report, in accordance with
8 statewide accounting guidance, the amount of the excess costs and the
9 specific activities or services provided to special passengers that
10 created the excess costs. The office of the superintendent of public
11 instruction must request from school districts an application for
12 transportation safety net funding no later than May 1st. The
13 application must contain the school district's anticipated excess
14 costs through the end of the current school year.

15 (c) Transportation safety net awards allocated under this
16 subsection are not part of the state's program of basic education.

17 **Sec. 508.** 2021 c 334 s 508 (uncodified) is amended to read as
18 follows:

19 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—SCHOOL FOOD SERVICES**

20	General Fund—State Appropriation (FY 2022).	\$11,667,000
21	General Fund—State Appropriation (FY 2023).	(\$11,667,000)
22		<u>\$33,334,000</u>
23	General Fund—Federal Appropriation.	(\$551,378,000)
24		<u>\$573,246,000</u>
25	TOTAL APPROPRIATION.	(\$574,712,000)
26		<u>\$618,247,000</u>

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

29 (1) \$11,548,000 of the general fund—state appropriation for
30 fiscal year 2022 and \$11,548,000 of the general fund—state
31 appropriation for fiscal year 2023 are provided solely for state
32 matching money for federal child nutrition programs, and may support
33 the meals for kids program through the following allowable uses:

34 (a) Elimination of breakfast copays for eligible public school
35 students and lunch copays for eligible public school students in
36 grades pre-kindergarten through twelfth grades who are eligible for
37 reduced-price lunch as required in Engrossed House Bill No. 1342
38 (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.

13 (3) The superintendent of public instruction shall provide the
14 department of health with the following data, where available, for
15 all nutrition assistance programs that are funded by the United
16 States department of agriculture and administered by the office of
17 the superintendent of public instruction. The superintendent must
18 provide the report for the preceding federal fiscal year by February
19 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;

22 (b) The number of people in Washington who participated in the
23 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.

27 (4) (a) \$21,500,000 of the general fund—state appropriation for
28 fiscal year 2023 is provided solely for reimbursements to school
29 districts for schools and groups of schools required to participate
30 in the federal community eligibility program under section 1, chapter
31 7, Laws of 2022 (schools/comm. eligibility) for meals not reimbursed
32 at the federal free meal rate. If the bill is not enacted by June 30,
33 2022, the amount provided in this subsection shall lapse.

34 (b) \$119,000 of the general fund—state appropriation for fiscal
35 year 2022 and ((~~\$119,000~~))\$286,000 of the general fund—state
36 appropriation for fiscal year 2023 are provided solely for
37 implementation of chapter 271, Laws of 2018 (school meal payment) to
38 increase the number of schools participating in the federal community
39 eligibility program and to support breakfast after the bell programs

1 authorized by the legislature that have adopted the community
2 eligibility provision, and for staff at the office of the
3 superintendent of public instruction to implement section 1, chapter
4 7, Laws of 2022 (schools/comm. eligibility).

5 (5) \$14,200,000 of the general fund—federal appropriation (CRRSA)
6 is provided solely for emergency costs for child nutrition programs
7 provided under section 722 of P.L. 116-260, the consolidated
8 appropriations act, 2021, title VII, chapter 3 to school food
9 programs.

10 (6) \$18,223,000 of the general fund—federal appropriation is
11 provided solely for reimbursement of local education agencies
12 expenditures for the acquisition of unprocessed or minimally
13 processed domestic food products from the United States department of
14 agriculture supply chain assistance funds authorized by the commodity
15 credit corporation charter act of 2021.

16 (7) \$3,645,000 of the general fund—federal appropriation is
17 provided solely for food assistance purchases of domestic local foods
18 for distribution to schools from the United States department of
19 agriculture local food for schools cooperative agreement program
20 authorized by the commodity credit corporation charter act of 2021.

21 **Sec. 509.** 2021 c 334 s 509 (uncodified) is amended to read as
22 follows:

23 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR SPECIAL EDUCATION**
24 **PROGRAMS**

25	General Fund—State Appropriation (FY 2022). . . .	((\$1,455,154,000))
26		<u>\$1,464,854,000</u>
27	General Fund—State Appropriation (FY 2023). . . .	((\$1,537,068,000))
28		<u>\$1,459,576,000</u>
29	General Fund—Federal Appropriation.	\$571,229,000
30	Education Legacy Trust Account—State Appropriation. . . .	\$54,694,000
31	Elementary and Secondary School Emergency Relief III	
32	Account—Federal Appropriation.	\$7,000,000
33	TOTAL APPROPRIATION.	((\$3,625,145,000))
34		<u>\$3,557,353,000</u>

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

37 (1)(a) Funding for special education programs is provided on an
38 excess cost basis, pursuant to RCW 28A.150.390. School districts

1 shall ensure that special education students as a class receive their
2 full share of the general apportionment allocation accruing through
3 sections 504 and 506 of this act. To the extent a school district
4 cannot provide an appropriate education for special education
5 students under chapter 28A.155 RCW through the general apportionment
6 allocation, it shall provide services through the special education
7 excess cost allocation funded in this section.

8 (b) Funding provided within this section is sufficient for
9 districts to provide school principals and lead special education
10 teachers annual professional development on the best-practices for
11 special education instruction and strategies for implementation.
12 Districts shall annually provide a summary of professional
13 development activities to the office of the superintendent of public
14 instruction.

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

17 (i) Special education students are basic education students
18 first;

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

21 (iii) Special education students are basic education students for
22 the entire school day.

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

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

30 (4)(a) For the 2021-22 and 2022-23 school years, the
31 superintendent shall allocate funding to school district programs for
32 special education students as provided in RCW 28A.150.390, except
33 that the calculation of the base allocation also includes allocations
34 provided under section 504 (2) and (4) of this act and RCW
35 28A.150.415, which enhancement is within the program of basic
36 education.

37 (b) From July 1, 2021, to August 31, 2021, the superintendent
38 shall allocate funding to school district programs for special
39 education students as provided in section 507, chapter 357, Laws of
40 2020, as amended.

1 (5) The following applies throughout this section: The
2 definitions for enrollment and enrollment percent are as specified in
3 RCW 28A.150.390(3). Each district's general fund—state funded special
4 education enrollment shall be the lesser of the district's actual
5 enrollment percent or 13.5 percent.

6 (6) At the request of any interdistrict cooperative of at least
7 15 districts in which all excess cost services for special education
8 students of the districts are provided by the cooperative, the
9 maximum enrollment percent shall be calculated in accordance with RCW
10 28A.150.390(3) (c) and (d), and shall be calculated in the aggregate
11 rather than individual district units. For purposes of this
12 subsection, the average basic education allocation per full-time
13 equivalent student shall be calculated in the aggregate rather than
14 individual district units.

15 (7) (~~(\$63,338,000)~~) \$76,334,000 of the general fund—state
16 appropriation for fiscal year 2022, (~~(\$82,671,000)~~) \$91,192,000 of the
17 general fund—state appropriation for fiscal year 2023, and
18 \$29,574,000 of the general fund—federal appropriation are provided
19 solely for safety net awards for districts with demonstrated needs
20 for special education funding beyond the amounts provided in
21 subsection (4) of this section. If the federal safety net awards
22 based on the federal eligibility threshold exceed the federal
23 appropriation in this subsection (7) in any fiscal year, the
24 superintendent shall expend all available federal discretionary funds
25 necessary to meet this need. At the conclusion of each school year,
26 the superintendent shall recover safety net funds that were
27 distributed prospectively but for which districts were not
28 subsequently eligible.

29 (a) For the 2021-22 and 2022-23 school years, safety net funds
30 shall be awarded by the state safety net oversight committee as
31 provided in section 109(1) chapter 548, Laws of 2009 (education).

32 (b) The office of the superintendent of public instruction shall
33 make award determinations for state safety net funding in August of
34 each school year, except that the superintendent of public
35 instruction shall make award determinations for state safety net
36 funding in July of each school year for the Washington state school
37 for the blind and for the center for childhood deafness and hearing
38 loss. Determinations on school district eligibility for state safety

1 net awards shall be based on analysis of actual expenditure data from
2 the current school year.

3 (8) A maximum of (~~(\$931,000)~~) \$1,250,000 may be expended from the
4 general fund—state appropriations to fund (~~(5.43 full-time equivalent~~
5 ~~teachers and 2.1 full-time equivalent aides at children's orthopedic~~
6 ~~hospital and medical center)~~) teachers and aides at Seattle children's
7 hospital. This amount is in lieu of money provided through the home
8 and hospital allocation and the special education program.

9 (9) The superintendent shall maintain the percentage of federal
10 flow-through to school districts at 85 percent. In addition to other
11 purposes, school districts may use increased federal funds for high-
12 cost students, for purchasing regional special education services
13 from educational service districts, and for staff development
14 activities particularly relating to inclusion issues.

15 (10) A school district may carry over from one year to the next
16 year up to 10 percent of the general fund—state funds allocated under
17 this program; however, carryover funds shall be expended in the
18 special education program.

19 (11) \$88,000 of the general fund—state appropriation for fiscal
20 year 2022, \$87,000 of the general fund—state appropriation for fiscal
21 year 2023, and \$214,000 of the general fund—federal appropriation are
22 provided solely for a special education family liaison position
23 within the office of the superintendent of public instruction.

24 (12) \$5,000,000 of the general fund—state appropriation for
25 fiscal year 2022, \$12,000,000 of the general fund—state appropriation
26 for fiscal year 2023, and \$7,000,000 of the elementary and secondary
27 school emergency relief III account—federal appropriation are
28 provided solely for the office of the superintendent of public
29 instruction to provide an allocation to school districts for
30 extension of transition services for students with disabilities who
31 turned age 21 during the 2019-20 or 2020-21 school years, did not
32 graduate with a regular diploma, and require recovery services on or
33 after July 1, 2021, as determined by the student's individualized
34 education plan team. The extension of these services does not reduce
35 or supplant any other services for which the individual would be
36 eligible. Allocations for this purpose may not exceed the amounts
37 provided in this subsection. The office of the superintendent of
38 public instruction may adopt formulas and procedures to define a per-
39 student amount to be provided to students that meet the criteria, so

1 that allocations do not exceed amounts provided in this subsection.
2 Amounts provided in this subsection are outside the state's program
3 of basic education.

4 (13) (a) \$52,704,000 of the general fund—federal appropriation
5 (ARPA) is provided solely for allocations from federal funding as
6 authorized in section 2014, the American rescue plan act of 2021,
7 P.L. 117-2.

8 (b) \$4,411,000 of the general fund—federal appropriation (ARPA)
9 is provided solely for providing preschool services to qualifying
10 special education students under section 619 of the federal
11 individuals with disabilities education act, pursuant to section
12 2002, the American rescue plan act of 2021, P.L. 117-2.

13 (14) \$7,000,000 of the general fund—state appropriation for
14 fiscal year 2022 and \$5,000,000 of the general fund—state
15 appropriation for fiscal year 2023 are provided solely for the office
16 of the superintendent of public instruction to support professional
17 development in inclusionary practices for classroom teachers. The
18 primary form of support to public school classroom teachers must be
19 for mentors who are experts in best practices for inclusive
20 education, differentiated instruction, and individualized
21 instruction. Funding for mentors must be prioritized to the public
22 schools with the highest percentage of students with individualized
23 education programs aged three through 21 who spend the least amount
24 of time in general education classrooms.

25 (15) (a) Within amounts provided in section 501(1) (a) of this act,
26 the office of the superintendent of public instruction shall submit a
27 report on districts receiving funding for services to students of
28 preschool age with disabilities, as defined in RCW 28A.155.070, for
29 the 2022-23 school year. The report must include data on revenues and
30 expenditures for the special education programs offered in-district
31 or with a provider, or for special education services offered in-home
32 or outside of traditional preschool settings, including but not
33 limited to:

34 (i) Revenues received by each district;

35 (ii) Expenditures by district by object, activity, and national
36 center of education statistics codes;

37 (iii) Expenditures by district and by object, activity, and
38 national center of education statistics codes for children in
39 preschool programs offered by the district;

1 (iv) Expenditures by district and by object, activity, and
2 national center of education statistics codes for children in
3 preschool programs offered by other providers;

4 (v) Expenditures by district and by object, activity, and
5 national center of education statistics codes for children receiving
6 special education services in-home or outside of traditional
7 preschool settings; and

8 (vi) Expenditures by category of disability for children in
9 preschool settings offered by the district or other providers, or for
10 children receiving special education services in-home or outside of
11 traditional preschool settings.

12 (b) The superintendent shall submit a preliminary report by June
13 30, 2023. It is the intent of the legislature that the superintendent
14 submit a final report by December 1, 2023, and that funding for this
15 purpose be provided in the 2023-2025 fiscal biennium operating
16 budget.

17 **Sec. 510.** 2021 c 334 s 510 (uncodified) is amended to read as
18 follows:

19 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR EDUCATIONAL SERVICE**
20 **DISTRICTS**

21	General Fund—State Appropriation (FY 2022).	\$28,636,000
22	General Fund—State Appropriation (FY 2023).	(\$28,636,000)
23		<u>\$30,886,000</u>
24	TOTAL APPROPRIATION.	(\$57,272,000)
25		<u>\$59,522,000</u>

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

28 (1) The educational service districts shall continue to furnish
29 financial services required by the superintendent of public
30 instruction and RCW 28A.310.190 (3) and (4).

31 (2) Funding within this section is provided for regional
32 professional development related to mathematics and science
33 curriculum and instructional strategies aligned with common core
34 state standards and next generation science standards. Funding shall
35 be distributed among the educational service districts in the same
36 proportion as distributions in the 2007-2009 biennium. Each
37 educational service district shall use this funding solely for salary
38 and benefits for a certificated instructional staff with expertise in

1 the appropriate subject matter and in professional development
2 delivery, and for travel, materials, and other expenditures related
3 to providing regional professional development support.

4 (3) Funding in this section is provided for regional professional
5 development related to English language arts curriculum and
6 instructional strategies aligned with common core state standards.
7 Each educational service district shall use this funding solely for
8 salary and benefits for certificated instructional staff with
9 expertise in the appropriate subject matter and in professional
10 development delivery, and for travel, materials, and other
11 expenditures related to providing regional professional development
12 support.

13 (4) Funding in this section is provided for regional technical
14 support for the K-20 telecommunications network to prevent system
15 failures and avoid interruptions in school utilization of the data
16 processing and video-conferencing capabilities of the network. These
17 funds may be used to purchase engineering and advanced technical
18 support for the network.

19 (5) Funding in this section is provided for a corps of nurses
20 located at the educational service districts, to be dispatched in
21 coordination with the office of the superintendent of public
22 instruction, to provide direct care to students, health education,
23 and training for school staff. Beginning in fiscal year 2022,
24 allocations for the corps of nurses is sufficient to provide one day
25 per week of nursing services for all second-class school districts.

26 (6) Funding in this section is provided for staff and support at
27 the nine educational service districts to provide a network of
28 support for school districts to develop and implement comprehensive
29 suicide prevention and behavioral health supports for students.

30 (7) Funding in this section is provided for staff and support at
31 the nine educational service districts to provide assistance to
32 school districts with comprehensive safe schools planning, conducting
33 needs assessments, school safety and security trainings, coordinating
34 appropriate crisis and emergency response and recovery, and
35 developing threat assessment and crisis intervention teams. Beginning
36 in fiscal year 2022, allocations for staff and support for regional
37 safety centers are increased to 3 full-time equivalent certificated
38 instructional staff for each regional safety center.

39 (8) Funding in this section is provided for regional English
40 language arts coordinators to provide professional development of

1 teachers and principals around the new early screening for dyslexia
2 requirements.

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

11 (10) \$2,150,000 of the general fund—state appropriation for
12 fiscal year 2022 and (~~(\$2,150,000)~~) \$2,169,000 of the general fund—
13 state appropriation for fiscal year 2023 are provided solely for each
14 educational service district to provide technology consultation,
15 procurement, and training required under Engrossed Second Substitute
16 House Bill No. 1365 (schools/computers & devices). (~~(If the bill is
17 not enacted by June 30, 2021, the amounts provided in this subsection
18 shall lapse.)~~)

19 (11) \$1,009,000 of the general fund—state appropriation for
20 fiscal year 2023 is provided solely for implementation of Senate Bill
21 No. 5539 (ed. service district funding). If the bill is not enacted
22 by June 30, 2022, the amount provided in this subsection shall lapse.

23 **Sec. 511.** 2021 c 334 s 511 (uncodified) is amended to read as
24 follows:

25 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR LOCAL EFFORT**
26 **ASSISTANCE**

27	General Fund—State Appropriation (FY 2022).	((\$271,870,000))
28		<u>\$272,986,000</u>
29	General Fund—State Appropriation (FY 2023).	((\$247,305,000))
30		<u>\$250,542,000</u>
31	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>	
32	<u>Appropriation.</u>	<u>\$63,909,000</u>
33	TOTAL APPROPRIATION.	((\$519,175,000))
34		<u>\$587,437,000</u>

35 The appropriations in this section are subject to the following
36 conditions and limitations: \$63,909,000 of the coronavirus state
37 fiscal recovery fund—federal appropriation is provided solely for
38 enrollment stabilization local effort assistance funding as required

1 in Substitute House Bill No. 1590 (enrollment stabilization). If the
2 bill is not enacted by June 30, 2022, the amounts provided in this
3 subsection shall lapse.

4 **Sec. 512.** 2021 c 334 s 512 (uncodified) is amended to read as
5 follows:

6 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR INSTITUTIONAL**
7 **EDUCATION PROGRAMS**

8	General Fund—State Appropriation (FY 2022).	((\$17,779,000))
9		<u>\$14,074,000</u>
10	General Fund—State Appropriation (FY 2023).	((\$19,481,000))
11		<u>\$13,894,000</u>
12	TOTAL APPROPRIATION.	((\$37,260,000))
13		<u>\$27,968,000</u>

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

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

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

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

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

31 (5) \$701,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$701,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely to maintain at least one
34 certificated instructional staff and related support services at an
35 institution whenever the K-12 enrollment is not sufficient to support
36 one full-time equivalent certificated instructional staff to furnish
37 the educational program. The following types of institutions are
38 included: Residential programs under the department of social and

1 health services for developmentally disabled juveniles, programs for
2 juveniles under the department of corrections, programs for juveniles
3 under the juvenile rehabilitation administration, and programs for
4 juveniles operated by city and county jails.

5 (6) (~~(\$3,157,000)~~) \$1,944,000 of the general fund—state
6 appropriation for fiscal year 2022 and (~~(\$3,613,000)~~) \$2,090,000 of
7 the general fund—state appropriation for fiscal year 2023 are
8 provided solely to increase the capacity of institutional education
9 programs to differentiate instruction to meet students' unique
10 educational needs, including students with individualized educational
11 plans. Those needs may include but are not limited to one-on-one
12 instruction, enhanced access to counseling for social emotional needs
13 of the student, and services to identify the proper level of
14 instruction at the time of student entry into the facility.
15 Allocations of amounts for this purpose in a school year must be
16 based on 45 percent of full-time enrollment in institutional
17 education receiving a differentiated instruction amount per pupil
18 equal to the total statewide allocation generated by the distribution
19 formula under RCW 28A.150.260 (4) (a), (5), (6), and (8) and the
20 allocation under RCW 28A.150.415, per the statewide full-time
21 equivalent enrollment in common schools.

22 (7) \$300,000 of the general fund—state appropriation in fiscal
23 year 2022 and \$300,000 of the general fund—state appropriation in
24 fiscal year 2023 are provided solely to support three student records
25 coordinators to manage the transmission of academic records for each
26 of the long-term juvenile institutions. One coordinator is provided
27 for each of the following: The Issaquah school district for the Echo
28 Glen children's center, the Chehalis school district for Green Hill
29 academic school, and the Naselle-Grays River Valley school district
30 for Naselle youth camp school.

31 (8) Ten percent of the funds allocated for the institution may be
32 carried over from one year to the next.

33 (9) \$588,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$897,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for one educational advocate to
36 each institution with enrollments above 40 full-time equivalent
37 students beginning in the 2021-22 school year in addition to any
38 educational advocates supported by federal funding. Educational

1 advocates will provide the following supports to students enrolled in
2 or just released from institutional education programs:

3 (a) Advocacy for institutional education students to eliminate
4 barriers to educational access and success;

5 (b) Consultation with juvenile rehabilitation staff to develop
6 educational plans for and with participating youth;

7 (c) Monitoring educational progress of participating students;

8 (d) Providing participating students with school and local
9 resources that may assist in educational access and success upon
10 release from institutional education facilities; and

11 (e) Coaching students and caregivers to advocate for educational
12 needs to be addressed at the school district upon return to the
13 community.

14 (10) \$49,000 of the general fund—state appropriation for fiscal
15 year 2022 and \$75,000 of the general fund—state appropriation for
16 fiscal year 2023 are provided solely to increase materials, supplies,
17 and operating costs by \$85 per pupil beginning in the 2021-22 school
18 year for technology supports for institutional education programs.
19 This funding is in addition to general education materials, supplies,
20 and operating costs provided to institutional education programs,
21 which exclude formula costs supported by the institutional
22 facilities.

23 (11) \$100,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$400,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided solely to support instruction in
26 cohorts of students grouped by similar age and academic levels.

27 **Sec. 513.** 2021 c 334 s 513 (uncodified) is amended to read as
28 follows:

29 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR PROGRAMS FOR HIGHLY**
30 **CAPABLE STUDENTS**

31	General Fund—State Appropriation (FY 2022)	((\$33,262,000))
32		<u>\$31,926,000</u>
33	General Fund—State Appropriation (FY 2023)	((\$33,711,000))
34		<u>\$32,176,000</u>
35	TOTAL APPROPRIATION.	((\$66,973,000))
36		<u>\$64,102,000</u>

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

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

4 (2) (a) For the 2021-22 and 2022-23 school years, the
5 superintendent shall allocate funding to school district programs for
6 highly capable students as provided in RCW 28A.150.260(10)(c) except
7 that allocations must be based on 5.0 percent of each school
8 district's full-time equivalent enrollment. In calculating the
9 allocations, the superintendent shall assume the following: (i)
10 Additional instruction of 2.1590 hours per week per funded highly
11 capable program student; (ii) fifteen highly capable program students
12 per teacher; (iii) 36 instructional weeks per year; (iv) 900
13 instructional hours per teacher; and (v) the compensation rates as
14 provided in sections 505 and 506 of this act.

15 (b) From July 1, 2021, to August 31, 2021, the superintendent
16 shall allocate funding to school districts programs for highly
17 capable students as provided in section 511, chapter 357, Laws of
18 2020, as amended.

19 **Sec. 514.** 2021 c 334 s 514 (uncodified) is amended to read as
20 follows:

21 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR MISCELLANEOUS—EVERY**
22 **STUDENT SUCCEEDS ACT**

23	General Fund—Federal Appropriation.	((\$6,802,000))
24		<u>\$9,802,000</u>
25	TOTAL APPROPRIATION.	((\$6,802,000))
26		<u>\$9,802,000</u>

27 **Sec. 515.** 2021 c 334 s 515 (uncodified) is amended to read as
28 follows:

29 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—EDUCATION REFORM**
30 **PROGRAMS**

31	General Fund—State Appropriation (FY 2022).	((\$137,813,000))
32		<u>\$134,083,000</u>
33	General Fund—State Appropriation (FY 2023).	((\$141,081,000))
34		<u>\$138,519,000</u>
35	General Fund—Federal Appropriation.	((\$96,598,000))
36		<u>\$96,683,000</u>
37	General Fund—Private/Local Appropriation.	\$1,450,000

1	Education Legacy Trust Account—State Appropriation.	((\$1,638,000))
2		<u>\$1,642,000</u>
3	TOTAL APPROPRIATION.	((\$378,580,000))
4		<u>\$372,377,000</u>

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

7 (1) ACCOUNTABILITY

8 (a) \$26,975,000 of the general fund—state appropriation for
9 fiscal year 2022, \$26,975,000 of the general fund—state appropriation
10 for fiscal year 2023, \$1,350,000 of the education legacy trust
11 account—state appropriation, and \$15,868,000 of the general fund—
12 federal appropriation are provided solely for development and
13 implementation of the Washington state assessment system.

14 (b) \$14,352,000 of the general fund—state appropriation for
15 fiscal year 2022 and \$14,352,000 of the general fund—state
16 appropriation for fiscal year 2023 are provided solely for
17 implementation of chapter 159, Laws of 2013 (K-12 education - failing
18 schools).

19 (2) EDUCATOR CONTINUUM

20 (a) ((~~\$75,374,000~~)) \$71,644,000 of the general fund—state
21 appropriation for fiscal year 2022 and ((~~\$78,547,000~~)) \$75,805,000 of
22 the general fund—state appropriation for fiscal year 2023 are
23 provided solely for the following bonuses for teachers who hold
24 valid, unexpired certification from the national board for
25 professional teaching standards and who are teaching in a Washington
26 public school, subject to the following conditions and limitations:

27 (i) For national board certified teachers, a bonus of \$5,705 per
28 teacher in the 2021-22 school year and a bonus of ((~~\$5,796~~)) \$6,019
29 per teacher in the 2022-23 school year;

30 (ii) An additional \$5,000 annual bonus shall be paid to national
31 board certified teachers who teach in either: (A) High schools where
32 at least 50 percent of student headcount enrollment is eligible for
33 federal free or reduced-price lunch, (B) middle schools where at
34 least 60 percent of student headcount enrollment is eligible for
35 federal free or reduced-price lunch, or (C) elementary schools where
36 at least 70 percent of student headcount enrollment is eligible for
37 federal free or reduced-price lunch;

38 (iii) The superintendent of public instruction shall adopt rules
39 to ensure that national board certified teachers meet the

1 qualifications for bonuses under (b) of this subsection for less than
2 one full school year receive bonuses in a prorated manner. All
3 bonuses in this subsection will be paid in July of each school year.
4 Bonuses in this subsection shall be reduced by a factor of 40 percent
5 for first year NBPTS certified teachers, to reflect the portion of
6 the instructional school year they are certified; and

7 (iv) During the 2021-22 and 2022-23 school years, and within
8 available funds, certificated instructional staff who have met the
9 eligibility requirements and have applied for certification from the
10 national board for professional teaching standards may receive a
11 conditional loan of two thousand dollars or the amount set by the
12 office of the superintendent of public instruction to contribute
13 toward the current assessment fee, not including the initial up-front
14 candidacy payment. The fee shall be an advance on the first annual
15 bonus under RCW 28A.405.415. The conditional loan is provided in
16 addition to compensation received under a district's salary
17 allocation and shall not be included in calculations of a district's
18 average salary and associated salary limitation under RCW
19 28A.400.200. Recipients who fail to receive certification after fully
20 exhausting all years of candidacy as set by the national board for
21 professional teaching standards are required to repay the conditional
22 loan. The office of the superintendent of public instruction shall
23 adopt rules to define the terms for initial grant of the assessment
24 fee and repayment, including applicable fees. To the extent
25 necessary, the superintendent may use revenues from the repayment of
26 conditional loan scholarships to ensure payment of all national board
27 bonus payments required by this section in each school year.

28 (b) \$3,418,000 of the general fund—state appropriation for fiscal
29 year 2022 and \$3,418,000 of the general fund—state appropriation for
30 fiscal year 2023 are provided solely for implementation of a new
31 performance-based evaluation for certificated educators and other
32 activities as provided in chapter 235, Laws of 2010 (education
33 reform) and chapter 35, Laws of 2012 (certificated employee
34 evaluations).

35 (c) \$477,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$477,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely for the leadership internship
38 program for superintendents, principals, and program administrators.

1 (d) \$810,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$810,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for the development of a
4 leadership academy for school principals and administrators. The
5 superintendent of public instruction shall contract with an
6 independent organization to operate a state-of-the-art education
7 leadership academy that will be accessible throughout the state.
8 Semiannually the independent organization shall report on amounts
9 committed by foundations and others to support the development and
10 implementation of this program. Leadership academy partners shall
11 include the state level organizations for school administrators and
12 principals, the superintendent of public instruction, the
13 professional educator standards board, and others as the independent
14 organization shall identify.

15 (e) \$10,500,000 of the general fund—state appropriation for
16 fiscal year 2022 and \$10,500,000 of the general fund—state
17 appropriation for fiscal year 2023 are provided solely for a
18 beginning educator support program (BEST). The program shall
19 prioritize first year educators in the mentoring program. School
20 districts and/or regional consortia may apply for grant funding. The
21 program provided by a district and/or regional consortia shall
22 include: A paid orientation; assignment of a qualified mentor;
23 development of a professional growth plan for each beginning educator
24 aligned with professional certification; release time for mentors and
25 new educators to work together; and educator observation time with
26 accomplished peers. Funding may be used to provide statewide
27 professional development opportunities for mentors and beginning
28 educators.

29 (f) \$4,000,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$4,000,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely for the provision of training
32 for teachers, principals, and principal evaluators in the
33 performance-based teacher principal evaluation program.

34 **Sec. 516.** 2021 c 334 s 516 (uncodified) is amended to read as
35 follows:

36 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR TRANSITIONAL**
37 **BILINGUAL PROGRAMS**
38 General Fund—State Appropriation (FY 2022). . . . (~~(\$228,658,000)~~)

1		<u>\$217,022,000</u>
2	General Fund—State Appropriation (FY 2023)	((\$233,390,000))
3		<u>\$218,054,000</u>
4	General Fund—Federal Appropriation.	\$102,242,000
5	TOTAL APPROPRIATION.	((\$564,290,000))
6		<u>\$537,318,000</u>

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

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

12 (2) (a) For the 2021-22 and 2022-23 school years, the
13 superintendent shall allocate funding to school districts for
14 transitional bilingual programs under RCW 28A.180.010 through
15 28A.180.080, including programs for exited students, as provided in
16 RCW 28A.150.260(10)(b) and the provisions of this section. In
17 calculating the allocations, the superintendent shall assume the
18 following averages: (i) Additional instruction of 4.7780 hours per
19 week per transitional bilingual program student in grades
20 kindergarten through six and 6.7780 hours per week per transitional
21 bilingual program student in grades seven through twelve in school
22 years 2021-22 and 2022-23; (ii) additional instruction of 3.0000
23 hours per week in school years 2021-22 and 2022-23 for the head count
24 number of students who have exited the transitional bilingual
25 instruction program within the previous two years based on their
26 performance on the English proficiency assessment; (iii) fifteen
27 transitional bilingual program students per teacher; (iv) 36
28 instructional weeks per year; (v) 900 instructional hours per
29 teacher; and (vi) the compensation rates as provided in sections 505
30 and 506 of this act. Pursuant to RCW 28A.180.040(1)(g), the
31 instructional hours specified in (a)(ii) of this subsection (2) are
32 within the program of basic education.

33 (b) From July 1, 2021, to August 31, 2021, the superintendent
34 shall allocate funding to school districts for transitional bilingual
35 instruction programs as provided in section 514, chapter 357, Laws of
36 2020, as amended.

37 (3) The superintendent may withhold allocations to school
38 districts in subsection (2) of this section solely for the central
39 provision of assessments as provided in RCW 28A.180.090 (1) and (2)

1 up to the following amounts: (~~1.77~~)1.89 percent for school year
2 2021-22 and (~~1.76~~)1.88 percent for school year 2022-23.

3 (4) The general fund—federal appropriation in this section is for
4 migrant education under Title I Part C and English language
5 acquisition, and language enhancement grants under Title III of the
6 elementary and secondary education act.

7 (5) \$35,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$35,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely to track current and former
10 transitional bilingual program students.

11 (6) \$1,185,000 of the general fund—state appropriation in fiscal
12 year 2022 and \$1,185,000 of the general fund—state appropriation in
13 fiscal year 2023 are provided solely for the central provision of
14 assessments as provided in RCW 28A.180.090, and is in addition to the
15 withholding amounts specified in subsection (3) of this section.

16 **Sec. 517.** 2021 c 334 s 517 (uncodified) is amended to read as
17 follows:

18 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR THE LEARNING**
19 **ASSISTANCE PROGRAM**

20	General Fund—State Appropriation (FY 2022)	((\$446,816,000))
21		<u>\$449,472,000</u>
22	General Fund—State Appropriation (FY 2023)	((\$455,435,000))
23		<u>\$447,888,000</u>
24	General Fund—Federal Appropriation	\$533,481,000
25	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>	
26	<u>Appropriation</u>	<u>\$26,382,000</u>
27	TOTAL APPROPRIATION	((\$1,435,732,000))
28		<u>\$1,457,223,000</u>

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

31 (1) The general fund—state appropriations in this section are
32 subject to the following conditions and limitations:

33 (a) The appropriations include such funds as are necessary to
34 complete the school year ending in the fiscal year and for prior
35 fiscal year adjustments.

36 (b) (i) For the 2021-22 and 2022-23 school years, the
37 superintendent shall allocate funding to school districts for
38 learning assistance programs as provided in RCW 28A.150.260(10)(a),

1 except that the allocation for the additional instructional hours
2 shall be enhanced as provided in this section, which enhancements are
3 within the program of the basic education. In calculating the
4 allocations, the superintendent shall assume the following averages:
5 (A) Additional instruction of 2.3975 hours per week per funded
6 learning assistance program student for the 2021-22 and 2022-23
7 school years; (B) additional instruction of 1.1 hours per week per
8 funded learning assistance program student for the 2021-22 and
9 2022-23 school years in qualifying high-poverty school building; (C)
10 fifteen learning assistance program students per teacher; (D) 36
11 instructional weeks per year; (E) 900 instructional hours per
12 teacher; and (F) the compensation rates as provided in sections 505
13 and 506 of this act.

14 (ii) From July 1, 2021, to August 31, 2021, the superintendent
15 shall allocate funding to school districts for learning assistance
16 programs as provided in section 515, chapter 357, Laws of 2020, as
17 amended.

18 (c) A school district's funded students for the learning
19 assistance program shall be the sum of the district's full-time
20 equivalent enrollment in grades K-12 for the prior school year
21 multiplied by the district's percentage of October headcount
22 enrollment in grades K-12 eligible for free or reduced-price lunch in
23 the prior school year. The prior school year's October headcount
24 enrollment for free and reduced-price lunch shall be as reported in
25 the comprehensive education data and research system.

26 (2) Allocations made pursuant to subsection (1) of this section
27 shall be adjusted to reflect ineligible applications identified
28 through the annual income verification process required by the
29 national school lunch program, as recommended in the report of the
30 state auditor on the learning assistance program dated February,
31 2010.

32 (3) The general fund—federal appropriation in this section is
33 provided for Title I Part A allocations of the every student succeeds
34 act of 2016.

35 (4) A school district may carry over from one year to the next up
36 to 10 percent of the general fund—state funds allocated under this
37 program; however, carryover funds shall be expended for the learning
38 assistance program.

39 (5) Within existing resources, during the 2021-22 and 2022-23
40 school years, school districts are authorized to use funds allocated

1 for the learning assistance program to also provide assistance to
2 high school students who have not passed the state assessment in
3 science.

4 (6) In addition to funding allocated under RCW 28A.150.260(10),
5 the superintendent must allocate the following additional learning
6 assistance program amounts to school districts from the coronavirus
7 state fiscal recovery fund—federal appropriation:

8 (a) High poverty-based allocations in the 2022-23 school year for
9 schools not eligible in the 2022-23 school year that were eligible
10 for high poverty allocation in the previous school year.

11 (b) Allocations necessary to increase a school district's
12 allocations under RCW 28A.150.260(10)(a)(i) up to an amount that
13 would be generated based on the district's percentage of October
14 headcount in grades K-12 eligible for free or reduced-price lunch in
15 the 2019-20 school year if greater than the percentage allowed under
16 RCW 28A.150.260(10)(a)(i).

17 **Sec. 518.** 2021 c 334 s 518 (uncodified) is amended to read as
18 follows:

19 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—PER PUPIL ALLOCATIONS**

	Statewide Average Allocations	
	Per Annual Average Full-Time Equivalent Student	
Basic Education Program	2021-22	2022-23
	School Year	School Year
General Apportionment	(\$9,415)	(\$9,671)
	<u>\$9,405</u>	<u>\$10,098</u>
Pupil Transportation	(\$587)	(\$595)
	<u>\$623</u>	<u>\$644</u>
Special Education Programs	(\$9,874)	(\$10,290)
	<u>\$9,976</u>	<u>\$10,812</u>
Institutional Education Programs	(\$22,730)	(\$23,220)
	<u>\$26,347</u>	<u>\$27,779</u>
Programs for Highly Capable Students	\$611	(\$623)
		<u>\$645</u>
Transitional Bilingual Programs	(\$1,430)	(\$1,442)
	<u>\$1,442</u>	<u>\$1,509</u>

1	Learning Assistance Program	(((\$961))	(((\$967))
2		<u>\$964</u>	<u>\$1,011</u>

3 **Sec. 519.** 2021 c 334 s 519 (uncodified) is amended to read as
4 follows:

5 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**

6 (1) Amounts distributed to districts by the superintendent
7 through part V of this act are for allocation purposes only, unless
8 specified by part V of this act, and do not entitle a particular
9 district, district employee, or student to a specific service, beyond
10 what has been expressly provided in statute. Part V of this act
11 restates the requirements of various sections of Title 28A RCW. If
12 any conflict exists, the provisions of Title 28A RCW control unless
13 this act explicitly states that it is providing an enhancement. Any
14 amounts provided in part V of this act in excess of the amounts
15 required by Title 28A RCW provided in statute, are not within the
16 program of basic education unless clearly stated by this act.

17 (2) When adopting new or revised rules or policies relating to
18 the administration of allocations in part V of this act that result
19 in fiscal impact, the office of the superintendent of public
20 instruction shall seek legislative approval through the budget
21 request process.

22 (3) Appropriations made in this act to the office of the
23 superintendent of public instruction shall initially be allotted as
24 required by this act. Subsequent allotment modifications shall not
25 include transfers of moneys between sections of this act, except as
26 expressly provided in subsection (4) of this section.

27 (4) The appropriations to the office of the superintendent of
28 public instruction in this act shall be expended for the programs and
29 amounts specified in this act. However, after May 1, 2022, unless
30 specifically prohibited by this act and after approval by the
31 director of financial management, the superintendent of public
32 instruction may transfer state general fund appropriations for fiscal
33 year 2022 among the following programs to meet the apportionment
34 schedule for a specified formula in another of these programs:
35 General apportionment; employee compensation adjustments; pupil
36 transportation; special education programs; institutional education
37 programs; transitional bilingual programs; highly capable programs;
38 and learning assistance programs.

1 (5) The director of financial management shall notify the
2 appropriate legislative fiscal committees in writing prior to
3 approving any allotment modifications or transfers under this
4 section.

5 (6) Appropriations in sections 504 and 506 of this act for
6 insurance benefits under chapter 41.05 RCW are provided solely for
7 the superintendent to allocate to districts for employee health
8 benefits as provided in ((section 942 of this act))section 934 of
9 this act. The superintendent may not allocate, and districts may not
10 expend, these amounts for any other purpose beyond those authorized
11 in ((section 942 of this act))section 934 of this act.

12 ~~((5))~~ (7) As required by RCW 28A.710.110, the office of the
13 superintendent of public instruction shall transmit the charter
14 school authorizer oversight fee for the charter school commission to
15 the charter school oversight account.

16 **Sec. 520.** 2021 c 334 s 520 (uncodified) is amended to read as
17 follows:

18 **FOR THE OFFICE OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR**
19 **CHARTER SCHOOLS**

20	Washington Opportunity Pathways Account—State	
21	Appropriation.	((\$140,838,000))
22		<u>\$145,786,000</u>
23	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>	
24	<u>Appropriation.</u>	<u>\$1,667,000</u>
25	TOTAL APPROPRIATION.	((\$140,838,000))
26		<u>\$147,453,000</u>

27 The appropriations in this section ~~((is))~~are subject to the
28 following conditions and limitations:

29 (1) The superintendent shall distribute funding appropriated in
30 this section to charter schools under chapter 28A.710 RCW. Within
31 amounts provided in this section the superintendent may distribute
32 funding for safety net awards for charter schools with demonstrated
33 needs for special education funding beyond the amounts provided under
34 chapter 28A.710 RCW.

35 (2) \$23,000 of the Washington opportunity pathways account—state
36 appropriation is provided solely for enrollment stabilization
37 allocations required in section 1519 of this act.

1 (3) \$147,000 of the Washington opportunity pathways account—state
2 appropriation is provided solely for transportation emergency
3 allocations required in section 1516(3) of this act.

4 (4) \$1,667,000 of the coronavirus state fiscal recovery fund—
5 federal appropriation is provided solely for enrollment stabilization
6 allocations pursuant to Substitute House Bill No. 1590 (enrollment
7 stabilization). If the bill is not enacted by June 30, 2022, the
8 amount provided in this subsection shall lapse.

9 **Sec. 521.** 2021 c 334 s 521 (uncodified) is amended to read as
10 follows:

11 **FOR THE OFFICE OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR THE**
12 **WASHINGTON STATE CHARTER SCHOOL COMMISSION**

13 Washington Opportunity Pathways Account—State	
14 Appropriation.	\$23,000
15 Charter Schools Oversight Account—State	
16 Appropriation.	(\$3,605,000)
17	<u>\$3,882,000</u>
18 TOTAL APPROPRIATION.	(\$3,628,000)
19	<u>\$3,905,000</u>

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

22 (1) The entire Washington opportunity pathways account—state
23 appropriation in this section is provided to the superintendent of
24 public instruction solely for the operations of the Washington state
25 charter school commission under chapter 28A.710 RCW.

26 (2) \$28,000 of the charter schools oversight account—state
27 appropriation is provided solely to the Washington state charter
28 school commission to enable each charter school to participate in the
29 governance training required under Engrossed Substitute Senate Bill
30 No. 5044 (schools/equity training). (~~If the bill is not enacted by~~
31 ~~June 30, 2021, the amount provided in this subsection shall lapse.~~)

32 (3) \$238,000 of the charter schools oversight account—state
33 appropriation is provided solely for office of the attorney general
34 legal services related to litigation challenging the commission's
35 authority to oversee and regulate charter schools.

36 **Sec. 522.** 2021 c 334 s 522 (uncodified) is amended to read as
37 follows:

1 **FOR THE OFFICE OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR GRANTS**
2 **AND PASS THROUGH FUNDING**

3	General Fund—State Appropriation (FY 2022).	((\$80,319,000))
4		<u>\$80,493,000</u>
5	General Fund—State Appropriation (FY 2023).	((\$52,691,000))
6		<u>\$78,255,000</u>
7	General Fund—Federal Appropriation.	\$989,995,000
8	Elementary and Secondary School Emergency Relief	
9	III—Federal Appropriation.	((\$1,850,386,000))
10		<u>\$1,850,527,000</u>
11	TOTAL APPROPRIATION.	((\$2,973,391,000))
12		<u>\$2,999,270,000</u>

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

15 (1) \$4,894,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$4,894,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided for the office of the superintendent of
18 public instruction to administer programs and grants which increase
19 equitable access to dual credit programs, including subsidizing or
20 eliminating student costs for dual credit courses or exams. By
21 November 2022, the office shall submit a report to relevant
22 committees of the legislature describing options for entering into
23 statewide agreements with dual credit exam companies that will reduce
24 the overall costs for all students and eliminate costs for students
25 who are low income.

26 (2) (a) \$2,752,000 of the general fund—state appropriation for
27 fiscal year 2022 and \$2,752,000 of the general fund—state
28 appropriation for fiscal year 2023 are provided solely for secondary
29 career and technical education grants pursuant to chapter 170, Laws
30 of 2008, including parts of programs receiving grants that serve
31 students in grades four through six. If equally matched by private
32 donations, \$1,075,000 of the 2022 appropriation and \$1,075,000 of the
33 2023 appropriation shall be used to support FIRST robotics programs
34 in grades four through twelve. Of the amounts provided in this
35 subsection, \$800,000 of the fiscal year 2022 appropriation and
36 \$800,000 of the fiscal year 2023 appropriation are provided solely
37 for the purpose of statewide supervision activities for career and
38 technical education student leadership organizations.

1 (b) \$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 science, technology,
4 engineering and mathematics lighthouse projects, consistent with
5 chapter 238, Laws of 2010.

6 (c) \$250,000 of the general fund—state appropriation for fiscal
7 year 2022 and \$250,000 of the general fund—state appropriation for
8 fiscal year 2023 are provided solely for advanced project lead the
9 way courses at ten high schools. To be eligible for funding in 2022,
10 a high school must have offered a foundational project lead the way
11 course during the 2020-21 school year. The 2022 funding must be used
12 for one-time start-up course costs for an advanced project lead the
13 way course, to be offered to students beginning in the 2021-22 school
14 year. To be eligible for funding in 2023, a high school must have
15 offered a foundational project lead the way course during the 2021-22
16 school year. The 2023 funding must be used for one-time start-up
17 course costs for an advanced project lead the way course, to be
18 offered to students beginning in the 2022-23 school year. The office
19 of the superintendent of public instruction and the education
20 research and data center at the office of financial management shall
21 track student participation and long-term outcome data. The office
22 may require the recipient of these funds to report the impacts of the
23 recipient's efforts in alignment with the measures of the Washington
24 school improvement framework.

25 (d) \$2,127,000 of the general fund—state appropriation for fiscal
26 year 2022 and \$2,127,000 of the general fund—state appropriation for
27 fiscal year 2023 are provided solely for annual startup, expansion,
28 or maintenance of core plus programs in maritime, construction, and
29 aerospace and advanced manufacturing programs. To be eligible for
30 funding to start up, maintain, or expand programs under (i) through
31 (iii) of this subsection (d), the skills center and high schools must
32 be selected through a competitive grant process administered by the
33 office of the superintendent of public instruction in consultation
34 with the advisory committee established in (vi) of this subsection
35 (d). The office and the education research and data center shall
36 report annually student participation and long-term outcome data.
37 Within the amounts provided in this subsection:

38 (i) \$900,000 of the general fund—state appropriation for fiscal
39 year 2022 and \$900,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for grants for the annual
2 startup, expansion, or maintenance of core plus programs in aerospace
3 and advanced manufacturing programs.

4 (ii) \$350,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$350,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely for grants for the annual
7 startup, expansion, or maintenance of core plus programs in
8 construction programs.

9 (iii) \$350,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$350,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for grants for the annual
12 startup, expansion, or maintenance of core plus programs in maritime
13 programs.

14 (iv) For (i) through (iii) of this subsection (d), when the grant
15 demand does not align with the specified allocation, the
16 superintendent may allocate funding toward sector areas that meet
17 criteria based on agreement from industry sector representatives.

18 (v) \$527,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$527,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for the office to administer,
21 evaluate, and promote programs under (i) through (iii) of this
22 subsection (d) based on industry sector recommendations, including
23 contracts with sector-specific entities to expand sector-specific
24 employer engagement programs, increase work placement opportunities,
25 validate credentials necessary for direct employment, and provide
26 professional development to support schools, teachers, and students.
27 The office may also contract with an entity with experience promoting
28 core plus programming across industry sectors and education providers
29 to expand awareness and adoption of core plus programs.

30 (vi) The office shall convene and manage an advisory committee of
31 industry sector leadership from the core plus program areas and a
32 representative from a statewide business and manufacturing
33 association to inform the administration and continual improvement of
34 core plus programs, including grant determinations, reviewing data
35 and outcomes, recommending program improvements, and ensuring the use
36 of qualified contractors. The committee will advise the
37 superintendent on appropriate credentials, industry-based
38 competencies, and programs of study for high-demand sectors
39 represented in these program areas.

1 (3) (a) \$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 project citizen and we the
4 people: The citizen and the constitution programs sponsored by the
5 national conference of state legislatures and the center for civic
6 education to promote participation in government by middle and high
7 school students. Of the amounts provided, \$15,000 of the general fund
8 —state appropriation for fiscal year 2022 and \$15,000 of the general
9 fund—state appropriation for fiscal year 2023 are provided solely for
10 awarding a travel grant to the winner of the we the people: The
11 citizen and the constitution state competition.

12 (b) \$373,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$373,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for implementation of chapter
15 127, Laws of 2018 (civics education). Of the amounts provided in this
16 subsection (3) (b), \$10,000 of the general fund—state appropriation
17 for fiscal year 2022 and \$10,000 of the general fund—state
18 appropriation for fiscal year 2023 are provided solely for grant
19 programs to school districts to help cover travel costs associated
20 with civics education competitions.

21 (4) (a) \$55,000 of the general fund—state appropriation for fiscal
22 year 2022 and \$55,000 of the general fund—state appropriation for
23 fiscal year 2023 are provided solely for the office of the
24 superintendent of public instruction for statewide implementation of
25 career and technical education course equivalency frameworks
26 authorized under RCW 28A.700.070 for math and science. This may
27 include development of additional equivalency course frameworks,
28 course performance assessments, and professional development for
29 districts implementing the new frameworks.

30 (b) Within the amounts appropriated in this section the office of
31 the superintendent of public instruction shall ensure career and
32 technical education courses are aligned with high-demand, high-wage
33 jobs. The superintendent shall verify that the current list of career
34 and technical education courses meets the criteria established in RCW
35 28A.700.020(2). The superintendent shall remove from the list any
36 career and technical education course that no longer meets such
37 criteria.

38 (c) \$3,000,000 of the general fund—state appropriation for fiscal
39 year 2022 and (~~(\$3,000,000)~~) \$5,000,000 of the general fund—state

1 appropriation for fiscal year 2023 are provided solely for the office
2 of the superintendent of public instruction to provide grants to
3 school districts and educational service districts for science
4 teacher training in the next generation science standards including
5 training in the climate science standards. At a minimum, school
6 districts shall ensure that teachers in one grade level in each
7 elementary, middle, and high school participate in this science
8 training. Of the amount appropriated \$1,000,000 is provided solely
9 for community-based nonprofits including tribal education
10 organizations to partner with public schools for next generation
11 science standards.

12 (5) \$250,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$250,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for the Kip Tokuda memorial
15 Washington civil liberties public education program. The
16 superintendent of public instruction shall award grants consistent
17 with RCW 28A.300.410.

18 (6) \$5,895,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$5,895,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for a contract with a
21 nongovernmental entity or entities for demonstration sites to improve
22 the educational outcomes of students who are dependent pursuant to
23 chapter 13.34 RCW pursuant to chapter 71, Laws of 2016 (foster youth
24 edu. outcomes). The office may require the recipient of these funds
25 to report the impacts of the recipient's efforts in alignment with
26 the measures of the Washington school improvement framework.

27 (a) Of the amount provided in this subsection (6), \$446,000 of
28 the general fund—state appropriation for fiscal year 2022 and
29 \$446,000 of the general fund—state appropriation for fiscal year 2023
30 are provided solely for the demonstration site established pursuant
31 to the 2013-2015 omnibus appropriations act, section 202(10), chapter
32 4, Laws of 2013, 2nd sp. sess.

33 (b) Of the amount provided in this subsection (6), \$1,015,000 of
34 the general fund—state appropriation for fiscal year 2022 and
35 \$1,015,000 of the general fund—state appropriation for fiscal year
36 2023 are provided solely for the demonstration site established
37 pursuant to the 2015-2017 omnibus appropriations act, section
38 501(43)(b), chapter 4, Laws of 2015, 3rd sp. sess., as amended.

1 (c) Of the amounts provided in this subsection (6), \$684,000 of
2 the general fund—state appropriation for fiscal year 2022 and
3 \$684,000 of the general fund—state appropriation for fiscal year 2023
4 are provided solely for the demonstration site established with
5 funding provided in the 2017-2019 omnibus appropriations act, chapter
6 1, Laws of 2017, 3rd sp. sess., as amended.

7 (d) \$1,000,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$1,250,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely for the demonstration site
10 established with funding provided in this act.

11 (e) \$55,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$55,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for maintaining and implementing
14 the data sharing agreement between the office, the department of
15 children, youth, and families, and the contractors to support
16 targeted service delivery, program evaluation, and statewide
17 education outcomes measurement for students served under this
18 section.

19 (7) (a) \$1,200,000 of the general fund—state appropriation for
20 fiscal year 2022 and \$1,200,000 of the general fund—state
21 appropriation for fiscal year 2023 are provided solely for
22 implementation of chapter 157, Laws of 2016 (homeless students).

23 (b) \$36,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$36,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided solely for chapter 212, Laws of 2014
26 (homeless student educational outcomes).

27 (8) \$375,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$375,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for a nonviolence and ethical
30 leadership training and professional development program provided by
31 the institute for community leadership.

32 (9) (a) \$1,425,000 of the general fund—state appropriation for
33 fiscal year 2022 and \$1,425,000 of the general fund—state
34 appropriation for fiscal year 2023 are provided solely for dual
35 language grants to grow capacity for high quality dual language
36 learning. Grant funding may be used for new and existing dual
37 language programs, heritage language programs for immigrant and
38 refugee students, and indigenous language programs for native
39 students.

1 (b) Each grant recipient must convene an advisory board to guide
2 the development and continuous improvement of its dual language
3 program, including but not limited to: Determining which schools and
4 languages will be prioritized; conducting outreach to the community;
5 and addressing enrollment considerations and the hiring of staff. At
6 least half the members of the board must be parents of English
7 learner students or current or former English learner students. The
8 other members of the board must represent teachers, students, school
9 leaders, governing board members, youth, and community-based
10 organizations that support English learners.

11 (10)(a) \$4,940,000 of the general fund—state appropriation for
12 fiscal year 2022 and \$4,940,000 of the general fund—state
13 appropriation for fiscal year 2023 are provided solely for the
14 Washington state achievers scholarship and Washington higher
15 education readiness program. The funds shall be used to: Support
16 community involvement officers that recruit, train, and match
17 community volunteer mentors with students selected as achievers
18 scholars; and to identify and reduce barriers to college for low-
19 income and underserved middle and high school students. The office
20 may require the recipient of these funds to report the impacts of the
21 recipient's efforts in alignment with the measures of the Washington
22 school improvement framework.

23 (b) \$1,454,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$1,454,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided solely for contracting with a college
26 scholarship organization with expertise in conducting outreach to
27 students concerning eligibility for the Washington college bound
28 scholarship consistent with chapter 405, Laws of 2007. The office may
29 require the recipient of these funds to report the impacts of the
30 recipient's efforts in alignment with the measures of the Washington
31 school improvement framework.

32 (c) \$362,000 of the general fund—state appropriation for fiscal
33 year 2022 and \$362,000 of the general fund—state appropriation for
34 fiscal year 2023 are provided solely for implementation of chapter
35 180, Laws of 2017 (Washington Aim program).

36 (11)(a) \$500,000 of the general fund—state appropriation for
37 fiscal year 2022 and \$500,000 of the general fund—state appropriation
38 for fiscal year 2023 are provided solely for the Washington state
39 leadership and assistance for science education reform (LASER)

1 regional partnership activities, including instructional material
2 purchases, teacher and principal professional development, and school
3 and community engagement events. The office may require the recipient
4 of these funds to report the impacts of the recipient's efforts in
5 alignment with the measures of the Washington school improvement
6 framework.

7 (b) (i) \$3,000,000 of the general fund—state appropriation for
8 fiscal year 2022 and \$3,000,000 of the general fund—state
9 appropriation for fiscal year 2023 are provided solely for a
10 statewide information technology academy program. This public-private
11 partnership will provide educational software, as well as information
12 technology certification and software training opportunities for
13 students and staff in public schools for the 2021-22 and 2022-23
14 school years only. The office must evaluate other options that may be
15 available in the state for a future public-private partnership to
16 deliver similar services to students and staff of public schools at
17 no cost to the state.

18 (ii) The office must require the recipient of these funds to
19 report the impacts of the recipient's efforts in alignment with the
20 measures of the Washington school improvement framework. The report
21 must include the number of students served disaggregated by gender,
22 race, ethnicity, and free-and-reduced lunch eligibility as well as
23 the number of industry certificates attained by type of certificate.

24 (c) \$50,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$50,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for grants of \$2,500 to provide
27 twenty middle and high school teachers each year with professional
28 development training for implementing integrated math, science,
29 technology, and engineering programs in their schools.

30 (d) \$1,000,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$1,000,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for the computer science and
33 education grant program to support the following three purposes:
34 Train and credential teachers in computer sciences; provide and
35 upgrade technology needed to learn computer science; and, for
36 computer science frontiers grants to introduce students to and engage
37 them in computer science. The office of the superintendent of public
38 instruction must use the computer science learning standards adopted
39 pursuant to chapter 3, Laws of 2015 (computer science) in

1 implementing the grant, to the extent possible. Additionally, grants
2 provided for the purpose of introducing students to computer science
3 are intended to support innovative ways to introduce and engage
4 students from historically underrepresented groups, including girls,
5 low-income students, and minority students, to computer science and
6 to inspire them to enter computer science careers. The office of the
7 superintendent of public instruction may award up to \$500,000 each
8 year, without a matching requirement, to districts with greater than
9 fifty percent of students eligible for free and reduced-price meals.
10 All other awards must be equally matched by private sources for the
11 program, including gifts, grants, or endowments.

12 (e) \$750,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$750,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for the office of the
15 superintendent of public instruction to contract with a qualified
16 501(c)(3) nonprofit community-based organization physically located
17 in Washington state that has at least 18 years of experience
18 collaborating with the office and school districts statewide to
19 integrate the state learning standards in English language arts,
20 mathematics, and science with FieldSTEM outdoor field studies and
21 project-based and work-based learning opportunities aligned with the
22 environmental, natural resource, and agricultural sectors. The office
23 may require the recipient of these funds to report the impacts of the
24 recipient's efforts in alignment with the measures of the Washington
25 school improvement framework.

26 (f) \$62,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$62,000 of the general fund—state appropriation for
28 fiscal year 2023 are provided solely for competitive grants to school
29 districts to increase the capacity of high schools to offer AP
30 computer science courses. In making grant allocations, the office of
31 the superintendent of public instruction must give priority to
32 schools and districts in rural areas, with substantial enrollment of
33 low-income students, and that do not offer AP computer science.
34 School districts may apply to receive either or both of the following
35 grants:

36 (i) A grant to establish partnerships to support computer science
37 professionals from private industry serving on a voluntary basis as
38 coinstructors along with a certificated teacher, including via
39 synchronous video, for AP computer science courses; or

1 (ii) A grant to purchase or upgrade technology and curriculum
2 needed for AP computer science, as well as provide opportunities for
3 professional development for classroom teachers to have the requisite
4 knowledge and skills to teach AP computer science.

5 (g) \$100,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$100,000 of the general fund—state appropriation for
7 fiscal year 2023 are provided solely for the Mobius science center to
8 expand mobile outreach of science, technology, engineering, and
9 mathematics (STEM) education to students in rural, tribal, and low-
10 income communities.

11 (12) \$85,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$85,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for the centrum program at Fort
14 Worden state park.

15 (13) (~~(\$750,000)~~) (a) \$788,000 of the general fund—state
16 appropriation for fiscal year 2022 and \$750,000 of the general fund—
17 state appropriation for fiscal year 2023 are provided solely for
18 contracts with Washington state based nonprofit organizations that
19 provide a career-integrated one-to-one mentoring program for
20 disadvantaged high school students facing academic and personal
21 challenges with the goal of keeping them on track for graduation and
22 post-high school success. The mentoring must include a focus on
23 college readiness, career exploration and social-emotional learning.
24 An applicant requesting funding for these dollars must successfully
25 demonstrate to the department that it currently provides a career-
26 integrated one-to-one volunteer mentoring program and has been
27 mentoring high school youth for at least twenty years in the state
28 prior to application.

29 (b) Of the amounts provided in this subsection, \$38,000 of the
30 general fund—state appropriation for fiscal year 2022 is provided
31 solely for the office to contract with a Washington-based nonprofit
32 organization that provides one-to-one mentoring through a volunteer-
33 supported network for disadvantaged youth facing academic and
34 personal challenges to provide supportive services for youth who are
35 experiencing mental and behavioral health crises due to the pandemic.
36 Funding may also be used to assist youth mentors, and for staff who
37 provide services to youth and their families and are experiencing
38 secondary trauma. The organization must be affiliated with a national

1 volunteer-supported mentoring network and have been providing one-to-
2 one volunteer mentoring programs for at least 20 years in the state.

3 (14) \$250,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$250,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for the office to contract with
6 an organization to create an after-school and summer learning program
7 in the city of Federal Way. The program shall provide comprehensive,
8 culturally competent academic support and cultural enrichment for
9 primarily latinx, spanish-speaking, low-income sixth, seventh, and
10 eighth grade students. The department must contract with an
11 organization with over forty years of experience that serves the
12 latino community in Seattle and King county and has previously
13 established an after-school and summer learning program.

14 (15) \$850,000 of the general fund—state appropriation for fiscal
15 year 2022 and \$850,000 of the general fund—state appropriation for
16 fiscal year 2023 are provided solely for the office of the
17 superintendent of public instruction to create and administer a grant
18 program for districts to reduce associated student body fees or
19 participation fees for students who are eligible to participate in
20 the federal free and reduced-price meals program. The office must
21 distribute grants for the 2021-22 school year to school districts by
22 August 10, 2021, and grants for the 2022-23 school year by August 1,
23 2022.

24 (a) Grant awards must be prioritized in the following order:

25 (i) High schools implementing the United States department of
26 agriculture community eligibility provision;

27 (ii) High schools with the highest percentage of students in
28 grades nine through twelve eligible to participate in the federal
29 free and reduced-price meals program; and

30 (iii) High schools located in school districts enrolling 5,000 or
31 fewer students.

32 (b) High schools that do not comply with the data collection and
33 reporting requirements in RCW 28A.320.540 are not eligible for grant
34 funding.

35 (c) The office of the superintendent of public instruction shall
36 award grants that are the lesser of the cost of the high school's
37 associated student body card multiplied by the number of students
38 eligible for the free or reduced-price meals program that purchased a

1 student body card in either 2018-19 or 2019-20 school year, whichever
2 is higher, or \$10,000.

3 (d) The office may award additional funding if:

4 (i) The appropriations provided are greater than the total amount
5 of funding requested at the end of the application cycle; and

6 (ii) The applicant shows a demonstrated need for additional
7 support.

8 (16) \$250,000 of the general fund—state appropriation for fiscal
9 year 2022 and \$250,000 of the general fund—state appropriation for
10 fiscal year 2023 are provided solely for the south Kitsap school
11 district to codevelop a pilot strategy to increase completion rates
12 for the free application for federal student aid (FAFSA).

13 (17) \$500,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$500,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for the office of the
16 superintendent of public instruction to contract with a Washington-
17 based nonprofit organization to promote equitable access in science,
18 technology, engineering, and math education for historically
19 underserved students and communities. The nonprofit shall provide a
20 system of science educational programming specifically for migrant
21 and bilingual students, including teacher professional development,
22 culturally responsive classroom resources that are aligned with
23 Washington state science and environmental and sustainability
24 learning standards, and implementation support. At least 50 percent
25 of the funding provided in this subsection must serve schools and
26 school districts in eastern Washington. The nonprofit organization
27 must have experience developing and implementing science and
28 environmental science programming and resources for migrant and
29 bilingual students.

30 (18) \$500,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$500,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for the office of the
33 superintendent of public instruction to contract with a nonprofit
34 organization serving opportunity youth in Pierce, King and Snohomish
35 counties. The organization must assist traditionally underrepresented
36 students on nontraditional educational pathways by providing
37 mentorship and technical assistance in navigating higher education
38 and financial aid. The office may require the recipient of these

1 funds to report the impacts of the efforts in alignment with the
2 measures of the Washington school improvement framework.

3 (19) \$500,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$500,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for the office of the
6 superintendent of public instruction to administer a grants program
7 for school districts to acquire and use research-based, social
8 emotional learning curricula in accordance with the state social
9 emotional learning standards. The office must prioritize school
10 districts that do not have existing research based social emotional
11 learning programs and that are also eligible for high-poverty
12 allocations from the learning assistance program.

13 (20) \$250,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$250,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for the office to contract with
16 a nonprofit organization that specializes in using e-sports to engage
17 students in seven career clusters to bring team-based, career related
18 e-sports programs to each high school in the Battle Ground,
19 Evergreen, and Vancouver school districts. Any funding remaining may
20 be used for e-sports programs in the middle schools of the three
21 school districts.

22 (21) \$1,399,000 of the general fund—state appropriation for
23 fiscal year 2022 and \$1,399,000 of the general fund—state
24 appropriation for fiscal year 2023 are provided solely for school
25 districts to support youth who are truant under chapter 28A.225 RCW
26 or at risk of becoming truant, and for costs associated with filing
27 or serving petitions under RCW 28A.225.030.

28 (22) The general fund—state appropriations in this section for
29 fiscal year 2022 have been reduced by \$24,000 (~~and the general fund—
30 state appropriations in this section for fiscal year 2023 have been
31 reduced by \$5,000~~) to reflect global compensation savings. The
32 office of financial management, in consultation with the office of
33 the superintendent of public instruction, shall adjust allotments
34 from the appropriations in this section, including allotments of
35 amounts provided solely for a specific purpose, to reflect the
36 reduction to the overall appropriation.

37 (23) \$500,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$500,000 of the general fund—state appropriation for
39 fiscal year 2023 are provided solely for the office to contract with

1 an organization that works with educators to secure salmon eggs,
2 offer learning opportunities as the fry develop, and assist when
3 students release their fry into local creeks and lakes. Funding may
4 only be used for new programs located in elementary schools that are
5 eligible for high-poverty allocations from the learning assistance
6 program. Of the amounts provided in this subsection, the office may
7 use no more than \$35,000 each fiscal year for office administration
8 costs related to the contract.

9 (24) \$9,850,000 of the general fund—state appropriation for
10 fiscal year 2022 and \$9,850,000 of the general fund—state
11 appropriation for fiscal year 2023 are provided solely for the office
12 of the superintendent of public instruction to administer the
13 technology grant program established under Engrossed Second
14 Substitute House Bill No. 1365 (schools/computers & devices). (~~If~~
15 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
16 ~~this subsection shall lapse.~~)

17 (25) \$199,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$247,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided solely for the media literacy and
20 digital citizenship grant program created in Engrossed Second
21 Substitute House Bill No. 1365 (schools/computers & devices). Total
22 grant awards may not exceed \$150,000. Of the amounts provided in this
23 subsection, \$50,000 of the general fund—state appropriation for
24 fiscal year 2023 is provided solely for two regional conferences.
25 (~~If the bill is not enacted by June 30, 2021, the amounts provided~~
26 ~~in this subsection shall lapse.~~)

27 (26) \$70,000 of the general fund—state appropriation for fiscal
28 year 2022 is provided solely for the southwest boys & girls club to
29 provide community mentoring, academic intervention, and culturally
30 specific supports through the "be great-graduate initiative" for a
31 cohort of White Center youth identified as high risk.

32 (27) (~~(\$250,000)~~) \$236,000 of the general fund—state appropriation
33 for fiscal year 2022 (~~(is)~~) and \$14,000 of the general fund—state
34 appropriation for fiscal year 2023 are provided solely for grants to
35 support teachers with costs associated with becoming certified,
36 endorsed, or licensed in computer science including, but not limited
37 to, professional development, training, licensure exams, courses in
38 pedagogy, and courses in computer science content. Entities eligible
39 for these funds include, but are not limited to, individual teachers,

1 local education agencies, approved professional learning providers,
2 and institutions of higher education located in Washington state.

3 (28) (~~(\$150,000)~~)\$300,000 of the general fund—state appropriation
4 for fiscal year 2022 and (~~(\$150,000)~~)\$450,000 of the general fund—
5 state appropriation for fiscal year 2023 are provided solely for the
6 Highline school district to contract with an organization to offer
7 pre-apprenticeship opportunities for at least two cohorts of students
8 each year in south King county during the summer months of 2021,
9 2022, and 2023. Students from the Highline school district and
10 neighboring school districts in south King county are eligible for
11 the program.

12 (29) \$255,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$255,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for the continuation of the math
15 improvement pilot program. The entirety of the funds appropriated for
16 fiscal year 2022 must be disbursed by the office to the recipients of
17 the grants no later than August 1, 2021, and the entirety of the
18 funds appropriated for fiscal year 2023 must be disbursed by the
19 office to the recipients of the grants no later than August 1, 2022.
20 Of the amounts provided in the subsection:

21 (a) \$85,000 of the general fund—state appropriation for fiscal
22 year 2022 and \$85,000 of the general fund—state appropriation for
23 fiscal year 2023 are provided solely for the Spokane school district.

24 (b) \$85,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$85,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for the Chehalis school
27 district.

28 (c) \$85,000 of the general fund—state appropriation for fiscal
29 year 2022 and \$85,000 of the general fund—state appropriation for
30 fiscal year 2023 are provided solely for the Bremerton school
31 district.

32 (30) Within existing resources, the office shall develop
33 recommendation to the legislature to merge the grant programs and
34 specific appropriations of pass-through funding for certain
35 activities or entities in this section into a competitive grant
36 funding process in future biennia. A competitive process must
37 allocate funding using the following five separate categories:

1 (a) Student supports and safety. Programs under this category
2 will support the mental, social-emotional, and physical safety of
3 students;

4 (b) Educator growth and development. Programs under this category
5 will support the recruitment and retention of educators, and support
6 their continual professional growth;

7 (c) Curricula development, dissemination, and supports. Programs
8 under this category will support the development, implementation, and
9 continuous improvement of curricula and other programs specific to
10 state learning standards and content areas;

11 (d) Eliminating inequitable student outcomes. Programs under this
12 category will increase outcomes for specific student groups,
13 including students experiencing homelessness or foster care; and

14 (e) Graduation success and preparation for postsecondary
15 pathways. Programs under this category will increase access to
16 graduation pathways aligned with students' postsecondary goals and
17 support for each student to graduate ready to achieve those goals.
18 These may include dual credit programs; dropout prevention,
19 intervention, and reengagement programs; core plus programs; and
20 other high demand career and technical education programs.

21 (31) \$500,000 of the general fund—state appropriation for fiscal
22 year 2022 and \$500,000 of the general fund—state appropriation for
23 fiscal year 2023 are provided solely for the south Kitsap school
24 district for the controls programmer apprenticeship program.

25 (32) \$800,000 of the general fund—state appropriation for fiscal
26 year 2022 and ~~(\$800,000)~~ \$5,300,000 of the general fund—state
27 appropriation for fiscal year 2023 are provided solely for
28 transitional support grants to school districts to support schools
29 that incur costs transitioning from Native American school mascots,
30 logos, or team names under section 3 of Substitute House Bill No.
31 1356 (Native American names, etc.).

32 (33) \$10,000,000 of the general fund—state appropriation for
33 fiscal year 2023 is provided solely for the office to administer an
34 outdoor learning grant program to develop and support outdoor
35 educational experiences for students in Washington public schools.
36 The office must award grants to eligible school districts and outdoor
37 education program providers starting in the 2022-23 school year. The
38 office may consult with the Washington recreation and conservation

1 office on outdoor learning program grants. Of the amounts provided in
2 this subsection:

3 (a) \$195,000 of the general fund—state appropriation for fiscal
4 year 2023 is provided solely for the office to implement Second
5 Substitute House Bill No. 2078 (outdoor learning grant prg.). If the
6 bill is not enacted by June 30, 2022, the amount provided in this
7 subsection shall lapse.

8 (b) \$3,903,000 of the general fund—state appropriation for fiscal
9 year 2023 is provided solely for the outdoor learning grant program,
10 which consists of two types of grants:

11 (i) Allocation-based grants for school districts to develop or
12 support outdoor educational experiences; and

13 (ii) Competitive grants for outdoor education providers that are
14 designed to support existing capacity and to increase future capacity
15 for outdoor learning experiences.

16 (c) \$5,902,000 of the general fund—state appropriation for fiscal
17 year 2023 is provided solely for the outdoor education experiences
18 program. The office must prioritize providing the program to fifth
19 and sixth grade students in high poverty schools, expanding to other
20 fifth and sixth grade students subject to available funds.

21 (34) \$250,000 of the general fund—state appropriation for fiscal
22 year 2023 is provided solely for an education and workforce pathway
23 pilot program at the northwest career and technical academy. The
24 pilot program will oversee a pathway including high schools, skills
25 centers, community and technical colleges, and employers that results
26 in students earning a high school diploma and an associate in
27 technical arts degree, while maintaining summer employment.

28 (35) \$150,000 of the general fund—state appropriation for fiscal
29 year 2023 is provided solely for the office of the superintendent of
30 public instruction to administer grants to school districts for a
31 plant-based school meals pilot program. Grant recipients may use the
32 funding for food supplies, delivery costs, equipment purchases,
33 education, and other expenditures to increase access to plant-based
34 school meals. Grant awards to school districts may not exceed \$10,000
35 per district.

36 (36) \$148,000 of the general fund—state appropriation for fiscal
37 year 2023 is provided solely to provide before and after-school
38 programming to low-income elementary school students in the Tukwila
39 school district. Funding in this subsection may be distributed to the

1 Tukwila school district or to local before or after-school program
2 providers that provide child care for low-income elementary school
3 students in the school district.

4 (37) \$250,000 of the general fund—state appropriation for fiscal
5 year 2023 is provided solely for the Tacoma school district to
6 identify specific career-relevant coursework and facility needs for
7 the development of a comprehensive maritime-focused career and
8 technical education program in the south Puget Sound area. Funding
9 must be used by the district to engage with the maritime industry in
10 and around the port of Tacoma to conduct a workforce training gap
11 analysis. The district must also coordinate with the office, the
12 state board of education, and the workforce training board to create
13 the relevant curriculum and identify facility needs to establish a
14 new marine trades program.

15 (38) \$250,000 of the general fund—state appropriation for fiscal
16 year 2023 is provided solely for the office to contract with an
17 organization to expand the senior support initiative that helps high
18 school seniors in the Tacoma school district navigate their
19 postsecondary pathway options. The organization may provide support
20 to Tacoma school district seniors through academic supports,
21 financial aid and scholarships, college entry and communication,
22 workforce entry and apprenticeships, housing, child care, and other
23 basic needs. The organization must be a foundation focused on
24 students that coordinates the efforts of parents, youth, community,
25 and policymakers across multiple sectors to address equity gaps
26 facing children and youth in the Tacoma school district.

27 (39) \$250,000 of the general fund—state appropriation for fiscal
28 year 2023 is provided solely for the office to contract with a
29 nonprofit organization to develop and provide a Latino youth-on-youth
30 gang violence prevention program for students. The program must
31 target Latino students ages 11 through 17 who are either involved in
32 or at risk of becoming involved in a gang or in gang activities.
33 Eligible students must be enrolled in either the Moses Lake or
34 Federal Way school districts. The nonprofit organization must have at
35 least 15 years of experience serving Latino communities and promoting
36 advocacy and must provide kindergarten through 12th grade social
37 emotional learning, mental health wraparound services, and parent
38 engagement programs in Washington.

1 (40) (a) \$500,000 of the general fund—state appropriation for
2 fiscal year 2023 is provided solely for the office to administer a
3 pilot program to subsidize eligible dual or concurrent enrollment
4 course costs for students who qualify for free or reduced-price meals
5 and are participating in dual enrollment courses offered by one of
6 three community colleges designated by the office and the state board
7 of community and technical colleges. Eligible dual enrollment course
8 programs include the running start and college in the high school
9 programs. One of the community colleges must be located in a county
10 with a population greater than 125,000 but less than 150,000.

11 (b) The office must subsidize the course costs by transmitting to
12 each of the three institutions of higher education \$1,000 per full-
13 time equivalent student during the 2022-23 academic year. For
14 eligible students who qualify for free or reduced-price meals and are
15 enrolled in running start courses, the pilot program must subsidize:

16 (i) Any student-voted fees, technology fees, course fees,
17 laboratory fees, or other fees required for enrollment, up to 17
18 credits per quarter, that were not waived by the institution of
19 higher education under RCW 28A.600.310; and

20 (ii) Textbooks and other course materials required by the
21 institution of higher education.

22 (c) Any funds remaining after the office subsidizes the costs
23 included in (b) of this subsection may be used to subsidize waived
24 fees or transportation costs for eligible students who qualify for
25 free or reduced-price meals and are enrolled in running start
26 courses.

27 (d) The office must submit a preliminary report to the
28 legislature by June 30, 2023, on the results of the pilot program. It
29 is the intent of the legislature to provide funding for a final
30 report due to the legislature by August 31, 2023.

31 (41) \$468,000 of the general fund—state appropriation for fiscal
32 year 2023 is provided solely for the office to contract with a
33 nonprofit organization to establish a workforce pilot program with
34 the Vancouver school district that provides targeted training to
35 expand the school district's candidate pool for school bus drivers
36 and paraeducators. The nonprofit organization must be based in
37 Vancouver, Washington and must have experience assisting individuals
38 in becoming economically self-sufficient by providing resources,
39 training, and job placement opportunities. By June 30, 2023, the
40 office will collaborate with the nonprofit organization and the

1 Vancouver school district to submit a report to the legislature with
2 results of the workforce pilot program and recommendations for
3 expanding the program.

4 (42) \$250,000 of the general fund—state appropriation for fiscal
5 year 2023 is provided solely for the office to contract with the
6 association of Washington school principals to provide support,
7 mentoring, mediation, and professional learning services to school
8 principals and assistant principals in the greater Seattle area.

9 (43) \$200,000 of the general fund—state appropriation for fiscal
10 year 2023 is provided solely for grants to school districts and
11 educational service districts operating institutional education
12 programs for youth in state long-term juvenile institutions to
13 provide access to computer science elective courses created in Senate
14 Bill No. 5657 (computer science instruction). If the bill is not
15 enacted by June 30, 2022, the amount provided in this subsection
16 shall lapse.

17 (44) \$2,000,000 of the general fund—state appropriation for
18 fiscal year 2023 is provided solely for the grant program created in
19 Second Substitute Senate Bill No. 5720 (student financial literacy)
20 which provides grants to school districts for integrating financial
21 literacy education into professional development for certificated
22 staff. If the bill is not enacted by June 30, 2022, the amount
23 provided in this subsection shall lapse.

24 (45) \$1,000,000 of the general fund—state appropriation for
25 fiscal year 2023 is provided solely for grants to school districts,
26 charter schools, and state-tribal education compact schools to
27 establish K-12 intensive tutoring programs. Grants shall be used to
28 recruit, train, and hire tutors to provide one-on-one tutoring
29 services to K-12 students experiencing learning loss as a result of
30 the COVID-19 pandemic. The tutors must receive training in proven
31 tutoring models to ensure their effectiveness in addressing learning
32 loss.

33 (46) \$3,000,000 of the general fund—state appropriation for
34 fiscal year 2023 is provided solely for the office to distribute
35 after-exit running start grants to school districts that identify
36 running start students that have exceeded maximum enrollment under
37 running start formulas and high school graduates who have 15 or fewer
38 college credits to earn before meeting associate degree requirements
39 for instruction not funded under section 504(18) of this act. High

1 school graduates who meet these requirements are eligible to receive
2 funds from these grants for fees to the community and technical
3 college to earn up to 15 college credits during the summer academic
4 term following their high school graduation.

5 (47) FEDERAL GRANTS FOR COVID-19 RECOVERY

6 (a) \$12,885,000 of the elementary and secondary school emergency
7 relief III account—federal appropriation from funds attributable to
8 subsection 2001(f)(4), the American rescue plan act of 2021, P.L.
9 117-2 is provided solely to administer a grant program for community-
10 based organizations to collaborate with school districts to support
11 learning recovery and acceleration.

12 (b) \$742,367,000 of the general fund—federal appropriation
13 (CRRSA/ESSER) from funds attributable to subsection 313(c), the
14 coronavirus response and relief supplemental appropriations act, P.L.
15 116-260, division M is provided solely for subgrants to local
16 education agencies. Total subgrants awarded under this subsection
17 (~~((+33))~~) (47) (b) and section 12, chapter 3, Laws of 2021 may not
18 exceed the federal amounts provided under subsection 313(c), the
19 coronavirus response and relief supplemental appropriations act, P.L.
20 116-260, division M.

21 (c)(i) \$46,263,000 of the general fund—federal appropriation
22 (CRRSA/GEER) is provided solely to provide emergency assistance to
23 nonpublic schools, as authorized in section 312(d), the coronavirus
24 response and relief supplemental appropriations act, P.L. 116-260,
25 division M. Total funds provided under this subsection (~~((+33))~~) (47)
26 (c)(i) and section 13, chapter 3, Laws of 2021 may not exceed the
27 federal amounts provided in section 312(d), the coronavirus response
28 and relief supplemental appropriations act, P.L. 116-260, division M.

29 (ii) \$43,708,000 of the general fund—federal appropriation (ARPA)
30 is provided solely to provide emergency assistance to nonpublic
31 schools, as authorized in section 2002, the American rescue plan act
32 of 2021, P.L. 117-2.

33 (d) \$1,333,801,000 of the elementary and secondary school
34 emergency relief III account—federal appropriation is provided solely
35 for allocations from funds attributable to subsection 2001(e)(2) the
36 American rescue plan act of 2021, P.L. 117-2 for subgrants to local
37 education agencies.

38 (e) \$333,450,000 of the elementary and secondary school emergency
39 relief III account—federal appropriation is provided solely for

1 allocations from funds attributable to subsection 2001(e)(1), the
2 American rescue plan act of 2021, P.L. 117-2 for subgrants to local
3 education agencies to address learning loss. Total funds provided
4 under this subsection (~~((33))~~) (47)(e) and section 1518(33)(b) of this
5 act for the same purpose may not exceed the funding authorized in
6 this subsection (~~((33))~~) (47)(e).

7 (f) \$18,525,000 of the elementary and secondary school emergency
8 relief III account—federal appropriation from funds attributable to
9 subsection 2001(f)(2), the American rescue plan act of 2021, P.L.
10 117-2 is provided solely for grants to entities or organizations to
11 provide outdoor education summer enrichment programs to youth.
12 Recipients must prioritize activities or programs that:

- 13 (i) Promote students connecting socially with their classmates;
- 14 (ii) Encourage students to engage in physical activity; and
- 15 (iii) Support families who have struggled with child care needs.

16 (g) \$18,525,000 of the elementary and secondary school emergency
17 relief III account—federal appropriation from funds attributable to
18 subsection 2001(f)(3), the American rescue plan act of 2021, P.L.
19 117-2 is provided solely to support evidence-based comprehensive
20 afterschool programs.

21 (h) \$10,000,000 of the elementary and secondary school emergency
22 relief III account—federal appropriation from funds attributable to
23 subsection 2001(f)(4), the American rescue plan act of 2021, P.L.
24 117-2 is provided solely for grants to districts to expand the number
25 of dual language classrooms in early grades and professional
26 development to accelerate literacy gains in early grades, especially
27 for English learners.

28 (i) \$4,000,000 of the elementary and secondary school emergency
29 relief III account—federal appropriation from funds attributable to
30 subsection 2001(f)(4), the American rescue plan act of 2021, P.L.
31 117-2 is provided solely for grants to school districts to expand
32 career and technical education graduation pathway options, including
33 career-connected learning opportunities.

34 (j) \$4,000,000 of the elementary and secondary school emergency
35 relief III account—federal appropriation from funds attributable to
36 subsection 2001(f)(4), the American rescue plan act of 2021, P.L.
37 117-2 is provided solely for grants for supplies, equipment,
38 staffing, and services to increase access to summer meals and safe

1 school meals in the 2021-22 school year and summer prior to the start
2 of the school year.

3 (k) \$60,000 of the elementary and secondary school emergency
4 relief III account—federal appropriation from funds attributable to
5 subsection 2001(f)(4), the American rescue plan act of 2021, P.L.
6 117-2 is provided solely to support a technical advisory workgroup to
7 explore and recommend residency options for pre-service educators,
8 with a focus on educators of color and bilingual speakers and how the
9 apportionment system could support a teacher residency initiative.
10 The workgroup will provide preliminary recommendations by November 1,
11 2021, and final recommendations by November 1, 2022.

12 (l) \$78,172,000 of the general fund—federal appropriation is
13 provided solely for allocations from federal funding in response to
14 the COVID-19 pandemic as authorized in section 18003, the coronavirus
15 aid, relief, and economic security act, P.L. 116-136, division B.
16 Total funds provided under this subsection (~~((33))~~) (47)(1) and
17 amounts expended in the 2019-2021 fiscal biennium for the same
18 purpose may not exceed the federal amounts provided in section 18003,
19 the coronavirus response and relief supplemental appropriation act,
20 P.L. 116-136, division B.

21 (m) \$10,000,000 of the elementary and secondary school emergency
22 relief III account—federal appropriation from funds attributable to
23 subsection 2001(b), the American rescue plan act of 2021, P.L. 117-2,
24 is provided solely for the office of the superintendent of public
25 instruction to contract with the Washington school principals'
26 education foundation to support pandemic related learning loss
27 through outdoor learning and overnight camp experiences. The
28 association, in consultation with the office, must provide grants to
29 school districts that partner with an accredited residential outdoor
30 school to provide up to 20,000 fifth and sixth grade students with up
31 to five days of outdoor learning at an overnight camp. Prioritization
32 must be given to schools that have been identified for improvement
33 and students who are most impacted by opportunity gaps as determined
34 by measures of the Washington school improvement framework. Outdoor
35 schools must provide curriculum that is aligned to state learning
36 standards and provide opportunities for accelerated learning,
37 including career connected learning in field based environmental
38 science, technology, engineering, and math. Funds may be used by

1 residential outdoor schools for operational activities necessary for
2 reopening.

3 (n) (~~(\$12,000,000)~~) \$12,141,000 of the elementary and secondary
4 school emergency relief III account—federal appropriation from funds
5 attributable to subsection 2001(b), the American rescue plan act of
6 2021, P.L. 117-2, is provided solely for the purposes of identifying
7 children and youth experiencing homelessness and providing children
8 and youth experiencing homelessness with:

9 (i) Wrap-around services due to the challenges of the COVID-19
10 public health emergency; and

11 (ii) Assistance needed to enable children and youth experiencing
12 homelessness to attend school and participate fully in school
13 activities.

14 (o) \$27,375,000 of the general fund—state appropriation for
15 fiscal year 2022, \$79,485,000 of the general fund—federal
16 appropriation (CRRSA/ESSER), and \$93,140,000 of the elementary and
17 secondary school emergency relief III account—federal appropriation
18 are provided solely for the office of the superintendent of public
19 instruction to administer grants for the purposes of learning
20 recovery and acceleration. Allowable uses of the funds are limited
21 to:

22 (i) One-time contracts for classified, certificated, or
23 administrative staff who will provide tiered academic and social-
24 emotional supports to students most impacted by the disruption of in-
25 person learning, including locating and reengaging students who have
26 disengaged from school, one-on-one and small-group instruction, and
27 other intensive learning supports;

28 (ii) Professional learning for educators focused on learning
29 recovery and acceleration, including assessing student learning and
30 social-emotional needs, transitioning to standards-based curricula
31 and grading, adopting competency or mastery-based options
32 specifically for credit retrieval purposes, and family and student
33 engagement strategies;

34 (iii) Procuring assessment or data systems that provide
35 actionable just-in-time data regarding student progress throughout
36 the school year; and

37 (iv) Direct supports to students to improve school engagement and
38 accelerate learning.

(End of part)

PART VI
HIGHER EDUCATION

Sec. 601. 2021 c 334 s 603 (uncodified) is amended to read as follows:

PUBLIC BACCALAUREATE INSTITUTIONS

(1) The state universities, the regional universities, and The Evergreen State College must accept the transfer of college-level courses taken by students under RCW 28A.600.290 or 28A.600.300 if a student seeking a transfer of the college-level courses has been admitted to the state university, the regional university, or The Evergreen State College, and if the college-level courses are recognized as transferrable by the admitting institution of higher education.

(2) Appropriations in sections ~~((606 through 611 of this act))~~ 603 through 608 of this act are sufficient to implement 2021-23 collective bargaining agreements at institutions of higher education negotiated under chapter 41.80 RCW.

(3) Within amounts appropriated to institutions in ~~((sections 606 through 611 of this act))~~ 603 through 608 of this act, institutions shall employ at least one full-time mental health counselor licensed under chapter 18.225 RCW who has experience working with active members of the military or military veterans, to work with student, faculty, and staff veterans, as well as their spouses and dependents, through the institution's veteran resource center.

(4) For institutions of higher education receiving funding for cybersecurity and nursing academic programs for students in sections 603 through 608 of this act, each institution must coordinate with the student achievement council as provided in section 609(17) of this act and submit a progress report on new or expanded cybersecurity and nursing academic programs, including the number of students enrolled.

Sec. 602. 2021 c 334 s 605 (uncodified) is amended to read as follows:

FOR THE STATE BOARD FOR COMMUNITY AND TECHNICAL COLLEGES

General Fund—State Appropriation (FY 2022)	((\$742,558,000))
	<u>\$744,893,000</u>
General Fund—State Appropriation (FY 2023)	((\$768,651,000))
	<u>\$832,406,000</u>

1	Community/Technical College Capital Projects	
2	Account—State Appropriation.	\$22,436,000
3	Education Legacy Trust Account—State Appropriation. ((\$159,208,000))	
4		<u>\$159,900,000</u>
5	Workforce Education Investment Account—State	
6	Appropriation.	((\$219,259,000))
7		<u>\$237,295,000</u>
8	TOTAL APPROPRIATION.	((\$1,912,112,000))
9		<u>\$1,996,930,000</u>

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

12 (1) \$33,261,000 of the general fund—state appropriation for
13 fiscal year 2022 and \$33,261,000 of the general fund—state
14 appropriation for fiscal year 2023 are provided solely as special
15 funds for training and related support services, including financial
16 aid, as specified in RCW 28C.04.390. Funding is provided to support
17 at least 7,170 full-time equivalent students in fiscal year 2022 and
18 at least 7,170 full-time equivalent students in fiscal year 2023.

19 (2) \$5,000,000 of the general fund—state appropriation for fiscal
20 year 2022, \$5,000,000 of the general fund—state appropriation for
21 fiscal year 2023, and \$5,450,000 of the education legacy trust
22 account—state appropriation are provided solely for administration
23 and customized training contracts through the job skills program. The
24 state board shall make an annual report by January 1st of each year
25 to the governor and to the appropriate policy and fiscal committees
26 of the legislature under RCW 43.01.036 regarding implementation of
27 this section, listing the scope of grant awards, the distribution of
28 funds by educational sector and region of the state, and the results
29 of the partnerships supported by these funds.

30 (3) \$425,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$425,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for Seattle Central College's
33 expansion of allied health programs.

34 (4)(a) \$5,250,000 of the general fund—state appropriation for
35 fiscal year 2022 and \$5,250,000 of the general fund—state
36 appropriation for fiscal year 2023 are provided solely for the
37 student achievement initiative.

38 (b) By December 1, 2021, the state board for community and
39 technical colleges must report to the appropriate committees of the

1 legislature an update on the student achievement initiative
2 including, but not limited to, the following:

3 (i) Annual change in student achievement initiative funds by
4 institution;

5 (ii) Student achievement initiative funds awarded by college by
6 performance funding category including basic skills, first 15 and 30
7 credits, retention, and completion;

8 (iii) Impact of guided pathways implementation on student
9 achievement initiative awards; and

10 (iv) Any additional private or foundation dollars invested in the
11 student achievement initiative.

12 (5) \$1,610,000 of the general fund—state appropriation for fiscal
13 year 2022, and \$1,610,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for the mathematics,
15 engineering, and science achievement program.

16 (6) \$1,500,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$1,500,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for operating a fabrication
19 composite wing incumbent worker training program to be housed at the
20 Washington aerospace training and research center.

21 (7) \$100,000 of the general fund—state appropriation for fiscal
22 year 2022 and \$100,000 of the general fund—state appropriation for
23 fiscal year 2023 are provided solely for the aerospace center of
24 excellence currently hosted by Everett community college to:

25 (a) Increase statewide communications and outreach between
26 industry sectors, industry organizations, businesses, K-12 schools,
27 colleges, and universities;

28 (b) Enhance information technology to increase business and
29 student accessibility and use of the center's web site; and

30 (c) Act as the information entry point for prospective students
31 and job seekers regarding education, training, and employment in the
32 industry.

33 (8) (~~(\$20,759,000)~~) \$21,428,000 of the general fund—state
34 appropriation for fiscal year 2022 and (~~(\$21,154,000)~~) \$21,920,000 of
35 the general fund—state appropriation for fiscal year 2023 are
36 provided solely for the implementation of the college affordability
37 program as set forth in RCW 28B.15.066.

38 (9) Community and technical colleges are not required to send
39 mass mailings of course catalogs to residents of their districts.

1 Community and technical colleges shall consider lower cost
2 alternatives, such as mailing postcards or brochures that direct
3 individuals to online information and other ways of acquiring print
4 catalogs.

5 (10) The state board for community and technical colleges shall
6 not use funds appropriated in this section to support intercollegiate
7 athletics programs.

8 (11) \$157,000 of the general fund—state appropriation for fiscal
9 year 2022 and \$157,000 of the general fund—state appropriation for
10 fiscal year 2023 are provided solely for the Wenatchee Valley college
11 wildfire prevention program.

12 (12) \$150,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$150,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for the Puget Sound welcome back
15 center at Highline College to create a grant program for
16 internationally trained individuals seeking employment in the
17 behavioral health field in Washington state.

18 (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 fiscal year 2023 are provided solely for increased enrollments in the
21 integrated basic education and skills training program. Funding will
22 support approximately 120 additional full-time equivalent enrollments
23 annually.

24 (14) (a) The state board must provide quality assurance reports on
25 the ctcLink project at the frequency directed by the office of chief
26 information officer for review and for posting on its information
27 technology project dashboard.

28 (b) The state board must develop a technology budget using a
29 method similar to the state capital budget, identifying project
30 costs, funding sources, and anticipated deliverables through each
31 stage of the investment and across fiscal periods and biennia from
32 project initiation to implementation. The budget must be updated at
33 the frequency directed by the office of chief information officer for
34 review and for posting on its information technology project
35 dashboard.

36 (c) The office of the chief information officer may suspend the
37 ctcLink project at any time if the office of the chief information
38 officer determines that the project is not meeting or is not expected
39 to meet anticipated performance measures, implementation timelines,

1 or budget estimates. Once suspension or termination occurs, the state
2 board shall not make additional expenditures on the ctcLink project
3 without approval of the chief information officer. The ctcLink
4 project funded through the community and technical college innovation
5 account created in RCW 28B.50.515 is subject to the conditions,
6 limitations, and review provided in section 701 of this act.

7 (15) \$216,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$216,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely for the opportunity center for
10 employment and education at North Seattle College.

11 (16) \$500,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$500,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for Highline College to
14 implement the Federal Way higher education initiative in partnership
15 with the city of Federal Way and the University of Washington Tacoma
16 campus.

17 (17) \$350,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$350,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided solely for Peninsula College to
20 maintain the annual cohorts of the specified programs as follows:

- 21 (a) Medical assisting, 40 students;
- 22 (b) Nursing assistant, 60 students; and
- 23 (c) Registered nursing, 32 students.

24 (18) \$338,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$338,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for the Washington state labor
27 education and research center at South Seattle College.

28 (19) \$150,000 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 aerospace and advanced
31 manufacturing center of excellence hosted by Everett Community
32 College to develop a semiconductor and electronics manufacturing
33 branch in Vancouver.

34 (20) \$15,220,000 of the workforce education investment account—
35 state appropriation is provided solely for college operating costs,
36 including compensation and central services, in recognition that
37 these costs exceed estimated increases in undergraduate operating fee
38 revenue as a result of RCW 28B.15.067.

1 (21) \$15,220,000 of the workforce education investment account—
2 state appropriation is provided solely for employee compensation,
3 academic program enhancements, student support services, and other
4 institutional priorities that maintain a quality academic experience
5 for Washington students.

6 (22) \$1,500,000 of the general fund—state appropriation for
7 fiscal year 2022, \$1,500,000 of the general fund—state appropriation
8 for fiscal year 2023, and \$75,847,000 of the workforce education
9 investment account—state appropriation are provided solely for
10 statewide implementation of guided pathways at each of the state's
11 community and technical colleges or similar programs designed to
12 improve student success, including, but not limited to, academic
13 program redesign, student advising, and other student supports.

14 (23) \$100,000 of the general fund—state appropriation for fiscal
15 year 2022 and \$100,000 of the general fund—state appropriation for
16 fiscal 2023 are provided solely for a reentry navigator position at
17 Olympic College to assist formerly incarcerated people gain
18 admittance into college. A report shall be submitted to the
19 legislature by December 1, 2022, on admittance rates on formerly
20 incarcerated individuals, effective methods of contact and engagement
21 of formerly incarcerated individuals, and how guided pathways can be
22 assisted with reentry navigator positions.

23 (24) \$40,800,000 of the workforce education investment account—
24 state appropriation is provided solely to continue to fund nurse
25 educator salaries.

26 (25) \$40,000,000 of the workforce education investment account—
27 state appropriation is provided to continue to fund high-demand
28 program faculty salaries, including but not limited to nurse
29 educators, other health-related professions, information technology,
30 computer science, and trades.

31 (26) \$8,000,000 of the workforce education investment account—
32 state appropriation is provided solely for the state board for
33 community and technical colleges to expand high-demand and career
34 launch enrollments, as provided under RCW 28C.30.020. Within the
35 amounts provided in this subsection (26):

36 (a) \$6,000,000 of the amounts in this subsection (26) are
37 provided for expansion of career launch enrollments, as provided
38 under RCW 28C.30.020.

1 (b) \$2,000,000 of the amounts in this subsection (26) are
2 provided for expansion of enrollments in high demand programs. These
3 programs include, but are not limited to, allied health, computer and
4 information science, manufacturing, and other fields identified by
5 the state board for community and technical colleges.

6 (c) The state board for community and technical colleges may
7 transfer amounts between (a) and (b) of this subsection (26) if
8 either program does not have sufficient demand to spend the allocated
9 funding. Any transfer must be approved by the state board for
10 community and technical colleges and the office of financial
11 management.

12 (27) \$750,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$750,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely to the state board for community
15 and technical colleges to support the completion of the English 101
16 curriculum review to remove barriers to student success. A report
17 should be submitted to the appropriate committees of the legislature
18 under RCW 43.01.036 by June 30, 2023, or upon the completion of the
19 English 101 review to report on lessons learned, best practices, and
20 recommendations for completion of additional curricula reviews.

21 (28) \$8,000,000 of the workforce education investment account—
22 state appropriation is provided solely for the emergency assistance
23 grant program in RCW 28B.50.295.

24 (29) \$10,000 of the general fund—state appropriation for fiscal
25 year 2022 is provided solely for the state board for community and
26 technical colleges to coordinate with the Washington student
27 achievement council task force as described in (~~section 612(6) of~~
28 ~~this act~~) section 609(6) of this act to provide the following running
29 start data for fiscal year 2019, fiscal year 2020, and fiscal year
30 2021, for each community and technical college:

31 (a) The total number of running start students served by
32 headcount and full-time equivalent;

33 (b) The total amount of running start revenue received through
34 apportionment as allocated with the running start rate by the office
35 of the superintendent of public instruction through local school
36 districts;

37 (c) Course completion rates for running start students;

1 (d) A list of courses by two-digit classification of
2 instructional program code and the number of running start students
3 in each course;

4 (e) A list of career and technical education area courses and the
5 number of running start students in each course;

6 (f) The number of students at each community or technical college
7 receiving complete fee waivers as required by RCW 28A.600.310(3)(a);
8 and

9 (g) The method used by each college to determine running start
10 fee waiver eligibility, including any policies adopted by the college
11 or its program.

12 (30) \$16,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$91,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for implementation of Second
15 Substitute House Bill No. 1044 (prison to postsecondary ed.). (~~If~~
16 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
17 ~~this subsection shall lapse.~~)

18 (31) \$516,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$516,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for implementation of Substitute
21 House Bill No. 1166 (college students pilot). (~~If the bill is not~~
22 ~~enacted by June 30, 2021, the amounts provided in this subsection~~
23 ~~shall lapse.~~)

24 (32) \$350,000 of the general fund—state appropriation for fiscal
25 year 2022 is provided solely for implementation of Engrossed
26 Substitute House Bill No. 1273 (menstrual products/schools). (~~If the~~
27 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
28 ~~subsection shall lapse.~~)

29 (33) \$2,048,000 of the general fund—state appropriation for
30 fiscal year 2022 and \$1,119,000 of the general fund—state
31 appropriation for fiscal year 2023 are provided solely for
32 implementation of Engrossed Second Substitute Senate Bill No. 5227
33 (diversity, etc./higher education). (~~If the bill is not enacted by~~
34 ~~June 30, 2021, the amounts provided in this subsection shall lapse.~~)

35 (34) \$15,848,000 of the workforce education investment account—
36 state appropriation is provided solely for implementation of
37 Engrossed Second Substitute Senate Bill No. 5194 (equity and access
38 in higher education). (~~If the bill is not enacted by June 30, 2021,~~
39 ~~the amount provided in this subsection shall lapse.~~)

1 (35) (a) \$2,500,000 of the general fund—state appropriation for
2 fiscal year 2023 is provided solely for grants to promote workforce
3 development in trucking and trucking-related supply chain industries
4 and the school bus driving industry by expanding the number of
5 registered apprenticeships, pre-apprenticeships, and trucking related
6 training programs; and providing support for registered
7 apprenticeships or programs in trucking and trucking-related supply
8 chain industries and the school bus driving industry.

9 (b) Grants awarded under this subsection may be used for:

10 (i) Equipment upgrades or new equipment purchases for training
11 purposes;

12 (ii) New training spaces and locations to support capacity needs
13 and expansion of training to veterans and veteran spouses, and
14 underserved populations to include foster care and homeless
15 transition populations;

16 (iii) Curriculum development and instructor training for driving,
17 repair and service of technological advancements facing the
18 industries;

19 (iv) Tuition assistance for commercial vehicle driver training,
20 mechanical, and support functions that support the trucking industry
21 and the school bus driving industry; and

22 (v) Funding to increase capacity and availability of child care
23 options for shift work schedules.

24 (c) An entity is eligible to receive a grant if it is a
25 nonprofit, nongovernmental, or institution of primary or higher
26 education that provides training opportunities, including
27 apprenticeships, pre-apprenticeships, pre-employment training,
28 commercial vehicle driver training, vocational training related to
29 mechanical and support functions that support the trucking industry
30 or the school bus driving industry; or incumbent worker training to
31 prepare workers for the trucking and trucking-related supply chain
32 industries or the school bus driving industry. Preference will be
33 given to entities in compliance with government approved or
34 accredited programs. Reporting requirements, as determined by the
35 board, shall be required.

36 (d) The board may use up to 5 percent of funds for administration
37 of grants.

38 (36) \$8,000,000 of the workforce education investment account—
39 state appropriation is provided solely for grants for nursing
40 programs to purchase or upgrade simulation laboratory equipment.

1 (37) (a) \$7,018,000 of the workforce education investment account—
2 state appropriation is provided solely to expand cybersecurity
3 academic enrollments by 500 FTE students.

4 (b) The state board for community and technical colleges must
5 coordinate with the student achievement council as provided in
6 section 609(17) of this act to submit a progress report on the new or
7 expanded cybersecurity academic programs, including the number of
8 students enrolled.

9 (38) \$205,000 of the workforce education investment account—state
10 appropriation is provided solely to establish a center for excellence
11 in cybersecurity.

12 (39) \$2,000,000 of the general fund—state appropriation for
13 fiscal year 2022 and \$3,497,000 of the general fund—state
14 appropriation for fiscal year 2023 are provided solely for legal
15 services related to litigation by employees within the community and
16 technical college system challenging the denial of retirement and
17 sick leave benefits. The cases include *Wolf v. State and SBCTC*, *Rush*
18 *v. State and SBCTC* (retirement), and *Rush v. State and SBCTC* (sick
19 leave).

20 (40) \$7,000,000 of the general fund—state appropriation for
21 fiscal year 2023 and \$1,000,000 of the workforce education investment
22 account—state appropriation are provided solely to expand the
23 opportunity grant program to provide health care workforce grants for
24 students.

25 (41) \$2,720,000 of the general fund—state appropriation for
26 fiscal year 2023 is provided solely for each community and technical
27 college to contract with a community-based organization to assist
28 with financial aid access and support in communities.

29 (42) In addition to the homeless student assistance pilot program
30 sites funded in subsection (31) of this section, \$2,932,000 of the
31 general fund—state appropriation for fiscal year 2023 is provided
32 solely for the expansion of the program in RCW 28B.50.916 to all
33 community colleges.

34 (43) \$1,728,000 of the workforce education investment account—
35 state appropriation is provided solely for the expansion of existing
36 programming to accommodate refugees and immigrants who have arrived
37 in Washington state on or after July 1, 2021, and are eligible for
38 federal refugee resettlement services, including those from
39 Afghanistan and Ukraine.

1 (44) \$4,146,000 of the general fund—state appropriation for
2 fiscal year 2023 is provided solely for institution compensation
3 costs in recognition that these costs exceed estimated increases in
4 undergraduate operating fee revenue.

5 (45) (a) \$3,760,000 of the general fund—state appropriation for
6 fiscal year 2023 is provided solely for nursing education, to
7 increase the number of nursing slots for academic year 2022-23 by at
8 least 50 and build capacity for at least 200 new slots in the
9 2023-2025 biennium, and to purchase two simulation vans.

10 (b) Of the amount provided in this subsection, \$300,000 of the
11 general fund—state appropriation for fiscal year 2023 is provided
12 solely for community and technical colleges who enroll new cohorts of
13 at least 25 nursing students in the 2023 spring academic quarter.

14 (c) The state board for community and technical colleges must
15 coordinate with the student achievement council as provided in
16 section 609(17) of this act to submit a progress report on the new or
17 expanded nursing academic programs, including the number of students
18 enrolled per program.

19 (46) (a) \$75,000 of the general fund—state appropriation for
20 fiscal year 2023 is provided solely for the state board in
21 collaboration with the dental industry to report on strategies to
22 support and transform the education and training of the dental
23 hygiene and dental assistant professions.

24 (b) The report shall include, but is not limited to,
25 recommendations on the following topics:

26 (i) Examining options to enhance workforce diversity;

27 (ii) Reducing barriers to entry; and

28 (iii) Proposing changes for education program sustainability.

29 (c) The state board must solicit input and collaborate on the
30 report with a representative from a dental association, a
31 representative from a hygienist association, an expert in dental
32 hygiene education, a representative from the dental assistant
33 profession, and a representative from the dental benefits industry.

34 (d) The report must be submitted to the legislature pursuant to
35 RCW 43.01.036 by December 1, 2022.

36 (47) \$30,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$243,000 of the general fund—state appropriation for
38 fiscal year 2023 are provided solely for Renton Technical College to
39 establish a pilot program to increase outreach and participation in

1 running start and adult education programs. A report on participation
2 rates and student engagement must be submitted to the appropriate
3 committees of the legislature pursuant to RCW 43.01.036 by December
4 1, 2022.

5 (48) \$1,500,000 of the general fund—state appropriation for
6 fiscal year 2023 is provided solely for the development of a climate
7 solutions and climate justice curriculum.

8 (49)(a) \$80,000 of the general fund—state appropriation for
9 fiscal year 2023 is provided solely for a pilot program to help
10 students, including those enrolled in state registered apprenticeship
11 programs, connect with health care coverage. The state board for
12 community and technical colleges must provide resources for up to two
13 community or technical colleges, one on the east side and one on the
14 west side of the Cascade mountains, to hire or train an employee to:

15 (i) Provide information to students and college staff about
16 available health insurance options;

17 (ii) Develop culturally relevant materials and conduct outreach
18 for historically marginalized and underserved student populations to
19 assist these populations in their knowledge of access to low cost or
20 free health insurance plans;

21 (iii) Provide ongoing technical assistance to students about
22 health insurance options or health insurance application process; and

23 (iv) Provide technical assistance to students as a health benefit
24 exchange certified assister, to help students understand, shop,
25 apply, and enroll in health insurance through Washington health
26 planfinder.

27 (b) Participation in the exchange assister program is contingent
28 on fulfilling applicable contracting, security, and other program
29 requirements.

30 (c) The legislature expects the state board, in collaboration
31 with the student achievement council and the health benefit exchange,
32 to report to the appropriate committees of the legislature
33 information about barriers students, including those enrolled in
34 state registered apprenticeship programs, encountered to accessing
35 health insurance coverage; and to provide recommendations on how to
36 improve student access to health coverage based on data gathered from
37 the pilot program.

38 (50) \$331,000 of the general fund—state appropriation for fiscal
39 year 2023 is provided solely for Engrossed Second Substitute Senate

1 Bill No. 5764 (apprenticeships and higher ed). If the bill is not
2 enacted by June 30, 2022, the amount provided in this subsection
3 shall lapse.

4 (51) \$170,000 of the general fund—state appropriation for fiscal
5 year 2023 is provided solely for implementation of Second Substitute
6 House Bill No. 1751 (hazing prevention). If the bill is not enacted
7 by June 30, 2022, the amount in this subsection shall lapse.

8 (52) \$36,000 of the general fund—state appropriation for fiscal
9 year 2023 is provided solely for implementation of Substitute House
10 Bill No. 2019 (careers in retail). If the bill is not enacted by June
11 30, 2022, the amount in this subsection shall lapse.

12 (53) \$1,500,000 of the general fund—state appropriation for
13 fiscal year 2023 is provided solely for implementation of Second
14 Substitute House Bill No. 1835 (postsecondary enrollment). If the
15 bill is not enacted by June 30, 2022, the amount in this subsection
16 shall lapse.

17 **Sec. 603.** 2021 c 334 s 606 (uncodified) is amended to read as
18 follows:

19 **FOR THE UNIVERSITY OF WASHINGTON**

20 General Fund—State Appropriation (FY 2022). (~~(\$394,246,000)~~)
21 \$391,802,000

22 General Fund—State Appropriation (FY 2023). (~~(\$403,164,000)~~)
23 \$423,726,000

24 Aquatic Lands Enhancement Account—State
25 Appropriation. (~~(\$1,619,000)~~)
26 \$1,630,000

27 University of Washington Building Account—State
28 Appropriation. \$1,546,000

29 Education Legacy Trust Account—State Appropriation. . (~~(\$36,708,000)~~)
30 \$37,020,000

31 Economic Development Strategic Reserve Account—State
32 Appropriation. (~~(\$3,094,000)~~)
33 \$3,101,000

34 Biotoxin Account—State Appropriation. (~~(\$605,000)~~)
35 \$609,000

36 Dedicated Marijuana Account—State Appropriation
37 (FY 2022). \$263,000

38 Dedicated Marijuana Account—State Appropriation

1	(FY 2023)	((\$263,000))
2		<u>\$325,000</u>
3	Accident Account—State Appropriation.	((\$7,874,000))
4		<u>\$7,988,000</u>
5	Medical Aid Account—State Appropriation.	((\$7,468,000))
6		<u>\$7,564,000</u>
7	Workforce Education Investment Account—State	
8	Appropriation.	((\$49,853,000))
9		<u>\$52,333,000</u>
10	Geoduck Aquaculture Research Account—State	
11	Appropriation.	((\$15,000))
12		<u>\$22,000</u>
13	TOTAL APPROPRIATION.	((\$906,718,000))
14		<u>\$927,929,000</u>

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

17 (1) ((~~\$43,087,000~~)) \$44,474,000 of the general fund—state
18 appropriation for fiscal year 2022 and ((~~\$43,905,000~~)) \$45,497,000 of
19 the general fund—state appropriation for fiscal year 2023 are
20 provided solely for the implementation of the college affordability
21 program as set forth in RCW 28B.15.066.

22 (2) \$200,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$200,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for labor archives of
25 Washington. The university shall work in collaboration with the state
26 board for community and technical colleges.

27 (3) \$8,000,000 of the education legacy trust account—state
28 appropriation is provided solely for the family medicine residency
29 network at the university to maintain the number of residency slots
30 available in Washington.

31 (4) The university must continue work with the education research
32 and data center to demonstrate progress in computer science and
33 engineering enrollments. By September 1st of each year, the
34 university shall provide a report including but not limited to the
35 cost per student, student completion rates, and the number of low-
36 income students enrolled in each program, any process changes or
37 best-practices implemented by the university, and how many students
38 are enrolled in computer science and engineering programs above the
39 prior academic year.

1 (5) \$14,000,000 of the education legacy trust account—state
2 appropriation is provided solely for the expansion of degrees in the
3 department of computer science and engineering at the Seattle campus.

4 (6) \$3,062,000 of the economic development strategic reserve
5 account—state appropriation is provided solely to support the joint
6 center for aerospace innovation technology.

7 (7) The University of Washington shall not use funds appropriated
8 in this section to support intercollegiate athletics programs.

9 (8) \$7,345,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$7,345,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for the continued operations and
12 expansion of the Washington, Wyoming, Alaska, Montana, Idaho medical
13 school program.

14 (9) \$2,625,000 of the general fund—state appropriation for fiscal
15 year 2022 and \$2,625,000 of the general fund—state appropriation for
16 fiscal year 2023 are provided solely for the institute for stem cell
17 and regenerative medicine. Funds appropriated in this subsection must
18 be dedicated to research utilizing pluripotent stem cells and related
19 research methods.

20 (10) \$500,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$500,000 of the general fund—state appropriation for
22 fiscal year 2023 are provided to the University of Washington to
23 support youth and young adults experiencing homelessness in the
24 university district of Seattle. Funding is provided for the
25 university to work with community service providers and university
26 colleges and departments to plan for and implement a comprehensive
27 one-stop center with navigation services for homeless youth; the
28 university may contract with the department of commerce to expand
29 services that serve homeless youth in the university district.

30 (11) \$1,200,000 of the general fund—state appropriation for
31 fiscal year 2022 and \$1,800,000 of the general fund—state
32 appropriation for fiscal year 2023 are provided solely for the adult
33 psychiatry residency program at the University of Washington to offer
34 additional residency positions that are approved by the accreditation
35 council for graduate medical education.

36 (12) \$172,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$172,000 of the general fund—state appropriation for
38 fiscal year 2023 are provided solely for a University of Washington
39 study in the south Cascades to determine current wolf use and

1 density, and to gather baseline data to understand the effects of
2 wolf recolonization on predator-prey dynamics of species that
3 currently have established populations in the area.

4 (a) The study objectives shall include:

5 (i) Determination of whether wolves have started to recolonize a
6 5,000 square kilometer study area in the south Cascades of
7 Washington, and if so, an assessment of their distribution over the
8 landscape as well as their health and pregnancy rates;

9 (ii) Baseline data collection, if wolves have not yet established
10 pack territories in this portion of the state, that will allow for
11 the assessment of how the functional densities and diets of wolves
12 across the landscape will affect the densities and diets in the
13 following predators and prey: Coyote, cougar, black bear, bobcat, red
14 fox, wolverine, elk, white tailed deer, mule deer, moose, caribou,
15 and snowshoe hare;

16 (iii) Examination of whether the microbiome of each species
17 changes as wolves start to occupy suitable habitat; and

18 (iv) An assessment of the use of alternative wildlife monitoring
19 tools to cost-effectively monitor size of the wolf population over
20 the long-term.

21 (b) A report on the findings of the study shall be shared with
22 the Washington department of fish and wildlife.

23 (13)(a) \$20,000,000 of the general fund—state appropriation for
24 fiscal year 2022 and \$20,000,000 of the general fund—state
25 appropriation for fiscal year 2023 are provided solely to support the
26 operations and teaching mission of the Harborview Medical Center and
27 the University of Washington Medical Center.

28 (b) By December 1, 2022, the University of Washington must report
29 to the appropriate committees of the legislature the impact of the
30 funding in (a) of this subsection on the fiscal position of
31 Harborview medical center and the University of Washington medical
32 center in the 2021-2023 fiscal biennium. To ensure transparency,
33 consistency, accuracy, and clarity, the report must:

34 (i) Follow generally accepted accounting principles;

35 (ii) Use generally accepted terms and define those terms;

36 (iii) Provide data on revenue and expenses, using standard
37 formats already in existence, such as comprehensive hospital abstract
38 reporting system (CHARS) data, and delineated by functional areas of
39 state government;

1 (iv) Incorporate wherever possible publicly available data, as a
2 public institution including, but not limited to, the following
3 sources:

4 (A) CHARS;

5 (B) Comprehensive annual financial reports; and

6 (C) The most recent independent auditor report, including
7 financial statements connected to the report; and

8 (v) Provide supporting documentation.

9 (14) \$1,000,000 of the general fund—state appropriation for
10 fiscal year 2022 and \$1,000,000 of the general fund—appropriation for
11 fiscal year 2023 are provided solely for the University of
12 Washington's psychiatry integrated care training program.

13 (15) \$426,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$640,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for child and adolescent
16 psychiatry residency positions that are approved by the accreditation
17 council for graduate medical education, as provided in RCW
18 28B.20.445.

19 (16) \$1,000,000 of the general fund—state appropriation for
20 fiscal year 2022 and \$1,000,000 of the general fund—state
21 appropriation for fiscal year 2023 are provided solely for the
22 University of Washington School of Dentistry to support its role as a
23 major oral health provider to individuals covered by medicaid and the
24 uninsured.

25 (17) \$200,000 of the general fund—state appropriation for fiscal
26 year 2022 and \$200,000 of the general fund—state appropriation for
27 fiscal year 2023 are provided solely for the pre-law pipeline and
28 social justice program at the University of Washington-Tacoma.

29 (18) \$226,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$226,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely for the university's neurology
32 department to create a telemedicine program to disseminate dementia
33 care best practices to primary care practitioners using the project
34 ECHO model. The program shall provide a virtual connection for
35 providers and content experts and include didactics, case
36 conferences, and an emphasis on practice transformation and systems-
37 level issues that affect care delivery. The initial users of this
38 program shall include referral sources in health care systems and
39 clinics, such as the university's neighborhood clinics and Virginia

1 Mason Memorial in Yakima with a goal of adding 15 to 20 providers
2 from smaller clinics and practices per year.

3 (19) \$102,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$102,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for the university's center for
6 international trade in forest products.

7 (20) \$625,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$625,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely for the Latino center for
10 health.

11 (21) \$500,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$500,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for a firearm policy research
14 program. The program will:

15 (a) Support investigations of firearm death and injury risk
16 factors;

17 (b) Evaluate the effectiveness of state firearm laws and
18 policies;

19 (c) Assess the consequences of firearm violence; and

20 (d) Develop strategies to reduce the toll of firearm violence to
21 citizens of the state.

22 (22) \$463,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$400,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for the climate impacts group in
25 the college of the environment.

26 (23) \$225,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$75,000 of the general fund—state appropriation for
28 fiscal year 2023 are provided solely for the climate impacts group in
29 the college of the environment to provide an updated climate impacts
30 risk assessment designed to inform future updates to the statewide
31 climate resilience strategy. The group must coordinate with the
32 office of the governor to refine the scope of assessment. The final
33 report and associated deliverables must be completed and submitted to
34 the governor and appropriate committees of the legislature by
35 December 15, 2022.

36 (24) \$300,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$300,000 of the general fund—state appropriation for
38 fiscal year 2023 are provided solely for the college of education to
39 collaborate with teacher preparation programs and the office of the

1 superintendent of public instruction to develop open access climate
2 science educational curriculum for use in teacher preparation
3 programs.

4 (25) \$300,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$300,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely for the Harry Bridges center for
7 labor studies. The center shall work in collaboration with the state
8 board for community and technical colleges.

9 (26) \$21,461,000 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.

14 (27) \$8,000,000 of the workforce education investment account—
15 state appropriation is provided solely for employee compensation,
16 academic program enhancements, student support services, and other
17 institutional priorities that maintain a quality academic experience
18 for Washington students.

19 (28) \$8,000,000 of the workforce education investment account—
20 state appropriation is provided solely to maintain degree production
21 in the college of engineering at the Seattle campus.

22 (29) \$1,000,000 of the workforce education investment account—
23 state appropriation is provided solely to maintain the Washington
24 state academic redshirt program.

25 (30) \$2,700,000 of the workforce education investment account—
26 state appropriation is provided solely to maintain degree capacity
27 and undergraduate enrollments in engineering, mathematics, and
28 science programs to support the biomedical innovation partnership
29 zone at the Bothell campus.

30 (31) \$3,268,000 of the workforce education investment account—
31 state appropriation is provided solely to maintain bachelor of
32 science programs in mechanical and civil engineering to support
33 increased student and local employer demand for graduates in these
34 fields at the Tacoma campus.

35 (32) \$150,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$150,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely for Washington mathematics,
38 engineering, science achievement programs to provide enrichment

1 opportunities in mathematics, engineering, science, and technology to
2 students who are traditionally underrepresented in these programs.

3 (33) \$75,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$75,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for a community care coordinator
6 for transitional-age youth for the doorway project in partnership
7 with the Seattle campus.

8 (34) (~~(\$4,000,000)~~) \$6,000,000 of the workforce education
9 investment account—state appropriation is provided solely for the
10 expansion of the Paul G. Allen school of computer science and
11 engineering in order to award an additional 100 degrees per year
12 focusing on traditionally underrepresented students. A report on
13 degrees awarded must be submitted to the appropriate committees of
14 the legislature June 30, 2022, and June 30, 2023.

15 (35) \$45,000 of the general fund—state appropriation for fiscal
16 year 2022 is provided solely for the community immersion law
17 enforcement project at the Tacoma campus.

18 (36)(a) \$200,000 of the general fund—state appropriation for
19 fiscal year 2022 is provided solely for research to determine the use
20 and effectiveness of restorative justice, including for hate crime
21 victims and individuals who commit hate crimes. Researchers shall
22 engage in listening sessions with impacted communities, which must
23 include tribal governments and community-based organizations.
24 Researchers shall consult with judges, prosecutors, defense
25 attorneys, victim advocates, impacted communities, and community
26 based restorative justice agencies to inform whether restorative
27 justice would be an effective public policy option to:

28 (i) Provide healing support for individual hate crime victims and
29 their communities;

30 (ii) Provide accountability processes for individuals who commit
31 hate crimes;

32 (iii) Provide opportunities for individuals who commit hate
33 crimes to learn about the impact of their crimes and repair the
34 damage;

35 (iv) Repair interpersonal and communal relationships;

36 (v) Reduce hate crime offender recidivism; and

37 (vi) Determine if restorative justice could be equally available
38 to all victims and communities.

1 (b) The researcher shall provide a report to the relevant
2 committees of the legislature under RCW 43.01.036 by December 1,
3 2021. The report must include best practice recommendations for
4 establishing a restorative justice program and required data
5 collection to address hate crimes in Washington. The report shall
6 include how restorative justice recommendations can be implemented in
7 conjunction with the recommendations of the hate crime advisory
8 working group established in RCW 43.10.300.

9 (37) \$250,000 of the general fund—state appropriation for fiscal
10 year 2022 is provided solely for scholarships to students in the
11 applied child and adolescent psychology masters program. Priority
12 should be given to traditionally underrepresented students and those
13 students who are bilingual.

14 (38) \$200,000 of the general fund—state appropriation for fiscal
15 year 2022 and \$200,000 of the general fund—state appropriation for
16 fiscal year 2023 are provided solely to expand a series of online
17 courses related to behavioral health and student well-being that are
18 currently offered at the Bothell campus for school district staff.
19 The standards for the courses must be consistent with knowledge,
20 skill, and performance standards related to mental health and well-
21 being of public school students. The online courses must provide:

22 (a) Foundational knowledge in behavioral health, mental health,
23 and mental illness;

24 (b) Information on how to assess, intervene upon, and refer
25 behavioral health and intersection of behavioral health and substance
26 use issues; and

27 (c) Approaches to promote health and positively influence student
28 health behaviors.

29 (39) To ensure transparency and accountability, in the 2021-2023
30 fiscal biennium the University of Washington shall comply with any
31 and all financial and accountability audits by the Washington state
32 auditor including any and all audits of university services offered
33 to the general public, including those offered through any public-
34 private partnership, business venture, affiliation, or joint venture
35 with a public or private entity, except the government of the United
36 States. The university shall comply with all state auditor requests
37 for the university's financial and business information including the
38 university's governance and financial participation in these public-
39 private partnerships, business ventures, affiliations, or joint

1 ventures with a public or private entity. In any instance in which
2 the university declines to produce the information to the state
3 auditor, the university will provide the state auditor a brief
4 summary of the documents withheld and a citation of the legal or
5 contractual provision that prevents disclosure. The summaries must be
6 compiled into a report by the state auditor and provided on a
7 quarterly basis to the legislature.

8 (40) \$50,000 of the general fund—state appropriation for fiscal
9 year 2022 is provided solely for the department of environmental and
10 occupational health sciences to provide an air quality report. The
11 report will study the relationship between indoor and outdoor
12 ultrafine particle air quality at sites with vulnerable populations,
13 such as schools or locations underneath flight paths within 10 miles
14 of Sea-Tac airport. The report recommendations must include an item
15 addressing filtration systems at select locations with vulnerable
16 populations. The report shall be submitted to the house environment
17 and energy committee and the senate environment, energy and
18 technology committee by December 15, 2021.

19 (41) \$100,000 of the general fund—state appropriation for fiscal
20 year 2022 and (~~(\$100,000)~~) \$200,000 of the general fund—state
21 appropriation for fiscal year 2023 are provided solely for the Burke
22 museum of natural history and culture to make education programs
23 offered by the museum accessible to more students across Washington,
24 especially students in underserved schools and locations. The funding
25 shall be used for:

26 (a) Increasing the number of students who participate in Burke
27 education programs at reduced or no cost, including virtual programs;

28 (b) Providing bus reimbursement for students visiting the museum
29 on field trips and to support travel to bring museum programs across
30 the state; and

31 (c) Staff who will form partnerships with school districts to
32 serve statewide communities more efficiently and equitably, including
33 through the Burkemobile program.

34 (42)(a) \$100,000 of the general fund—state appropriation for
35 fiscal year 2022 is provided solely for the center for cannabis
36 research at the university to collaborate with the Washington State
37 University collaboration on cannabis policy, research, and outreach
38 to create frameworks for future studies. Each framework will include
39 the length of time to complete, research licenses necessary, cost,

1 literature review of national and international research, and a scope
2 of work to be completed. The following frameworks shall be compiled
3 in a report:

4 (i) Measuring and assessing impairment due to
5 (~~marijuana~~) cannabis use; and

6 (ii) Correlation between age of use, dosage of use, and
7 appearance of occurrence of cannabis induced psychosis.

8 (b) The report on the frameworks must be submitted to the
9 appropriate committees of the legislature by December 1, 2021.

10 (43) \$205,000 of the general fund—state appropriation for fiscal
11 year 2022 and (~~(\$205,000)~~) \$410,000 of the general fund—state
12 appropriation for fiscal year 2023 are provided solely for the
13 university's center for human rights. The appropriation must be used
14 to supplement, not supplant, other funding sources for the center for
15 human rights.

16 (44) \$143,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$143,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely to the University of Washington
19 for the establishment and operation of the state forensic
20 anthropologist. The university shall work in conjunction with and
21 provide the full funding directly to the King county medical
22 examiner's office to support the statewide work of the state forensic
23 anthropologist.

24 (45) \$450,000 of the general fund—state appropriation for fiscal
25 year 2022 is provided solely to the University of Washington school
26 of medicine for the development of simulation training devices at the
27 Harborview medical center's paramedic training program.

28 (46) \$64,000 of the general fund—state appropriation for fiscal
29 year 2022 and \$64,000 of the general fund—state appropriation for
30 fiscal year 2023 are provided solely for one full-time mental health
31 counselor licensed under chapter 18.225 RCW who has experience and
32 training specifically related to working with active members of the
33 military or military veterans.

34 (47) \$557,000 of the general fund—state appropriation for fiscal
35 year 2022 and \$443,000 of the general fund—state appropriation for
36 fiscal year 2023 are provided solely for the creation of the center
37 for environmental forensic science.

38 (48) \$80,000 of the general fund—state appropriation for fiscal
39 year 2022 and \$80,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for the college of education to
2 partner with school districts to continue the math improvement pilot
3 program.

4 (49) \$150,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$150,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely for the university to conduct
7 monitoring and research related to Puget Sound kelp conservation and
8 recovery.

9 (50) \$20,000 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 to expand online tutorial and
12 link to web-based, continuing education funded by the centers for
13 disease control for training for the primary care health workforce
14 regarding the protocols for perinatal monitoring, birth-dose
15 immunization, early diagnosis, linkage to care, and treatment for
16 persons diagnosed with chronic hepatitis B or hepatitis using a
17 telehealth model operated by the University of Washington.

18 (a) Training shall:

19 (i) Focus on increased provider proficiency and increased number
20 of trained providers in areas with high rates of reported cases of
21 hepatitis B or hepatitis, including regions with high incidence of
22 drug use or upward trend of children who have not received hepatitis
23 B virus vaccinations according to centers for disease control
24 recommendations; and

25 (ii) Provide access to:

26 (A) University of Washington medicine specialists in infectious
27 diseases, hepatology, and addiction medicine;

28 (B) Brief updates on evidence-based strategies to diagnose,
29 treat, and manage acute and chronic hepatitis B, acute and chronic
30 hepatitis C, or coinfections;

31 (C) Continuing medical education credits per hour of
32 participation; and

33 (D) Phone consultation with specialists during nonscheduled time
34 for patients who experience complications.

35 (b) All digital and hardcopy training, educational, and outreach
36 materials for this program must be culturally relevant and
37 linguistically diverse.

38 (51)(a) \$108,000 of the general fund—state appropriation for
39 fiscal year 2022 and \$52,000 of the general fund—state appropriation

1 for fiscal year 2023 are provided solely for the University of
2 Washington Evans school of public policy and governance to conduct a
3 boater safety analysis, including, but not limited to, the following:

4 (i) The prevalence of boating fatalities and rescues in
5 Washington state;

6 (ii) A comparison of Washington's rates of fatalities and rescues
7 to other states; and

8 (iii) Recommendations of effective and collective ways to
9 increase boater safety in the state.

10 (b) The Evans school may convene stakeholders to analyze data and
11 make recommendations. By December 31, 2022, the Evans school must
12 submit a report of findings and recommendations to the appropriate
13 committees of the legislature.

14 (52) \$736,000 of the general fund—state appropriation for fiscal
15 year 2023 is provided solely for implementation of Engrossed Second
16 Substitute House Bill No. 1272 (health system transparency). (~~If the
17 bill is not enacted by June 30, 2021, the amount provided in this
18 subsection shall lapse.~~)

19 (53) \$159,000 of the general fund—state appropriation for fiscal
20 year 2022 is provided solely for implementation of Engrossed
21 Substitute House Bill No. 1273 (menstrual products/schools). (~~If the
22 bill is not enacted by June 30, 2021, the amounts provided in this
23 subsection shall lapse.~~)

24 (54) \$125,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$125,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for implementation of Engrossed
27 Second Substitute House Bill No. 1335 (racial restrictions/review).
28 (~~If the bill is not enacted by June 30, 2021, the amounts provided
29 in this subsection shall lapse.~~)

30 (55) \$24,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$25,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for implementation of Engrossed
33 Substitute House Bill No. 1196 (audio-only telemedicine). (~~If the
34 bill is not enacted by June 30, 2021, the amounts provided in this
35 subsection shall lapse.~~)

36 (56) \$69,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$69,000 of the general fund—state appropriation for
38 fiscal year 2023 are provided solely for implementation of Engrossed
39 Second Substitute Senate Bill No. 5194 (equity and access in higher

1 education). (~~If the bill is not enacted by June 30, 2021, the~~
2 ~~amounts provided in this subsection shall lapse.~~)

3 (57) \$60,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$60,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for implementation of Engrossed
6 Second Substitute Senate Bill No. 5141 (environmental justice task
7 force recs). (~~If the bill is not enacted by June 30, 2021, the~~
8 ~~amounts provided in this subsection shall lapse.~~)

9 (58) \$146,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$158,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for implementation of Engrossed
12 Second Substitute Senate Bill No. 5227 (diversity, etc./higher
13 education). (~~If the bill is not enacted by June 30, 2021, the~~
14 ~~amounts provided in this subsection shall lapse.~~)

15 (59) \$422,000 of the general fund—state appropriation for fiscal
16 year 2022 is provided solely for implementation of chapter 6, Laws of
17 2021 (Engrossed Substitute Senate Bill No. 5272).

18 (60) The appropriations in this section include sufficient
19 funding for the implementation of chapter 96, Laws of 2021
20 (Substitute Senate Bill No. 5228).

21 (61) \$50,000 of the general fund—state appropriation for fiscal
22 year 2022 and \$1,782,000 of the general fund—state appropriation for
23 fiscal year 2023 are provided solely for implementation of Engrossed
24 Second Substitute Senate Bill No. 5126 (climate commitment act). (~~If~~
25 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
26 ~~this subsection shall lapse.~~)

27 (62) \$125,000 of the general fund—state appropriation for fiscal
28 year 2022 and ~~((\$125,000))~~ \$225,000 of the general fund—state
29 appropriation for fiscal year 2023 are provided solely for an
30 increase in financial student assistance in public service oriented
31 graduate and professional degree programs, referred to as "fee-based"
32 programs, whose tuition for public service degrees is over
33 ~~((\$35,000))~~ \$18,000 per year. Programs shall create mechanisms to
34 prioritize assistance to traditionally underrepresented students,
35 specifically those who have expressed a commitment to service in the
36 physician assistant, community oriented public health, or social work
37 programs. The institution may offer financial assistance for students
38 that volunteer or work with public health agencies, including as
39 contact tracers.

1 (63) \$1,250,000 of the general fund—state appropriation for
2 fiscal year 2023 is provided solely for the community-engagement test
3 to facilitate clean energy transitions by partnering with
4 communities, utilities, and project developers.

5 (64) \$2,000,000 of the general fund—state appropriation for
6 fiscal year 2023 is provided solely for staffing and operational
7 expenditures related to the battery fabrication testbed.

8 (65) \$621,000 of the general fund—state appropriation for fiscal
9 year 2023 is provided solely for maintenance and operation costs for
10 the Milgard hall at University of Washington—Tacoma.

11 (66) \$505,000 of the general fund—state appropriation for fiscal
12 year 2023 is provided solely for pharmacy behavioral health. The
13 University of Washington school of pharmacy/medicine pharmacy
14 services will hire two residency training positions and one
15 behavioral health faculty to create a residency program focused on
16 behavioral health.

17 (67) \$3,777,000 of the general fund—state appropriation for
18 fiscal year 2023 is provided solely for institution compensation
19 costs in recognition that these costs exceed estimated increases in
20 undergraduate operating fee revenue.

21 (68) \$225,000 of the general fund—state appropriation for fiscal
22 year 2023 is provided solely for the center for health workforce
23 studies to develop a program to track dental workforce trends, needs,
24 and enhancements to better serve the increasing population and demand
25 for access to adequate oral health care. The center shall develop the
26 program in consultation with dental stakeholders, including, but not
27 limited to, provider associations and oral health philanthropic
28 leaders. The workforce reporting program is to be considered a
29 public-private partnership. The institutions may accept matching
30 funds from interested stakeholders to help facilitate and administer
31 the workforce reporting program. The program shall:

32 (a) Provide ongoing assessment of the supply and distribution of,
33 and demand for, the state's oral health workforce;

34 (b) Conduct studies to describe the demographic, education, and
35 practice characteristics of occupations engaged in providing oral
36 health care and to improve understanding of workplace factors that
37 influence workforce recruitment and retention; and

38 (c) Display and disseminate findings through a public facing
39 website dashboard, in a deidentified and aggregate format, and

1 through findings briefs accessible from the website, among other
2 methods of dissemination.

3 (69) \$300,000 of the general fund—state appropriation for fiscal
4 year 2023 is provided solely for the institution to contract with a
5 nonprofit organization to provide a report on the community inventory
6 to help align the Washington park arboretum planning with the diverse
7 needs and priorities of the community.

8 (70) \$1,242,000 of the general fund—state appropriation for
9 fiscal year 2023 is provided solely for an increase in the number of
10 nursing slots and graduates in the already established accelerated
11 bachelor of science in nursing program. Of the amounts provided in
12 this subsection, \$273,000 of the general fund—state appropriation for
13 fiscal year 2023 is provided solely for the Tacoma school of nursing
14 and healthcare leadership.

15 (71) \$100,000 of the general fund—state appropriation for fiscal
16 year 2023 is provided solely for the memory and brain wellness center
17 to support the statewide expansion of the dementia friends program.

18 (72) \$500,000 of the general fund—state appropriation for fiscal
19 year 2023 is provided solely for a \$2,500 monthly stipend to students
20 during the 20-week training period of the business certificate
21 program at the Bothell campus established in partnership with the MLK
22 Gandhi empowerment initiative. The business certificate program must
23 consist of two cohorts of 20 students.

24 (73) \$455,000 of the general fund—state appropriation for fiscal
25 year 2023 is provided solely for the startup program within the
26 school of computer science and engineering.

27 (74)(a) \$400,000 of the general fund—state appropriation for
28 fiscal year 2023 is provided solely for the colab for community and
29 behavioral health policy to work in collaboration with the Latino
30 center for health and allies in healthier systems for health &
31 abundance in youth to convene a community coalition and design team
32 to develop recommendations for the expansion of culturally responsive
33 community mental health services focused on children and adolescents
34 in Washington. Community and lived experience stakeholders,
35 representing communities of color, must make up over half of the
36 team. The coalition's recommendations shall address:

37 (i) Expansion of clinical training for a lived experience
38 workforce to provide culturally responsive and evidence-informed
39 mental health services focused on families, children, and youth;

1 (ii) An implementation plan that allows for local flexibility and
2 local community input; and

3 (iii) An evaluation plan that will yield information about the
4 success in implementation statewide and the improved experiences of
5 those seeking mental health services.

6 (b) The coalition must report its findings and recommendations to
7 the appropriate committees of the legislature by December 15, 2022.

8 (75) (a) \$89,000 of the general fund—state appropriation for
9 fiscal year 2023 is provided solely to establish a data repository to
10 assist the state and all political subdivisions with evaluating
11 whether and to what extent existing laws and practices with respect
12 to voting and elections are consistent with public policy,
13 implementing best practices in voting and elections, and to
14 investigate potential infringements upon the right to vote.

15 (b) The operation of the repository shall be the responsibility
16 of the director of the repository who shall be employed by the
17 University of Washington with doctoral level expertise in demography,
18 statistical analysis, and electoral systems. The director shall be
19 appointed by the governor. The director shall appoint necessary staff
20 to implement and maintain the repository.

21 (c) The repository shall maintain in electronic format at least
22 the following data and records, where available, for at least the
23 previous 12-year period:

24 (i) Estimates of the total population, voting age population, and
25 citizen voting age population by race, ethnicity, and language-
26 minority groups, broken down to the election district and precinct
27 level on a year-by-year basis for every political subdivision in the
28 state, based on data from the United States census bureau, American
29 community survey, or data of comparable quality collected by a public
30 office;

31 (ii) Election results at the precinct level for every statewide
32 election and every election in every political subdivision;

33 (iii) Regularly updated voter registration lists, voter history
34 files, voting center locations, ballot drop box locations, and
35 student engagement hub locations for every election in every
36 political subdivision;

37 (iv) Contemporaneous maps, descriptions of boundaries, and
38 shapefiles for election districts and precincts;

39 (v) Ballot rejection lists, curing lists, and reasoning for
40 ballot rejection for every election in every political subdivision;

1 (vi) Apportionment plans for every election in every political
2 subdivision; and

3 (vii) Any other data that the director deems advisable.

4 (d) The director shall update the data in the repository no later
5 than 30 business days after certification of each election as
6 required by RCW 29A.60.190 or 29A.60.250.

7 (e) Except for any data, information, or estimates that
8 identifies individual voters, the data, information, and estimates
9 maintained by the repository shall be posted online and made
10 available to the public at no cost.

11 (f) The repository shall prepare any estimates made pursuant to
12 this section by applying the most advanced, peer-reviewed, and
13 validated methodologies.

14 (g) On or before January 1, 2023, the repository shall publish on
15 its website and transmit to the state for dissemination to county
16 auditors secretary of a list of political subdivisions required
17 pursuant to section 203 of the federal voting rights act to provide
18 assistance to members of language-minority groups and each language
19 in which those political subdivisions are required to provide
20 assistance. Each county auditor shall transmit the list described
21 herein to all political subdivisions within their jurisdiction.

22 (h) Upon the certification of election results and the completion
23 of the voter history file after each election, the secretary of state
24 shall transmit copies of:

25 (i) Election results at the election district level;

26 (ii) Contemporaneous voter registration lists;

27 (iii) Voter history files;

28 (iv) Maps, descriptions, and shapefiles for election districts;

29 and

30 (v) Lists of voting centers and student engagement hubs.

31 (i) Staff at the repository may provide nonpartisan technical
32 assistance to political subdivisions, scholars, and the general
33 public seeking to use the resources of the repository.

34 (76) \$122,000 of the general fund—state appropriation for fiscal
35 year 2023 is provided solely for sexual assault nurse examiner
36 training.

37 (77) Within the amounts appropriated in this section, the
38 University of Washington must explore pathways for providing direct
39 admissions to the nursing programs at the Seattle campus. By December
40 1, 2022, the university must report pursuant to RCW 43.01.036 to the

1 appropriate committees of the legislature recommendations for direct
2 admissions, including a timeline for implementation and estimated
3 costs.

4 (78) \$232,000 of the general fund—state appropriation for fiscal
5 year 2023 is provided solely for the center for environmental
6 forensic science for the procurement of an AccuTOF DART mass
7 spectrometry system to perform rapid forensic wood identification to
8 combat illegal logging and associated trade.

9 (79) \$167,000 of the general fund—state appropriation for fiscal
10 year 2023 is provided solely to the center for an informed public for
11 research to identify new technologies and strategies to resist
12 strategic misinformation in collaboration with Finnish higher
13 education institutions and organizations. By June 30, 2023, the
14 center must submit a report pursuant to RCW 43.01.036 to the
15 appropriate committees of the legislature on the use of funds, key
16 metrics and deliverables, and recommendations for further
17 opportunities for collaboration.

18 (80) \$18,000 of the general fund—state appropriation for fiscal
19 year 2023 is provided solely for Engrossed Second Substitute Senate
20 Bill No. 5764 (apprenticeships and higher ed). If the bill is not
21 enacted by June 30, 2022, the amount provided in this subsection
22 shall lapse.

23 (81) \$277,000 of the general fund—state appropriation for fiscal
24 year 2023 is provided solely for Substitute Senate Bill No. 5644
25 (behavior health co-response). If the bill is not enacted by June 30,
26 2022, the amount provided in this subsection shall lapse.

27 (82) \$15,000 of the general fund—state appropriation for fiscal
28 year 2023 is provided solely for Engrossed Substitute Senate Bill No.
29 5874 (military student residency). If the bill is not enacted by June
30 30, 2022, the amount provided in this subsection shall lapse.

31 (83) \$102,000 of the general fund—state appropriation for fiscal
32 year 2023 is provided solely for the university to collaborate with
33 the department of health and the health care authority to develop a
34 licensure and regulatory program for behavioral health support
35 specialists consistent with the provisions in Engrossed Second
36 Substitute Senate Bill No. 5884 (behavioral health support).

37 (84) \$121,000 of the general fund—state appropriation for fiscal
38 year 2023 is provided solely for implementation of Second Substitute

1 House Bill No. 1751 (hazing prevention). If the bill is not enacted
2 by June 30, 2022, the amount provided in this subsection shall lapse.

3 (85) \$16,000 of the general fund—state appropriation for fiscal
4 year 2023 is provided solely for implementation of Engrossed Second
5 Substitute House Bill No. 1181 (veterans & military suicide). If the
6 bill is not enacted by June 30, 2022, the amount provided in this
7 subsection shall lapse.

8 (86)(a) \$200,000 of the general fund—state appropriation for
9 fiscal year 2023 is provided solely to the institution to conduct a
10 study, in consultation with the department of health and with
11 approval from the Washington state institutional review board, of the
12 ability of Washington residents to make use of the rights established
13 in chapter 70.245 RCW to achieve full access to the Washington death
14 with dignity act. The institution and department shall enter into a
15 signed data sharing agreement for the purpose of the study. Pursuant
16 to RCW 42.56.070, 42.56.360, and 70.245.150, the data sharing
17 agreement must specify that data shared or obtained in the course of
18 this study are not subject to public disclosure. The study shall
19 review the extent to which there are barriers to achieving full
20 access to the Washington death with dignity act.

21 (b) The department shall provide to the institution the data
22 requested on deaths of all Washington residents and legal next of kin
23 by August 1, 2022.

24 (c) By December 1, 2022, the institution shall report its
25 findings to the governor and appropriate committees of the
26 legislature under RCW 43.01.036. Pursuant to RCW 42.56.070,
27 42.56.360, and 70.245.150, the report must protect the
28 confidentiality of the subjects of any data that it receives while
29 conducting its research, including the names of any patients and
30 health care providers.

31 **Sec. 604.** 2021 c 334 s 607 (uncodified) is amended to read as
32 follows:

33 **FOR WASHINGTON STATE UNIVERSITY**

34	General Fund—State Appropriation (FY 2022).	((\$245,660,000))
35		<u>\$246,492,000</u>
36	General Fund—State Appropriation (FY 2023).	((\$251,842,000))
37		<u>\$264,669,000</u>
38	General Fund—Federal Appropriation.	\$500,000

1	Washington State University Building Account—State	
2	Appropriation.	\$792,000
3	Education Legacy Trust Account—State Appropriation. . . .	\$33,995,000
4	Model Toxics Control Operating Account—State	
5	Appropriation.	\$2,076,000
6	Dedicated Marijuana Account—State Appropriation	
7	(FY 2022).	\$138,000
8	Dedicated Marijuana Account—State Appropriation	
9	(FY 2023).	(\$138,000)
10		<u>\$175,000</u>
11	Workforce Education Investment Account—State	
12	Appropriation.	(\$29,680,000)
13		<u>\$31,736,000</u>
14	Waste Reduction, Recycling, and Litter Control	
15	Account—State Appropriation.	\$331,000
16	TOTAL APPROPRIATION.	(\$565,152,000)
17		<u>\$580,904,000</u>

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

20 (1) \$90,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$90,000 of the general fund—state appropriation for
22 fiscal year 2023 are provided solely for a rural economic development
23 and outreach coordinator.

24 (2) The university must continue work with the education research
25 and data center to demonstrate progress in computer science and
26 engineering enrollments. By September 1st of each year, the
27 university shall provide a report including but not limited to the
28 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 are enrolled in computer science and engineering programs above the
32 prior academic year.

33 (3) \$500,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$500,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for state match requirements
36 related to the federal aviation administration grant.

37 (4) Washington State University shall not use funds appropriated
38 in this section to support intercollegiate athletic programs.

1 (5) \$7,000,000 of the general fund—state appropriation for fiscal
2 year 2022, \$7,000,000 of the general fund—state appropriation for
3 fiscal year 2023, and \$22,800,000 of the workforce education
4 investment account—state appropriation are provided solely for the
5 continued development and operations of a medical school program in
6 Spokane.

7 (6) \$135,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$135,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely for a honey bee biology research
10 position.

11 (7) (~~(\$30,628,000)~~) \$31,614,000 of the general fund—state
12 appropriation for fiscal year 2022 and (~~(\$31,210,000)~~) \$32,341,000 of
13 the general fund—state appropriation for fiscal year 2023 are
14 provided solely for the implementation of the college affordability
15 program as set forth in RCW 28B.15.066.

16 (8) \$580,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$580,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for the development of an
19 organic agriculture systems degree program located at the university
20 center in Everett.

21 (9) \$630,000 of the general fund—state appropriation for fiscal
22 year 2022 and \$630,000 of the general fund—state appropriation for
23 fiscal year 2023 are provided solely for the creation of an
24 electrical engineering program located in Bremerton. At full
25 implementation, the university is expected to increase degree
26 production by 25 new bachelor's degrees per year. The university must
27 identify these students separately when providing data to the
28 education research data center as required in subsection (2) of this
29 section.

30 (10) \$1,370,000 of the general fund—state appropriation for
31 fiscal year 2022 and \$1,370,000 of the general fund—state
32 appropriation for fiscal year 2023 are provided solely for the
33 creation of software engineering and data analytic programs at the
34 university center in Everett. At full implementation, the university
35 is expected to enroll 50 students per academic year. The university
36 must identify these students separately when providing data to the
37 education research data center as required in subsection (2) of this
38 section.

1 (11) General fund—state appropriations in this section are
2 reduced to reflect a reduction in state-supported tuition waivers for
3 graduate students. When reducing tuition waivers, the university will
4 not change its practices and procedures for providing eligible
5 veterans with tuition waivers.

6 (12) \$1,154,000 of the general fund—state appropriation for
7 fiscal year 2022 and \$1,154,000 of the general fund—state
8 appropriation for fiscal year 2023 are provided solely for
9 implementation of chapter 36, Laws of 2017 3rd sp. sess. (renewable
10 energy, tax incentives).

11 (13) \$376,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$376,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for chapter 202, Laws of 2017
14 (E2SHB 1713) (children's mental health).

15 (14) \$585,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$585,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely for implementation of chapter
18 159, Laws of 2017 (2SSB 5474) (elk hoof disease).

19 (15)(a) \$500,000 of the general fund—state appropriation for
20 fiscal year 2022 and \$500,000 of the general fund—state appropriation
21 for fiscal year 2023 are provided solely for the joint center for
22 deployment and research in earth abundant materials.

23 (b) By December 1, 2021, the joint center for deployment and
24 research in earth abundant materials must report to the appropriate
25 committees of the legislature on the center's research grant program,
26 including but not limited to the following:

27 (i) The annual amount of funding available for the grant program,
28 including any private or foundation dollars;

29 (ii) The average award amount per project;

30 (iii) The educational impact of funded projects on high schools
31 and community and technical colleges; and

32 (iv) The impact of project findings on technologies in Washington
33 using earth-abundant materials.

34 (16) \$2,076,000 of the model toxics control operating account—
35 state appropriation is provided solely for the university's soil
36 health initiative and its network of long-term agroecological
37 research and extension (LTARE) sites. The network must include a
38 Mount Vernon REC site.

1 (17) \$6,880,000 of the workforce education investment account—
2 state appropriation is provided solely for institution operating
3 costs, including compensation and central services, in recognition
4 that these costs exceed estimated increases in undergraduate
5 operating fee revenue as a result of RCW 28B.15.067.

6 (18) \$20,000 of the general fund—state appropriation for fiscal
7 year 2022 and \$20,000 of the general fund—state appropriation for
8 fiscal year 2023 are provided solely for the office of clean
9 technology to convene a sustainable aviation biofuels work group to
10 further the development of sustainable aviation fuel as a productive
11 industry in Washington. The work group must include members from the
12 legislature and sectors involved in sustainable aviation biofuels
13 research, development, production, and utilization. The work group
14 must provide a report including any pertinent recommendations to the
15 governor and appropriate committees of the legislature by December 1,
16 2022.

17 (19) \$500,000 of the general fund—state appropriation for fiscal
18 year 2023 is provided solely for Washington State University's energy
19 program to launch a least-conflict priority solar siting pilot
20 project in the Columbia basin of eastern and central Washington. This
21 program shall engage all relevant stakeholders to identify priority
22 areas where there is the least amount of potential conflict in the
23 siting of utility scale PV solar and to develop a map highlighting
24 these areas. The program shall also compile the latest information on
25 opportunities for dual-use and colocation of PV solar with other land
26 values. The appropriation is the maximum amount the department may
27 expend for this purpose.

28 (20) \$42,000 of the general fund—state appropriation for fiscal
29 year 2022 and \$42,000 of the general fund—state appropriation for
30 fiscal year 2023 are provided solely for one full-time mental health
31 counselor licensed under chapter 18.225 RCW who has experience and
32 training specifically related to working with active members of the
33 military or military veterans.

34 (21) \$175,000 of the general fund—state appropriation for fiscal
35 year 2022 (~~is~~) and \$215,000 of the general fund—state appropriation
36 for fiscal year 2023 are provided solely for the William D.
37 Ruckelshaus center to partner with the Washington State University
38 for the continued work of the Washington state criminal sentencing

1 task force established in (~~section 1002 of this act~~) section 944 of
2 this act.

3 (22) (a) \$85,000 of the general fund—state appropriation for
4 fiscal year 2022 is provided solely for the William D.
5 Ruckelshaus center to conduct a situation assessment to gauge the
6 prospects for a collaborative approach to integration of leadership,
7 aligning roles and responsibilities, and increasing efficiency and
8 responsiveness of the state's K-12 education governance structure.
9 The assessment must:

10 (i) Identify issues, challenges, and opportunities related to
11 administration and governance of K-12 education in Washington state;

12 (ii) Consist of interviews with representatives of state-funded
13 K-12 education agencies, boards, commissions, and other relevant
14 entities identified by the center;

15 (iii) Explore potential opportunities for the integration,
16 alignment, and/or consolidation of roles and responsibilities of
17 entities; and

18 (iv) Identify key areas of focus.

19 (b) The center must report the assessment's findings and
20 recommendations to the education committees of the legislature by
21 March 31, 2022, with a preliminary report by February 1, 2022, as to
22 whether circumstances support the convening and facilitation of a
23 collaborative work group.

24 (23) (a) \$331,000 of the waste reduction, recycling, and litter
25 control account—state appropriation is provided solely for the
26 university to conduct an organic waste study to:

27 (i) Assess local and state government compost usage in projects
28 and buy-back programs under RCW 43.19A.120 and 43.19A.130 including
29 but not limited to participation, effectiveness, and amount and types
30 of usage of compost; and

31 (ii) Develop a model to estimate carbon sequestration from
32 organic waste-derived soil amendment application to soil, and
33 identify technologies, methods, and potential funding for carbon
34 sequestration from Washington's organic wastes including but not
35 limited to the potential inclusion of these materials in carbon
36 markets and trading.

37 (b) The university must submit a report on the assessment's
38 findings and model development to the appropriate committees of the
39 legislature by December 31, 2022.

1 (24) \$500,000 of the general fund—federal appropriation (CRRSA)
2 is provided solely to support farm stress programs in response to the
3 COVID-19 pandemic, as authorized in section 766, division N,
4 consolidated appropriations act, 2021, P.L. 116-260.

5 (25) \$200,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$200,000 of the general fund—state appropriation for
7 fiscal year 2023 are provided solely for implementation of Engrossed
8 Third Substitute House Bill No. 1091 (transportation fuel/carbon).
9 ~~((If the bill is not enacted by June 30, 2021, the amounts provided
10 in this subsection shall lapse.))~~

11 (26) \$86,000 of the general fund—state appropriation for fiscal
12 year 2022 is provided solely for implementation of Engrossed
13 Substitute House Bill No. 1273 (menstrual products/schools). ~~((If the
14 bill is not enacted by June 30, 2021, the amounts provided in this
15 subsection shall lapse.))~~

16 (27) \$101,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$101,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for implementation of Engrossed
19 Second Substitute Senate Bill No. 5227 (diversity, etc./higher
20 education). ~~((If the bill is not enacted by June 30, 2021, the
21 amounts provided in this subsection shall lapse.))~~

22 (28) \$281,000 of the general fund—state appropriation for fiscal
23 year 2022 is provided solely for implementation of chapter 6, Laws of
24 2021 (Engrossed Substitute Senate Bill No. 5272).

25 (29) The appropriations in this section include sufficient
26 funding for the implementation of chapter 96, Laws of 2021
27 (Substitute Senate Bill No. 5228).

28 (30) \$224,000 of the general fund—state appropriation for fiscal
29 year 2022 and \$221,000 of the general fund—state appropriation for
30 fiscal year 2023 are provided solely for implementation of Second
31 Substitute Senate Bill No. 5253 (pollinator health). ~~((If the bill is
32 not enacted by June 30, 2021, the amounts provided in this subsection
33 shall lapse.))~~

34 (31) \$1,718,000 of the general fund—state appropriation for
35 fiscal year 2023 is provided solely for implementation of Engrossed
36 Second Substitute Senate Bill No. 5126 (climate commitment act). ~~((If
37 the bill is not enacted by June 30, 2021, the amount provided in this
38 subsection shall lapse.))~~

1 (32) \$412,000 from the institutions of higher education—grant and
2 contracts account is provided solely for implementation of Substitute
3 Senate Bill No. 5317 (pesticide registration). (~~If the bill is not~~
4 ~~enacted by June 30, 2021, the amount provided in this subsection~~
5 ~~shall lapse.~~)

6 (33) \$33,000 of the general fund—state appropriation for fiscal
7 year 2023 is provided solely for compensation funding for Western
8 Washington University employees that work on the Washington State
9 University Everett campus.

10 (34) \$341,000 of the general fund—state appropriation for fiscal
11 year 2023 is provided solely for pharmacy behavioral health.
12 Washington State University college of pharmacy and pharmaceutical
13 sciences will hire two residency training positions and one
14 behavioral health faculty to create a residency program focused on
15 behavioral health.

16 (35) \$1,337,000 of the general fund—state appropriation for
17 fiscal year 2023 is provided solely for institution compensation
18 costs in recognition that these costs exceed estimated increases in
19 undergraduate operating fee revenue.

20 (36) \$500,000 of the general fund—state appropriation for fiscal
21 year 2023 is provided solely for the Washington state commission on
22 pesticide registration to fund research to develop alternatives for
23 growers currently using organophosphate pesticides.

24 (37) \$250,000 of the general fund—state appropriation for fiscal
25 year 2023 is provided solely for residential energy code education
26 and support, including training, hotline support to the building
27 industry, and informational material and web resources. The energy
28 program shall engage stakeholders in a discussion of overall
29 enforcement support and work to identify workforce development needs
30 and opportunities.

31 (38) \$750,000 of the general fund—state appropriation for fiscal
32 year 2023 is provided solely for the Washington state academy of
33 sciences to provide support for core operations and to accomplish its
34 mission of providing science in the service of Washington, pursuant
35 to its memorandum of understanding with the university.

36 (39) (a) \$175,000 of the general fund—state appropriation for
37 fiscal year 2023 is provided solely for the Washington state academy
38 of sciences for a review of department of fish and wildlife fishery-
39 related mortality estimates for wild salmonid stocks from

1 conventional and alternative commercial fishing gears authorized for
2 use within lower Columbia river nontribal salmon fisheries,
3 specifically gill net, tangle net, beach seine, purse seine, and
4 pound net, and the ability of each fishing gear to selectively
5 harvest hatchery-reared salmon.

6 (b) The review must:

7 (i) Determine the extent to which wild salmonid stocks are
8 harvested in a gear-specific fishery, including a review of current
9 stock composition estimates;

10 (ii) Identify and synthesize stock-specific data and peer-
11 reviewed scientific literature that exists for immediate and long-
12 term post-release mortality rates and annual wild salmonid stock
13 encounters for each gear within specific fishing seasons in the lower
14 Columbia river; and

15 (iii) Determine the origins and scientific bases of stock-
16 specific bycatch mortality rate estimates currently used by the
17 department of fish and wildlife for management of endangered species
18 act listed fish stocks impacted by each nontribal commercial fishing
19 gear and evaluate the precision and accuracy of these estimates
20 relative to the data and peer-reviewed scientific literature that
21 exists.

22 (c) By June 30, 2023, the Washington academy of sciences must
23 submit a report to the appropriate committees of the legislature
24 pursuant to RCW 43.01.036 of its findings and recommendations related
25 to gear-specific data gaps and the need to potentially reassess
26 approved bycatch mortality and encounter rates used by the department
27 of fish and wildlife for fishery management. It is intended that the
28 report will inform development of an investment plan and management
29 strategy to continue the transition of lower Columbia river nontribal
30 commercial fisheries toward science-based selective fishing regimes
31 that create the least harm to wild salmonids and are most beneficial
32 to Columbia river basin salmon recovery efforts.

33 (40) \$188,000 of the general fund—state appropriation for fiscal
34 year 2023 is provided solely for stormwater research to study the
35 long-term efficacy of green stormwater infrastructure that
36 incorporates compost to remove pollutants.

37 (41) \$2,056,000 of the workforce education investment account—
38 state appropriation is provided solely to establish a bachelor's
39 degree in cybersecurity operations.

1 (42) \$80,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for implementation of Engrossed Second
3 Substitute Senate Bill No. 5764 (apprenticeships and higher ed). If
4 the bill is not enacted by June 30, 2022, the amount provided in this
5 subsection shall lapse.

6 (43) \$135,000 of the general fund—state appropriation for fiscal
7 year 2023 is provided solely for implementation of Substitute House
8 Bill No. 1814 (community solar projects). If the bill is not enacted
9 by June 30, 2022, the amount provided in this subsection shall lapse.

10 (44) \$121,000 of the general fund—state appropriation for fiscal
11 year 2023 is provided solely for implementation of Second Substitute
12 House Bill No. 1751 (hazing prevention). If the bill is not enacted
13 by June 30, 2022, the amount provided in this subsection shall lapse.

14 (45) \$122,000 of the general fund—state appropriation for fiscal
15 year 2023 is provided solely for implementation of House Bill No.
16 1622 (sex. assault nurse education). If the bill is not enacted by
17 June 30, 2022, the amount provided in this subsection shall lapse.

18 (46) \$500,000 of the general fund—state appropriation for fiscal
19 year 2023 is provided solely for Washington State University to
20 partner with a nonprofit entity based in Olympia that focuses on
21 sustainable infrastructure solutions to develop recommendations for
22 increasing the economic value and sustainability of Washington's
23 agricultural sector through the use of industrial symbiosis
24 principles, to connect agriculture producers and processors with
25 partners to achieve synergies through systems-based resource sharing
26 resulting in economic benefits and value creation for all
27 participants, through sustainable resource recovery and optimization
28 of energy, water, and organic waste streams. By June 30, 2023, the
29 Washington State University must report recommendations to the
30 appropriate committees of the legislature pursuant to RCW 43.01.036.

31 **Sec. 605.** 2021 c 334 s 608 (uncodified) is amended to read as
32 follows:

33 **FOR EASTERN WASHINGTON UNIVERSITY**

34	General Fund—State Appropriation (FY 2022)	(\$58,079,000)
35		<u>\$58,296,000</u>
36	General Fund—State Appropriation (FY 2023)	(\$59,057,000)
37		<u>\$61,496,000</u>
38	Education Legacy Trust Account—State Appropriation.	\$16,838,000

1	Workforce Education Investment Account—State	
2	Appropriation.	((\$5,210,000))
3		<u>\$15,244,000</u>
4	TOTAL APPROPRIATION.	((\$139,184,000))
5		<u>\$151,874,000</u>

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

8 (1) At least \$200,000 of the general fund—state appropriation for
9 fiscal year 2022 and at least \$200,000 of the general fund—state
10 appropriation for fiscal year 2023 must be expended on the Northwest
11 autism center.

12 (2) The university must continue work with the education research
13 and data center to demonstrate progress in computer science and
14 engineering enrollments. By September 1st of each year, the
15 university shall provide a report including but not limited to the
16 cost per student, student completion rates, and the number of low-
17 income students enrolled in each program, any process changes or
18 best-practices implemented by the university, and how many students
19 are enrolled in computer science and engineering programs above the
20 prior academic year.

21 (3) Eastern Washington University shall not use funds
22 appropriated in this section to support intercollegiate athletics
23 programs.

24 (4) ((~~\$11,002,000~~)) \$11,356,000 of the general fund—state
25 appropriation for fiscal year 2022 and ((~~\$11,211,000~~)) \$11,617,000 of
26 the general fund—state appropriation for fiscal year 2023 are
27 provided solely for the implementation of the college affordability
28 program as set forth in RCW 28B.15.066.

29 (5) Within amounts appropriated in this section, the university
30 is encouraged to increase the number of tenure-track positions
31 created and hired.

32 (6) \$56,000 of the general fund—state appropriation for fiscal
33 year ((~~2022~~)) 2023 is provided solely for a comprehensive analysis of
34 the deep lake watershed involving land owners, ranchers, lake owners,
35 one or more conservation districts, the department of ecology, and
36 the department of natural resources.

37 (7) \$2,274,000 of the workforce education investment account—
38 state appropriation is provided solely for institution operating
39 costs, including compensation and central services, in recognition

1 that these costs exceed estimated increases in undergraduate
2 operating fee revenue as a result of RCW 28B.15.067.

3 (8) \$2,636,000 of the workforce education investment account—
4 state appropriation is provided solely to maintain a computer
5 engineering degree program in the college of science, technology,
6 engineering, and math.

7 (9) \$45,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$45,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely for one full-time mental health
10 counselor licensed under chapter 18.225 RCW who has experience and
11 training specifically related to working with active members of the
12 military or military veterans.

13 (10) \$300,000 of the workforce education investment account—state
14 appropriation is provided solely to establish a center for inclusive
15 excellence for faculty and staff.

16 (11) \$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 for increasing dual credit
19 options, to address issues of equity in higher education access.

20 (12) \$110,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$110,000 of the general fund—state appropriation for
22 fiscal year 2023 are provided solely for a new summer bridge program.

23 (13) \$27,000 of the general fund—state appropriation for fiscal
24 year 2022 is provided solely for implementation of Engrossed
25 Substitute House Bill No. 1273 (menstrual products/schools). (~~If the
26 bill is not enacted by June 30, 2021, the amounts provided in this
27 subsection shall lapse.~~)

28 (14) \$125,000 of the general fund—state appropriation for fiscal
29 year 2022 and \$125,000 of the general fund—state appropriation for
30 fiscal year 2023 are provided solely for implementation of Engrossed
31 Second Substitute House Bill No. 1335 (racial restrictions/review).
32 (~~If the bill is not enacted by June 30, 2021, the amounts provided
33 in this subsection shall lapse.~~)

34 (15) \$121,000 of the general fund—state appropriation for fiscal
35 year 2022 and \$121,000 of the general fund—state appropriation for
36 fiscal year 2023 are provided solely for implementation of Engrossed
37 Second Substitute Senate Bill No. 5227 (diversity, etc./higher
38 education). (~~If the bill is not enacted by June 30, 2021, the
39 amounts provided in this subsection shall lapse.~~)

1 (16) \$548,000 of the workforce education investment account—state
2 appropriation is provided solely for a professional masters of
3 science cyber operations degree option.

4 (17) \$2,262,000 of the workforce education investment account—
5 state appropriation is provided solely to establish a bachelor of
6 science in cybersecurity degree option through the computer science
7 program.

8 (18) \$1,054,000 of the workforce education investment account—
9 state appropriation is provided solely for the implementation of a
10 coordinated care network that will help to maximize the collaboration
11 of various student support services to create wraparound care for
12 students to address obstacles to degree completion. The amount
13 provided in this subsection must be used to supplement, not supplant,
14 other funding sources for the program.

15 (19) \$262,000 of the general fund—state appropriation for fiscal
16 year 2023 is provided solely for institution compensation costs in
17 recognition that these costs exceed estimated increases in
18 undergraduate operating fee revenue.

19 (20) \$6,170,000 of the workforce education investment account—
20 state appropriation is provided solely to establish a bachelor of
21 science in nursing program.

22 (21) \$68,000 of the general fund—state appropriation for fiscal
23 year 2023 is provided solely for implementation of Engrossed Second
24 Substitute Senate Bill No. 5764 (apprenticeships and higher ed). If
25 the bill is not enacted by June 30, 2022, the amount provided in this
26 subsection shall lapse.

27 (22) \$43,000 of the general fund—state appropriation for fiscal
28 year 2023 is provided solely for implementation of Second Substitute
29 House Bill No. 1751 (hazing prevention). If the bill is not enacted
30 by June 30, 2022, the amount provided in this subsection shall lapse.

31 **Sec. 606.** 2021 c 334 s 609 (uncodified) is amended to read as
32 follows:

33 **FOR CENTRAL WASHINGTON UNIVERSITY**

34	General Fund—State Appropriation (FY 2022)	(\$59,896,000)
35		<u>\$60,220,000</u>
36	General Fund—State Appropriation (FY 2023)	(\$61,151,000)
37		<u>\$64,057,000</u>
38	Central Washington University Capital Projects	

1	Account—State Appropriation.	\$76,000
2	Education Legacy Trust Account—State Appropriation. . . .	\$19,076,000
3	Workforce Education Investment Account—State	
4	Appropriation.	((\$4,022,000))
5		<u>\$5,071,000</u>
6	TOTAL APPROPRIATION.	((\$144,221,000))
7		<u>\$148,500,000</u>

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

10 (1) The university must continue work with the education research
11 and data center to demonstrate progress in engineering enrollments.
12 By September 1st of each year, the university shall provide a report
13 including but not limited to the cost per student, student completion
14 rates, and the number of low-income students enrolled in each
15 program, any process changes or best-practices implemented by the
16 university, and how many students are enrolled in engineering
17 programs above the prior academic year.

18 (2) Central Washington University shall not use funds
19 appropriated in this section to support intercollegiate athletics
20 programs.

21 (3) ((~~\$12,401,000~~)) \$12,800,000 of the general fund—state
22 appropriation for fiscal year 2022 and ((~~\$12,636,000~~)) \$13,094,000 of
23 the general fund—state appropriation for fiscal year 2023 are
24 provided solely for the implementation of the college affordability
25 program as set forth in RCW 28B.15.066.

26 (4) Within amounts appropriated in this section, the university
27 is encouraged to increase the number of tenure-track positions
28 created and hired.

29 (5) \$2,236,000 of the workforce education investment account—
30 state appropriation is provided solely for institution operating
31 costs, including compensation and central services, in recognition
32 that these costs exceed estimated increases in undergraduate
33 operating fee revenue as a result of RCW 28B.15.067.

34 (6) \$1,050,000 of the workforce education investment account—
35 state appropriation is provided solely to increase the number of
36 certified K-12 teachers.

37 (7) \$736,000 of the workforce education investment account—state
38 appropriation is provided solely to maintain mental health counseling
39 positions.

1 (8) \$240,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$240,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for two psychologists to
4 increase access to mental health counseling for traditionally
5 underrepresented students.

6 (9) \$52,000 of the general fund—state appropriation for fiscal
7 year 2022 and \$52,000 of the general fund—state appropriation for
8 fiscal year 2023 are provided solely for one full-time mental health
9 counselor licensed under chapter 18.225 RCW who has experience and
10 training specifically related to working with active members of the
11 military or military veterans.

12 (10) \$155,000 of the general fund—state appropriation for fiscal
13 year 2022 is provided solely to implement chapter 295, Laws of 2019
14 (educator workforce supply).

15 (11) \$750,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$750,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely to establish a bachelor of
18 science in computer science at the university's Des Moines center.

19 (12) \$31,000 of the general fund—state appropriation for fiscal
20 year 2022 is provided solely for implementation of Engrossed
21 Substitute House Bill No. 1273 (menstrual products/schools). (~~If the~~
22 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
23 ~~subsection shall lapse.~~)

24 (13) \$131,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$131,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for implementation of Engrossed
27 Second Substitute Senate Bill No. 5227 (diversity, etc./higher
28 education). (~~If the bill is not enacted by June 30, 2021, the~~
29 ~~amounts provided in this subsection shall lapse.~~)

30 (14) \$16,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$16,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for implementation of Engrossed
33 Second Substitute Senate Bill No. 5259 (law enforcement data). (~~If~~
34 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
35 ~~this subsection shall lapse.~~)

36 (15) \$613,000 of the workforce education investment account—state
37 appropriation is provided solely for expanding cybersecurity capacity
38 by adding additional faculty resources in the department of computer
39 science.

1 (16) \$293,000 of the workforce education investment account—state
2 appropriation is provided solely for a peer mentoring program. The
3 amount provided in this subsection must be used to supplement, not
4 supplant, other funding sources for the program.

5 (17) \$325,000 of the general fund—state appropriation for fiscal
6 year 2023 is provided solely for institution compensation costs in
7 recognition that these costs exceed estimated increases in
8 undergraduate operating fee revenue.

9 (18) \$143,000 of the workforce education investment account—state
10 appropriation is provided solely for the creation of an extended
11 orientation program to help promote retention of underserved
12 students. The amount provided in this subsection must be used to
13 supplement, not supplant, other funding sources for the program.

14 (19) \$20,000 of the general fund—state appropriation for fiscal
15 year 2023 is provided solely for implementation of Second Substitute
16 House Bill No. 1751 (hazing prevention). If the bill is not enacted
17 by June 30, 2022, the amount provided in this subsection shall lapse.

18 (20) \$55,000 of the general fund—state appropriation for fiscal
19 year 2023 is provided solely for community collaborations to document
20 and preserve the Roslyn cemetery.

21 **Sec. 607.** 2021 c 334 s 610 (uncodified) is amended to read as
22 follows:

23 **FOR THE EVERGREEN STATE COLLEGE**

24	General Fund—State Appropriation (FY 2022)	((\$32,450,000))
25		<u>\$32,123,000</u>
26	General Fund—State Appropriation (FY 2023)	((\$32,068,000))
27		<u>\$35,611,000</u>
28	The Evergreen State College Capital Projects	
29	Account—State Appropriation.	\$80,000
30	Education Legacy Trust Account—State Appropriation.	\$5,450,000
31	Workforce Education Investment Account—State	
32	Appropriation.	\$3,906,000
33	TOTAL APPROPRIATION.	((\$73,954,000))
34		<u>\$77,170,000</u>

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

37 (1) ((~~\$3,772,000~~)) \$3,893,000 of the general fund—state
38 appropriation for fiscal year 2022 and ((~~\$3,843,000~~)) \$3,983,000 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)~~)\$2,760,000 of the general fund—state
11 appropriation for fiscal year 2022 and (~~(\$2,677,000)~~)\$3,560,000 of
12 the general fund—state appropriation for fiscal year 2023 are
13 provided solely for the Washington state institute for public policy
14 to initiate, sponsor, conduct, and publish research that is directly
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):

19 (a) \$1,391,000 of the amounts in fiscal year 2022 and \$1,399,000
20 of the amounts in fiscal year 2023 are provided for administration
21 and core operations.

22 (b) \$828,000 of the amounts in fiscal year 2022 and \$937,000 of
23 the amounts in fiscal year 2023 are provided solely for ongoing and
24 continuing studies on the Washington state institute for public
25 policy's work plan.

26 (c) \$60,000 of the amounts in fiscal year 2022 are provided
27 solely to the Washington state institute for public policy for the
28 continued work and research on behalf of the domestic violence risk
29 assessment work group (~~(established in section 959 of this act)~~).

30 (d) \$25,000 of the amounts in fiscal year 2022 and \$40,000 of the
31 amounts in fiscal year 2023 are provided solely to the Washington
32 state institute for public policy for the continued work and research
33 on behalf of the Washington state criminal sentencing task force
34 established in (~~(section 1002 of this act)~~)section 944 of this act.

35 (e) (i) (~~(\$90,000)~~)\$14,000 of the amounts in fiscal year 2022 and
36 \$76,000 of the amounts in fiscal year 2023 are provided solely for
37 the Washington state institute for public policy to study net nanny
38 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.

8 (ii) The Washington state patrol shall provide the Washington
9 state institute for public policy with the data necessary to conduct
10 the analysis in (e)(i)(B) of this subsection. A net nanny sting
11 operation is a collaborative operation that includes local, state,
12 and federal law enforcement that targets the arrest and prosecution
13 of individuals involved in child abuse and exploitation using the
14 internet by using a fictitious victim. By June 30, (~~(2022)~~)2023, the
15 institute must submit results from the study to the appropriate
16 committees of the legislature.

17 (f) (~~(\$70,000)~~)\$124,000 of the general fund—state appropriation
18 for fiscal year 2022 and (~~(\$130,000)~~)\$76,000 of the general fund—
19 state appropriation for fiscal year 2023 are provided solely for the
20 Washington state institute for public policy to study legal financial
21 obligations as defined in RCW 9.94A.030.

22 (i) The study should explore the following topics:

23 (A) The amount of legal and financial obligations imposed over
24 the last three years;

25 (B) The total amounts outstanding and the total amounts collected
26 annually, including annual collection rates; including all
27 restitution, costs, fees, fines, penalty assessments, and interest,
28 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

1 county and local funding from the collection of legal financial
2 obligations and to provide such funding through other means.

3 (iii) The Washington state institute for public policy may
4 solicit input for the study from interested parties to include but
5 not be limited to the Washington state association of counties, the
6 Washington state association of county officials, the Washington
7 state association of prosecuting attorneys, superior court judges,
8 civil legal aid, civil rights attorneys, disability rights advocates,
9 crime victim advocates, persons formerly incarcerated, advocates for
10 persons who are currently or formerly incarcerated, academic
11 researchers, persons with expertise analyzing data on legal financial
12 obligations, the Washington state minority and justice commission,
13 and the administrative office of the courts.

14 (iv) An initial report is due to the legislature by December 1,
15 2021, with a supplemental and final report due to the legislature by
16 December 1, 2022.

17 (g) (~~(\$75,000)~~) \$7,000 of the general fund—state appropriation for
18 fiscal year 2022 (~~(is)~~) and \$68,000 of the general fund—state
19 appropriation for fiscal year 2023 are provided solely for the
20 institute to review available research literature to investigate and
21 describe any relationship between early substance abuse of cannabis,
22 opioids, or cocaine and mental health disorders in young adults; and
23 any relationship between nutrition and mental health disorders in
24 young adults. The institute shall report its findings to the
25 legislature no later than (~~(June 30, 2022)~~) December 1, 2022.

26 (h) (i) (~~(\$175,000)~~) \$102,000 of the amounts in fiscal year 2022
27 and \$73,000 of the amounts in fiscal year 2023 are provided solely
28 for the Washington state institute for public policy to partner with
29 a context expert to conduct a wilderness therapy research review. The
30 University of Washington evidence-based practice institute and
31 Washington State University impact center must assist the institute
32 in identifying a content expert. For the review, the institute must:

33 (A) Identify wilderness therapy program models related to
34 behavioral health which have a treatment approach which is well
35 defined or definable and have a strong evidence base to be added to
36 reporting guides for being identified as an evidence-based practice
37 for mental health, including identification of target populations for
38 these programs;

39 (B) Identify wilderness/adventure program models available for
40 prevention 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~~) June 30, 2022, and a report on (h) (i) (C) of this
9 subsection by (~~June 30, 2022~~) December 1, 2022.

10 (i) (~~(\$272,000)~~) \$15,000 of the amounts in fiscal year 2022 and
11 (~~(\$98,000)~~) \$286,000 of the amounts in fiscal year 2023 are provided
12 solely for implementation of Engrossed Second Substitute Senate Bill
13 No. 5304 (reentry services/state and local institutions). (~~If the~~
14 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
15 ~~subsection (4) (i) shall lapse.~~)

16 (j) (~~(\$71,000)~~) \$48,000 of the amounts in fiscal year 2022 and
17 (~~(\$66,000)~~) \$89,000 of the amounts in fiscal year 2023 are provided
18 solely for implementation of Engrossed Second Substitute Senate Bill
19 No. 5194 (equity and access in higher education). (~~If the bill is~~
20 ~~not enacted by June 30, 2021, the amounts provided in this subsection~~
21 ~~(4) (j) shall lapse.~~)

22 (k) (i) (~~(\$150,000)~~) \$75,000 of the general fund—state
23 appropriation for fiscal year 2022 (~~is~~) and \$75,000 of the general
24 fund—state appropriation for fiscal year 2023 are provided solely for
25 the Washington state institute for public policy to conduct a cost-
26 benefit analysis for an exclusive or partial American steel
27 requirement for future contracts and subcontracts authorized in the
28 capital budget. The cost-benefit analysis must, to the extent
29 feasible:

30 (A) Compare existing types and uses of steel to America made
31 steel alternatives, including evaluation of quality;

32 (B) Examine benefits to Washington workers and the Washington
33 economy;

34 (C) Examine lifecycle and embodied carbon greenhouse gas
35 emissions;

36 (D) Identify requirements for purchasing American steel that
37 minimize costs and maximize benefits; and

38 (E) Evaluate American steel requirements or preferences in other
39 states.

1 (ii) The institute may solicit input for the analysis from
2 representatives of interested parties to include, but not be limited
3 to, the construction and manufacturing sectors, organized labor in
4 the construction and manufacturing sectors, cities, counties,
5 American steel manufacturing companies, environmental advocacy
6 organizations, and appropriate state agencies.

7 (iii) The institute must submit a final report to the appropriate
8 committees of the legislature by December 1, ~~((2021))~~2022.

9 (l) \$47,000 of the general fund—state appropriation for fiscal
10 year 2023 is provided solely for implementation of Second Substitute
11 House Bill No. 1044 (prison to postsecondary ed.). ~~((If the bill is
12 not enacted by June 30, 2021, the amount provided in this subsection
13 (4)(l) shall lapse.))~~

14 (m) \$71,000 of the amounts in fiscal year 2022 and \$91,000 of the
15 amounts in fiscal year 2023 are provided solely for implementation of
16 chapter 314, Laws of 2021 (Engrossed Second Substitute Senate Bill
17 No. 5141) (env. justice task force recs).

18 (n) \$125,000 of the amounts in fiscal year 2023 is provided
19 solely for an evaluation of student participation in transitional
20 kindergarten programs across the state. By December 31, 2023, the
21 institute shall report the results of its evaluation to the
22 appropriate legislative committees; the governor; the office of the
23 superintendent of public instruction; and the department of children,
24 youth, and families. It is the intent of the legislature to provide
25 funding in the 2023-2025 fiscal biennium budget for the institute to
26 complete the report by December 31, 2023. For the evaluation, to the
27 extent data is available, the institute shall collect data regarding:

28 (i) The number of districts providing transitional kindergarten
29 programs, including the number of classrooms and students in the
30 program per district;

31 (ii) The number of children participating in transitional
32 kindergarten programs across the state, disaggregated by demographic
33 information such as race, gender, and income level;

34 (iii) The number of children participating in transitional
35 kindergarten programs that attended prekindergarten previous to
36 transitional kindergarten;

37 (iv) The number of children participating in transitional
38 kindergarten who received early learning services through the early
39 childhood education and assistance program;

1 (v) The number of children participating in transitional
2 kindergarten with an individualized education plan;

3 (vi) An analysis of how school districts select and prioritize
4 children for enrollment in transitional kindergarten;

5 (vii) The differences in teacher preparation, certification, and
6 classroom instruction for transitional kindergarten compared to the
7 early childhood education and assistance program;

8 (viii) The identification of why school districts offer
9 transitional kindergarten, the early childhood education and
10 assistance program, and other early learning programs such as
11 traditional or developmental prekindergarten, and the funding sources
12 used; and

13 (ix) The use of transitional kindergarten in other states in
14 comparison to Washington state, and any outcome data available.

15 (o) (i) \$62,000 of the amounts for fiscal year 2023 is provided
16 solely for a comprehensive study to assess specific needs of
17 farmworkers in the state in order to help policymakers determine
18 whether those needs are being met by state administered programs,
19 policies, and statutes. The institute must consult with farmworker
20 advocacy organizations, state agencies administering programs and
21 policies impacting farmworkers, and nonprofit organizations that work
22 directly with farmworkers.

23 (ii) As part of its information gathering, the institute must
24 hear from farmworkers, either directly or through the nonprofit
25 organizations, regarding farmworkers' experiences and working
26 conditions. These personal, real-life experiences from farmworkers
27 must be based on informal interviews or surveys conducted by Latino
28 nonprofit organizations that have well-established connections and
29 relationships with farmworkers.

30 (iii) The study must focus on needs related to health and safety
31 in the workplace, payment of wages, and preventing harassment and
32 discrimination of, and retaliation against, farmworkers for asserting
33 their rights regarding health and safety standards, wage and hour
34 laws, and access to services.

35 (iv) The study must include:

36 (A) An examination of how the relevant state agencies coordinate
37 with each other and federal agencies in administrating and enforcing
38 the various laws, policies, and programs, and of the agencies'
39 education and outreach to farmworkers regarding farmworkers' rights
40 and protections;

1 (B) A review of available data from, and research of, programs
2 that are intended to increase health and safety outcomes for
3 farmworkers and that are intended to provide farmworkers access to
4 services and benefits; and

5 (C) Options on ways to improve agency coordination and the
6 effectiveness of reviewed programs.

7 (v) It is the intent of the legislature to provide funding in the
8 2023-2025 fiscal biennium budget for the institute to complete the
9 report by June 30, 2025, with a preliminary report submitted by
10 December 1, 2023.

11 (p) \$116,000 of the amounts in fiscal year 2023 is provided
12 solely for the Washington state institute for public policy to
13 undertake a study on the nature and scope of the underground economy
14 and to recommend what policy changes, if any, are needed to address
15 the underground economy in the construction industry, including
16 whether greater cohesion and transparency among state agencies is
17 needed. The report must address the extent of and projected costs to
18 the state and workers of the underground economy. The institute must
19 submit a report to the appropriate committees of the legislature by
20 December 1, 2022.

21 (q) Notwithstanding other provisions in this subsection, the
22 board of directors for the Washington state institute for public
23 policy may adjust due dates for projects included on the institute's
24 2021-23 work plan as necessary to efficiently manage workload.

25 (5) \$2,636,000 of the workforce education investment account—
26 state appropriation is provided solely for institution operating
27 costs, including compensation and central services, in recognition
28 that these costs exceed estimated increases in undergraduate
29 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.

37 (8) \$213,000 of the general fund—state appropriation for fiscal
38 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 (11) \$39,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$39,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for one full-time mental health
14 counselor licensed under chapter 18.225 RCW who has experience and
15 training specifically related to working with active members of the
16 military or military veterans.

17 (12) \$7,000 of the general fund—state appropriation for fiscal
18 year 2022 is provided solely for implementation of Engrossed
19 Substitute House Bill No. 1273 (menstrual products/schools). (~~If the~~
20 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
21 ~~subsection shall lapse.~~)

22 (13) \$236,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$220,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for implementation of Engrossed
25 Second Substitute Senate Bill No. 5227 (diversity, etc./higher
26 education). (~~If the bill is not enacted by June 30, 2021, the~~
27 ~~amounts provided in this subsection shall lapse.~~)

28 (14) \$158,000 of the general fund—state appropriation for fiscal
29 year 2023 is provided solely for institution compensation costs in
30 recognition that these costs exceed estimated increases in
31 undergraduate operating fee revenue.

32 (15) \$142,000 of the general fund—state appropriation for fiscal
33 year 2023 is provided solely for student mental health and wellness.
34 The amount provided in this subsection must be used to supplement,
35 not supplant, other funding sources for the program.

36 (16) \$196,000 of the general fund—state appropriation for fiscal
37 year 2023 is provided solely for additional laboratory, art, and
38 media lab sections.

1 (17) \$600,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely to develop and expand current
3 corrections education programs offered in department of corrections
4 facilities. The college shall appoint a project implementation team,
5 collaborate with stakeholders to plan student success programs and
6 curriculum which lead to transferable credit, associate and
7 bachelor's degrees, and other workforce credentials, and train
8 faculty and staff on working with incarcerated populations.

9 (18) \$100,000 of the general fund—state appropriation for fiscal
10 year 2023 is provided solely for implementation of chapter 329, Laws
11 of 2021 (Substitute House Bill No. 1223) (custodial interrogations).

12 (19) \$27,000 of the general fund—state appropriation for fiscal
13 year 2023 is provided solely for implementation of Second Substitute
14 House Bill No. 1751 (hazing prevention). If the bill is not enacted
15 by June 30, 2022, the amount provided in this subsection shall lapse.

16 **Sec. 608.** 2021 c 334 s 611 (uncodified) is amended to read as
17 follows:

18 **FOR WESTERN WASHINGTON UNIVERSITY**

19	General Fund—State Appropriation (FY 2022).	(((\$83,910,000)))
20		<u>\$84,528,000</u>
21	General Fund—State Appropriation (FY 2023).	(((\$85,554,000)))
22		<u>\$91,203,000</u>
23	Western Washington University Capital Projects	
24	Account—State Appropriation.	\$1,424,000
25	Education Legacy Trust Account—State Appropriation. . . .	\$13,831,000
26	Workforce Education Investment Account—State	
27	Appropriation.	(((\$6,698,000)))
28		<u>\$8,727,000</u>
29	TOTAL APPROPRIATION.	(((\$191,417,000)))
30		<u>\$199,713,000</u>

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

33 (1) The university must continue work with the education research
34 and data center to demonstrate progress in computer science and
35 engineering enrollments. By September 1st of each year, the
36 university shall provide a report including but not limited to the
37 cost per student, student completion rates, and the number of low-
38 income students enrolled in each program, any process changes or

1 best-practices implemented by the university, and how many students
2 are enrolled in computer science and engineering programs above the
3 prior academic year.

4 (2) Western Washington University shall not use funds
5 appropriated in this section to support intercollegiate athletics
6 programs.

7 (3) (~~(\$17,116,000)~~) \$17,667,000 of the general fund—state
8 appropriation for fiscal year 2022 and (~~(\$17,441,000)~~) \$18,073,000 of
9 the general fund—state appropriation for fiscal year 2023 are
10 provided solely for the implementation of the college affordability
11 program as set forth in RCW 28B.15.066.

12 (4) \$150,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$150,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely to recruit and retain high
15 quality and diverse graduate students.

16 (5) \$494,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$548,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for critical support services to
19 ensure traditionally underrepresented students receive the same
20 opportunities for academic success as their peers.

21 (6) \$700,000 of the general fund—state appropriation for fiscal
22 year 2022 and \$700,000 of the general fund—state appropriation for
23 fiscal year 2023 are provided solely for the creation and
24 implementation of an early childhood education degree program at the
25 western on the peninsulas campus. The university must collaborate
26 with Olympic college. At full implementation, the university is
27 expected to grant approximately 75 bachelor's degrees in early
28 childhood education per year at the western on the peninsulas campus.

29 (7) \$1,306,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$1,306,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely for the university to develop a
32 new program in marine, coastal, and watershed sciences.

33 (8) \$886,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$886,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for the university to reduce
36 tuition rates for four-year degree programs offered in partnership
37 with Olympic college—Bremerton, Olympic college—Poulsbo, and
38 Peninsula college—Port Angeles that are currently above state-funded
39 resident undergraduate tuition rates.

1 (9) \$90,000 of the general fund—state appropriation for fiscal
2 year 2022 is provided solely for the university to assess the
3 feasibility and benefits of expanding outdoor residential school
4 programs to equitably serve either all fifth and sixth grade
5 students, or only fifth or only sixth grade students statewide. The
6 study shall explore the equity concerns exacerbated by the COVID-19
7 pandemic in the areas of outdoor recreation and outdoor learning
8 experiences, with a focus on using physical activity and exposure to
9 natural settings as a strategy for improving health disparities and
10 accelerating learning for historically underserved populations. The
11 study must also consider programs and facilities at outdoor
12 residential schools, youth camps, and state parks and assess the
13 impact of COVID-19 on these institutions, and recommend strategies to
14 preserve and expand capacity for outdoor school. The university shall
15 submit a report to the office of the governor, the office of the
16 superintendent of public instruction, and the education committees of
17 the legislature summarizing the assessment and making recommendations
18 no later than September 30, 2021.

19 (10) Within amounts appropriated in this section, the university
20 is encouraged to increase the number of tenure-track positions
21 created and hired.

22 (11) \$2,256,000 of the workforce education investment account—
23 state appropriation is provided solely for institution operating
24 costs, including compensation and central services, in recognition
25 that these costs exceed estimated increases in undergraduate
26 operating fee revenue as a result of RCW 28B.15.067.

27 (12) \$3,426,000 of the workforce education investment account—
28 state appropriation is provided solely to maintain access to science,
29 technology, engineering, and mathematics degrees.

30 (13) \$1,016,000 of the workforce education investment account—
31 state appropriation is provided solely to establish an academic
32 curriculum in ethnic studies.

33 (14) \$48,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$48,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for one full-time mental health
36 counselor licensed under chapter 18.225 RCW who has experience and
37 training specifically related to working with active members of the
38 military or military veterans.

1 (15) \$530,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$530,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for the creation and
4 implementation of two bilingual educator programs in the south King
5 county region, including a bilingual elementary education degree
6 program and a secondary education degree program. At full
7 implementation, each cohort shall support up to 25 students per year.

8 (16) \$40,000 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.~~)

13 (17) \$353,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$153,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for implementation of Engrossed
16 Second Substitute Senate Bill No. 5227 (diversity, etc./higher
17 education). (~~If the bill is not enacted by June 30, 2021, the~~
18 ~~amounts provided in this subsection shall lapse.~~)

19 (18) \$5,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$2,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely for implementation of Engrossed
22 Second Substitute Senate Bill No. 5259 (law enforcement data). (~~If~~
23 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
24 ~~this subsection shall lapse.~~)

25 (19) \$769,000 of the workforce education investment account—state
26 appropriation is provided solely for upgrading Cyber Range equipment
27 and software.

28 (20) \$1,260,000 of the workforce education investment account—
29 state appropriation is provided solely for student support services
30 that include resources for outreach and financial aid support,
31 retention initiatives including targeted support for underserved
32 student populations, mental health support, and initiatives aimed at
33 addressing learning disruption due to the global pandemic. The amount
34 provided in this subsection must be used to supplement, not supplant,
35 other funding sources for student support services.

36 (21) \$461,000 of the general fund—state appropriation for fiscal
37 year 2023 is provided solely for establishing a new master of science
38 program in nursing.

1 (22) \$433,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for the registered nurse to bachelors in
3 nursing program.

4 (23) \$767,000 of the general fund—state appropriation for fiscal
5 year 2023 is provided solely for institution compensation costs in
6 recognition that these costs exceed estimated increases in
7 undergraduate operating fee revenue.

8 (24) \$30,000 of the general fund—state appropriation for fiscal
9 year 2023 is provided solely for a review of how existing homeowners'
10 associations, condominium associations, associations of apartment
11 owners, and common interest communities in Washington can incorporate
12 accessory dwelling units. The review shall include an examination of
13 the governing documents of these associations and communities to
14 determine how accessory dwelling units are explicitly or implicitly
15 restricted and what the overall impact is on the state's housing
16 supply from such restrictions. By June 30, 2023, in compliance with
17 RCW 43.01.036, the institution must submit a report detailing its
18 findings to the appropriate committees of the legislature.

19 (25) \$66,000 of the general fund—state appropriation for fiscal
20 year 2023 is provided solely for implementation of Second Substitute
21 House Bill No. 1751 (hazing prevention). If the bill is not enacted
22 by June 30, 2022, the amount provided in this subsection shall lapse.

23 **Sec. 609.** 2021 c 334 s 612 (uncodified) is amended to read as
24 follows:

25 **FOR THE STUDENT ACHIEVEMENT COUNCIL—POLICY COORDINATION AND**
26 **ADMINISTRATION**

27	General Fund—State Appropriation (FY 2022)	((\$7,667,000))
28		<u>\$7,777,000</u>
29	General Fund—State Appropriation (FY 2023)	((\$7,552,000))
30		<u>\$12,583,000</u>
31	General Fund—Federal Appropriation.	((\$4,928,000))
32		<u>\$4,941,000</u>
33	Workforce Education Investment Account—State	
34	Appropriation.	((\$615,000))
35		<u>\$6,427,000</u>
36	TOTAL APPROPRIATION.	((\$20,762,000))
37		<u>\$31,728,000</u>

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.

13 (4) \$575,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$575,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided to increase the number of high school
16 seniors and college bound scholars that complete the free application
17 for federal student aid and the Washington application for state
18 financial aid through digital engagement tools, expanded training,
19 and increased events for high school students.

20 (5) The student achievement council must ensure that all
21 institutions of higher education as defined in RCW 28B.92.030 and
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
24 effectiveness of state financial aid programs. This data must be
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
29 council to convene and coordinate a task force to propose strategies
30 to eliminate financial and nonfinancial barriers to low-income
31 students participating in running start, college in the high school,
32 advanced placement, international baccalaureate, Cambridge, and
33 career and technical education dual credit programs. The task force
34 shall submit a report to the appropriate committees of the
35 legislature by December 1, 2021. The report must include:

36 (a) Strategies to address the following financial and
37 nonfinancial barriers to students:

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 exam-
7 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;

13 (d) Expanding access to dual credit opportunities for students in
14 career and technical education pathways; and

15 (e) Running start data for fiscal year 2019, fiscal year 2020,
16 and fiscal year 2021 for each community and technical college as
17 described in ~~((section 605(29) of this act))~~ section 602(29) of this
18 act.

19 (7) \$29,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$29,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely for implementation of Second
22 Substitute House Bill No. 1044 (prison to postsecondary ed.). ~~((If~~
23 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
24 ~~this subsection shall lapse.))~~

25 (8) \$16,000 of the general fund—state appropriation for fiscal
26 year 2022 and \$16,000 of the general fund—state appropriation for
27 fiscal year 2023 are provided solely for implementation of Substitute
28 Senate Bill No. 5249 (mastery-based learning). ~~((If the bill is not~~
29 ~~enacted by June 30, 2021, the amounts provided in this subsection~~
30 ~~shall lapse.))~~

31 (9) \$1,000,000 of the workforce education investment account—
32 state appropriation is provided solely for the career launch grant
33 pool for the public four-year institutions.

34 (10) \$3,600,000 of the workforce education investment account—
35 state appropriation is provided solely for a grant pool dedicated to
36 nursing programs to purchase or upgrade simulation laboratory
37 equipment.

38 (11) \$250,000 of the general fund—state appropriation for fiscal
39 year 2023 is provided solely for the student achievement council to

1 convene and coordinate the development of education and training
2 programs for employees, focusing on correctional officers and medical
3 staff, of the department of corrections to be provided through a
4 contract with The Evergreen State College. Education and training
5 programs must be designed collaboratively to best meet the needs of
6 the department of corrections.

7 (12) \$850,000 of the general fund—state appropriation for fiscal
8 year 2023 is provided solely for administrative support services to
9 carry out duties and responsibilities necessary for recipients of the
10 Washington college grant who are enrolled in a state registered
11 apprenticeship program.

12 (13) \$246,000 of the general fund—state appropriation for fiscal
13 year 2023 is provided solely to expand the homeless student
14 assistance pilot program by two additional public four-year
15 institutions of higher education. The institutions participating in
16 the pilot program are subject to the same requirements as in RCW
17 28B.50.916. Of the amounts in this subsection, \$30,000 of the general
18 fund—state appropriation for fiscal year 2023 is provided solely for
19 administration.

20 (14) \$100,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$150,000 of the general fund—state appropriation for
22 fiscal year 2023 are provided solely for a Pierce county school
23 district to expand a current program assisting high school seniors to
24 identify a postsecondary pathway through a data driven approach.

25 (15)(a) \$80,000 of the general fund—state appropriation for
26 fiscal year 2023 is provided solely for a pilot program to help
27 students, including those enrolled in state registered apprenticeship
28 programs, connect with health care coverage. The student achievement
29 council, in cooperation with the council of presidents, must provide
30 resources for up to two four-year colleges or universities, one on
31 the east side and one on the west side of the Cascade mountains, to
32 hire or train an employee to:

33 (i) Provide information to students and college and university
34 staff about available health insurance options;

35 (ii) Develop culturally relevant materials and conduct outreach
36 for historically marginalized and underserved student populations to
37 assist these populations in their knowledge of access to low cost or
38 free health insurance plans;

1 (iii) Provide ongoing technical assistance to students about
2 health insurance options or health insurance application process; and

3 (iv) Provide technical assistance to students as a health benefit
4 exchange certified assister, to help students understand, shop,
5 apply, and enroll in health insurance through Washington health
6 planfinder.

7 (b) Participation in the exchange assister program is contingent
8 on fulfilling applicable contracting, security, and other program
9 requirements.

10 (c) The legislature expects the council, in collaboration with
11 the council of presidents and the health benefit exchange, to report
12 to the appropriate committees of the legislature information about
13 barriers students, including those enrolled in state registered
14 apprenticeship programs, encountered to accessing health insurance
15 coverage; and to provide recommendations on how to improve student
16 and staff access to health coverage based on data gathered from the
17 pilot program.

18 (16) \$25,000 of the general fund—state appropriation for fiscal
19 year 2023 is provided solely for the Washington student achievement
20 council to convene stakeholders from institutions of higher
21 education, students, and community-based organizations to develop
22 recommendations regarding residency statutes with the goal of
23 ensuring consistent application of residency statutes and clarifying
24 pathways to being a Washington resident student with a focus on
25 ensuring equity to accessing student residency. By December 1, 2022,
26 the council must submit a report with recommendations to the
27 appropriate committees of the legislature pursuant to RCW 43.01.036.

28 (17) \$10,000 of the general fund—state appropriation for fiscal
29 year 2023 is provided solely for the council to submit a progress
30 report on the new or expanded cybersecurity and nursing academic
31 programs that receive funding in sections 602 through 608 of this
32 act, including the number of students enrolled. The council must
33 coordinate with the institutions of higher education and the state
34 board for community and technical colleges as provided in sections
35 601(4), 602(37), and 602(45) of this act. The progress report must be
36 submitted to the appropriate committees of the legislature, pursuant
37 to RCW 43.01.036, by June 30, 2023, and a final report is expected by
38 December 1, 2024.

1 (18) \$2,800,000 of the general fund—state appropriation for
2 fiscal year 2023 is provided solely to a nonprofit organization
3 located in King county to expand college services to support
4 underserved students impacted by the pandemic and improve college
5 retention and completion rates.

6 (19) \$275,000 of the general fund—state appropriation for fiscal
7 year 2023 is provided solely for Engrossed Second Substitute Senate
8 Bill No. 5764 (apprenticeships and higher ed). If the bill is not
9 enacted by June 30, 2022, the amounts provided in this subsection
10 shall lapse.

11 (20) \$137,000 of the general fund—state appropriation for fiscal
12 year 2023 is provided solely for implementation of Engrossed
13 Substitute Senate Bill No. 5847 (public employee PLSF info). If the
14 bill is not enacted by June 30, 2022, the amount provided in this
15 subsection shall lapse.

16 (21) \$1,200,000 of the workforce education investment account—
17 state appropriation is provided solely for implementation of Second
18 Substitute House Bill No. 1835 (postsecondary enrollment). No more
19 than \$200,000 of the amounts provided in this subsection may be used
20 for administration. If the bill is not enacted by June 30, 2022, the
21 amount provided in this subsection shall lapse.

22 (22) \$150,000,000 of the Washington student loan account—state
23 appropriation for fiscal year 2023 is provided solely for
24 implementation of Engrossed Second Substitute House Bill No. 1736
25 (state student loan program). If the bill is not enacted by June 30,
26 2022, the amount provided in this subsection shall lapse.

27 (23) If Second Substitute Senate Bill No. 5789 (innovation
28 challenge program) is enacted by June 30, 2022, community-based
29 organizations that receive state funding under subsection (18) of
30 this section and section 602(41) of this act are not eligible for
31 Washington career and college pathways innovation challenge program
32 grant funding for the same purpose.

33 **Sec. 610.** 2021 c 334 s 613 (uncodified) is amended to read as
34 follows:

35 **FOR THE STUDENT ACHIEVEMENT COUNCIL—OFFICE OF STUDENT FINANCIAL**
36 **ASSISTANCE**

37 General Fund—State Appropriation (FY 2022). (~~(\$274,215,000)~~)
38 \$274,216,000

1	General Fund—State Appropriation (FY 2023)	((\$270,597,000))
2		<u>\$224,541,000</u>
3	General Fund—Federal Appropriation.	((\$14,061,000))
4		<u>\$14,096,000</u>
5	General Fund—Private/Local Appropriation.	\$300,000
6	Education Legacy Trust Account—State Appropriation.	\$85,488,000
7	Washington Opportunity Pathways Account—State	
8	Appropriation.	((\$164,598,000))
9		<u>\$223,786,000</u>
10	Aerospace Training Student Loan Account—State	
11	Appropriation.	((\$216,000))
12		<u>\$217,000</u>
13	Workforce Education Investment Account—State	
14	Appropriation.	((\$299,870,000))
15		<u>\$248,456,000</u>
16	Health Professionals Loan Repayment and Scholarship	
17	Program Account—State Appropriation.	\$1,720,000
18	TOTAL APPROPRIATION.	((\$1,111,065,000))
19		<u>\$1,072,820,000</u>

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

22 (1) \$7,834,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$7,835,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for student financial aid
25 payments under the state work study program, including up to four
26 percent administrative allowance for the state work study program.

27 (2) \$236,416,000 of the general fund—state appropriation for
28 fiscal year 2022, ((~~\$236,416,000~~)) \$176,416,000 of the general fund—
29 state appropriation for fiscal year 2023, ((~~\$297,865,000~~))
30 \$218,824,000 of the workforce education investment account—state
31 appropriation, \$69,639,000 of the education legacy trust fund—state
32 appropriation, and ((~~\$147,654,000~~)) \$207,654,000 of the Washington
33 opportunity pathways account—state appropriation are provided solely
34 for the Washington college grant program as provided in RCW
35 28B.92.200.

36 (3) Changes made to the state work study program in the 2009-2011
37 and 2011-2013 fiscal biennia are continued in the 2021-2023 fiscal
38 biennium including maintaining the increased required employer share
39 of wages; adjusted employer match rates; discontinuation of

1 nonresident student eligibility for the program; and revising
2 distribution methods to institutions by taking into consideration
3 other factors such as off-campus job development, historical
4 utilization trends, and student need.

5 (4) \$1,165,000 of the general fund—state appropriation for fiscal
6 year 2022, \$1,165,000 of the general fund—state appropriation for
7 fiscal year 2023, \$15,849,000 of the education legacy trust account—
8 state appropriation, and ~~((\$16,944,000))~~ \$16,132,000 of the Washington
9 opportunity pathways account—state appropriation are provided solely
10 for the college bound scholarship program and may support
11 scholarships for summer session. The office of student financial
12 assistance and the institutions of higher education shall not
13 consider awards made by the opportunity scholarship program to be
14 state-funded for the purpose of determining the value of an award
15 amount under RCW 28B.118.010.

16 (5) \$6,999,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$6,999,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for the passport to college
19 program. The maximum scholarship award is up to \$5,000. The council
20 shall contract with a nonprofit organization to provide support
21 services to increase student completion in their postsecondary
22 program and shall, under this contract, provide a minimum of \$500,000
23 in fiscal years 2022 and 2023 for this purpose.

24 (6) \$2,981,000 of the general fund—state appropriation for fiscal
25 year 2022 ~~((is))~~ and \$8,551,000 of the general fund—state
26 appropriation for fiscal year 2023 are provided solely to meet state
27 match requirements associated with the opportunity scholarship
28 program. The legislature will evaluate subsequent appropriations to
29 the opportunity scholarship program based on the extent that
30 additional private contributions are made, program spending patterns,
31 and fund balance.

32 (7) \$3,800,000 of the general fund—state appropriation for fiscal
33 year 2022 and \$3,800,000 of the general fund—state appropriation for
34 fiscal year 2023 are provided solely for expenditure into the health
35 professionals loan repayment and scholarship program account. These
36 amounts must be used to increase the number of licensed primary care
37 health professionals to serve in licensed primary care health
38 professional critical shortage areas. Contracts between the office
39 and program recipients must guarantee at least three years of

1 conditional loan repayments. The office of student financial
2 assistance and the department of health shall prioritize a portion of
3 any nonfederal balances in the health professional loan repayment and
4 scholarship fund for conditional loan repayment contracts with
5 psychiatrists and with advanced registered nurse practitioners for
6 work at one of the state-operated psychiatric hospitals. The office
7 and department shall designate the state hospitals as health
8 professional shortage areas if necessary for this purpose. The office
9 shall coordinate with the department of social and health services to
10 effectively incorporate three conditional loan repayments into the
11 department's advanced psychiatric professional recruitment and
12 retention strategies. The office may use these targeted amounts for
13 other program participants should there be any remaining amounts
14 after eligible psychiatrists and advanced registered nurse
15 practitioners have been served. The office shall also work to
16 prioritize loan repayments to professionals working at health care
17 delivery sites that demonstrate a commitment to serving uninsured
18 clients. It is the intent of the legislature to provide funding to
19 maintain the current number and amount of awards for the program in
20 the 2023-2025 fiscal biennium on the basis of these contractual
21 obligations.

22 (8) \$1,000,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$1,000,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for behavioral health loan
25 repayment program grants, pursuant to chapter 302, Laws of 2019 (2SHB
26 1668) (Washington health corps).

27 (9) \$4,125,000 of the general fund—state appropriation for fiscal
28 year 2022 and (~~(\$4,125,000)~~) \$6,125,000 of the general fund—state
29 appropriation for fiscal year 2023 are provided solely for
30 expenditure into the health professionals loan repayment and
31 scholarship program account. The amount provided in this subsection
32 is provided solely to increase loans within the behavioral health
33 program.

34 (10) \$2,000,000 of the workforce education investment account—
35 state appropriation is provided solely for the future teachers
36 conditional scholarship and loan repayment program established in
37 chapter 28B.102 RCW.

1 (11) \$2,000,000 of the general fund—federal appropriation (ARPA)
2 is provided solely for ARPA anticipated state grants for the national
3 health service corps.

4 (12) \$1,279,000 of the general fund—state appropriation for
5 fiscal year 2022 and ~~((\$1,138,000))~~ \$1,313,000 of the general fund—
6 state appropriation for fiscal year 2023 are provided solely for the
7 Washington award for vocational excellence. \$175,000 of the general
8 fund—state appropriation for fiscal year 2023 shall be used for
9 administration.

10 (13) \$258,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$258,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely for implementation of Substitute
13 House Bill No. 1166 (college students pilot). ~~((If the bill is not
14 enacted by June 30, 2021, the amounts provided in this subsection
15 shall lapse.))~~

16 (14) \$500,000 of the general fund—state appropriation for fiscal
17 year 2022 ~~((is))~~ and \$206,000 of the general fund—state appropriation
18 for fiscal year 2023 are provided solely for a state match associated
19 with the rural jobs program. ((The legislature will evaluate
20 appropriations in future biennia to the rural jobs program based on
21 the extent that additional private contributions are made.))

22 (15) \$27,627,000 of the workforce education investment account—
23 state appropriation is provided solely for an annual bridge grant of
24 \$500 to eligible students. A student is eligible for a grant if the
25 student receives a maximum college grant award and does not receive
26 the college bound scholarship program under chapter 28B.118 RCW.
27 Bridge grant funding provides supplementary financial support to low-
28 income students to cover higher education expenses.

29 (16) \$3,000,000 of the general fund—state appropriation for
30 fiscal year 2023 is provided solely for implementation of House Bill
31 No. 2007 (nurse educator loans). If the bill is not enacted by June
32 30, 2022, the amount provided in this subsection shall lapse.

33 **Sec. 611.** 2021 c 334 s 614 (uncodified) is amended to read as
34 follows:

35 **FOR THE WORKFORCE TRAINING AND EDUCATION COORDINATING BOARD**

36 General Fund—State Appropriation (FY 2022). ~~((\$2,715,000))~~
37 \$2,798,000
38 General Fund—State Appropriation (FY 2023). ~~((\$2,436,000))~~

1		<u>\$5,139,000</u>
2	General Fund—Federal Appropriation.	((\$55,483,000))
3		<u>\$55,611,000</u>
4	General Fund—Private/Local Appropriation.	\$212,000
5	Workforce Education Investment Account—State	
6	Appropriation.	\$150,000
7	Coronavirus State Fiscal Recovery Fund—Federal	
8	Appropriation.	\$250,000
9	TOTAL APPROPRIATION.	((\$61,246,000))
10		<u>\$64,160,000</u>

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

13 (1) \$240,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$240,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for the health workforce council
16 of the state workforce training and education coordinating board. In
17 partnership with the office of the governor, the health workforce
18 council shall continue to assess workforce shortages across
19 behavioral health disciplines and incorporate the recommended action
20 plan completed in 2020.

21 (2) \$150,000 of the workforce education investment account—state
22 appropriation is provided solely for staffing costs to support the
23 workforce education investment accountability and oversight board
24 established in RCW 28C.18.200.

25 (3) \$150,000 of the general fund—state appropriation for fiscal
26 year 2022 and \$150,000 of the general fund—state appropriation for
27 fiscal year 2023 are provided solely for the board to continue work
28 under a new behavioral health workforce advisory committee, which
29 shall monitor and report on the progress of recommendations from the
30 board's previous behavioral health workforce assessments, and
31 continue to develop policy and practice recommendations on emerging
32 issues in the behavioral health workforce. The board must convene and
33 staff the committee. The committee must provide a report and relevant
34 recommendations to the appropriate committees of the legislature and
35 the office of the governor under RCW 43.01.036 by December 1, 2021,
36 and December 1, 2022.

37 (4) \$250,000 of the coronavirus state fiscal recovery fund—
38 federal appropriation is provided solely for an accredited
39 osteopathic medical school to implement an interprofessional

1 curriculum to educate health care providers and workforce on opioid
2 misuse and addiction.

3 (5) \$225,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$225,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for the board to collaborate and
6 assist in the report required by the new behavioral health advisory
7 committee established in subsection (3) of this section. The report
8 shall contain an analysis of behavioral health workforce shortages
9 and challenges, data to inform systems change, and relevant policy
10 recommendations and actions informed by the employer demand
11 projection and talent development pipeline analyses to the
12 appropriate committees of the legislature and the office of the
13 governor by December 1, 2021, and December 1, 2022. The board shall
14 contract with a statewide nonprofit organization with expertise in
15 promoting and supporting science, technology, engineering, and math
16 education from early learning through postsecondary education to
17 provide a regional analysis of supply pipelines to current behavioral
18 health care opportunities, at the secondary and postsecondary levels,
19 and will identify gaps and barriers to programs that lead to high-
20 demand behavioral health occupations. In coordination with the
21 board's employer demand projection analysis, the contractor will
22 provide an analysis of the talent development pipeline to help inform
23 the committee's work.

24 (6) \$772,000 of the general fund—state appropriation for fiscal
25 year 2023 is provided solely to conduct health workforce surveys, in
26 collaboration with the nursing care quality assurance commission, to
27 collect and analyze data on the long-term care workforce; and manage
28 a stakeholder process to address retention and career pathways in
29 long-term care facilities.

30 (7) \$1,200,000 of the general fund—state appropriation for fiscal
31 year 2023 is provided solely for apprenticeship grants, in
32 collaboration with the nursing care quality assurance commission and
33 the department of labor and industries, to address the long-term care
34 workforce.

35 (8) \$209,000 of the general fund—state appropriation for fiscal
36 year 2023 is provided solely for administrative expenditures for the
37 Washington award for vocational excellence.

38 (9) \$216,000 of the general fund—state appropriation for fiscal
39 year 2023 is provided solely for the board to collaborate with other

1 state workforce agencies to identify a governance structure that
2 provides strategic direction on cross-organizational information
3 technology projects. By December 1, 2022, the board will submit a
4 report the governor's office and appropriate legislative committees
5 with recommendations on a coalition model that will result in better
6 service coordination and public stewardship that enables the
7 efficient delivery of workforce development services.

8 (10) \$18,000 of the general fund—state appropriation for fiscal
9 year 2023 is provided solely for Second Substitute Senate Bill No.
10 5789 (innovation challenge program). If the bill is not enacted by
11 June 30, 2022, the amount provided in this subsection shall lapse.

12 (11) \$187,000 of the general fund—state appropriation for fiscal
13 year 2023 is provided solely for implementation of Substitute House
14 Bill No. 2019 (careers in retail). If the bill is not enacted by June
15 30, 2022, the amount provided in this subsection shall lapse.

16 **Sec. 612.** 2021 c 334 s 615 (uncodified) is amended to read as
17 follows:

18 **FOR THE STATE SCHOOL FOR THE BLIND**

19	General Fund—State Appropriation (FY 2022).	((\$9,224,000))
20		<u>\$9,278,000</u>
21	General Fund—State Appropriation (FY 2023).	((\$9,357,000))
22		<u>\$9,939,000</u>
23	General Fund—Private/Local Appropriation.	\$34,000
24	TOTAL APPROPRIATION.	((\$18,615,000))
25		<u>\$19,251,000</u>

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

28 (1) Funding provided in this section is sufficient for the school
29 to offer to students enrolled in grades six through twelve for full-
30 time instructional services at the Vancouver campus or online with
31 the opportunity to participate in a minimum of one thousand eighty
32 hours of instruction and the opportunity to earn twenty-four high
33 school credits.

34 (2) \$24,000 of the general fund—state appropriation for fiscal
35 year 2023 is provided solely for implementation of Engrossed Second
36 Substitute House Bill No. 1153 (language access in schools). If the
37 bill is not enacted by June 30, 2022, the amount provided in this
38 subsection shall lapse.

1		<u>\$2,760,000</u>
2	General Fund—State Appropriation (FY 2023)	((\$2,648,000))
3		<u>\$4,788,000</u>
4	General Fund—Federal Appropriation.	((\$3,156,000))
5		<u>\$3,169,000</u>
6	General Fund—Private/Local Appropriation.	((\$50,000))
7		<u>\$143,000</u>
8	Coronavirus State Fiscal Recovery Fund—Federal	
9	Appropriation.	\$2,000,000
10	TOTAL APPROPRIATION.	((\$10,468,000))
11		<u>\$12,860,000</u>

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

14 (1) \$80,000 of the general fund—state appropriation for fiscal
15 year 2022 and \$79,000 of the general fund—state appropriation for
16 fiscal year 2023 are provided solely for the creative districts
17 program.

18 (2) \$1,000,000 of the general fund—federal appropriation (ARPA)
19 is provided solely for grants to arts organizations for programing
20 and general operating expenses pursuant to section 2021 of the
21 American rescue plan act of 2021, P.L. 117-2.

22 (3) \$1,000,000 of the coronavirus state fiscal recovery fund—
23 federal appropriation for fiscal year 2022 and \$1,000,000 of the
24 coronavirus state fiscal recovery fund—federal appropriation for
25 fiscal year 2023 are provided solely for the Washington state arts
26 commission to stabilize, recover, and preserve the state's arts and
27 cultural organizations in light of pandemic conditions. From these
28 amounts, the commission may distribute relief, response, and recovery
29 grants to arts and cultural organizations statewide, subject to
30 appropriate agreements.

31 (4) \$71,000 of the general fund—state appropriation for fiscal
32 year 2023 is provided solely for a grant to a business network in the
33 Goldendale area to continue an arts-based revitalization and
34 transformation project in downtown Goldendale.

35 **Sec. 615.** 2021 c 334 s 618 (uncodified) is amended to read as
36 follows:

37 **FOR THE WASHINGTON STATE HISTORICAL SOCIETY**

38 General Fund—State Appropriation (FY 2022). ((~~\$4,024,000~~))

1		<u>\$4,270,000</u>
2	General Fund—State Appropriation (FY 2023)	((\$4,035,000))
3		<u>\$4,878,000</u>
4	TOTAL APPROPRIATION.	((\$8,059,000))
5		<u>\$9,148,000</u>

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

8 (1) \$210,000 of the general fund—state appropriation for fiscal
9 year 2023 is provided solely for the Washington state historical
10 society to partner with a statewide organization specializing in the
11 preservation of Washington state Jewish history to establish a new
12 archive that captures the narratives and primary source materials of
13 Jewish Washingtonians. This new archive must create the capacity to
14 capture a 15-year backlog of hundreds of narratives and materials of
15 Jewish Washingtonians, as well as unlimited new submissions, with the
16 future goal of making these materials available to the public and
17 linking to existing Jewish archival collections at the University of
18 Washington.

19 (2) \$100,000 of the general fund—state appropriation for fiscal
20 year 2023 is provided solely for the department to contract with an
21 organization that works with and connects museums in Washington state
22 to create an inventory of heritage organizations across the state as
23 the first phase of a Washington museums connect initiative.

24 **Sec. 616.** 2021 c 334 s 619 (uncodified) is amended to read as
25 follows:

26 **FOR THE EASTERN WASHINGTON STATE HISTORICAL SOCIETY**

27	General Fund—State Appropriation (FY 2022)	((\$3,305,000))
28		<u>\$3,481,000</u>
29	General Fund—State Appropriation (FY 2023)	((\$3,388,000))
30		<u>\$4,095,000</u>
31	TOTAL APPROPRIATION.	((\$6,693,000))
32		<u>\$7,576,000</u>

(End of part)

PART VII

SPECIAL APPROPRIATIONS

Sec. 701. 2021 c 334 s 701 (uncodified) is amended to read as follows:

FOR THE OFFICE OF FINANCIAL MANAGEMENT—INFORMATION TECHNOLOGY INVESTMENT POOL

Table with 2 columns: Description and Amount. Rows include General Fund—State Appropriation (FY 2022), General Fund—State Appropriation (FY 2023), General Fund—Federal Appropriation, General Fund—Private/Local Appropriation, and Other Appropriated Funds. Total Appropriation is \$53,883,000.

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

(1) The appropriations in this section are provided solely for expenditure into the information technology investment revolving account created in RCW 43.41.433. Amounts in the account are provided solely for the information technology projects shown in LEAP omnibus documents IT-2021, dated April 22, 2021, and IT-2022, dated March 8, 2022, which (is) are hereby incorporated by reference. To facilitate the transfer of moneys from other funds and accounts that are associated with projects contained in LEAP omnibus documents IT-2021, dated April 22, 2021, and IT-2022, dated March 8, 2022, the state treasurer is directed to transfer moneys from other funds and accounts to the information technology investment revolving account in accordance with schedules provided by the office of financial management. Restricted federal funds may be transferred only to the extent permitted by law, and will otherwise remain outside the information technology investment account. The projects affected remain subject to the other provisions of this section.

(2) Agencies must apply to (the office of financial management and) the office of the chief information officer (to receive

1 ~~funding from the information technology investment revolving~~
2 ~~account)) for certification and release of funding for each gate of~~
3 ~~the project. ((The))When the office of the chief information officer~~
4 ~~certifies the key deliverables of the gate have been met and a~~
5 ~~current technology budget is approved, it must notify the office of~~
6 ~~financial management ((must notify))and the fiscal committees of the~~
7 ~~legislature ((of the receipt of each application and)). The office of~~
8 ~~financial management may not approve ((a funding request for))funding~~
9 ~~for the certified project gate any earlier than ten business days~~
10 ~~from the date of notification to the fiscal committees of the~~
11 ~~legislature.~~

12 (3) (a) Allocations and allotments of information technology
13 investment revolving account must be made for discrete stages of
14 projects as determined by the technology budget approved by the
15 office of the chief information officer and office of financial
16 management.

17 (b) Fifteen percent of total funding allocated by the office of
18 financial management, or another amount as defined jointly by the
19 office of financial management and the office of the chief
20 information officer, will be retained in the account, but remain
21 allocated to that project. The retained funding will be released to
22 the agency only after successful completion of that stage of the
23 project. For the one Washington project, the amount retained is
24 increased to at least twenty percent of total funding allocated for
25 any stage of that project.

26 (4) (a) Each project must have a technology budget. The technology
27 budget must have the detail by fiscal month for the 2021-2023 fiscal
28 biennium. The technology budget must use a method similar to the
29 state capital budget, identifying project costs, each fund source,
30 and anticipated deliverables through each stage of the entire project
31 investment and across fiscal periods and biennia from project onset
32 through implementation and close out, as well as at least five years
33 of maintenance and operations costs.

34 (b) As part of the development of a technology budget and at each
35 request for funding, the agency shall submit an updated technology
36 budget, if changes occurred, to include detailed financial
37 information to the office of financial management and the office of
38 the chief information officer. The technology budget must describe
39 the total cost of the project, as well as maintenance and operations
40 costs, to include and identify at least:

1 (i) Fund sources:

2 (A) If the project is funded from the information technology
3 revolving account, the technology budget must include a worksheet
4 that provides the fund sources that were transferred into the account
5 by fiscal year;

6 (B) If the project is by a central service agency, and funds are
7 driven out by the central service model, the technology budget must
8 provide a statewide impact by agency by fund as a worksheet in the
9 technology budget file;

10 (ii) Full time equivalent staffing level to include job
11 classification assumptions;

12 (iii) (~~Discreet~~) Discrete financial budget codes to include at
13 least the appropriation index and program index;

14 (iv) Object and subobject codes of expenditures;

15 (v) Anticipated deliverables;

16 (vi) Historical budget and expenditure detail by fiscal year; and
17 (vii) Maintenance and operations costs by fiscal year for at
18 least five years as a separate worksheet.

19 (c) If a project technology budget changes and a revised
20 technology budget is completed, a comparison of the revised
21 technology budget to the last approved technology budget must be
22 posted to the dashboard, to include a narrative rationale on what
23 changed, why, and how that impacts the project in scope, budget, and
24 schedule.

25 (5) (a) Each project must have an investment plan that includes:

26 (i) An organizational chart of the project management team that
27 identifies team members and their roles and responsibilities;

28 (ii) The office of the chief information officer staff assigned
29 to the project;

30 (iii) An implementation schedule covering activities, critical
31 milestones, and deliverables at each stage of the project for the
32 life of the project at each agency affected by the project;

33 (iv) Performance measures used to determine that the project is
34 on time, within budget, and meeting expectations for quality of work
35 product;

36 (v) Ongoing maintenance and operations cost of the project post
37 implementation and close out delineated by agency staffing,
38 contracted staffing, and service level agreements; and

39 (vi) Financial budget coding to include at least discrete
40 financial coding for the project.

1 (6) Projects with estimated costs greater than one hundred
2 million dollars from initiation to completion and implementation may
3 be divided into discrete subprojects as determined by the office of
4 the chief information officer, except for the one Washington project
5 which must be divided into the following discrete subprojects: Core
6 financials, expanding financials and procurement, budget, and human
7 resources. Each subproject must have a technology budget and
8 investment plan as provided in this section.

9 (7) (a) The office of the chief information officer shall maintain
10 an information technology project dashboard that provides updated
11 information each fiscal month on projects subject to this section.
12 This includes, at least:

- 13 (i) Project changes each fiscal month;
- 14 (ii) Noting if the project has a completed market requirements
15 document, and when it was completed;
- 16 (iii) Financial status of information technology projects under
17 oversight;
- 18 (iv) Coordination with agencies;
- 19 (v) Monthly quality assurance reports, if applicable;
- 20 (vi) Monthly office of the chief information officer status
21 reports;
- 22 (vii) Historical project budget and expenditures through fiscal
23 year 2021;
- 24 (viii) Budget and expenditures each fiscal month;
- 25 (ix) Estimated annual maintenance and operations costs by fiscal
26 year; and
- 27 (x) Posting monthly project status assessments on scope,
28 schedule, budget, and overall by the:
 - 29 (A) Office of the chief information officer;
 - 30 (B) Agency project team; and
 - 31 (C) Quality assurance vendor, if applicable to the project.

32 (b) The dashboard must retain a roll up of the entire project
33 cost, including all subprojects, that can display subproject detail.
34 This includes coalition projects that are active.

- 35 (8) If the project affects more than one agency:
 - 36 (a) A separate technology budget and investment plan must be
37 prepared for each agency; and
 - 38 (b) The dashboard must contain a statewide project technology
39 budget roll up that includes each affected agency at the subproject
40 level.

1 (9) For any project that exceeds two million dollars in total
2 funds to complete, requires more than one biennium to complete, or is
3 financed through financial contracts, bonds, or other indebtedness:

4 (a) Quality assurance for the project must report independently
5 to the office of the chief information officer;

6 (b) The office of the chief information officer must review, and,
7 if necessary, revise the proposed project to ensure it is flexible
8 and adaptable to advances in technology;

9 (c) The technology budget must specifically identify the uses of
10 any financing proceeds. No more than thirty percent of the financing
11 proceeds may be used for payroll-related costs for state employees
12 assigned to project management, installation, testing, or training;

13 (d) The agency must consult with the office of the state
14 treasurer during the competitive procurement process to evaluate
15 early in the process whether products and services to be solicited
16 and the responsive bids from a solicitation may be financed; and

17 (e) The agency must consult with the contracting division of the
18 department of enterprise services for a review of all contracts and
19 agreements related to the project's information technology
20 procurements.

21 (10) The office of the chief information officer must evaluate
22 the project at each stage and certify whether the project is planned,
23 managed, and meeting deliverable targets as defined in the project's
24 approved technology budget and investment plan.

25 (11) The office of the chief information officer may suspend or
26 terminate a project at any time if it determines that the project is
27 not meeting or not expected to meet anticipated performance and
28 technology outcomes. Once suspension or termination occurs, the
29 agency shall unallot any unused funding and shall not make any
30 expenditure for the project without the approval of the office of
31 financial management. The office of the chief information officer
32 must report on July 1 and December 1 each calendar year any
33 suspension or termination of a project in the previous six month
34 period to the legislative fiscal committees.

35 (12) The office of the chief information officer, in consultation
36 with the office of financial management, may identify additional
37 projects to be subject to this section, including projects that are
38 not separately identified within an agency budget. The office of the
39 chief information officer must report on July 1 and December 1 each
40 calendar year any additional projects to be subjected to this section

1 that were identified in the previous six month period to the
2 legislative fiscal committees.

3 (13) Any cost to administer or implement this section for
4 projects listed in subsection (1) of this section, must be paid from
5 the information technology investment revolving account. For any
6 other information technology project made subject to the conditions,
7 limitations, and review of this section, the cost to implement this
8 section must be paid from the funds for that project.

9 (14) The following information technology projects are subject to
10 the conditions, limitations, and review in this section:

11 (a) The unclaimed property system project of the department of
12 revenue;

13 (b) The one Washington procurement project of the department of
14 enterprise services;

15 (c) The security systems on campus project of the department of
16 enterprise services;

17 (d) The network core equipment project of the consolidated
18 technology services agency; and

19 (e) The data center switching equipment project of the
20 consolidated technology services agency.

21 **Sec. 702.** 2021 c 334 s 702 (uncodified) is amended to read as
22 follows:

23 **FOR THE STATE TREASURER—BOND RETIREMENT AND INTEREST, AND ONGOING**
24 **BOND REGISTRATION AND TRANSFER CHARGES: FOR DEBT SUBJECT TO THE DEBT**
25 **LIMIT**

26	General Fund—State Appropriation (FY 2022)	((\$1,273,008,000))
27		<u>\$1,265,240,000</u>
28	General Fund—State Appropriation (FY 2023)	((\$1,374,570,000))
29		<u>\$1,342,278,000</u>
30	State Building Construction Account—State	
31	Appropriation	((\$12,323,000))
32		<u>\$19,323,000</u>
33	Columbia River Basin Water Supply Development	
34	Account—State Appropriation	\$13,000
35	Watershed Restoration and Enhancement Bond Account—	
36	State Appropriation	\$181,000
37	State Taxable Building Construction Account—State	
38	Appropriation	\$467,000

1	Debt-Limit Reimbursable Bond Retirement Account—	
2	State Appropriation.	\$511,000
3	TOTAL APPROPRIATION.	((<u>\$2,661,073,000</u>))
4		<u>\$2,628,013,000</u>

5 The appropriations in this section are subject to the following
6 conditions and limitations: The general fund appropriations are for
7 expenditure into the debt-limit general fund bond retirement account.

8 **Sec. 703.** 2021 c 334 s 704 (uncodified) is amended to read as
9 follows:

10	FOR THE STATE TREASURER—BOND RETIREMENT AND INTEREST, AND ONGOING	
11	BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALE EXPENSES	
12	General Fund—State Appropriation (FY 2022).	\$1,400,000
13	General Fund—State Appropriation (FY 2023).	\$1,400,000
14	State Building Construction Account—State	
15	Appropriation.	((<u>\$2,466,000</u>))
16		<u>\$4,249,000</u>
17	Columbia River Basin Water Supply Development	
18	Account—State Appropriation.	\$3,000
19	Watershed Restoration and Enhancement Bond Account—	
20	State Appropriation.	\$39,000
21	State Taxable Building Construction Account—State	
22	Appropriation.	\$94,000
23	TOTAL APPROPRIATION.	((<u>\$5,402,000</u>))
24		<u>\$7,185,000</u>

25 **Sec. 704.** 2021 c 334 s 705 (uncodified) is amended to read as
26 follows:

27	FOR THE OFFICE OF FINANCIAL MANAGEMENT—EMERGENCY FUND	
28	General Fund—State Appropriation (FY 2022).	((<u>\$850,000</u>))
29		<u>\$1,100,000</u>
30	General Fund—State Appropriation (FY 2023).	((<u>\$850,000</u>))
31		<u>\$1,000,000</u>
32	TOTAL APPROPRIATION.	((<u>\$1,700,000</u>))
33		<u>\$2,100,000</u>

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

1 for the governor's emergency fund for the critically necessary work
2 of any agency.

3 **Sec. 705.** 2021 c 334 s 706 (uncodified) is amended to read as
4 follows:

5 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—EMERGENCY ASSISTANCE FUND**

6	General Fund—State Appropriation (FY 2022).	((\$2,500,000))
7		<u>\$5,000,000</u>
8	General Fund—State Appropriation (FY 2023).	((\$2,500,000))
9		<u>\$5,000,000</u>
10	TOTAL APPROPRIATION.	((\$5,000,000))
11		<u>\$10,000,000</u>

12 The appropriations in this section are subject to the following
13 conditions and limitations: The appropriations in this section are
14 for the governor's emergency fund for individual assistance
15 consistent with RCW 38.52.030(9) during an emergency proclaimed by
16 the governor, as defined in RCW 38.52.010(9). The office of financial
17 management must notify the fiscal committees of the legislature of
18 the receipt of each application or request for individual assistance
19 from the governor's emergency fund by the governor or the adjutant
20 general. The office of financial management may not approve, nor
21 release, funding for 10 business days from the date of notification
22 to the fiscal committees of the legislature.

23 **Sec. 706.** 2021 c 334 s 718 (uncodified) is amended to read as
24 follows:

25 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—ANDY HILL CANCER RESEARCH**
26 **ENDOWMENT FUND MATCH TRANSFER ACCOUNT**

27	General Fund—State Appropriation (FY 2022).	\$951,000
28	<u>General Fund—State Appropriation (FY 2023).</u>	<u>\$30,683,000</u>
29	TOTAL APPROPRIATION.	((\$951,000))
30		<u>\$31,634,000</u>

31 The appropriation in this section is subject to the following
32 conditions and limitations: The appropriation in this section is
33 provided solely for expenditure into the Andy Hill cancer research
34 endowment fund match transfer account per RCW 43.348.080 to fund the
35 Andy Hill cancer research endowment program. Matching funds using the
36 amounts appropriated in this section may not be used to fund new
37 grants that exceed two years in duration.

1 **Sec. 707.** 2021 c 334 s 723 (uncodified) is amended to read as
2 follows:

3 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—NORTHEAST WASHINGTON WOLF-**
4 **LIVESTOCK MANAGEMENT ACCOUNT**

5	General Fund—State Appropriation (FY 2022)	\$496,000
6	General Fund—State Appropriation (FY 2023)	(\$456,000)
7		<u>\$546,000</u>
8	TOTAL APPROPRIATION	(\$952,000)
9		<u>\$1,042,000</u>

10 The appropriations in this section are subject to the following
11 conditions and limitations: The appropriation is provided solely for
12 expenditure into the northeast Washington wolf-livestock management
13 account for the deployment of nonlethal wolf deterrence resources as
14 provided in chapter 16.76 RCW.

15 **Sec. 708.** 2021 c 334 s 724 (uncodified) is amended to read as
16 follows:

17 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—LONG-TERM SERVICES AND**
18 **SUPPORTS ACCOUNT**

19	General Fund—State Appropriation (FY 2022)	(\$19,618,000)
20		<u>\$46,148,000</u>
21	TOTAL APPROPRIATION	(\$19,618,000)
22		<u>\$46,148,000</u>

23 The appropriation in this section is subject to the following
24 conditions and limitations: The appropriations are provided solely
25 for expenditure into the long-term services and supports account
26 pursuant to chapter 98, Laws of 2020 and chapter 363, Laws of 2019.
27 This constitutes a loan from the general fund and must be repaid,
28 with interest, to the general fund by June 30, ~~((2022))~~2024.

29 **Sec. 709.** 2021 c 334 s 744 (uncodified) is amended to read as
30 follows:

31 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—COVID-19 PUBLIC HEALTH**
32 **RESPONSE ACCOUNT—PUBLIC HEALTH WORKFORCE**

33	General Fund—Federal Appropriation	(\$100,000,000)
34		<u>\$85,000,000</u>
35	TOTAL APPROPRIATION	(\$100,000,000)
36		<u>\$85,000,000</u>

1 The appropriation in this section is subject to the following
2 conditions and limitations: The entire general fund—federal
3 appropriation (ARPA) is provided solely for expenditure into the
4 COVID-19 public health response account, from which the department of
5 health may make expenditures from this sum solely to hire case
6 investigators, contact tracers, public health nurses, disease
7 intervention specialists, epidemiologists, and other positions as may
8 be required to prevent, prepare for, and respond to COVID-19, and to
9 provide personal protection equipment. Allowable uses include
10 distribution or reimbursement to local health jurisdictions and
11 tribes for activities consistent with the purposes of this section.

12 **Sec. 710.** 2021 c 334 s 745 (uncodified) is amended to read as
13 follows:

14 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—COVID-19 PUBLIC HEALTH**
15 **RESPONSE ACCOUNT—VACCINES**

16	General Fund—Federal Appropriation.	((\$100,000,000))
17		<u>\$76,000,000</u>
18	TOTAL APPROPRIATION.	((\$100,000,000))
19		<u>\$76,000,000</u>

20 The appropriation in this section is subject to the following
21 conditions and limitations: The entire general fund—federal
22 appropriation (ARPA) is provided solely for expenditure into the
23 COVID-19 public health response account, from which the department of
24 health may make expenditures from this sum solely for vaccine
25 distribution and administration, including the establishment and
26 expansion of community vaccination centers and mobile vaccination
27 units, particularly in underserved areas; reporting enhancements;
28 communication efforts; and transportation of individuals,
29 particularly in underserved populations, to vaccination sites.
30 Allowable uses include distribution or reimbursement to local health
31 jurisdictions and tribes for activities consistent with the purposes
32 of this section.

33 **Sec. 711.** 2021 c 334 s 746 (uncodified) is amended to read as
34 follows:

35 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—COVID-19 PUBLIC HEALTH**
36 **RESPONSE ACCOUNT—TESTING AND TRACING**

37	General Fund—Federal Appropriation.	((\$900,000,000))
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1 \$780,000,000
 2 TOTAL APPROPRIATION. ((\$900,000,000))
 3 \$780,000,000

4 The appropriation in this section is subject to the following
 5 conditions and limitations: The entire general fund—federal
 6 appropriation (ARPA) is provided solely for expenditure into the
 7 COVID-19 public health response account, from which the department of
 8 health may make expenditures from this sum solely for the statewide
 9 response to the COVID-19 pandemic, including diagnostic testing, case
 10 investigation and contact tracing, care coordination, outbreak
 11 response, data collection and analysis, and other activities required
 12 to support the response. Allowable uses include distribution or
 13 reimbursement to local health jurisdictions and tribes for activities
 14 consistent with the purposes of this section.

15 **Sec. 712.** 2021 c 334 s 748 (uncodified) is amended to read as
 16 follows:

17 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—STATE HEALTH CARE**
 18 **AFFORDABILITY ACCOUNT**

19 General Fund—State Appropriation (FY 2023). ((\$50,000,000))
 20 \$55,000,000
 21 TOTAL APPROPRIATION. ((\$50,000,000))
 22 \$55,000,000

23 The appropriation in this section is subject to the following
 24 conditions and limitations:

25 (1) The appropriations are provided solely for expenditure into
 26 the state health care affordability account created in ((Engrossed
 27 Second Substitute Senate Bill No. 5377 (standardized health
 28 plans))RCW 43.71.130. ((If the bill is not enacted by June 30, 2021,
 29 the amounts appropriated in this section shall lapse.))

30 (2) It is the intent of the legislature to continue the policy of
 31 expending \$5,000,000 into the account each fiscal year in future
 32 biennia for the purpose of funding premium assistance for customers
 33 ineligible for federal premium tax credits who meet the eligibility
 34 criteria established in section 214(11)(a) of this act. Future
 35 expenditures into the account are contingent upon approval of the
 36 applicable waiver described in section 214(12)(b) of this act.

1 **Sec. 713.** 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		<u>\$5,711,000</u>
6	TOTAL APPROPRIATION.	((\$280,000,000))
7		<u>\$5,711,000</u>

8 The appropriation in this section is subject to the following
9 conditions and limitations: The entire general fund—federal
10 appropriation (CRF) is provided solely to the office of financial
11 management for ((~~allotment~~))allocation to state agencies for costs
12 eligible to be paid from the coronavirus relief fund created by
13 section 5001, the coronavirus aid, relief, and economic security act,
14 P.L. 116-136, division A and where funding is provided elsewhere in
15 this act for those costs using a funding source other than the
16 coronavirus relief fund. For any agency receiving an
17 ((~~allotment~~))allocation under this section, the office must place an
18 equal amount of the agency's state or other federal source
19 appropriation authority in unallotted reserve status, and those
20 amounts may not be expended. In determining the use of amounts
21 appropriated in this section, the office of financial management
22 shall prioritize the preservation of state general fund moneys and
23 federal state fiscal recovery fund moneys. The office must report on
24 the use of the amounts appropriated in this section to the fiscal
25 committees of the legislature monthly until all coronavirus relief
26 fund moneys are expended or the unexpended moneys returned to the
27 federal government, whichever is earlier.

28 NEW SECTION. **Sec. 714.** A new section is added to 2021 c 334
29 (uncodified) to read as follows:

30 **FOR SUNDRY CLAIMS**

31 The following sums, or so much thereof as may be necessary, are
32 appropriated from the general fund for fiscal year 2022, unless
33 otherwise indicated, for relief of various individuals, firms, and
34 corporations for sundry claims.

35 These appropriations are to be disbursed on vouchers approved by
36 the director of the department of enterprise services, except as
37 otherwise provided, for reimbursement of criminal defendants

1 acquitted on the basis of self-defense, pursuant to RCW 9A.16.110, as
2 follows:

- 3 (1) William J. Damson, claim number 9991006839. \$14,880
- 4 (2) David Ziller, claim number 9991006721. \$13,257
- 5 (3) Caleb B. Cline, claim number 9991006671. \$23,367
- 6 (4) Julaine D. Pettis, claim number 9991005948. \$20,000
- 7 (5) Jaydra Erchul Johnson, claim number 9991005804. \$8,270
- 8 (6) Christopher Lundvall, claim number 9991007205. \$45,022
- 9 (7) Carlos Cervantes, claim number 9991007388. \$6,298
- 10 (8) Jarel Jones-White, claim number 9991007721. \$3,665

11 NEW SECTION. **Sec. 715.** A new section is added to 2021 c 334
12 (uncodified) to read as follows:

13 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—APPLE HEALTH AND HOMES ACCOUNT**

14	General Fund—State Appropriation (FY 2023).	\$37,192,000
15	TOTAL APPROPRIATION.	\$37,192,000

16 The appropriation in this section is subject to the following
17 conditions and limitations: The appropriation in this section is
18 provided solely for expenditure into the apple health and homes
19 account created in Engrossed Substitute House Bill No. 1866
20 (supportive housing). If the bill is not enacted by June 30, 2022,
21 the amount appropriated in this section shall lapse.

22 NEW SECTION. **Sec. 716.** A new section is added to 2021 c 334
23 (uncodified) to read as follows:

24 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—WASHINGTON AUTO THEFT**
25 **PREVENTION AUTHORITY ACCOUNT**

26	General Fund—State Appropriation (FY 2023).	\$3,500,000
27	TOTAL APPROPRIATION.	\$3,500,000

28 The appropriation in this section is subject to the following
29 conditions and limitations: The appropriation is provided solely for
30 expenditure into the Washington auto theft prevention authority
31 account created in RCW 46.66.080.

32 NEW SECTION. **Sec. 717.** A new section is added to 2021 c 334
33 (uncodified) to read as follows:

34 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—CAPITAL COMMUNITY ASSISTANCE**
35 **ACCOUNT**

36	General Fund—State Appropriation (FY 2023).	\$650,000,000
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1 TOTAL APPROPRIATION. \$650,000,000

2 The appropriation in this section is subject to the following
3 conditions and limitations: The amount in this section is provided
4 solely for expenditure into the capital community assistance account
5 created in section 946 of this act.

6 NEW SECTION. **Sec. 718.** A new section is added to 2021 c 334
7 (uncodified) to read as follows:

8 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—OPERATING SUBACCOUNT OF THE**
9 **COMMUNITY PRESERVATION AND DEVELOPMENT AUTHORITY ACCOUNT**

10 General Fund—State Appropriation (FY 2022). \$2,000,000
11 TOTAL APPROPRIATION. \$2,000,000

12 The appropriation in this section is subject to the following
13 conditions and limitations: The appropriation in this section is
14 provided solely for expenditure into the operating subaccount of the
15 community preservation and development authority account created in
16 RCW 43.167.040.

17 NEW SECTION. **Sec. 719.** A new section is added to 2021 c 334
18 (uncodified) to read as follows:

19 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—COMMUNITY REINVESTMENT ACCOUNT**

20 General Fund—State Appropriation (FY 2023). \$200,000,000
21 TOTAL APPROPRIATION. \$200,000,000

22 The appropriation in this section is subject to the following
23 conditions and limitations: The appropriation in this section is
24 provided solely for expenditure into the community reinvestment
25 account created in section 947 of this act.

26 NEW SECTION. **Sec. 720.** A new section is added to 2021 c 334
27 (uncodified) to read as follows:

28 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—COUNTY CRIMINAL JUSTICE**
29 **ASSISTANCE ACCOUNT: JUVENILE CODE REVISIONS**

30 General Fund—State Appropriation (FY 2022). \$331,000
31 General Fund—State Appropriation (FY 2023). \$331,000
32 TOTAL APPROPRIATION. \$662,000

33 The appropriations in this section are subject to the following
34 conditions and limitations: The appropriations are provided solely
35 for expenditure into the county criminal justice assistance account

1 for costs to the criminal justice system associated with the
2 implementation of chapter 338, Laws of 1997 (juvenile code
3 revisions). The amounts provided in this subsection are intended to
4 provide funding for county adult court costs associated with the
5 implementation of chapter 338, Laws of 1997 and shall be distributed
6 in accordance with RCW 82.14.310.

7 NEW SECTION. **Sec. 721.** A new section is added to 2021 c 334
8 (uncodified) to read as follows:

9 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—DRIVER RESOURCE CENTER FUND**

10 General Fund—State Appropriation (FY 2023).	\$6,000,000
11 TOTAL APPROPRIATION.	\$6,000,000

12 The appropriation in this section is subject to the following
13 conditions and limitations: The appropriation is provided solely for
14 expenditure into the driver resource center fund created in
15 Substitute House Bill No. 2076 (transp. network companies). If the
16 bill is not enacted by June 30, 2022, the amount appropriated in this
17 section shall lapse.

18 NEW SECTION. **Sec. 722.** A new section is added to 2021 c 334
19 (uncodified) to read as follows:

20 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—ENTERPRISE SERVICES ACCOUNT**

21 General Fund—State Appropriation (FY 2022).	\$500,000
22 TOTAL APPROPRIATION.	\$500,000

23 The appropriation in this section is subject to the following
24 conditions and limitations: The appropriation is provided solely for
25 expenditure into the enterprise services account created in RCW
26 43.19.025 in support of the real estate services program.

27 NEW SECTION. **Sec. 723.** A new section is added to 2021 c 334
28 (uncodified) to read as follows:

29 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—FAMILY AND MEDICAL LEAVE**
30 **INSURANCE ACCOUNT**

31 General Fund—State Appropriation (FY 2023).	\$350,000,000
32 TOTAL APPROPRIATION.	\$350,000,000

33 The appropriations in this section are subject to the following
34 conditions and limitations: The appropriations are provided solely
35 for expenditure into the family and medical leave insurance account

1 created in RCW 50A.05.070 on June 30, 2023. The office of financial
2 management may only expend the amount necessary to keep the family
3 and medical leave insurance account from being in a deficit at the
4 close of the fiscal biennium, after certification from the employment
5 security department.

6 NEW SECTION. **Sec. 724.** A new section is added to 2021 c 334
7 (uncodified) to read as follows:

8 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—WASHINGTON CAREER AND COLLEGE**
9 **PATHWAYS INNOVATION CHALLENGE PROGRAM ACCOUNT**

10	General Fund—State Appropriation (FY 2023).	\$6,000,000
11	TOTAL APPROPRIATION.	\$6,000,000

12 The appropriation in this section is subject to the following
13 conditions and limitations: The appropriation is provided solely for
14 expenditure into the Washington career and college pathways
15 innovation challenge program account created in RCW 28B.120.040 to
16 implement Second Substitute Senate Bill No. 5789 (innovation
17 challenge program). If the bill is not enacted by June 30, 2022, the
18 amount provided in this subsection shall lapse. General fund
19 appropriations into the account are intended for the current and next
20 ensuing fiscal biennium only. The student achievement council must
21 report on the uses of the general fund moneys deposited in the
22 account by December 1, 2022, to allow the legislature to assess the
23 program and general fund support.

24 NEW SECTION. **Sec. 725.** A new section is added to 2021 c 334
25 (uncodified) to read as follows:

26 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—WASHINGTON INTERNET CRIMES**
27 **AGAINST CHILDREN ACCOUNT**

28	General Fund—State Appropriation (FY 2022).	\$1,135,000
29	General Fund—State Appropriation (FY 2023).	\$1,135,000
30	TOTAL APPROPRIATION.	\$2,270,000

31 The appropriations in this section are subject to the following
32 conditions and limitations: The appropriations are provided solely
33 for expenditure into the Washington internet crimes against children
34 account created in RCW 43.101.435.

35 NEW SECTION. **Sec. 726.** A new section is added to 2021 c 334
36 (uncodified) to read as follows:

1 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—JUDICIAL INFORMATION SYSTEMS**
2 **ACCOUNT**

3	General Fund—State Appropriation (FY 2022).	\$11,306,000
4	General Fund—State Appropriation (FY 2023).	\$6,224,000
5	TOTAL APPROPRIATION.	\$17,530,000

6 The appropriations in this section are subject to the following
7 conditions and limitations: The appropriations are provided solely
8 for expenditure into the judicial information systems account created
9 in RCW 2.68.020.

10 NEW SECTION. **Sec. 727.** A new section is added to 2021 c 334
11 (uncodified) to read as follows:

12 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—JUDICIAL STABILIZATION TRUST**
13 **ACCOUNT**

14	General Fund—State Appropriation (FY 2022).	\$2,000,000
15	General Fund—State Appropriation (FY 2023).	\$112,750,000
16	TOTAL APPROPRIATION.	\$114,750,000

17 The appropriation in this section is subject to the following
18 conditions and limitations: The appropriation is provided solely for
19 expenditure into the judicial stabilization account created in RCW
20 43.79.505.

21 NEW SECTION. **Sec. 728.** A new section is added to 2021 c 334
22 (uncodified) to read as follows:

23 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—WASHINGTON STATE LEADERSHIP**
24 **BOARD ACCOUNT**

25	General Fund—State Appropriation (FY 2023).	\$637,000
26	TOTAL APPROPRIATION.	\$637,000

27 The appropriation in this section is subject to the following
28 conditions and limitations: The appropriation is provided solely for
29 expenditure into the Washington state leadership board account
30 created in Senate Bill No. 5750 (WA leadership board). If the bill is
31 not enacted by June 30, 2022, the amounts provided in this section
32 shall lapse.

33 NEW SECTION. **Sec. 729.** A new section is added to 2021 c 334
34 (uncodified) to read as follows:

35 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—LIABILITY ACCOUNT**

1 General Fund—State Appropriation (FY 2023). \$217,000,000
2 TOTAL APPROPRIATION. \$217,000,000

3 The appropriation in this section is subject to the following
4 conditions and limitations: The appropriation is provided solely for
5 expenditure into the liability account created in RCW 4.92.130 to
6 ensure the account is not in deficit.

7 NEW SECTION. **Sec. 730.** A new section is added to 2021 c 334
8 (uncodified) to read as follows:

9 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—MULTIMODAL TRANSPORTATION**
10 **ACCOUNT**

11 General Fund—State Appropriation (FY 2022). \$2,000,000,000
12 TOTAL APPROPRIATION. \$2,000,000,000

13 The appropriation in this section is subject to the following
14 conditions and limitations: The appropriation is provided solely for
15 expenditure into the multimodal transportation account created in RCW
16 47.66.070.

17 NEW SECTION. **Sec. 731.** A new section is added to 2021 c 334
18 (uncodified) to read as follows:

19 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—SALMON RECOVERY ACCOUNT**

20 General Fund—State Appropriation (FY 2023). \$100,000,000
21 TOTAL APPROPRIATION. \$100,000,000

22 The appropriation in this section is subject to the following
23 conditions and limitations: The appropriation is provided solely for
24 expenditure into the salmon recovery account created in RCW
25 77.85.170.

26 NEW SECTION. **Sec. 732.** A new section is added to 2021 c 334
27 (uncodified) to read as follows:

28 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—STATE VEHICLE PARKING ACCOUNT**

29 General Fund—State Appropriation (FY 2022). \$2,178,000
30 TOTAL APPROPRIATION. \$2,178,000

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 state vehicle parking account created in RCW
34 43.01.225 in support of the parking program within the department of
35 enterprise services.

1 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—RECRUITMENT AND RETENTION**

2 **ADJUSTMENTS**

3 General Fund—State Appropriation (FY 2023). \$50,000,000
4 General Fund—Federal Appropriation. \$10,978,000
5 General Fund—Private/Local Appropriation. \$808,000
6 Salary and Insurance Contributions Increase
7 Revolving Account—State Appropriation. \$22,554,000
8 TOTAL APPROPRIATION. \$84,340,000

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

11 (1) Funding is provided solely for implementation of
12 classification-based salary adjustments for state employees whose
13 jobs are difficult for the state to recruit and retain a competitive
14 workforce. The office of financial management is directed to develop
15 a plan to make appropriate adjustments based upon the results of the
16 2020 state salary survey conducted according to RCW 41.06.160, and
17 make adjustments to the results of the study as the director
18 determines to be well-documented by agency experience due to the
19 SARS-CoV2 (COVID-19) pandemic, including resulting changes in the
20 labor market. Before determining any adjustments, the director must
21 seek input from the exclusive bargaining representatives for any
22 potentially impacted bargaining units. The classification adjustments
23 must uniformly take effect July 1, 2022.

24 (2) Adjustments are to be made across the state workforce,
25 including both represented and non-represented employees with a goal
26 of addressing those jobs that fall the farthest below market rates,
27 or where the documented agency experience recruiting or retaining
28 employees is the most severe. Adjustments will not be made to job
29 classifications that are exclusive to higher education institutions.
30 In making the adjustments, the director may also include increases to
31 address issues of compression and inversion.

32 (3) Upon completion of the plan, the director must transmit the
33 plan to the legislative fiscal committees and the joint committee on
34 employment relations. This transmission must identify the job
35 classes, by agency and number of employees, that are impacted by the
36 plan. The transmission also must indicate the proposed increase for
37 each impacted job class.

38 (4) Where the adjustments affect represented employees,
39 expenditure of the amounts provided for this purpose is contingent

1 upon execution of an appropriate memorandum of understanding between
2 the governor or the governor's designee and the exclusive bargaining
3 representative, consistent with the terms of this section.

4 (5) The office of financial management shall allocate the moneys
5 appropriated in this section to individual agencies in the amounts
6 necessary to fulfill the plan but may not exceed amounts provided in
7 this section.

8 (6) To facilitate the transfer of moneys from dedicated funds and
9 accounts, the state treasurer is directed to transfer sufficient
10 moneys from each dedicated fund or account to the special fund salary
11 and insurance contribution increase revolving fund in accordance with
12 schedules provided by the office of financial management.

13 NEW SECTION. **Sec. 737.** A new section is added to 2021 c 334
14 (uncodified) to read as follows:

15 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—WASHINGTON STUDENT LOAN**
16 **ACCOUNT**

17	General Fund—State Appropriation (FY 2023)	\$111,000,000
18	Workforce Education Investment Account—State	
19	Appropriation	\$39,000,000
20	TOTAL APPROPRIATION	\$150,000,000

21 The appropriations in this section are subject to the following
22 conditions and limitations: The appropriations are provided solely
23 for expenditure into the Washington student loan account created in
24 Engrossed Second Substitute House Bill No. 1736 (state student loan
25 program). If the bill is not enacted by June 30, 2022, the amount
26 appropriated in this section shall lapse.

27 NEW SECTION. **Sec. 738.** The following acts or parts of acts are
28 each repealed:

- 29 (1) 2021 c 334 s 730 (uncodified);
- 30 (2) 2021 c 334 s 731 (uncodified);
- 31 (3) 2021 c 334 s 732 (uncodified);
- 32 (4) 2021 c 334 s 733 (uncodified);
- 33 (5) 2021 c 334 s 734 (uncodified);
- 34 (6) 2021 c 334 s 735 (uncodified);
- 35 (7) 2021 c 334 s 736 (uncodified);
- 36 (8) 2021 c 334 s 737 (uncodified);
- 37 (9) 2021 c 334 s 749 (uncodified); and

1 (10) 2021 c 334 s 752 (uncodified).

(End of part)

PART VIII

OTHER TRANSFERS AND APPROPRIATIONS

Sec. 801. 2021 c 334 s 801 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER—STATE REVENUES FOR DISTRIBUTION

General Fund Appropriation for fire insurance	
premium distributions.	((\$9,757,000))
	<u>\$12,107,000</u>
General Fund Appropriation for prosecuting attorney	
distributions.	((\$9,284,000))
	<u>\$7,975,000</u>
General Fund Appropriation for boating safety and	
education distributions.	((\$4,000,000))
	<u>\$6,395,000</u>
General Fund Appropriation for public utility	
district excise tax distributions.	((\$66,759,000))
	<u>\$67,206,000</u>
Death Investigations Account Appropriation for	
distribution to counties for publicly funded	
autopsies.	\$3,303,000
Aquatic Lands Enhancement Account Appropriation for	
harbor improvement revenue distributions.	\$140,000
Timber Tax Distribution Account Appropriation for	
distribution to "timber" counties.	((\$73,911,000))
	<u>\$77,324,000</u>
County Criminal Justice Assistance Appropriation.	((\$114,428,000))
	<u>\$115,238,000</u>
Municipal Criminal Justice Assistance Appropriation.	((\$45,073,000))
	<u>\$45,587,000</u>
City-County Assistance Appropriation.	((\$39,939,000))
	<u>\$56,205,000</u>
Liquor Excise Tax Account Appropriation for liquor	
excise tax distribution.	((\$76,474,000))
	<u>\$87,317,000</u>
Columbia River Water Delivery Account Appropriation	
for the Confederated Tribes of the Colville	
Reservation.	((\$8,612,000))
	<u>\$8,690,000</u>
Columbia River Water Delivery Account Appropriation	

1	for the Spokane Tribe of Indians.	((\$5,975,000))
2		<u>\$6,036,000</u>
3	Liquor Revolving Account Appropriation for liquor	
4	profits distribution.	\$98,876,000
5	General Fund Appropriation for other tax	
6	distributions.	((\$80,000))
7		<u>\$102,000</u>
8	General Fund Appropriation for (Marijuana)	
9	<u>Cannabis</u> Excise Tax distributions.	((\$40,000,000))
10		<u>\$20,000,000</u>
11	<u>Dedicated Marijuana Account Appropriation for Cannabis</u>	
12	<u>Excise Tax distributions pursuant to Engrossed</u>	
13	<u>Second Substitute Senate Bill No. 5796 (cannabis</u>	
14	<u>revenue).</u>	\$25,243,000
15	General Fund Appropriation for Habitat Conservation	
16	Program distributions.	\$5,754,000
17	General Fund Appropriation for payment in lieu of	
18	taxes to counties under Department of Fish and	
19	Wildlife Program.	\$4,040,000
20	Puget Sound Taxpayer Accountability Account	
21	Appropriation for distribution to counties in	
22	amounts not to exceed actual deposits into the	
23	account and attributable to those counties'	
24	share pursuant to RCW 43.79.520.. . . .	((\$33,460,000))
25		<u>\$51,983,000</u>
26	Manufacturing and Warehousing Job Centers Account	
27	Appropriation for distribution to local taxing	
28	jurisdictions to mitigate the unintended	
29	revenue redistributions effect of sourcing law	
30	changes pursuant to Engrossed Substitute House	
31	Bill No. 1521 (warehousing & manufacturing	
32	jobs). (If Engrossed Substitute House	
33	Bill No. 1521 (warehousing &	
34	manufacturing jobs) is not enacted by	
35	June 30, 2021, this distribution is	
36	null and void.)).	\$12,150,000
37	TOTAL APPROPRIATION.	((\$652,015,000))
38		<u>\$711,671,000</u>

1 The total expenditures from the state treasury under the
2 appropriations in this section shall not exceed the funds available
3 under statutory distributions for the stated purposes.

4 **Sec. 802.** 2021 c 334 s 802 (uncodified) is amended to read as
5 follows:

6 **FOR THE STATE TREASURER—FOR THE COUNTY CRIMINAL JUSTICE ASSISTANCE**
7 **ACCOUNT**

8	Impaired Driving Safety Appropriation.	((\$2,551,000))
9		<u>\$2,015,000</u>
10	TOTAL APPROPRIATION.	((\$2,551,000))
11		<u>\$2,015,000</u>

12 The appropriation in this section is subject to the following
13 conditions and limitations: The amount appropriated in this section
14 shall be distributed quarterly during the 2021-2023 fiscal biennium
15 in accordance with RCW 82.14.310. This funding is provided to
16 counties for the costs of implementing criminal justice legislation
17 including, but not limited to: Chapter 206, Laws of 1998 (drunk
18 driving penalties); chapter 207, Laws of 1998 (DUI penalties);
19 chapter 208, Laws of 1998 (deferred prosecution); chapter 209, Laws
20 of 1998 (DUI/license suspension); chapter 210, Laws of 1998 (ignition
21 interlock violations); chapter 211, Laws of 1998 (DUI penalties);
22 chapter 212, Laws of 1998 (DUI penalties); chapter 213, Laws of 1998
23 (intoxication levels lowered); chapter 214, Laws of 1998 (DUI
24 penalties); and chapter 215, Laws of 1998 (DUI provisions).

25 **Sec. 803.** 2021 c 334 s 803 (uncodified) is amended to read as
26 follows:

27 **FOR THE STATE TREASURER—MUNICIPAL CRIMINAL JUSTICE ASSISTANCE ACCOUNT**

28	Impaired Driving Safety Appropriation.	((\$1,700,000))
29		<u>\$1,343,000</u>
30	TOTAL APPROPRIATION.	((\$1,700,000))
31		<u>\$1,343,000</u>

32 The appropriation in this section is subject to the following
33 conditions and limitations: The amount appropriated in this section
34 shall be distributed quarterly during the 2021-2023 fiscal biennium
35 to all cities ratably based on population as last determined by the
36 office of financial management. The distributions to any city that
37 substantially decriminalizes or repeals its criminal code after July

1 1, 1990, and that does not reimburse the county for costs associated
 2 with criminal cases under RCW 3.50.800 or 3.50.805(2), shall be made
 3 to the county in which the city is located. This funding is provided
 4 to cities for the costs of implementing criminal justice legislation
 5 including, but not limited to: Chapter 206, Laws of 1998 (drunk
 6 driving penalties); chapter 207, Laws of 1998 (DUI penalties);
 7 chapter 208, Laws of 1998 (deferred prosecution); chapter 209, Laws
 8 of 1998 (DUI/license suspension); chapter 210, Laws of 1998 (ignition
 9 interlock violations); chapter 211, Laws of 1998 (DUI penalties);
 10 chapter 212, Laws of 1998 (DUI penalties); chapter 213, Laws of 1998
 11 (intoxication levels lowered); chapter 214, Laws of 1998 (DUI
 12 penalties); and chapter 215, Laws of 1998 (DUI provisions).

13 **Sec. 804.** 2021 c 334 s 805 (uncodified) is amended to read as
 14 follows:

15 **FOR THE STATE TREASURER—TRANSFERS**

16 Dedicated Marijuana Account: For transfer to the
 17 basic health plan trust account, the lesser of
 18 the amount determined pursuant to RCW 69.50.540
 19 or this amount for fiscal year 2022,
 20 (~~(\$255,000,000)~~) \$265,000,000 and this amount
 21 for fiscal year 2023, (~~(\$265,000,000)~~)
 22 \$268,000,000. (~~(\$520,000,000)~~)
 23 \$533,000,000

24 Dedicated Marijuana Account: For transfer to the
 25 state general fund, the lesser of the amount
 26 determined pursuant to RCW 69.50.540 or this
 27 amount for fiscal year 2022, (~~(\$195,000,000)~~)
 28 \$202,000,000 and this amount for fiscal
 29 year 2023, \$200,000,000. (~~(\$395,000,000)~~)
 30 \$402,000,000

31 Tobacco Settlement Account: For transfer to the
 32 state general fund, in an amount not to exceed
 33 the actual amount of the annual base payment to
 34 the tobacco settlement account for fiscal year
 35 2022. \$90,000,000

36 Tobacco Settlement Account: For transfer to the
 37 state general fund, in an amount not to exceed
 38 the actual amount of the annual base payment to
 39 the tobacco settlement account for fiscal year

1 2023. \$90,000,000
 2 Tobacco Settlement Account: For transfer to the
 3 state general fund, in an amount not to exceed
 4 the actual amount of the tobacco arbitration
 5 payment to the tobacco settlement account,
 6 (~~(\$11,000,000 for fiscal year 2022 and~~
 7 ~~\$8,000,000)) for fiscal year 2023. (~~(\$19,000,000)~~)
 8 \$8,000,000
 9 State Treasurer's Service Account: For transfer to
 10 the state general fund, \$5,000,000 for fiscal
 11 year 2022 and \$5,000,000 for fiscal year 2023. . . . \$10,000,000
 12 General Fund: For transfer to the fair fund under
 13 RCW 15.76.115, \$2,750,000 for fiscal year 2022
 14 and \$2,750,000 for fiscal year 2023. \$5,500,000
 15 Financial Services Regulation Account: For transfer
 16 to the state general fund, \$3,500,000 for
 17 fiscal year 2022 and \$3,500,000 for fiscal year
 18 2023. \$7,000,000
 19 Marine Resources Stewardship Trust Account: For
 20 transfer to the aquatic lands enhancement
 21 account, up to \$40,000 for fiscal year 2022. \$40,000
 22 Water Pollution Control Revolving Administration
 23 Account: For transfer to the water pollution
 24 control revolving account, \$6,000,000 for
 25 fiscal year 2022. \$6,000,000
 26 General Fund: For transfer to the home security
 27 fund, \$4,500,000 for fiscal year 2022 and
 28 \$4,500,000 for fiscal year 2023. \$9,000,000
 29 (~~Long-Term Services and Supports Trust~~
 30 ~~Account: For transfer to the general~~
 31 ~~fund as repayment for start-up costs~~
 32 ~~for the long term services program, the~~
 33 ~~lesser of the amount determined by the~~
 34 ~~treasurer for full repayment of the~~
 35 ~~\$17,040,000 transferred from the~~
 36 ~~general fund in the 2019-2021 biennium~~
 37 ~~and \$19,618,000 transferred from the~~
 38 ~~general fund in fiscal year 2022, which~~
 39 ~~totals \$36,658,000 transferred from~~
 40 ~~the general fund in the 2019-2021~~~~

1 ~~biennium and fiscal year 2022 for~~
 2 ~~start-up costs with any related~~
 3 ~~interest, or this amount for fiscal~~
 4 ~~year 2022, \$37,092,000. \$37,092,000))~~
 5 Gambling Revolving Account: For transfer to the
 6 state general fund as repayment of the loan
 7 pursuant to chapter 127, Laws of 2020 (sports
 8 wagering/compacts), \$3,000,000 for fiscal year
 9 2022 and the lesser of the remaining amount
 10 determined by the treasurer for full repayment
 11 of the \$6,000,000 transferred from the general
 12 fund in the 2019-2021 fiscal biennium with any
 13 related interest, or this amount for fiscal
 14 year 2023 (~~(\$6,500,000)~~) \$3,500,000. \$6,500,000
 15 School Employees' Insurance Account: For transfer to
 16 the general fund as repayment of the remainder
 17 of the loans for start costs for the school
 18 employees benefit program, (~~(\$16,587,000)~~)
 19 \$15,615,000 for fiscal year 2022. ((~~\$16,587,000)~~)
 20 \$15,615,000
 21 General Fund: For transfer to the manufacturing and
 22 warehousing jobs centers account \$6,750,000 for
 23 fiscal year 2022 and \$5,400,000 for fiscal
 24 year 2023 pursuant to Engrossed Substitute
 25 House Bill No. 1521 (warehousing &
 26 manufacturing jobs). (~~(If Engrossed~~
 27 ~~Substitute House Bill No. 1521~~
 28 ~~(warehousing & manufacturing jobs) is~~
 29 ~~not enacted by June 30, 2021, this~~
 30 ~~transfer is null and void.)) \$12,150,000
 31 General Fund: For transfer to the Washington housing
 32 trust fund, \$10,000,000 for fiscal year 2022. \$10,000,000
 33 General Fund: For transfer to the forest resiliency
 34 account trust fund, \$6,000,000 for fiscal year
 35 2022. \$6,000,000
 36 Streamlined Sales and Use Tax Mitigation Account:
 37 For transfer to the general fund, \$3,186,000 or
 38 as much thereof that represents the balance in
 39 the account for fiscal year 2022. \$3,186,000
 40 General Fund: For transfer to the municipal criminal~~

1 justice assistance account for fiscal year
2 2022. \$761,000
3 General Fund: For transfer to the wildfire response,
4 forest restoration, and community resilience
5 account, solely for the implementation of
6 chapter 298, Laws of 2021 (2SHB 1168)
7 (long-term forest health), \$12,475,000 for
8 fiscal year 2022 and \$74,632,000 for fiscal
9 year 2023. \$87,107,000
10 General Fund: For transfer to the state drought
11 preparedness and response account, \$4,500,000
12 for fiscal year 2022 and \$4,500,000 for fiscal
13 year 2023. \$9,000,000
14 General Fund: For transfer to the Washington rescue plan
15 transition account, \$1,100,000,000 for fiscal year
16 2023. \$1,100,000,000

(End of part)

PART IX
MISCELLANEOUS

NEW SECTION. **Sec. 901.** A new section is added to 2021 c 334 (uncodified) to read as follows:

COLLECTIVE BARGAINING AGREEMENTS

Subsections (2) in sections 902 through 927 and 934 through 937 of this act represent the results of the collective bargaining process from reopening the 2021-2023 contracts for the limited purpose of bargaining over compensation, and are described in general terms. Only major economic terms are included in the descriptions. These descriptions do not contain the complete contents of the agreements. The collective bargaining agreements contained in Part IX of this act may also be funded by expenditures from nonappropriated accounts. If positions are funded with lidded grants or dedicated fund sources with insufficient revenue, additional funding from other sources is not provided. Funding is not provided for compensation and fringe benefit provisions not presented to the legislature during the 2021 legislative session, and that came into effect prior to approval by the legislature during the 2022 legislative session.

Sec. 902. 2021 c 334 s 909 (uncodified) is amended to read as follows:

COLLECTIVE BARGAINING AGREEMENT—WFSE

(1) An agreement has been reached between the governor and the Washington federation of state employees under the provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium. Funding is provided to fund the agreement, which does not include wage increases, but does include 24 furlough days for employees in positions that do not require the position to be backfilled.

(2) An agreement has been reached between the governor and the Washington federation of state employees 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 who were employed continuously starting on or before July 1, 2021, through June 30, 2022.

Sec. 903. 2021 c 334 s 910 (uncodified) is amended to read as follows:

1 **COLLECTIVE BARGAINING AGREEMENT—WAFWP**

2 (1) An agreement has been reached between the governor and the
3 Washington association of fish and wildlife professionals under the
4 provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium.
5 Funding is provided to fund the agreement, which does not include
6 wage increases, but does include 24 furlough days for employees in
7 positions that do not require the position to be backfilled.

8 (2) An agreement has been reached between the governor and the
9 Washington association of fish and wildlife professionals under the
10 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement
11 includes and funding is provided for a general wage increase of 3.25
12 percent for fiscal year 2023 and a lump sum payment for employees who
13 were hired before July 1, 2022.

14 **Sec. 904.** 2021 c 334 s 911 (uncodified) is amended to read as
15 follows:

16 **COLLECTIVE BARGAINING AGREEMENT—PTE LOCAL 17**

17 (1) An agreement has been reached between the governor and the
18 professional and technical employees local 17 under the provisions of
19 chapter 41.80 RCW for the 2021-2023 fiscal biennium. Funding is
20 provided to fund the agreement, which does not include wage
21 increases, but does include 24 furlough days for employees in
22 positions that do not require the position to be backfilled.

23 (2) An agreement has been reached between the governor and the
24 professional and technical employees local 17 under the provisions of
25 chapter 41.80 RCW for fiscal year 2023. The agreement includes and
26 funding is provided for a general wage increase of 3.25 percent for
27 fiscal year 2023 and a lump sum payment for employees who were
28 employed continuously starting on or before July 1, 2021, through
29 June 30, 2022.

30 **Sec. 905.** 2021 c 334 s 912 (uncodified) is amended to read as
31 follows:

32 **COLLECTIVE BARGAINING AGREEMENT—SEIU HEALTHCARE 1199NW**

33 (1) An agreement has been reached between the governor and the
34 service employees international union healthcare 1199nw under the
35 provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium.
36 Funding is provided to fund the agreement, which does not include

1 wage increases, but does include 24 furlough days for employees in
2 positions that do not require the position to be backfilled.

3 (2) An agreement has been reached between the governor and the
4 service employees international union healthcare 1199nw 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 3.25
7 percent for fiscal year 2023 and a retention bonus payable in two
8 equal installments.

9 **Sec. 906.** 2021 c 334 s 913 (uncodified) is amended to read as
10 follows:

11 **COLLECTIVE BARGAINING AGREEMENT—COALITION OF UNIONS**

12 (1) An agreement has been reached between the governor and the
13 coalition of unions under the provisions of chapter 41.80 RCW for the
14 2021-2023 fiscal biennium. Funding is provided to fund the agreement,
15 which includes 24 furlough days for employees in positions that do
16 not require the position to be backfilled. Funding is also provided
17 for a 2.5 percent wage increase for fiscal year 2022 and a 2.5
18 percent wage increase for fiscal year 2023 for the department of
19 corrections marine vessel operators.

20 (2) An agreement has been reached between the governor and the
21 coalition of unions under the provisions of chapter 41.80 RCW for
22 fiscal year 2023. The agreement includes and funding is provided for
23 a general wage increase of 3.25 percent for fiscal year 2023 and a
24 lump sum payment for employees hired before July 1, 2022.

25 **Sec. 907.** 2021 c 334 s 914 (uncodified) is amended to read as
26 follows:

27 **COLLECTIVE BARGAINING AGREEMENT—ASSOCIATION OF WASHINGTON ASSISTANT**
28 **ATTORNEYS GENERAL/WFSE**

29 (1) An agreement has been reached between the governor and the
30 association of Washington assistant attorneys general/Washington
31 federation of state employees under the provisions of chapter 41.80
32 RCW for the 2021-2023 fiscal biennium. Funding is provided to fund
33 the agreement, which includes some minor modifications but does not
34 include wage increases. In addition, the agreement includes 24
35 furlough days for designated positions.

36 (2) An agreement has been reached between the governor and the
37 association of Washington assistant attorneys general/Washington
38 federation of state employees under the provisions of chapter 41.80

1 RCW for fiscal year 2023. The agreement includes and funding is
2 provided for a general wage increase of 3.25 percent for fiscal year
3 2023 and a longevity lump sum payment.

4 **Sec. 908.** 2021 c 334 s 915 (uncodified) is amended to read as
5 follows:

6 **COLLECTIVE BARGAINING AGREEMENT—WFESE ADMINISTRATIVE LAW JUDGES**

7 (1) An agreement has been reached between the governor and the
8 Washington federation of state employees administrative law judges
9 under the provisions of chapter 41.80 RCW for the 2021-2023 fiscal
10 biennium. This is the first agreement since the grant of collective
11 bargaining rights in the 2020 legislative session. Funding is
12 provided to fund the agreement, which includes the implementation of
13 the Washington general government standard progression salary
14 schedule that includes periodic increments that begin July 1, 2022.
15 In addition, the agreement includes 24 furlough days for designated
16 positions.

17 (2) An agreement has been reached between the governor and the
18 Washington federation of state employees administrative law judges
19 under the provisions of chapter 41.80 RCW for fiscal year 2023. The
20 agreement includes and funding is provided for a general wage
21 increase of 3.25 percent for fiscal year 2023 and a lump sum payment
22 for employees hired before July 1, 2022.

23 **Sec. 909.** 2021 c 334 s 916 (uncodified) is amended to read as
24 follows:

25 **COLLECTIVE BARGAINING AGREEMENT—DFW SERGEANTS ASSOCIATION/TEAMSTERS**
26 **760**

27 (1) An agreement has been reached between the governor and the
28 department of fish and wildlife sergeants association/teamsters 760
29 under the provisions of chapter 41.56 RCW for the 2021-2023 fiscal
30 biennium. This is the first stand-alone agreement for this unit since
31 its separation from the coalition of unions under chapter 41.80 RCW
32 provided in the 2020 legislative session. Funding is provided to fund
33 the agreement, which does not include wage increases but does allow
34 the agreement to be reopened to negotiate compensation for fiscal
35 year 2023.

36 (2) An agreement has been reached between the governor and the
37 department of fish and wildlife sergeants association/teamsters 760
38 under the provisions of chapter 41.56 RCW for fiscal year 2023. The

1 agreement includes and funding is provided for implementing a
2 redesigned classification and compensation structure for the fish and
3 wildlife enforcement classes and payment of educational incentives
4 for employees who have obtained an associate degree (2 percent base
5 pay) or bachelor's degree (4 percent base pay).

6 **Sec. 910.** 2021 c 334 s 917 (uncodified) is amended to read as
7 follows:

8 **COLLECTIVE BARGAINING AGREEMENT—FISH AND WILDLIFE ENFORCEMENT**
9 **OFFICERS GUILD**

10 (1) An agreement has been reached between the governor and the
11 fish and wildlife enforcement officers guild through an interest
12 arbitration award under the provisions of chapter 41.56 RCW for the
13 2021-2023 fiscal biennium. This is the first stand-alone agreement
14 for this unit since its separation from the coalition of unions under
15 chapter 41.80 RCW provided in the 2020 legislative session. Funding
16 is provided to fund the award, which does not include wage increases
17 but does allow the agreement to be reopened to negotiate base rate of
18 pay for fiscal year 2023. The arbitration award also includes and
19 funding is provided for an education incentive for employees who have
20 obtained an associate's degree (2 percent of base pay) or bachelor's
21 degree (4 percent of base pay), increased opportunities to work on
22 holidays and receive holiday pay, and workers compensation top-off
23 pay equivalent to the LEOFF II supplement. Finally, funding is
24 provided for an increase in the clothing allowance for qualifying
25 employees by \$100 per year per employee.

26 (2) An agreement has been reached between the governor and the
27 fish and wildlife enforcement officers guild under the provisions of
28 chapter 41.56 RCW for fiscal year 2023. The agreement includes and
29 funding is provided for implementing a redesigned classification and
30 compensation structure of the fish and wildlife enforcement classes.

31 **Sec. 911.** 2021 c 334 s 918 (uncodified) is amended to read as
32 follows:

33 **COLLECTIVE BARGAINING AGREEMENT—WFSE HIGHER EDUCATION COMMUNITY**
34 **COLLEGE COALITION**

35 (1) An agreement has been reached between the governor and the
36 Washington federation of state employees community college coalition
37 under the provisions of chapter 41.80 RCW for the 2021-2023 fiscal

1 biennium. Funding is provided to fund the agreement, which does not
2 include wage increases.

3 (2) 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 fiscal year 2023. The
6 agreement includes and funding is provided for a general wage
7 increase of 3.25 percent for fiscal year 2023 and a lump sum payment
8 for employees hired before July 1, 2022.

9 **Sec. 912.** 2021 c 334 s 919 (uncodified) is amended to read as
10 follows:

11 **COLLECTIVE BARGAINING AGREEMENT—WPEA HIGHER EDUCATION COMMUNITY**
12 **COLLEGE COALITION**

13 (1) An agreement has been reached between the governor and the
14 Washington public employees association community college coalition
15 under the provisions of chapter 41.80 RCW for the 2021-2023 fiscal
16 biennium. Funding is provided to fund the agreement, which does not
17 include wage increases.

18 (2) 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 fiscal year 2023. The
21 agreement includes and funding is provided for a general wage
22 increase of 3.25 percent for fiscal year 2023 and a lump sum payment
23 for employees hired before July 1, 2022.

24 **Sec. 913.** 2021 c 334 s 920 (uncodified) is amended to read as
25 follows:

26 **COLLECTIVE BARGAINING AGREEMENT—WSP TROOPERS ASSOCIATION**

27 (1) An agreement has been reached between the governor and the
28 Washington state patrol troopers association under the provisions of
29 chapter 41.56 RCW for the 2021-2023 fiscal biennium. Funding is
30 provided to fund the agreement, which does not include general wages
31 increases but does provide the ability to request to reopen the
32 compensation article for the purpose of bargaining base rate of pay
33 for fiscal year 2023.

34 (2) An agreement has been reached between the governor and the
35 Washington state patrol troopers association under the provisions of
36 chapter 41.56 RCW for fiscal year 2023. The agreement includes and
37 funding is provided for a general wage increase of 10 percent for
38 fiscal year 2023.

1 **Sec. 914.** 2021 c 334 s 921 (uncodified) is amended to read as
2 follows:

3 **COLLECTIVE BARGAINING AGREEMENT—WSP LIEUTENANTS AND CAPTAINS**
4 **ASSOCIATION**

5 (1) An agreement has been reached between the governor and the
6 Washington state patrol lieutenants and captains association under
7 the provisions of chapter 41.56 RCW for the 2021-2023 fiscal
8 biennium. Funding is provided to fund the agreement, which does not
9 include general wages increases but does provide the ability to
10 request to reopen the compensation article for the purpose of
11 bargaining base rate of pay for fiscal year 2023.

12 (2) 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 fiscal year 2023. The
15 agreement includes and funding is provided for a general wage
16 increase of 10 percent for fiscal year 2023.

17 **Sec. 915.** 2021 c 334 s 922 (uncodified) is amended to read as
18 follows:

19 **COLLECTIVE BARGAINING AGREEMENT—WPEA**

20 (1) An agreement has been reached between the governor and the
21 Washington public employees association general government under the
22 provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium.
23 Funding is provided to fund the agreement, which includes some minor
24 modifications but does not include wage increases. In addition, the
25 agreement includes 24 furlough days for designated positions.

26 (2) An agreement has been reached between the governor and the
27 Washington public employees association general government under the
28 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement
29 includes and funding is provided for a general wage increase of 3.25
30 percent for fiscal year 2023 and a lump sum payment for employees
31 hired before July 1, 2022.

32 **Sec. 916.** 2021 c 334 s 923 (uncodified) is amended to read as
33 follows:

34 **COLLECTIVE BARGAINING AGREEMENT—TEAMSTERS LOCAL 117 DEPARTMENT OF**
35 **ENTERPRISE SERVICES**

36 (1) An agreement has not been reached between the governor and
37 the international brotherhood of teamsters local 117 pursuant to

1 chapter 41.80 RCW for the 2021-2023 fiscal biennium. Pursuant to RCW
2 41.80.010(6), funding is provided for fiscal year 2022 to fund the
3 terms of the 2019-2021 agreement and for fiscal year 2023 to fund the
4 terms according to law.

5 (2) Again, an agreement has not been reached between the governor
6 and the international brotherhood of teamsters local 117 department
7 of enterprise services under the provisions of chapter 41.80 RCW for
8 fiscal year 2023. Pursuant to RCW 41.80.010(6), the employer may
9 unilaterally implement according to law. Therefore, funding is
10 provided for a general wage increase of 3.25 percent for fiscal year
11 2023 and a lump sum payment for employees hired before July 1, 2022.

12 NEW SECTION. Sec. 917. A new section is added to 2021 c 334
13 (uncodified) to read as follows:

14 **COLLECTIVE BARGAINING AGREEMENT—TEAMSTERS LOCAL 117 DEPARTMENT OF**
15 **CORRECTIONS**

16 An agreement has been reached between the governor and the
17 international brotherhood of teamsters local 117 department of
18 corrections through an interest arbitration award pursuant to chapter
19 41.80 RCW for the 2021-2023 fiscal biennium. The interest arbitration
20 award included and funding is provided for a general wage increase of
21 4 percent, targeted wage increases, a lump sum payment for all
22 employees, and premium pay for working on McNeil Island.

23 **Sec. 918.** 2021 c 334 s 924 (uncodified) is amended to read as
24 follows:

25 **COLLECTIVE BARGAINING AGREEMENT—UNIVERSITY OF WASHINGTON—SEIU 925**

26 (1) An agreement has been reached between the University of
27 Washington and the service employees international union local 925
28 under the provisions of chapter 41.80 RCW for the 2021-2023 fiscal
29 biennium. The agreement includes and funding is provided for an
30 extension of the 2019-2021 collective bargaining agreement. The
31 agreement does not include either a general wage increase or
32 mandatory employee furloughs.

33 (2) An agreement has been reached between the University of
34 Washington and the service employees international union labor 925
35 under the provisions of chapter 41.80 RCW for fiscal year 2023. The
36 agreement includes and funding is provided for a general wage
37 increase of 3 percent for fiscal year 2023, evening shift
38 differential, night shift differential, standby pay, and weekend pay

1 premium for specified job classifications. In addition, the agreement
2 includes and funding is provided for recruitment and retention
3 increases and lump sum payments for specified job classifications.

4 **Sec. 919.** 2021 c 334 s 925 (uncodified) is amended to read as
5 follows:

6 **COLLECTIVE BARGAINING AGREEMENT—UNIVERSITY OF WASHINGTON—SEIU 1199**
7 **RESEARCH/HALL HEALTH**

8 (1) An agreement has been reached between the University of
9 Washington and the service employees international union local 1199
10 research/hall health under the provisions of chapter 41.80 RCW for
11 the 2021-2023 fiscal biennium. The agreement includes and funding is
12 provided for an extension of the 2019-2021 collective bargaining
13 agreement. The agreement does not include either a general wage
14 increase or mandatory employee furloughs.

15 (2) An agreement has been reached between the University of
16 Washington and the service employees international union local 1199
17 research/hall health under the provisions of chapter 41.80 RCW for
18 fiscal year 2023. The agreement includes and funding is provided for
19 a general wage increase of 3 percent for fiscal year 2023 and lump
20 sum payments for employees.

21 **Sec. 920.** 2021 c 334 s 928 (uncodified) is amended to read as
22 follows:

23 **COLLECTIVE BARGAINING AGREEMENT—UNIVERSITY OF WASHINGTON—WFSE**

24 (1) An agreement has been reached between the University of
25 Washington and the Washington federation of state employees under the
26 provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium.
27 The agreement includes and funding is provided for an extension of
28 the 2019-2021 collective bargaining agreement, and an expansion of
29 the Harborview and University of Washington Medical Center EVS
30 custodians weekend premium. The agreement does not include either a
31 general wage increase or mandatory employee furloughs.

32 (2) 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 fiscal year 2023. The agreement
35 includes and funding is provided for a general wage increase of 3
36 percent for fiscal year 2023, evening shift differential, night shift
37 differential, standby pay, and weekend pay premium, for specified job
38 classifications.

1 **Sec. 921.** 2021 c 334 s 929 (uncodified) is amended to read as
2 follows:

3 **COLLECTIVE BARGAINING AGREEMENT—WASHINGTON STATE UNIVERSITY—WFSE**

4 (1) An agreement has been reached between the Washington State
5 University and the Washington federation of state employees under the
6 provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium.
7 Funding is provided to fund the agreement, which does not include
8 changes to compensation or benefits. In addition, the agreement does
9 not include mandatory employee furloughs.

10 (2) An agreement has been reached between the Washington State
11 University and the Washington federation of state employees under the
12 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement
13 includes and funding is provided for a general wage increase of 3.25
14 percent for fiscal year 2023, and any lump sum payment agreed upon in
15 the agreement between the governor and the Washington federation of
16 state employees for general government employees.

17 **Sec. 922.** 2021 c 334 s 930 (uncodified) is amended to read as
18 follows:

19 **COLLECTIVE BARGAINING AGREEMENT—WASHINGTON STATE UNIVERSITY—WSU**
20 **POLICE GUILD BARGAINING UNIT 4**

21 (1) An agreement has been reached between the Washington State
22 University and the WSU police guild bargaining unit 4 under the
23 provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium.
24 Funding is provided to fund the agreement, which does not include
25 changes to compensation or benefits. In addition, the agreement does
26 not include mandatory employee furloughs.

27 (2) An agreement has been reached between the Washington State
28 University and the WSU police guild bargaining unit 4 under the
29 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement
30 includes and funding is provided for a general wage increase of 3.3
31 percent for fiscal year 2023.

32 **Sec. 923.** 2021 c 334 s 932 (uncodified) is amended to read as
33 follows:

34 **COLLECTIVE BARGAINING AGREEMENT—CENTRAL WASHINGTON UNIVERSITY—WFSE**

35 (1) An agreement has been reached between Central Washington
36 University and the Washington federation of state employees under the
37 provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium.

1 Funding is provided to fund the agreement, which does not include
2 either a general wage increase or mandatory employee furloughs.

3 (2) An agreement has been reached between the Central Washington
4 University and the Washington federation of state employees under the
5 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement
6 includes any general wage increase and lump sum payment agreed upon
7 in the agreement between the governor and the Washington federation
8 of state employees for general government employees. Therefore, the
9 agreement includes and funding is provided for a general wage
10 increase of 3.25 percent for fiscal year 2023, and a lump sum payment
11 for employees who were employed continuously starting on or before
12 July 1, 2021, through June 30, 2022.

13 **Sec. 924.** 2021 c 334 s 933 (uncodified) is amended to read as
14 follows:

15 **COLLECTIVE BARGAINING AGREEMENT—CENTRAL WASHINGTON UNIVERSITY—PSE**

16 (1) An agreement has been reached between Central Washington
17 University and the public school employees under the provisions of
18 chapter 41.80 RCW for the 2021-2023 fiscal biennium. Funding is
19 provided to fund the agreement, which does not include either a
20 general wage increase or mandatory employee furloughs.

21 (2) An agreement has been reached between the Central Washington
22 University and the public school employees under the provisions of
23 chapter 41.80 RCW for fiscal year 2023. The agreement includes any
24 general wage increase and lump sum payment agreed upon in the
25 agreement between the governor and the Washington federation of state
26 employees. Therefore, funding is provided for a general wage increase
27 of 3.25 percent for fiscal year 2023, and a lump sum payment for
28 employees who were employed continuously starting on or before July
29 1, 2021, through June 30, 2022.

30 **Sec. 925.** 2021 c 334 s 934 (uncodified) is amended to read as
31 follows:

32 **COLLECTIVE BARGAINING AGREEMENT—THE EVERGREEN STATE COLLEGE—WFSE**

33 (1) An agreement has been reached between The Evergreen State
34 College and the Washington federation of state employees supervisory
35 and nonsupervisory units under the provisions of chapter 41.80 RCW
36 for the 2021-2023 fiscal biennium. Funding is provided to fund the
37 agreement, which does not include either a general wage increase or
38 mandatory employee furloughs.

1 (2) An agreement has been reached between The Evergreen State
2 College and the Washington federation of state employees under the
3 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement
4 includes any general wage increase agreed upon in the agreement
5 between the governor and the Washington federation of state employees
6 for general government employees. Therefore, funding is provided for
7 a general wage increase of 3.25 percent for fiscal year 2023.

8 **Sec. 926.** 2021 c 334 s 935 (uncodified) is amended to read as
9 follows:

10 **COLLECTIVE BARGAINING AGREEMENT—WESTERN WASHINGTON UNIVERSITY—WFSE**

11 (1) An agreement has been reached between Western Washington
12 University and the Washington federation of state employees
13 bargaining units A, B, and E under the provisions of chapter 41.80
14 RCW for the 2021-2023 fiscal biennium. Funding is provided to fund
15 the agreement, which does not include either a general wage increase
16 or mandatory employee furloughs.

17 (2) An agreement has been reached between Western Washington
18 University and the Washington federation of state employees under the
19 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement
20 includes any general wage increase and lump sum payment agreed upon
21 in the agreement between the governor and the Washington federation
22 of state employees for general government employees. Therefore,
23 funding is provided for a general wage increase of 3.25 percent for
24 fiscal year 2023, and a lump sum payment for employees who were
25 employed continuously starting on or before July 1, 2021, through
26 June 30, 2022.

27 **Sec. 927.** 2021 c 334 s 936 (uncodified) is amended to read as
28 follows:

29 **COLLECTIVE BARGAINING AGREEMENT—WESTERN WASHINGTON UNIVERSITY—PSE**

30 (1) An agreement has not been reached between Western Washington
31 University and the public school employees bargaining units D and PT
32 under the provisions of chapter 41.80 RCW for the 2021-2023 fiscal
33 biennium. Pursuant to RCW 41.80.010(6), funding is provided for
34 fiscal year 2022 to fund the terms of the 2019-2021 agreement and for
35 fiscal year 2023 to fund the terms according to law.

36 (2) An agreement has been reached between Western Washington
37 University and the public school employees bargaining units D and PT
38 under the provisions of chapter 41.80 RCW for fiscal year 2023. The

1 agreement includes any general wage increase and lump sum payment
2 agreed upon in the agreement between the governor and the Washington
3 federation of state employees for general government employees.
4 Therefore, funding is provided for a general wage increase of 3.25
5 percent for fiscal year 2023, and a lump sum payment for employees
6 who were employed continuously starting on or before July 1, 2021,
7 through June 30, 2022.

8 **Sec. 928.** 2021 c 334 s 937 (uncodified) is amended to read as
9 follows:

10 **COLLECTIVE BARGAINING AGREEMENT—EASTERN WASHINGTON UNIVERSITY—WFSE**

11 (1) An agreement has been reached between Eastern Washington
12 University and the Washington federation of state employees under the
13 provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium.
14 Funding is provided to fund the agreement, which does not include
15 either a general wage increase or mandatory employee furloughs.

16 (2) An agreement has been reached between Eastern Washington
17 University and the Washington federation of state employees under the
18 provisions of chapter 41.80 RCW for fiscal year 2023. Funding is
19 provided to fund a general wage increase of 3.25 percent effective
20 July 1, 2022.

21 NEW SECTION. **Sec. 929.** A new section is added to 2021 c 334
22 (uncodified) to read as follows:

23 **COLLECTIVE BARGAINING AGREEMENT—EASTERN WASHINGTON UNIVERSITY—PSE**

24 An agreement has been reached between Eastern Washington
25 University and the public school employees under the provisions of
26 chapter 41.80 RCW for the fiscal year 2023. Funding is provided to
27 fund a general wage increase of 3.25 percent effective July 1, 2022.

28 **Sec. 930.** 2021 c 334 s 939 (uncodified) is amended to read as
29 follows:

30 **COLLECTIVE BARGAINING AGREEMENT—HIGHLINE COMMUNITY COLLEGE—WPEA**

31 (1) An agreement has been reached between Highline Community
32 College and the Washington public employees association under the
33 provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium.
34 Funding is provided to fund the agreement, which does not include
35 either a general wage increase or mandatory employee furloughs.

1 (2) For fiscal year 2023 employees covered by Washington public
2 employees association at the Highline Community College are included
3 in the coalition agreement in section 912 of this act.

4 NEW SECTION. **Sec. 931.** A new section is added to 2021 c 334
5 (uncodified) to read as follows:

6 **COLLECTIVE BARGAINING AGREEMENT—YAKIMA VALLEY COLLEGE—WPEA**

7 An agreement has been reached between Yakima Valley College and
8 the Washington public employees' association under the provisions of
9 chapter 41.80 RCW for the fiscal year 2023. Funding is provided to
10 fund a general wage increase of 3.25 percent and other terms
11 effective July 1, 2022.

12 **Sec. 932.** 2021 c 334 s 940 (uncodified) is amended to read as
13 follows:

14 **COMPENSATION—REPRESENTED EMPLOYEES—HEALTH CARE COALITION—INSURANCE**
15 **BENEFITS**

16 An agreement was reached for the 2021-2023 biennium between the
17 governor and the health care coalition under the provisions of
18 chapter 41.80 RCW. Appropriations in this act for state agencies,
19 including institutions of higher education, are sufficient to
20 implement the provisions of the 2021-2023 collective bargaining
21 agreement, which maintains the provisions of the prior agreement,
22 other than provision of gift cards through the wellness program, and
23 are subject to the following conditions and limitations:

24 The monthly employer funding rate for insurance benefit premiums,
25 public employees' benefits board administration, and the uniform
26 medical plan, shall not exceed \$936 per eligible employee for fiscal
27 year 2022. For fiscal year 2023, the monthly employer funding rate
28 shall not exceed (~~(\$1,091)~~) \$1,130 per eligible employee.

29 The board shall collect a twenty-five dollar per month surcharge
30 payment from members who use tobacco products and a surcharge payment
31 of not less than fifty dollars per month from members who cover a
32 spouse or domestic partner where the spouse or domestic partner has
33 chosen not to enroll in another employer-based group health insurance
34 that has benefits and premiums with an actuarial value of not less
35 than ninety-five percent of the actuarial value of the public
36 employees' benefits board plan with the largest enrollment. The
37 surcharge payments shall be collected in addition to the member
38 premium payment if directed by the legislature.

1 **Sec. 933.** 2021 c 334 s 941 (uncodified) is amended to read as
2 follows:

3 **COMPENSATION—REPRESENTED EMPLOYEES OUTSIDE HEALTH CARE COALITION—**
4 **INSURANCE BENEFITS**

5 Appropriations for state agencies in this act are sufficient for
6 represented employees outside the coalition for health benefits, and
7 are subject to the following conditions and limitations: The monthly
8 employer funding rate for insurance benefit premiums, public
9 employees' benefits board administration, and the uniform medical
10 plan, may not exceed \$936 per eligible employee for fiscal year 2022.
11 For fiscal year 2023, the monthly employer funding rate may not
12 exceed (~~(\$1,091)~~) \$1,130 per eligible employee.

13 **Sec. 934.** 2021 c 334 s 942 (uncodified) is amended to read as
14 follows:

15 **COMPENSATION—SCHOOL EMPLOYEES—INSURANCE BENEFITS**

16 An agreement was reached for the 2021-2023 biennium between the
17 governor and the school employee coalition under the provisions of
18 chapters 41.56 and 41.59 RCW. Appropriations in this act for
19 allocations to school districts are sufficient to implement the
20 provisions of the 2021-2023 collective bargaining agreement, which
21 maintains the provisions of the prior agreement, and are subject to
22 the following conditions and limitations:

23 (1) The monthly employer funding rate for insurance benefit
24 premiums, school employees' benefits board administration, retiree
25 remittance, and the uniform medical plan, shall not exceed \$968 per
26 eligible employee in the 2021-22 school year. For the 2022-23 school
27 year, the monthly employer funding rate shall not exceed (~~(\$1,032)~~)
28 \$1,026 per eligible employee. Employers will contribute one hundred
29 percent of the retiree remittance defined in (~~section 943 of this~~
30 ~~act~~) section 935 of this act, which is included as part of the above
31 monthly employer funding rate. These rates are sufficient to cover
32 the cost to provide virtual access to behavioral health resources and
33 interventions and case management.

34 (2) For the purposes of distributing insurance benefits,
35 certificated staff units as determined in section 504 of this act
36 will be multiplied by 1.02 and classified staff units as determined
37 in section 504 of this act will be multiplied by 1.43.

38 (3) Except as provided by the parties' health care agreement, in
39 order to achieve the level of funding provided for health benefits,

1 the school employees' benefits board shall require any or all of the
2 following: Employee premium copayments, increases in point-of-service
3 cost sharing, the implementation of managed competition, or other
4 changes to benefits consistent with RCW 41.05.740. The board shall
5 collect a twenty-five dollar per month surcharge payment from members
6 who use tobacco products and a surcharge payment of not less than
7 fifty dollars per month from members who cover a spouse or domestic
8 partner where the spouse or domestic partner has chosen not to enroll
9 in another employer-based group health insurance that has benefits
10 and premiums with an actuarial value of not less than ninety-five
11 percent of the actuarial value of the public employees' benefits
12 board plan with the largest enrollment. The surcharge payments shall
13 be collected in addition to the member premium payment if directed by
14 the legislature.

15 (4) The health care authority shall deposit any moneys received
16 on behalf of the school employees' medical plan as a result of
17 rebates on prescription drugs, audits of hospitals, subrogation
18 payments, or any other moneys recovered as a result of prior uniform
19 medical plan claims payments, into the school employees' and
20 retirees' insurance account to be used for insurance benefits. Such
21 receipts may not be used for administrative expenditures.

22 **Sec. 935.** 2021 c 334 s 943 (uncodified) is amended to read as
23 follows:

24 **COMPENSATION—NONREPRESENTED EMPLOYEES—INSURANCE BENEFITS**

25 Appropriations for state agencies in this act are sufficient for
26 nonrepresented state employee health benefits for state agencies,
27 including institutions of higher education, and are subject to the
28 following conditions and limitations:

29 (1) The employer monthly funding rate for insurance benefit
30 premiums, public employees' benefits board administration, and the
31 uniform medical plan, shall not exceed \$936 per eligible employee for
32 fiscal year 2022. For fiscal year 2023, the monthly employer funding
33 rate shall not exceed (~~(\$1,091)~~) \$1,130 per eligible employee. These
34 rates assume the use of plan surplus from the 2019-2021 fiscal
35 biennium in fiscal year 2022.

36 (2) The health care authority, subject to the approval of the
37 public employees' benefits board, shall provide subsidies for health
38 benefit premiums to eligible retired or disabled public employees and
39 school district employees who are eligible for medicare, pursuant to

1 RCW 41.05.085. For calendar years 2022 and 2023, the subsidy shall be
2 up to \$183 per month. Funds from reserves accumulated for future
3 adverse claims experience, from past favorable claims experience, or
4 otherwise, may not be used to increase this retiree subsidy beyond
5 what is authorized by the legislature in this subsection.

6 (3) School districts and educational service districts shall
7 remit to the health care authority for deposit into the public
8 employees' and retirees' insurance account established in RCW
9 41.05.120 the following amounts:

10 (a) For each full-time employee, \$72.08 per month beginning
11 September 1, 2021, and \$80.04 beginning September 1, 2022;

12 (b) For each part-time employee, who at the time of the
13 remittance is employed in an eligible position as defined in RCW
14 41.32.010 or 41.40.010 and is eligible for employer fringe benefit
15 contributions for basic benefits, \$72.08 each month beginning
16 September 1, 2021, and \$80.04 beginning September 1, 2022, prorated
17 by the proportion of employer fringe benefit contributions for a
18 full-time employee that the part-time employee receives. The
19 remittance requirements specified in this subsection do not apply to
20 employees of a technical college, school district, or educational
21 service district who purchase insurance benefits through contracts
22 with the health care authority.

23 NEW SECTION. **Sec. 936.** A new section is added to 2021 c 334
24 (uncodified) to read as follows:

25 **INITIATIVE 732 COST-OF-LIVING INCREASES**

26 Part 6 of this act includes funding for a cost of living
27 adjustment for state employees pursuant to Initiative Measure No. 732
28 for a total increase of 4.743 percent, effective July 1, 2022.

29 NEW SECTION. **Sec. 937.** A new section is added to 2021 c 334
30 (uncodified) to read as follows:

31 **GENERAL WAGE INCREASES**

32 (1) Appropriations for state agency employee compensation in this
33 act are sufficient to provide general wage increases to state agency
34 employees and employees of institutions of higher education, who are
35 not represented or who bargain under statutory authority other than
36 chapter 41.80 or 47.64 RCW or RCW 41.56.473 or 41.56.475.

37 (2) Funding is provided for a 3.25 percent salary increase
38 effective July 1, 2022, for all classified employees as specified in

1 subsection (1) of this section, employees in the Washington
2 management service, and exempt employees under the jurisdiction of
3 the office of financial management. The appropriations are also
4 sufficient to fund a 3.25 percent salary increase effective July 1,
5 2022, for executive, legislative, and judicial branch employees
6 exempt from merit system rules whose maximum salaries are not set by
7 the commission on salaries of elected officials.

8 **Sec. 938.** 2021 c 334 s 945 (uncodified) is amended to read as
9 follows:

10 **COLLECTIVE BARGAINING AGREEMENT FOR NONSTATE EMPLOYEES—WFSE LANGUAGE**
11 **ACCESS PROVIDERS**

12 (1) An agreement has been reached between the governor and the
13 Washington federation of state employees for the language access
14 providers under the provisions of chapter 41.56 RCW for the 2021-2023
15 fiscal biennium. Funding is provided for an in-person interpreting
16 rate increase of \$0.12 per hour for each of fiscal year 2022 and
17 fiscal year 2023. In addition, other terms of the agreement that are
18 funded include a continuation of the social service mileage premium.

19 (2) An agreement has been reached between the governor and the
20 Washington federation of state employees for the language access
21 providers under the provisions of chapter 41.56 RCW for fiscal year
22 2023. The agreement includes and funding is provided for an hourly
23 rate increase of \$1.04 for fiscal year 2023.

24 **Sec. 939.** 2021 c 334 s 946 (uncodified) is amended to read as
25 follows:

26 **COLLECTIVE BARGAINING AGREEMENT FOR NONSTATE EMPLOYEES—SEIU LOCAL 775**
27 **HOME CARE WORKERS**

28 (1) An agreement has been reached between the governor and the
29 service employees international union local 775 through an interest
30 arbitration award under the provisions of chapter 74.39A RCW and
31 41.56 RCW for the 2021-2023 fiscal biennium. Funding is provided for
32 the arbitration award that includes increases to wages and benefits
33 and certain improvements in the second year of the agreement. Wages
34 are increased approximately 3 percent over the biennium. Health care
35 contributions are increased 5 percent each year of the agreement.
36 Beginning July 1, 2022, individual providers will receive credit on
37 the wage scale for verifiable hours worked for a related home care

1 agency and time and one-half pay for hours worked on two holidays
2 (Independence Day and New Year's Eve).

3 (2) An agreement has been reached between the governor and the
4 service employees international union local 775 under the provisions
5 of chapter 74.39A RCW and chapter 41.56 RCW for fiscal year 2023. The
6 agreement includes and funding is provided for an increase to the
7 base rate for fiscal year 2023. This approval of funding applies only
8 to those compensation and fringe benefit terms with economic terms
9 explicitly set forth in the contract submitted to the legislature for
10 approval. To the extent that future compensation provisions are
11 negotiated through a memorandum of understanding, due to changes in
12 federal funding formula or other reasons, those additional provisions
13 may not take effect until subsequently submitted to, and approved by,
14 the legislature.

15 **Sec. 940.** 2021 c 334 s 947 (uncodified) is amended to read as
16 follows:

17 **COLLECTIVE BARGAINING AGREEMENT FOR NONSTATE EMPLOYEES—SEIU LOCAL 925**
18 **CHILDCARE WORKERS**

19 (1) An agreement has been reached between the governor and the
20 service employees international union local 925 under the provisions
21 of chapter 41.56 RCW for the 2021-2023 fiscal biennium. Funding is
22 provided for an increase in the hourly rate of care provided by
23 family, friends, and neighbor providers (FFNs) in fiscal year 2023
24 from \$2.65 to \$3.00. The agreement maintains the current subsidy
25 rates for licensed providers for fiscal year 2022 and includes an
26 agreement to bargain over possible adjustments to rates for fiscal
27 year 2023. In addition, the agreement includes and funding is
28 provided to increase the rate paid to providers who reach level 3.5
29 of the state's early achievers quality rating system by 2 percent,
30 bringing the rate to 15 percent above the base subsidy rate. Lastly,
31 the agreement includes and funding is provided to increase the
32 nonstandard hour care rate from \$80.00 to \$90.00 per child per month.

33 (2) An agreement has been reached between the governor and the
34 service employees international union local 925 under the provisions
35 of chapter 41.56 RCW for fiscal year 2023. The agreement includes and
36 funding is provided for a cost of care rate enhancement for fiscal
37 year 2023.

1 **Sec. 941.** 2021 c 334 s 948 (uncodified) is amended to read as
2 follows:

3 **COLLECTIVE BARGAINING AGREEMENT FOR NONSTATE EMPLOYEES—ADULT FAMILY**
4 **HOME COUNCIL**

5 (1) An agreement has been reached between the governor and the
6 adult family home council under the provisions of chapter 41.56 RCW
7 for the 2021-2023 fiscal biennium. Funding is provided for a 3
8 percent increase to the wages and administrative component of the
9 base daily rate adult family home providers receive for CARE
10 classifications A through D beginning July 1, 2021, and a 3 percent
11 increase in E classifications beginning July 1, 2022. The agreement
12 also includes and funds are provided for a one-time, 3 percent
13 increase to the health care and mandatory training components of the
14 rates beginning July 1, 2021.

15 (2) An agreement has been reached between the governor and the
16 adult family home council under the provisions of chapter 41.56 RCW
17 for fiscal year 2023. The agreement includes and funding is provided
18 for an increase to the base rate and increase in the training
19 contribution for fiscal year 2023.

20 NEW SECTION. **Sec. 942.** A new section is added to 2021 c 334
21 (uncodified) to read as follows:

22 **COMPENSATION—PENSION CONTRIBUTIONS**

23 Appropriations to state agencies include funding for an increase
24 in pension contribution rates for several state pension systems as
25 provided in this section.

26 (1) An increase of 0.14 percent is funded for state employer
27 contributions to the public employees' retirement system, the public
28 safety employees' retirement systems, and the school employees'
29 retirement system. An increase of 0.27 percent for employer
30 contributions to the teachers' retirement system is funded. These
31 increases are provided for the purpose of a one-time, ongoing pension
32 increase for retirees in the public employees' retirement system plan
33 1 and teachers' retirement system plan 1, as provided in Substitute
34 Senate Bill No. 5676 (providing a benefit increase to certain
35 retirees of the public employees' retirement system plan 1 and the
36 teachers' retirement system plan 1). If the bill is not enacted by
37 June 30, 2022, this subsection shall lapse.

38 (2) An increase of 0.10 percent is funded for state employer
39 contributions to the public safety employees' retirement system.

1 These increases are provided for the cost to provide an enhanced
2 disability benefit to members of this system who experience a
3 qualifying catastrophic disability on the job, as provided in House
4 Bill No. 1669 (PSERS disability benefits). If the bill is not enacted
5 by June 30, 2022, this subsection shall lapse.

6 NEW SECTION. **Sec. 943.** A new section is added to 2021 c 334
7 (uncodified) to read as follows:

8 The Washington state missing and murdered indigenous women and
9 people task force is established.

10 (1) The task force is composed of members as provided in this
11 subsection.

12 (a) The president of the senate shall appoint one member from
13 each of the two largest caucuses of the senate.

14 (b) The speaker of the house of representatives shall appoint one
15 member from each of the two largest caucuses of the house of
16 representatives.

17 (c) The governor's office of Indian affairs shall appoint five
18 representatives from federally recognized Indian tribes in Washington
19 state.

20 (d) The president of the senate and the speaker of the house of
21 representatives jointly shall appoint the following:

22 (i) One member representing the Seattle Indian health board;

23 (ii) One member representing the NATIVE project;

24 (iii) One member representing Northwest Portland area Indian
25 health board;

26 (iv) One member representing the American Indian health
27 commission;

28 (v) Two indigenous women or family members of indigenous women
29 that have experienced gender-based violence;

30 (vi) One member representing the governor's office of Indian
31 affairs;

32 (vii) The chief of the Washington state patrol or his or her
33 representative;

34 (viii) One member representing the Washington state office of the
35 attorney general;

36 (ix) One member representing the Washington association of
37 sheriffs and police chiefs;

38 (x) One member representing the Washington state association of
39 counties;

1 (xi) One member representing the association of Washington
2 cities;

3 (xii) One member representing the Washington association of
4 prosecuting attorneys; and

5 (xiii) One representative of the Washington association of
6 criminal defense lawyers.

7 (e) Where feasible, the task force may invite and consult with:

8 (i) An agent representing the federal bureau of investigation;

9 (ii) An agent representing the office of the United States
10 attorneys;

11 (iii) Federally recognized tribes located in a state adjacent to
12 Washington state; and

13 (iv) Any experts or professionals involved and having expertise
14 in the topic of missing and murdered indigenous women and people.

15 (2) The legislative members shall convene the initial meeting of
16 the task force no later than the end of 2021 and thereafter convene:

17 (a) A minimum of two subsequent meetings annually. The membership
18 shall select the task force's cochairs, which must include one
19 legislator and one nonlegislative member; and

20 (b) One summit annually with the state agencies involved with the
21 task force under subsection (1) of this section, federally recognized
22 Indian tribes in Washington state, federally recognized tribes
23 located in a state adjacent to Washington state, and urban Indian
24 organizations.

25 (3) The task force shall review the laws and policies relating to
26 missing and murdered American Indian and Alaska Native people. The
27 task force shall review current policies and develop recommendations
28 for the purpose of:

29 (a) Assessing systemic causes behind gender-based violence
30 including patterns and underlying historical, social and economic,
31 institutional, and cultural factors which may contribute to
32 disproportionately high levels of gender-based violence that occur
33 against American Indian and Alaska Native people and ways to improve
34 cross-border coordination between law enforcement and federally
35 recognized tribes that share a state border with Washington state;

36 (b) Assessing data tracking and reporting practices relating to
37 gender-based violence against American Indian and Alaska Native
38 people in Washington state;

39 (c) Making recommendations and best practices for improving:

1 (i) The collection and reporting of data by tribal, local, and
2 state law enforcement agencies to more effectively understand and
3 address issues of gender-based violence facing American Indian and
4 Alaska Native people; and

5 (ii) Jurisdictional and data sharing issues on tribal reservation
6 land and urban areas that impact gender-based violence against
7 American Indian and Alaska Native people;

8 (d) Reviewing prosecutorial trends and practices relating to
9 crimes of gender-based violence against American Indian and Alaska
10 Native people in Washington state;

11 (e) Identifying barriers to providing more state resources in
12 tracking gender-based violence against American Indian and Alaska
13 Native people and reducing the incidences of gender-based violence;

14 (f) Assessing and identifying state resources to support programs
15 and services for survivors, families of survivors, and tribal and
16 urban Indian service providers working with American Indian and
17 Alaska Native people that have experienced gender-based violence; and

18 (g) Identifying and making recommendations for increasing state
19 resources for trainings on culturally attuned best practices for
20 working with American Indian and Alaska Native communities for
21 tribal, local, and state law enforcement personnel in Washington
22 state.

23 (4) The task force, with the assistance of the Washington state
24 office of the attorney general, must consult with federally
25 recognized tribes in Washington state and in states bordering
26 Washington state, and engage with urban Indian organizations to
27 submit a status report including any initial findings,
28 recommendations, and progress updates to the governor and the
29 appropriate committees of the legislature by August 1, 2022, and a
30 final report by June 1, 2023.

31 (5)(a) The office of the attorney general administers and
32 provides staff support to the task force, organizes the summit, and
33 oversees the development of the two task force reports. The office of
34 the attorney general may contract for the summit.

35 (b) The Washington state office of the attorney general may, when
36 deemed necessary by the task force, retain consultants to provide
37 data analysis, research, recommendations, and other services to the
38 task force for the purposes provided in subsection (3) of this
39 section.

1 (c) The Washington state office of the attorney general may share
2 and exchange information received or created on behalf of the task
3 force with other states, federally recognized Indian tribes, urban
4 Indian organizations, and other national groups working on missing
5 and murdered indigenous women and people issues.

6 (6) Legislative members of the task force are reimbursed for
7 travel expenses in accordance with RCW 44.04.120. Nonlegislative
8 members are not entitled to be reimbursed for travel expenses if they
9 are elected officials or are participating on behalf of an employer,
10 governmental entity, or other organization. Any reimbursement for
11 other nonlegislative members is subject to chapter 43.03 RCW.

12 (7) To ensure that the task force has diverse and inclusive
13 representation of those affected by its work, task force members
14 whose participation in the task force may be hampered by financial
15 hardship may apply for a stipend in an amount not to exceed \$100 for
16 each day during which the member attends an official meeting of the
17 task force or performs statutorily prescribed duties approved by the
18 office of the attorney general. A person shall not receive
19 compensation for a day of service under this section if the person:

20 (a) Occupies a position, normally regarded as full-time in
21 nature, in any agency of the federal government, Washington state
22 government, or Washington state local government; and

23 (b) Receives any compensation from such government for working
24 that day. The office of the attorney general, by staffing the task
25 force, is authorized to assess eligibility for the stipend as limited
26 by available financial resources.

27 **Sec. 944.** 2021 c 334 s 1002 (uncodified) is amended to read as
28 follows:

29 (1) The Washington state criminal sentencing task force is
30 established.

31 (2) The task force is composed of members as provided in this
32 subsection.

33 (a) The president of the senate shall appoint one member from
34 each of the two largest caucuses of the senate.

35 (b) The speaker of the house of representatives shall appoint one
36 member from each of the two largest caucuses of the house of
37 representatives.

1 (c) The president of the senate and the speaker of the house of
2 representatives jointly shall appoint members representing the
3 following:

- 4 (i) The office of the governor;
- 5 (ii) Caseload forecast council;
- 6 (iii) Department of corrections;
- 7 (iv) Sentencing guidelines commission;
- 8 (v) Statewide family council administered by the department of
9 corrections;
- 10 (vi) Statewide reentry council;
- 11 (vii) Superior court judges' association;
- 12 (viii) Washington association of criminal defense attorneys or
13 the Washington defender association;
- 14 (ix) Washington association of prosecuting attorneys;
- 15 (x) Washington association of sheriffs and police chiefs;
- 16 (xi) Washington state association of counties;
- 17 (xii) Washington state minority and justice commission;
- 18 (xiii) A labor organization representing active law enforcement
19 officers in Washington state;
- 20 (xiv) Two different community organizations representing the
21 interests of incarcerated persons; and
- 22 (xv) Two different community organizations or other entities
23 representing the interests of crime victims.

24 (3) The legislative membership shall convene the initial meeting
25 of the task force no later than September 1, 2019. The membership
26 shall select the task force's cochairs, which must include one
27 legislator and one nonlegislative member.

28 (4) The task force shall review state sentencing laws, including
29 a consideration of the report of the sentencing guidelines commission
30 required by section 129, chapter 299, Laws of 2018. The task force
31 shall develop recommendations for the purpose of:

- 32 (a) Reducing sentencing implementation complexities and errors;
- 33 (b) Improving the effectiveness of the sentencing system; and
- 34 (c) Promoting and improving public safety.

35 (5) The task force shall submit an initial report, including
36 findings and recommendations, to the governor and the appropriate
37 committees of the legislature by December 31, 2019. The task force
38 shall submit a final report by December 31, ~~((2020))~~2022.

39 (6)(a) The William D. Ruckelshaus center shall administer and
40 provide staff support and facilitation services to the task force.

1 The center may, when deemed necessary by the task force, contract
2 with one or more appropriate consultants to provide data analysis,
3 research, and other services to the task force for the purposes
4 provided in subsection (4) of this section.

5 (b) The caseload forecast council shall provide information, data
6 analysis, and other necessary assistance upon the request of the task
7 force.

8 (7) Legislative members of the task force are reimbursed for
9 travel expenses in accordance with RCW 44.04.120. Nonlegislative
10 members are not entitled to be reimbursed for travel expenses if they
11 are elected officials or are participating on behalf of an employer,
12 governmental entity, or other organization. Any reimbursement for
13 other nonlegislative members is subject to chapter 43.03 RCW.

14 (8) This section expires June 30, (~~2022~~)2023.

15 NEW SECTION. **Sec. 945.** A new section is added to 2021 c 334
16 (uncodified) to read as follows:

17 (1) The joint legislative task force on best practices for
18 broadband deployment is created.

19 (2) The task force membership is composed of:

20 (a) One member from each of the two largest caucuses of the
21 senate, appointed by the president of the senate;

22 (b) One member from each of the two largest caucuses of the house
23 of representatives, appointed by the speaker of the house of
24 representatives;

25 (c) The director of the department of commerce or the director's
26 designee;

27 (d) The director of the department of transportation or the
28 director's designee; and

29 (e) The secretary of the utilities and transportation commission
30 or the secretary's designee; and

31 (f) Additional members to be appointed by the president of the
32 senate and the speaker of the house of representatives, as follows:

33 (i) A representative from the association of Washington cities;

34 (ii) A representative from the Washington state association of
35 counties;

36 (iii) A representative from a telecommunications infrastructure
37 provider; and

38 (iv) A representative from an organization providing rural
39 telecommunications services.

1 (3) The task force must conduct the following activities:

2 (a) Review existing state and local permitting processes for
3 broadband infrastructure in Washington state;

4 (b) Review relevant best practices in other states for the
5 deployment of broadband and their potential application in Washington
6 state;

7 (c) Examine any state or federal laws that limit the deployment
8 of broadband and develop recommendations for modifications; and

9 (d) By December 1, 2022, submit a report of the task force's
10 findings and recommendations to the appropriate committees of the
11 legislature.

12 (4) The task force must choose cochairs from among its
13 legislative membership. The legislative members must convene the
14 initial meeting of the task force. All meetings of the task force
15 must be scheduled and conducted in accordance with the requirements
16 of both the senate and the house of representatives.

17 (5) Staff support for the task force is provided by the
18 facilitator contracted by the department of commerce.

19 (6) Legislative members of the task force are reimbursed for
20 travel expenses in accordance with RCW 44.04.120. Nonlegislative
21 members are not entitled to be reimbursed for travel expenses if they
22 are elected officials or are participating on behalf of an employer,
23 governmental entity, or other organization. Any reimbursement for
24 other nonlegislative members is subject to chapter 43.03 RCW.

25 (7) Except for the costs of the contracted facilitator, the
26 expenses of the task force must be paid jointly by the senate and the
27 house of representatives, and task force expenditures and meetings
28 are subject to approval by the senate facilities and operations
29 committee and the house of representatives executive rules committee,
30 or their successor committees.

31 NEW SECTION. **Sec. 946.** A new section is added to chapter 43.79
32 RCW to read as follows:

33 The capital community assistance account is created in the state
34 treasury. Revenues to the account shall consist of appropriations and
35 transfers by the legislature and all other moneys directed for
36 deposit into the account. Moneys in the account may be spent only
37 after appropriation. Moneys in the account may be used for capital
38 costs to provide community support services, and for infrastructure

1 and other capital expenditures to support the well-being of
2 communities.

3 NEW SECTION. **Sec. 947.** A new section is added to chapter 43.79
4 RCW to read as follows:

5 (1) The community reinvestment account is created in the state
6 treasury. Revenues to the account shall consist of appropriations and
7 transfers by the legislature and all other moneys directed for
8 deposit into the account. Moneys in the account may be spent only
9 after appropriation.

10 (2) Expenditures from the account may be used by the department
11 of commerce for:

12 (a) Economic development, which includes addressing wealth
13 disparities to promote asset building such as home ownership and
14 expanding access to financial resources including, but not limited
15 to, grants and loans for small businesses and entrepreneurs,
16 financial literacy training, and other small business training and
17 support activities;

18 (b) Civil and criminal legal assistance to provide postconviction
19 relief and case assistance, including the expungement of criminal
20 records and vacation of criminal convictions;

21 (c) Community-based violence intervention and prevention
22 services, which may include after-school programs focused on
23 providing education and mentorship to youths; and

24 (d) Reentry services to facilitate successful transitions for
25 persons formerly incarcerated in an adult correctional facility or
26 juvenile residential facility in Washington.

27 (3) The distribution of the grants under this section must be
28 done in collaboration with the governor's office of Indian affairs
29 and "by and for community organizations" as defined by the department
30 of commerce and the office of equity.

31 NEW SECTION. **Sec. 948.** A new section is added to chapter 43.330
32 RCW to read as follows:

33 The electric vehicle incentive account is created in the state
34 treasury. Revenues to the account shall consist of appropriations and
35 transfers by the legislature and all other moneys directed for
36 deposit into the account. Moneys in the account may only be spent
37 after appropriation. Expenditures from the account may be used for
38 programs and incentives that promote the purchase or conversion to

1 alternative fuel vehicles to further state climate goals under RCW
2 70A.45.020 and environmental justice goals under 70A.02 RCW,
3 including but not limited to:

4 (1) Income-qualified grant programs to retire vehicles and
5 replace them with alternative fuel vehicles;

6 (2) Programs to provide grants for the installation of electric
7 vehicle infrastructure to support electric vehicle adoption; and

8 (3) Programs to conduct research and public outreach regarding
9 adoption of alternative fuel vehicles.

10 **Sec. 949.** RCW 28B.92.205 and 2019 c 406 s 20 are each amended to
11 read as follows:

12 In addition to other eligibility requirements outlined in this
13 chapter, students who demonstrate financial need are eligible to
14 receive the Washington college grant. Financial need is as follows:

15 (1) Until academic year 2020-21, students with family incomes
16 between zero and fifty percent of the state median family income,
17 adjusted for family size, shall receive the maximum Washington
18 college grant as defined in RCW 28B.92.030. Grants for students with
19 incomes between fifty-one and seventy percent of the state median
20 family income, adjusted for family size, shall be prorated at the
21 following percentages of the maximum Washington college grant amount:

22 (a) Seventy percent for students with family incomes between
23 fifty-one and fifty-five percent of the state median family income;

24 (b) Sixty-five percent for students with family incomes between
25 fifty-six and sixty percent of the state median family income;

26 (c) Sixty percent for students with family incomes between sixty-
27 one and sixty-five percent of the state median family income; and

28 (d) Fifty percent for students with family incomes between sixty-
29 six and seventy percent of the state median family income.

30 (2) Beginning with academic year 2020-21, except during the
31 2022-23 academic year, students with family incomes between zero and
32 fifty-five percent of the state median family income, adjusted for
33 family size, shall receive the maximum Washington college grant as
34 defined in RCW 28B.92.030. During the 2022-23 academic year, students
35 with family incomes between zero and 60 percent of the state median
36 family income, adjusted for family size, shall receive the maximum
37 Washington college grant. Grants for students with incomes between
38 fifty-six and one hundred percent of the state median family income,

1 adjusted for family size, shall be prorated at the following
2 percentages of the maximum Washington college grant amount:

3 (a) Seventy percent for students with family incomes between
4 fifty-six and sixty percent of the state median family income, except
5 during the 2022-23 academic year;

6 (b) Sixty percent for students with family incomes between sixty-
7 one and sixty-five percent of the state median family income;

8 (c) Fifty percent for students with family incomes between sixty-
9 six and seventy percent of the state median family income;

10 (d) Twenty-four and one-half percent for students with family
11 incomes between seventy-one and seventy-five percent of the state
12 median family income; and

13 (e) Ten percent for students with family incomes between seventy-
14 six and one hundred percent of the state median family income.

15 **Sec. 950.** RCW 41.60.050 and 2021 c 334 s 967 are each amended to
16 read as follows:

17 The legislature shall appropriate from the personnel service fund
18 for the payment of administrative costs of the productivity board.
19 However, during the 2015-2017, 2017-2019, and 2019-2021(~~, and~~
20 ~~2021-2023~~)) fiscal biennia, and during fiscal year 2022, the
21 operations of the productivity board shall be suspended.

22 **Sec. 951.** RCW 41.80.010 and 2021 c 334 s 968 are each amended to
23 read as follows:

24 (1) For the purpose of negotiating collective bargaining
25 agreements under this chapter, the employer shall be represented by
26 the governor or governor's designee, except as provided for
27 institutions of higher education in subsection (4) of this section.

28 (2) (a) (i) Except as otherwise provided, if an exclusive
29 bargaining representative represents more than one bargaining unit,
30 the exclusive bargaining representative shall negotiate with each
31 employer representative as designated in subsection (1) of this
32 section one master collective bargaining agreement on behalf of all
33 the employees in bargaining units that the exclusive bargaining
34 representative represents.

35 (ii) For those exclusive bargaining representatives who represent
36 fewer than a total of five hundred employees each, negotiation shall
37 be by a coalition of all those exclusive bargaining representatives.
38 The coalition shall bargain for a master collective bargaining

1 agreement covering all of the employees represented by the coalition.
2 The governor's designee and the exclusive bargaining representative
3 or representatives are authorized to enter into supplemental
4 bargaining of agency-specific issues for inclusion in or as an
5 addendum to the master collective bargaining agreement, subject to
6 the parties' agreement regarding the issues and procedures for
7 supplemental bargaining. Exclusive bargaining representatives that
8 represent employees covered under chapter 41.06 RCW and exclusive
9 bargaining representatives that represent employees exempt under
10 chapter 41.06 RCW shall constitute separate coalitions and must
11 negotiate separate master collective bargaining agreements. This
12 subsection does not prohibit cooperation and coordination of
13 bargaining between two or more exclusive bargaining representatives.

14 (b) This subsection does not apply to exclusive bargaining
15 representatives who represent employees of institutions of higher
16 education, except when the institution of higher education has
17 elected to exercise its option under subsection (4) of this section
18 to have its negotiations conducted by the governor or governor's
19 designee under the procedures provided for general government
20 agencies in subsections (1) through (3) of this section.

21 (c) If five hundred or more employees of an independent state
22 elected official listed in RCW 43.01.010 are organized in a
23 bargaining unit or bargaining units under RCW 41.80.070, the official
24 shall be consulted by the governor or the governor's designee before
25 any agreement is reached under (a) of this subsection concerning
26 supplemental bargaining of agency specific issues affecting the
27 employees in such bargaining unit.

28 (d) For assistant attorneys general, the governor or the
29 governor's designee and an exclusive bargaining representative shall
30 negotiate one master collective bargaining agreement.

31 (3) The governor shall submit a request for funds necessary to
32 implement the compensation and fringe benefit provisions in the
33 master collective bargaining agreement or for legislation necessary
34 to implement the agreement. Requests for funds necessary to implement
35 the provisions of bargaining agreements shall not be submitted to the
36 legislature by the governor unless such requests:

37 (a) Have been submitted to the director of the office of
38 financial management by October 1 prior to the legislative session at
39 which the requests are to be considered; and

1 (b) Have been certified by the director of the office of
2 financial management as being feasible financially for the state.

3 The legislature shall approve or reject the submission of the
4 request for funds as a whole. The legislature shall not consider a
5 request for funds to implement a collective bargaining agreement
6 unless the request is transmitted to the legislature as part of the
7 governor's budget document submitted under RCW 43.88.030 and
8 43.88.060. If the legislature rejects or fails to act on the
9 submission, either party may reopen all or part of the agreement or
10 the exclusive bargaining representative may seek to implement the
11 procedures provided for in RCW 41.80.090.

12 (4) (a) (i) For the purpose of negotiating agreements for
13 institutions of higher education, the employer shall be the
14 respective governing board of each of the universities, colleges, or
15 community colleges or a designee chosen by the board to negotiate on
16 its behalf.

17 (ii) A governing board of a university or college may elect to
18 have its negotiations conducted by the governor or governor's
19 designee under the procedures provided for general government
20 agencies in subsections (1) through (3) of this section, except that:

21 (A) The governor or the governor's designee and an exclusive
22 bargaining representative shall negotiate one master collective
23 bargaining agreement for all of the bargaining units of employees of
24 a university or college that the representative represents; or

25 (B) If the parties mutually agree, the governor or the governor's
26 designee and an exclusive bargaining representative shall negotiate
27 one master collective bargaining agreement for all of the bargaining
28 units of employees of more than one university or college that the
29 representative represents.

30 (iii) A governing board of a community college may elect to have
31 its negotiations conducted by the governor or governor's designee
32 under the procedures provided for general government agencies in
33 subsections (1) through (3) of this section.

34 (b) Prior to entering into negotiations under this chapter, the
35 institutions of higher education or their designees shall consult
36 with the director of the office of financial management regarding
37 financial and budgetary issues that are likely to arise in the
38 impending negotiations.

39 (c) (i) In the case of bargaining agreements reached between
40 institutions of higher education other than the University of

1 Washington and exclusive bargaining representatives agreed to under
2 the provisions of this chapter, if appropriations are necessary to
3 implement the compensation and fringe benefit provisions of the
4 bargaining agreements, the governor shall submit a request for such
5 funds to the legislature according to the provisions of subsection
6 (3) of this section, except as provided in (c)(iii) of this
7 subsection.

8 (ii) In the case of bargaining agreements reached between the
9 University of Washington and exclusive bargaining representatives
10 agreed to under the provisions of this chapter, if appropriations are
11 necessary to implement the compensation and fringe benefit provisions
12 of a bargaining agreement, the governor shall submit a request for
13 such funds to the legislature according to the provisions of
14 subsection (3) of this section, except as provided in this subsection
15 (4)(c)(ii) and as provided in (c)(iii) of this subsection.

16 (A) If appropriations of less than ten thousand dollars are
17 necessary to implement the provisions of a bargaining agreement, a
18 request for such funds shall not be submitted to the legislature by
19 the governor unless the request has been submitted to the director of
20 the office of financial management by October 1 prior to the
21 legislative session at which the request is to be considered.

22 (B) If appropriations of ten thousand dollars or more are
23 necessary to implement the provisions of a bargaining agreement, a
24 request for such funds shall not be submitted to the legislature by
25 the governor unless the request:

26 (I) Has been submitted to the director of the office of financial
27 management by October 1 prior to the legislative session at which the
28 request is to be considered; and

29 (II) Has been certified by the director of the office of
30 financial management as being feasible financially for the state.

31 (C) If the director of the office of financial management does
32 not certify a request under (c)(ii)(B) of this subsection as being
33 feasible financially for the state, the parties shall enter into
34 collective bargaining solely for the purpose of reaching a mutually
35 agreed upon modification of the agreement necessary to address the
36 absence of those requested funds. The legislature may act upon the
37 compensation and fringe benefit provisions of the modified collective
38 bargaining agreement if those provisions are agreed upon and
39 submitted to the office of financial management and legislative

1 budget committees before final legislative action on the biennial or
2 supplemental operating budget by the sitting legislature.

3 (iii) In the case of a bargaining unit of employees of
4 institutions of higher education in which the exclusive bargaining
5 representative is certified during or after the conclusion of a
6 legislative session, the legislature may act upon the compensation
7 and fringe benefit provisions of the unit's initial collective
8 bargaining agreement if those provisions are agreed upon and
9 submitted to the office of financial management and legislative
10 budget committees before final legislative action on the biennial or
11 supplemental operating budget by the sitting legislature.

12 (5) If, after the compensation and fringe benefit provisions of
13 an agreement are approved by the legislature, a significant revenue
14 shortfall occurs resulting in reduced appropriations, as declared by
15 proclamation of the governor or by resolution of the legislature,
16 both parties shall immediately enter into collective bargaining for a
17 mutually agreed upon modification of the agreement.

18 (6) After the expiration date of a collective bargaining
19 agreement negotiated under this chapter, all of the terms and
20 conditions specified in the collective bargaining agreement remain in
21 effect until the effective date of a subsequently negotiated
22 agreement, not to exceed one year from the expiration date stated in
23 the agreement. Thereafter, the employer may unilaterally implement
24 according to law.

25 (7) (a) For the 2019-2021 fiscal biennium, the legislature may
26 approve funding for a collective bargaining agreement negotiated by a
27 higher education institution and the Washington federation of state
28 employees and ratified by the exclusive bargaining representative
29 before final legislative action on the omnibus appropriations act by
30 the sitting legislature.

31 (b) Subsection (3) (a) and (b) of this section do not apply to
32 requests for funding made pursuant to this subsection.

33 (8) (a) For the 2021-2023 fiscal biennium, the legislature may
34 approve funding for a collective bargaining agreement negotiated by
35 the governor or governor's designee and the Washington public
36 employees association community college coalition and the general
37 government agencies and ratified by the exclusive bargaining
38 representative before final legislative action on the omnibus
39 appropriations act by the sitting legislature.

1 (b) For the 2021-2023 fiscal biennium, the legislature may
2 approve funding for a collective bargaining agreement negotiated
3 between Highline Community College and the Washington public
4 employees association and ratified by the exclusive bargaining
5 representative before final legislative action on the omnibus
6 appropriations act by the sitting legislature.

7 (c) For the 2021-2023 fiscal biennium, the legislature may
8 approve funding for collective bargaining agreements negotiated
9 between Eastern Washington University and bargaining units of the
10 Washington federation of state employees and the public school
11 employees association, and between Yakima Valley College and the
12 Washington public employees association, and ratified by the
13 exclusive bargaining representatives before final legislative action
14 on the omnibus appropriations act by the sitting legislature.

15 (d) Subsection (3) (a) and (b) of this section does not apply to
16 requests for funding made pursuant to this subsection.

17 **Sec. 952.** RCW 43.31.605 and 2021 c 115 s 5 are each amended to
18 read as follows:

19 (1) (a) Subject to the availability of funds for this purpose, the
20 landlord mitigation program is created and administered by the
21 department. The department shall have such rule-making authority as
22 the department deems necessary to administer the program.

23 (b) The following types of claims related to landlord mitigation
24 for renting private market rental units to low-income tenants using a
25 housing subsidy program are eligible for reimbursement from the
26 landlord mitigation program account:

27 (i) Up to one thousand dollars for improvements identified in RCW
28 59.18.255(1) (a). In order to be eligible for reimbursement under this
29 subsection (1) (b) (i), the landlord must pay for the first five
30 hundred dollars for improvements, and rent to the tenant whose
31 housing subsidy program was conditioned on the real property passing
32 inspection. Reimbursement under this subsection (1) (b) (i) may also
33 include up to fourteen days of lost rental income from the date of
34 offer of housing to the applicant whose housing subsidy program was
35 conditioned on the real property passing inspection until move in by
36 that applicant;

37 (ii) Reimbursement for damages as reflected in a judgment
38 obtained against the tenant through either an unlawful detainer

1 proceeding, or through a civil action in a court of competent
2 jurisdiction after a hearing;

3 (iii) Reimbursement for damages established pursuant to
4 subsection (2) of this section; and

5 (iv) Reimbursement for unpaid rent and unpaid utilities, provided
6 that the landlord can evidence it to the department's satisfaction.

7 (c) Claims related to landlord mitigation for an unpaid judgment
8 for rent, unpaid judgments resulting from the tenant's failure to
9 comply with an installment payment agreement identified in RCW
10 59.18.610, late fees, attorneys' fees, and costs after a court order
11 pursuant to RCW 59.18.410(3), including any unpaid portion of the
12 judgment after the tenant defaults on the payment plan pursuant to
13 RCW 59.18.410(3)(c), are eligible for reimbursement from the landlord
14 mitigation program account and are exempt from any postjudgment
15 interest required under RCW 4.56.110. Any claim for reimbursement
16 made pursuant to RCW 59.18.410(3)(e)(ii) must be accompanied by a
17 court order staying the writ of restitution pursuant to RCW
18 59.18.410(3). Any claim for reimbursement under this subsection
19 (1)(c) is not an entitlement.

20 (i) The department shall provide for a form on its website for
21 tenants and landlords to apply for reimbursement funds for the
22 landlord pursuant to this subsection (1)(c).

23 (ii) The form must include: (A) Space for the landlord and tenant
24 to provide names, mailing addresses, phone numbers, date of birth for
25 the tenant, and any other identifying information necessary for the
26 department to process payment; (B) the landlord's statewide vendor
27 identification number and how to obtain one; (C) name and address to
28 whom payment must be made; (D) the amount of the judgment with
29 instructions to include any other supporting documentation the
30 department may need to process payment; (E) instructions for how the
31 tenant is to reimburse the department under (c)(iii) of this
32 subsection; (F) a description of the consequences if the tenant does
33 not reimburse the department as provided in this subsection (1)(c);
34 (G) a signature line for the landlord and tenant to confirm that they
35 have read and understood the contents of the form and program; and
36 (H) any other information necessary for the operation of the program.
37 If the tenant has not signed the form after the landlord has made
38 good faith efforts to obtain the tenant's signature, the landlord may
39 solely submit the form but must attest to the amount of money owed
40 and sign the form under penalty of perjury.

1 (iii) When a landlord has been reimbursed pursuant to this
2 subsection (1)(c), the tenant for whom payment was made shall
3 reimburse the department by depositing the amount disbursed from the
4 landlord mitigation program account into the court registry of the
5 superior court in which the judgment was entered. The tenant or other
6 interested party may seek an ex parte order of the court under the
7 unlawful detainer action to order such funds to be disbursed by the
8 court. Upon entry of the order, the court clerk shall disburse the
9 funds and include a case number with any payment issued to the
10 department. If directed by the court, a clerk shall issue any
11 payments made by a tenant to the department without further court
12 order.

13 (iv) The department may deny an application made by a tenant who
14 has failed to reimburse the department for prior payments issued
15 pursuant to this subsection (1)(c).

16 (v) With any disbursement from the account to the landlord, the
17 department shall notify the tenant at the address provided within the
18 application that a disbursement has been made to the landlord on the
19 tenant's behalf and that failure to reimburse the account for the
20 payment through the court registry may result in a denial of a future
21 application to the account pursuant to this subsection (1)(c). The
22 department may include any other additional information about how to
23 reimburse the account it deems necessary to fully inform the tenant.

24 (vi) The department's duties with respect to obtaining
25 reimbursement from the tenant to the account are limited to those
26 specified within this subsection (1)(c).

27 (vii) If at any time funds do not exist in the landlord
28 mitigation program account to reimburse claims submitted under this
29 subsection (1)(c), the department must create and maintain a waitlist
30 and distribute funds in the order the claims are received pursuant to
31 subsection (6) of this section. Payment of any claims on the waitlist
32 shall be made only from the landlord mitigation program account. The
33 department shall not be civilly or criminally liable and may not have
34 any penalty or cause of action of any nature arise against it
35 regarding the provision or lack of provision of funds for
36 reimbursement.

37 (d) (i) Claims related to landlord mitigation for:

38 (A) Up to \$15,000 in unpaid rent that accrued between March 1,
39 2020, and six months following the expiration of the eviction
40 moratorium and the tenant being low-income, limited resourced or

1 experiencing hardship, voluntarily vacated or abandoned the tenancy;
2 or

3 (B) Up to \$15,000 in remaining unpaid rent if a tenant defaults
4 on a repayment plan entered into under RCW 59.18.630 are eligible for
5 reimbursement from the landlord mitigation program account subject to
6 the program requirements under this section, provided the tenancy has
7 not been terminated at the time of reimbursement.

8 (ii) A landlord is ineligible for reimbursement under this
9 subsection (1)(d) where the tenant vacated the tenancy because of an
10 unlawful detainer action under RCW 59.12.030(3).

11 (iii) A landlord in receipt of reimbursement from the program
12 pursuant to this subsection (1)(d) is prohibited from:

13 (A) Taking legal action against the tenant for damages or any
14 remaining unpaid rent accrued between March 1, 2020, and six months
15 following the expiration of the eviction moratorium attributable to
16 the same tenancy; or

17 (B) Pursuing collection, or authorizing another entity to pursue
18 collection on the landlord's behalf, of a judgment against the tenant
19 for damages or any remaining unpaid rent accrued between March 1,
20 2020, and six months following the expiration of the eviction
21 moratorium attributable to the same tenancy.

22 (2) In order for a claim under subsection (1)(b)(iii) of this
23 section to be eligible for reimbursement from the landlord mitigation
24 program account, a landlord must:

25 (a) Have ensured that the rental property was inspected at the
26 commencement of the tenancy by both the tenant and the landlord or
27 landlord's agent and that a detailed written move-in property
28 inspection report, as required in RCW 59.18.260, was prepared and
29 signed by both the tenant and the landlord or landlord's agent;

30 (b) Make repairs and then apply for reimbursement to the
31 department;

32 (c) Submit a claim on a form to be determined by the department,
33 signed under penalty of perjury; and

34 (d) Submit to the department copies of the move-in property
35 inspection report specified in (a) of this subsection and supporting
36 materials including, but not limited to, before repair and after
37 repair photographs, videos, copies of repair receipts for labor and
38 materials, and such other documentation or information as the
39 department may request.

1 (3) The department shall make reasonable efforts to review a
2 claim within ten business days from the date it received properly
3 submitted and complete claims to the satisfaction of the department.
4 In reviewing a claim pursuant to subsection (1)(b) of this section,
5 and determining eligibility for reimbursement, the department must
6 receive documentation, acceptable to the department in its sole
7 discretion, that the claim involves a private market rental unit
8 rented to a low-income tenant who is using a housing subsidy program.

9 (4) Claims pursuant to subsection (1)(b) of this section related
10 to a tenancy must total at least five hundred dollars in order for a
11 claim to be eligible for reimbursement from the program. While claims
12 or damages may exceed five thousand dollars, total reimbursement from
13 the program may not exceed five thousand dollars per tenancy. For the
14 2021-2023 fiscal biennium, while claims or damages may exceed
15 \$10,000, total reimbursement from the program may not exceed \$10,000
16 per tenancy.

17 (5) Damages, beyond wear and tear, that are eligible for
18 reimbursement include, but are not limited to: Interior wall gouges
19 and holes; damage to doors and cabinets, including hardware; carpet
20 stains or burns; cracked tiles or hard surfaces; broken windows;
21 damage to household fixtures such as disposal, toilet, sink, sink
22 handle, ceiling fan, and lighting. Other property damages beyond
23 normal wear and tear may also be eligible for reimbursement at the
24 department's discretion.

25 (6) All reimbursements for eligible claims shall be made on a
26 first-come, first-served basis, to the extent of available funds. The
27 department shall use best efforts to notify the tenant of the amount
28 and the reasons for any reimbursements made.

29 (7) The department, in its sole discretion, may inspect the
30 property and the landlord's records related to a claim, including the
31 use of a third-party inspector as needed to investigate fraud, to
32 assist in making its claim review and determination of eligibility.

33 (8) A landlord in receipt of reimbursement from the program
34 pursuant to subsection (1)(b) of this section is prohibited from:

35 (a) Taking legal action against the tenant for damages
36 attributable to the same tenancy; or

37 (b) Pursuing collection, or authorizing another entity to pursue
38 collection on the landlord's behalf, of a judgment against the tenant
39 for damages attributable to the same tenancy.

1 (9) A landlord denied reimbursement under subsection (1)(b)(iii)
2 of this section may seek to obtain a judgment from a court of
3 competent jurisdiction and, if successful, may resubmit a claim for
4 damages supported by the judgment, along with a certified copy of the
5 judgment. The department may reimburse the landlord for that portion
6 of such judgment that is based on damages reimbursable under the
7 landlord mitigation program, subject to the limitations set forth in
8 this section.

9 (10) Determinations regarding reimbursements shall be made by the
10 department in its sole discretion.

11 (11) The department must establish a website that advertises the
12 landlord mitigation program, the availability of reimbursement from
13 the landlord mitigation program account, and maintains or links to
14 the agency rules and policies established pursuant to this section.

15 (12) Neither the state, the department, or persons acting on
16 behalf of the department, while acting within the scope of their
17 employment or agency, is liable to any person for any loss, damage,
18 harm, or other consequence resulting directly or indirectly from the
19 department's administration of the landlord mitigation program or
20 determinations under this section.

21 (13)(a) A report to the appropriate committees of the legislature
22 on the effectiveness of the program and recommended modifications
23 shall be submitted to the governor and the appropriate committees of
24 the legislature by January 1, 2021. In preparing the report, the
25 department shall convene and solicit input from a group of
26 stakeholders to include representatives of large multifamily housing
27 property owners or managers, small rental housing owners in both
28 rural and urban markets, a representative of tenant advocates, and a
29 representative of the housing authorities.

30 (b) The report shall include discussion of the effectiveness of
31 the program as well as the department's recommendations to improve
32 the program, and shall include the following:

33 (i) The number of total claims and total amount reimbursed to
34 landlords by the fund;

35 (ii) Any indices of fraud identified by the department;

36 (iii) Any reports by the department regarding inspections
37 authorized by and conducted on behalf of the department;

38 (iv) An outline of the process to obtain reimbursement for
39 improvements and for damages from the fund;

1 (v) An outline of the process to obtain reimbursement for lost
2 rent due to the rental inspection and tenant screening process,
3 together with the total amount reimbursed for such damages;

4 (vi) An evaluation of the feasibility for expanding the use of
5 the mitigation fund to provide up to ninety-day no interest loans to
6 landlords who have not received timely rental payments from a housing
7 authority that is administering section 8 rental assistance;

8 (vii) Any other modifications and recommendations made by
9 stakeholders to improve the effectiveness and applicability of the
10 program.

11 (14) As used in this section:

12 (a) "Housing subsidy program" means a housing voucher as
13 established under 42 U.S.C. Sec. 1437 as of January 1, 2018, or other
14 housing subsidy program including, but not limited to, valid short-
15 term or long-term federal, state, or local government, private
16 nonprofit, or other assistance program in which the tenant's rent is
17 paid either partially by the program and partially by the tenant, or
18 completely by the program directly to the landlord;

19 (b) "Low-income" means income that does not exceed eighty percent
20 of the median income for the standard metropolitan statistical area
21 in which the private market rental unit is located; and

22 (c) "Private market rental unit" means any unit available for
23 rent that is owned by an individual, corporation, limited liability
24 company, nonprofit housing provider, or other entity structure, but
25 does not include housing acquired, or constructed by a public housing
26 agency under 42 U.S.C. Sec. 1437 as it existed on January 1, 2018.

27 **Sec. 953.** RCW 43.41.450 and 2017 3rd sp.s. c 1 s 968 are each
28 amended to read as follows:

29 The office of financial management central service account is
30 created in the state treasury. The account is to be used by the
31 office as a revolving fund for the payment of salaries, wages, and
32 other costs required for the operation and maintenance of statewide
33 budgeting, accounting, forecasting, and functions and activities in
34 the office. All receipts from agency fees and charges for services
35 collected from public agencies must be deposited into the account.
36 The director shall fix the terms and charges to agencies based on
37 each agency's share of the office statewide cost allocation plan for
38 federal funds. Moneys in the account may be spent only after
39 appropriation. During the 2017-2019 and 2021-2023 fiscal

1 ((~~biennium~~))biennia, the account may be used as a revolving fund for
2 the payment of salaries, wages, and other costs related to policy
3 activities in the office. The legislature intends to continue the use
4 of the revolving fund for policy activities during the 2019-2021
5 biennium.

6 **Sec. 954.** RCW 43.43.837 and 2021 c 203 s 2 are each amended to
7 read as follows:

8 (1) Except as provided in subsection (2) of this section, in
9 order to determine the character, competence, and suitability of any
10 applicant or service provider to have unsupervised access, the
11 secretary of the department of social and health services and the
12 secretary of the department of children, youth, and families may
13 require a fingerprint-based background check through both the
14 Washington state patrol and the federal bureau of investigation at
15 any time, but shall require a fingerprint-based background check when
16 the applicant or service provider has resided in the state less than
17 three consecutive years before application, and:

18 (a) Is an applicant or service provider providing services to
19 children or people with developmental disabilities under RCW
20 74.15.030;

21 (b) Is an individual sixteen years of age or older who: (i) Is
22 not under the placement and care authority of the department of
23 children, youth, and families; and (ii) resides in an applicant or
24 service provider's home, facility, entity, agency, or business or who
25 is authorized by the department of children, youth, and families to
26 provide services to children under RCW 74.15.030;

27 (c) Is an individual who is authorized by the department of
28 social and health services to provide services to people with
29 developmental disabilities under RCW 74.15.030; or

30 (d) Is an applicant or service provider providing in-home
31 services funded by:

32 (i) Medicaid personal care under RCW 74.09.520;

33 (ii) Community options program entry system waiver services under
34 RCW 74.39A.030;

35 (iii) Chore services under RCW 74.39A.110; or

36 (iv) Other home and community long-term care programs,
37 established pursuant to chapters 74.39 and 74.39A RCW, administered
38 by the department of social and health services.

1 (2) Long-term care workers, as defined in RCW 74.39A.009, who are
2 hired after January 7, 2012, are subject to background checks under
3 RCW 74.39A.056.

4 (3) To satisfy the shared background check requirements provided
5 for in RCW 43.216.270 and 43.20A.710, the department of children,
6 youth, and families and the department of social and health services
7 shall share federal fingerprint-based background check results as
8 permitted under the law. The purpose of this provision is to allow
9 both departments to fulfill their joint background check
10 responsibility of checking any individual who may have unsupervised
11 access to vulnerable adults, children, or juveniles. Neither
12 department may share the federal background check results with any
13 other state agency or person.

14 (4) The secretary of the department of children, youth, and
15 families shall require a fingerprint-based background check through
16 the Washington state patrol identification and criminal history
17 section and the federal bureau of investigation when the department
18 seeks to approve an applicant or service provider for a foster or
19 adoptive placement of children in accordance with federal and state
20 law. Fees charged by the Washington state patrol and the federal
21 bureau of investigation for fingerprint-based background checks shall
22 be paid by the department of children, youth, and families for
23 applicant and service providers providing foster care as required in
24 RCW 74.15.030.

25 (5) Any secure facility operated by the department of social and
26 health services or the department of children, youth, and families
27 under chapter 71.09 RCW shall require applicants and service
28 providers to undergo a fingerprint-based background check through the
29 Washington state patrol identification and criminal history section
30 and the federal bureau of investigation.

31 (6) Service providers and service provider applicants, except for
32 those long-term care workers exempted in subsection (2) of this
33 section, who are required to complete a fingerprint-based background
34 check may be hired for a one hundred twenty-day provisional period as
35 allowed under law or program rules when:

36 (a) A fingerprint-based background check is pending; and

37 (b) The applicant or service provider is not disqualified based
38 on the immediate result of the background check.

39 (7) Fees charged by the Washington state patrol and the federal
40 bureau of investigation for fingerprint-based background checks shall

1 be paid by the applicable department for applicants or service
2 providers providing:

3 (a) Services to people with a developmental disability under RCW
4 74.15.030;

5 (b) In-home services funded by medicaid personal care under RCW
6 74.09.520;

7 (c) Community options program entry system waiver services under
8 RCW 74.39A.030;

9 (d) Chore services under RCW 74.39A.110;

10 (e) Services under other home and community long-term care
11 programs, established pursuant to chapters 74.39 and 74.39A RCW,
12 administered by the department of social and health services or the
13 department of children, youth, and families; (~~and~~)

14 (f) Services in, or to residents of, a secure facility under RCW
15 71.09.115; and

16 (g) For fiscal year 2023, applicants for child care and early
17 learning services to children under RCW 43.216.270.

18 (8) Service providers licensed under RCW 74.15.030 must pay fees
19 charged by the Washington state patrol and the federal bureau of
20 investigation for conducting fingerprint-based background checks.

21 (9) Department of children, youth, and families service providers
22 licensed under RCW 74.15.030 may not pass on the cost of the
23 background check fees to their applicants unless the individual is
24 determined to be disqualified due to the background information.

25 (10) The department of social and health services and the
26 department of children, youth, and families shall develop rules
27 identifying the financial responsibility of service providers,
28 applicants, and the department for paying the fees charged by law
29 enforcement to roll, print, or scan fingerprints-based for the
30 purpose of a Washington state patrol or federal bureau of
31 investigation fingerprint-based background check.

32 (11) For purposes of this section, unless the context plainly
33 indicates otherwise:

34 (a) "Applicant" means a current or prospective department of
35 social and health services, department of children, youth, and
36 families, or service provider employee, volunteer, student, intern,
37 researcher, contractor, or any other individual who will or may have
38 unsupervised access because of the nature of the work or services he
39 or she provides. "Applicant" includes but is not limited to any
40 individual who will or may have unsupervised access and is:

1 (i) Applying for a license or certification from the department
2 of social and health services or the department of children, youth,
3 and families;

4 (ii) Seeking a contract with the department of social and health
5 services, the department of children, youth, and families, or a
6 service provider;

7 (iii) Applying for employment, promotion, reallocation, or
8 transfer;

9 (iv) An individual that a department of social and health
10 services or department of children, youth, and families client or
11 guardian of a department of social and health services or department
12 of children, youth, and families client chooses to hire or engage to
13 provide services to himself or herself or another vulnerable adult,
14 juvenile, or child and who might be eligible to receive payment from
15 the department of social and health services or the department of
16 children, youth, and families for services rendered; or

17 (v) A department of social and health services or department of
18 children, youth, and families applicant who will or may work in a
19 department-covered position.

20 (b) "Authorized" means the department of social and health
21 services or the department of children, youth, and families grants an
22 applicant, home, or facility permission to:

23 (i) Conduct licensing, certification, or contracting activities;

24 (ii) Have unsupervised access to vulnerable adults, juveniles,
25 and children;

26 (iii) Receive payments from a department of social and health
27 services or department of children, youth, and families program; or

28 (iv) Work or serve in a department of social and health services
29 or department of children, youth, and families-covered position.

30 (c) "Secretary" means the secretary of the department of social
31 and health services.

32 (d) "Secure facility" has the meaning provided in RCW 71.09.020.

33 (e) "Service provider" means entities, facilities, agencies,
34 businesses, or individuals who are licensed, certified, authorized,
35 or regulated by, receive payment from, or have contracts or
36 agreements with the department of social and health services or the
37 department of children, youth, and families to provide services to
38 vulnerable adults, juveniles, or children. "Service provider"
39 includes individuals whom a department of social and health services
40 or department of children, youth, and families client or guardian of

1 a department of social and health services or department of children,
2 youth, and families client may choose to hire or engage to provide
3 services to himself or herself or another vulnerable adult, juvenile,
4 or child and who might be eligible to receive payment from the
5 department of social and health services or the department of
6 children, youth, and families for services rendered.

7 **Sec. 955.** RCW 43.70.715 and 2021 c 334 s 1004 are each amended
8 to read as follows:

9 (1) The COVID-19 public health response account is created in the
10 custody of the state treasurer. The account shall consist of funds
11 appropriated by the legislature and grants received by the department
12 of health for activities in response to the coronavirus pandemic
13 (COVID-19). Only the secretary, or the secretary's designee, may
14 authorize expenditures from the account for costs related to the
15 public health response to COVID-19, subject to any limitations
16 imposed by grant funding deposited into the account. The COVID-19
17 public health response account is subject to allotment procedures
18 under chapter 43.88 RCW, but an appropriation is not required for
19 expenditures.

20 (2)(a) The legislature finds that a safe, efficient, and
21 effective delivery of vaccinations is of the utmost importance for
22 restoring societal and economic functions. As we learn more about the
23 virus, the vaccine, and challenges to vaccine allocation and
24 distribution, it is anticipated that the state's COVID-19 vaccination
25 distribution plan will evolve. To that end, the legislature has
26 provided flexibility by funding expenditures for testing, contact
27 tracing, mitigation activities, vaccine administration and
28 distribution, and other allowable uses for the state, local health
29 jurisdictions, and tribes at the discretion of the secretary and
30 without an appropriation. However, to maintain fiscal control and to
31 ensure spending priorities align, the department is required to
32 collaborate and communicate with the chairs and ranking members of
33 the health care and fiscal committees of the legislature and local
34 health jurisdictions in advance of any significant revision of the
35 state's COVID-19 vaccination plan and to provide regular updates on
36 its implementation and spending.

37 (b) As part of the public health response to COVID-19, the
38 expenditures from the account must be used to effectively administer
39 the vaccine for COVID-19 and conduct testing and contact tracing. The

1 department must ensure that COVID-19 outreach is accessible,
2 culturally and linguistically appropriate, and that it includes
3 community-driven partnerships and strategies.

4 (c) When making expenditures for administering the vaccine for
5 COVID-19, the department must focus on identifying persons for
6 vaccination, prioritizing underserved, underrepresented, and hard-to-
7 reach communities, making the vaccine accessible, and providing
8 support to schools for safe reopening. Strategies for vaccine
9 distribution shall include the establishment and expansion of
10 community vaccination centers, mobile vaccination units, reporting
11 enhancements, in-home visits for vaccinations for the elderly, and
12 transportation of individuals to vaccination sites.

13 (d) When making expenditures regarding testing and contact
14 tracing, the department must provide equitable access, prioritize
15 underserved, underrepresented, and hard-to-reach communities, and
16 provide support and resources to facilitate the safe reopening of
17 schools while minimizing community spread of the virus.

18 (e) The department may also make expenditures from the account
19 related to developing the public health workforce using funds granted
20 by the federal government for that purpose in section 2501, the
21 American rescue plan act of 2021, P.L. 117-2.

22 (3) When making expenditures from the account, the department
23 must include an emphasis on public communication regarding the
24 availability and accessibility of the vaccine and testing, and the
25 importance of vaccine and testing availability to the safe reopening
26 of the state.

27 (4)(a) The department must report to the fiscal and health care
28 committees of the legislature on a monthly basis regarding its
29 COVID-19 response.

30 (~~(b)~~) To the extent that it is available, the report must
31 include data regarding vaccine distribution, testing, and contact
32 tracing, as follows:

33 (i) The number of vaccines administered per day, including
34 regional data regarding the location and age groups of persons
35 receiving the vaccine, specifically identifying hard-to-reach
36 communities in which vaccines were administered; and

37 (ii) The number of tests conducted per week, including data
38 specifically addressing testing conducted in hard-to-reach
39 communities.

1 (b)(i) Beginning with the quarter ending March 31, 2022, the
2 department must report to the fiscal and health care committees of
3 the legislature on a quarterly basis regarding revenues and
4 expenditures related to the COVID-19 response. The reports must
5 include:

6 (A) Quarterly expenditures of funds, by fund source, including
7 the appropriated amounts pursuant to section 222(76) and (77) of this
8 act for:

9 (I) Diagnostic testing;

10 (II) Case investigation and contact tracing;

11 (III) Outbreak response;

12 (IV) Care coordination;

13 (V) Community outreach;

14 (VI) Information and technology operations;

15 (VII) Surveillance;

16 (VIII) Vaccines;

17 (IX) Client services;

18 (X) Local health jurisdictions; and

19 (XI) Tribes; and

20 (B) Grant amounts received during the reporting quarter that may
21 be used in the COVID-19 response.

22 (ii) The quarterly reports must reflect the previous quarter, a
23 projection of expected expenditures and revenue for the next quarter,
24 and an accounting of the expenditures and revenue for the 2021-2023
25 fiscal biennium to date. The quarterly reports are due no later than
26 30 days after the end of the applicable quarter.

27 (c) The first monthly report pursuant to (a) of this subsection
28 is due no later than one month from February 19, 2021. Monthly
29 reports are no longer required upon the department's determination
30 that the remaining balance of the COVID-19 (~~public health~~)public
31 health response account is less than \$100,000.

32 **Sec. 956.** RCW 43.79.505 and 2019 c 251 s 9 are each amended to
33 read as follows:

34 The judicial stabilization trust account is created within the
35 state treasury, subject to appropriation. All receipts from the
36 surcharges authorized by RCW 3.62.060(2), 12.40.020, 36.18.018(4),
37 and 36.18.020(5) shall be deposited in this account. Moneys in the
38 account may be spent only after appropriation.

1 Expenditures from the account may be used only for the support of
2 judicial branch agencies and, for the 2021-2023 fiscal biennium, for
3 expenditures to address state and local costs related to the State v.
4 Blake decision.

5 **Sec. 957.** RCW 43.83B.430 and 2020 c 168 s 6 are each amended to
6 read as follows:

7 The state drought preparedness and response account is created in
8 the state treasury. All receipts from appropriated funds designated
9 for the account and all cost recovery revenues collected under RCW
10 43.83B.410(5) must be deposited into the account. Expenditures from
11 the account may be used for drought preparedness and response
12 activities under this chapter, including grants issued under RCW
13 43.83B.415. During the 2021-2023 fiscal biennium, moneys in the
14 account may be used for water banking pilot projects. Moneys in the
15 account may be spent only after appropriation.

16 **Sec. 958.** RCW 43.101.435 and 2019 c 415 s 971 are each amended
17 to read as follows:

18 The Washington internet crimes against children account is
19 created in the custody of the state treasurer. All receipts from
20 legislative appropriations, donations, gifts, grants, and funds from
21 federal or private sources must be deposited into the account.
22 Expenditures from the account must be used exclusively by the
23 Washington internet crimes against children task force and its
24 affiliate agencies for combating internet-facilitated crimes against
25 children, promoting education on internet safety to the public and to
26 minors, and rescuing child victims from abuse and exploitation. Only
27 the criminal justice training commission or the commission's designee
28 may authorize expenditures from the account. The account is subject
29 to allotment procedures under chapter 43.88 RCW, but an appropriation
30 is not required for expenditures. The commission may enter into
31 agreements with the Washington association of sheriffs and police
32 chiefs to administer grants and other activities funded by the
33 account and be paid an administrative fee not to exceed three percent
34 of expenditures. During the 2019-2021 and 2021-2023 fiscal
35 ((biennium))biennia, moneys in the account may be used by the
36 Washington state patrol for activities related to the missing and
37 exploited children task force.

1 **Sec. 959.** 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:

11 (a) The child receiving care is: (i) Less than 13 years of age;
12 or (ii) less than 19 years of age and has a verified special need
13 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:

20 (a) The child receiving care is: (i) Less than 13 years of age;
21 or (ii) less than 19 years of age and has a verified special need
22 according to department rule or is under court supervision; and

23 (b) The household meets all other program eligibility
24 requirements.

25 (4) Beginning July 1, 2027, and subject to the availability of
26 amounts appropriated for this specific purpose, a family is eligible
27 for working connections child care when the household's annual income
28 is above 75 percent of the state median income and is at or below 85
29 percent of the state median income adjusted for family size and:

30 (a) The child receiving care is: (i) Less than 13 years of age;
31 or (ii) less than 19 years of age and has a verified special need
32 according to department rule or is under court supervision; and

33 (b) The household meets all other program eligibility
34 requirements.

35 (5) (a) Beginning (~~July~~)October 1, 2021, through June 30, 2023,
36 the department must calculate a monthly copayment according to the
37 following schedule:

38 If the household's income is:	Then the household's maximum monthly copayment is:
--	--

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	

20 (c) Beginning July 1, 2025, the department must calculate a
21 maximum monthly copayment of \$215 for households with incomes above
22 60 percent and at or below 75 percent of the state median income.

23 (d) Subject to the availability of amounts appropriated for this
24 specific purpose, the department shall adopt a copayment model for
25 households with annual incomes above 75 percent of the state median
26 income and at or below 85 percent of the state median income. The
27 model must calculate a copayment for each household that is no
28 greater than seven percent of the household's countable income within
29 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. 960.** 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
2 character, suitability, and competence to provide child care and
3 early learning services to children, the department may consider the
4 history of past involvement of child protective services or law
5 enforcement agencies with the individual for the purpose of
6 establishing a pattern of conduct, behavior, or inaction with regard
7 to the health, safety, or welfare of a child. No report of child
8 abuse or neglect that has been destroyed or expunged under RCW
9 26.44.031 may be used for such purposes. No unfounded or inconclusive
10 allegation of child abuse or neglect as defined in RCW 26.44.020 may
11 be disclosed to a provider licensed under this chapter.

12 (b) The department may not deny or delay a license to provide
13 child care and early learning services under this chapter to an
14 individual solely because of a founded finding of physical abuse or
15 negligent treatment or maltreatment involving the individual revealed
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
18 that the individual abused or neglected their child pursuant to RCW
19 13.34.030(6)(b) when that founded finding or court finding is
20 accompanied by a certificate of parental improvement as defined in
21 chapter 74.13 RCW related to the same incident.

22 (2) In order to determine the suitability of individuals newly
23 applying for an agency license, new licensees, their new employees,
24 and other persons who newly have unsupervised access to children in
25 child care, shall be fingerprinted.

26 (a) The fingerprints shall be forwarded to the Washington state
27 patrol and federal bureau of investigation for a criminal history
28 record check.

29 (b) (i) All individuals applying for first-time agency licenses,
30 all new employees, and other persons who have not been previously
31 qualified by the department to have unsupervised access to children
32 in child care must be fingerprinted and obtain a criminal history
33 record check pursuant to this section.

34 (ii) (~~Persons~~) Except during fiscal year 2023, persons required
35 to be fingerprinted and obtain a criminal history record check
36 pursuant to this section must pay for the cost of this check as
37 follows: The fee established by the Washington state patrol for the
38 criminal background history check, including the cost of obtaining
39 the fingerprints; and a fee paid to the department for the cost of
40 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.

16 (e) No later than July 1, 2013, all agency licensees holding
17 licenses prior to July 1, 2012, persons who were employees before
18 July 1, 2012, and persons who have been qualified by the department
19 before July 1, 2012, to have unsupervised access to children in child
20 care, must submit a new background application to the department. The
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/
24 portable background check clearance registry. This fee must be paid
25 into the individual-based/portable background check clearance account
26 established in RCW 43.216.273. The licensee may, but need not, pay
27 these costs on behalf of a prospective employee or reimburse the
28 prospective employee for these costs. The licensee and the
29 prospective employee may share these costs.

30 (f) The department shall issue a background check clearance card
31 or certificate to the applicant if after the completion of a
32 background check the department concludes the applicant is qualified
33 for unsupervised access to children in child care. The background
34 check clearance card or certificate is valid for three years from the
35 date of issuance. A valid card or certificate must be accepted by a
36 potential employer as proof that the applicant has successfully
37 completed a background check as required under this chapter. For
38 purposes of renewal of the background clearance card or certificate,
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))Except during fiscal year
3 2023, 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:

12 (i) Provide regularly scheduled care for a child or children in
13 the home of the provider or in the home of the child or children for
14 periods of less than twenty-four hours or, if necessary due to the
15 nature of the parent's work, for periods equal to or greater than
16 twenty-four hours;

17 (ii) Receive child care subsidies; and

18 (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.

22 (j) Individuals who have been issued a background check clearance
23 card or certificate shall report nonconviction and conviction
24 information to the department within twenty-four hours of the event
25 constituting the nonconviction or conviction information.

26 (k) The department shall investigate and conduct a
27 redetermination of an applicant's or licensee's background clearance
28 if the department receives a complaint or information from
29 individuals, a law enforcement agency, or other federal, state, or
30 local government agency. Subject to the requirements contained in RCW
31 43.216.325 and 43.216.327 and based on a determination that an
32 individual lacks the appropriate character, suitability, or
33 competence to provide child care or early learning services to
34 children, the department may: (i) Invalidate the background card or
35 certificate; or (ii) suspend, modify, or revoke any license
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-

1 based background check results as permitted under the law. The
2 purpose of this provision is to allow these departments to fulfill
3 their joint background check responsibility of checking any
4 individual who may have unsupervised access to vulnerable adults,
5 children, or juveniles. These departments may not share the federal
6 background check results with any other state agency or person.

7 (4) Individuals who have completed a fingerprint background check
8 as required by the office of the superintendent of public
9 instruction, consistent with RCW 28A.400.303, and have been
10 continuously employed by the same school district or educational
11 service district, can meet the requirements in subsection (2) of this
12 section by providing a true and accurate copy of their Washington
13 state patrol and federal bureau of investigation background check
14 report results to the department or if the school district or the
15 educational service district provides an affidavit to the department
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
20 additional fingerprinting and, except during fiscal year 2023, may
21 charge a fee for these additional background checks.

22 **Sec. 961.** RCW 43.348.080 and 2019 c 445 s 403 are each amended
23 to read as follows:

24 (1) The Andy Hill cancer research endowment fund match transfer
25 account is created in the custody of the state treasury to be used
26 solely and exclusively for the program created in RCW 43.348.040.
27 Moneys in the account may be spent only after appropriation. The
28 purpose of the account is to provide matching funds for the fund and
29 administrative costs. Expenditures to fund or reimburse the program
30 administrator are not subject to the requirements of subsection (4)
31 of this section.

32 (2) The legislature must appropriate a state match, up to a
33 maximum of ten million dollars annually, beginning July 1, 2016, and
34 each July 1st following the end of the fiscal year from tax
35 collections and penalties generated from enforcement of state taxes
36 on cigarettes and other tobacco products by the state liquor and
37 cannabis board or other federal, state or local law or tax
38 enforcement agency, as determined by the department of revenue. Tax
39 collections include any cigarette tax, other tobacco product tax, and

1 retail sales and use tax. Any amounts deposited into this account
2 from the tax imposed under RCW 82.25.010 in excess of the cap
3 provided in this subsection must be deposited into the foundational
4 public health services account created in RCW 82.25.015.

5 (3) Revenues to the account must consist of deposits into the
6 account, taxes imposed on vapor products under RCW 82.25.010,
7 legislative appropriations, and any gifts, grants, or donations
8 received by the department for this purpose.

9 (4) Each fiscal biennium, the legislature must appropriate to the
10 department of commerce such amounts as estimated to be the balance of
11 the account to provide state matching funds.

12 (5) Expenditures, in the form of matching funds, from the account
13 may be made only upon receipt of proof from the program administrator
14 of nonstate or private contributions to the fund for the program.
15 Expenditures, in the form of matching funds, may not exceed the total
16 amount of nonstate or private contributions.

17 (6) The department must enter into an appropriate agreement with
18 the program administrator to demonstrate exchange of consideration
19 for the matching funds.

20 (7) Moneys expended into the account in fiscal year 2023 pursuant
21 to section 706 of this act are not subject to the requirements of
22 subsections (5) and (6) of this section.

23 **Sec. 962.** RCW 50A.10.030 and 2019 c 13 s 21 are each amended to
24 read as follows:

25 (1)(a) Beginning January 1, 2019, the department shall assess for
26 each individual in employment with an employer and for each
27 individual electing coverage a premium based on the amount of the
28 individual's wages subject to subsection (4) of this section.

29 (b) The premium rate for family leave benefits shall be equal to
30 one-third of the total premium rate.

31 (c) The premium rate for medical leave benefits shall be equal to
32 two-thirds of the total premium rate.

33 (2) For calendar year 2022 and thereafter, the commissioner shall
34 determine the percentage of paid claims related to family leave
35 benefits and the percentage of paid claims related to medical leave
36 benefits and adjust the premium rates set in subsection (1)(b) and
37 (c) of this section by the proportional share of paid claims.

1 (3) (a) Beginning January 1, 2019, and ending December 31, 2020,
2 the total premium rate shall be four-tenths of one percent of the
3 individual's wages subject to subsection (4) of this section.

4 (b) For family leave premiums, an employer may deduct from the
5 wages of each employee up to the full amount of the premium required.

6 (c) For medical leave premiums, an employer may deduct from the
7 wages of each employee up to forty-five percent of the full amount of
8 the premium required.

9 (d) An employer may elect to pay all or any portion of the
10 employee's share of the premium for family leave or medical leave
11 benefits, or both.

12 (4) The commissioner must annually set a maximum limit on the
13 amount of wages that is subject to a premium assessment under this
14 section that is equal to the maximum wages subject to taxation for
15 social security as determined by the social security administration.

16 (5) (a) Employers with fewer than fifty employees employed in the
17 state are not required to pay the employer portion of premiums for
18 family and medical leave.

19 (b) If an employer with fewer than fifty employees elects to pay
20 the premiums, the employer is then eligible for assistance under RCW
21 50A.24.010.

22 (6) For calendar year 2021 and thereafter, the total premium rate
23 shall be based on the family and medical leave insurance account
24 balance ratio as of September 30th of the previous year. The
25 commissioner shall calculate the account balance ratio by dividing
26 the balance of the family and medical leave insurance account by
27 total covered wages paid by employers and those electing coverage.
28 The division shall be carried to the fourth decimal place with the
29 remaining fraction disregarded unless it amounts to five hundred-
30 thousandths or more, in which case the fourth decimal place shall be
31 rounded to the next higher digit. If the account balance ratio is:

32 (a) Zero to nine hundredths of one percent, the premium is six
33 tenths of one percent of the individual's wages;

34 (b) One tenth of one percent to nineteen hundredths of one
35 percent, the premium is five tenths of one percent of the
36 individual's wages;

37 (c) Two tenths of one percent to twenty-nine hundredths of one
38 percent, the premium is four tenths of one percent of the
39 individual's wages;

1 (d) Three tenths of one percent to thirty-nine hundredths of one
2 percent, the premium is three tenths of one percent of the
3 individual's wages;

4 (e) Four tenths of one percent to forty-nine hundredths of one
5 percent, the premium is two tenths of one percent of the individual's
6 wages; or

7 (f) Five tenths of one percent or greater, the premium is one
8 tenth of one percent of the individual's wages.

9 (7) Beginning January 1, 2021, if the account balance ratio
10 calculated in subsection (6) of this section is below five hundredths
11 of one percent, the commissioner must assess a solvency surcharge at
12 the lowest rate necessary to provide revenue to pay for the
13 administrative and benefit costs of family and medical leave, for the
14 calendar year, as determined by the commissioner. The solvency
15 surcharge shall be at least one-tenth of one percent and no more than
16 six-tenths of one percent and be added to the total premium rate for
17 family and medical leave benefits. Any projected expenditures of
18 general fund moneys into the family and medical leave insurance
19 account pursuant to section 723 of this act must be excluded from the
20 commissioner's determination of the necessary revenue to pay the
21 administrative and benefit costs of family and medical leave for the
22 calendar year.

23 (8) (a) The employer must collect from the employees the premiums
24 and any surcharges provided under this section through payroll
25 deductions and remit the amounts collected to the department.

26 (b) In collecting employee premiums through payroll deductions,
27 the employer shall act as the agent of the employees and shall remit
28 the amounts to the department as required by this title.

29 (c) On September 30th of each year, the department shall average
30 the number of employees reported by an employer over the last four
31 completed calendar quarters to determine the size of the employer for
32 the next calendar year for the purposes of this section and RCW
33 50A.24.010.

34 (9) Premiums shall be collected in the manner and at such
35 intervals as provided in this title and directed by the department.

36 (10) Premiums collected under this section are placed in trust
37 for the employees and employers that the program is intended to
38 assist.

39 (11) A city, code city, town, county, or political subdivision
40 may not enact a charter, ordinance, regulation, rule, or resolution:

1 (a) Creating a paid family or medical leave insurance program
2 that alters or amends the requirements of this title for any private
3 employer;

4 (b) Providing for local enforcement of the provisions of this
5 title; or

6 (c) Requiring private employers to supplement duration of leave
7 or amount of wage replacement benefits provided under this title.

8 **Sec. 963.** RCW 70A.200.140 and 2021 c 334 s 987 are each amended
9 to read as follows:

10 (1) There is hereby created an account within the state treasury
11 to be known as the waste reduction, recycling, and litter control
12 account. Moneys in the account may be spent only after appropriation.
13 Expenditures from the waste reduction, recycling, and litter control
14 account shall be used as follows:

15 (a) Forty percent to the department of ecology, primarily for use
16 by the departments of ecology, natural resources, revenue,
17 transportation, and corrections, and the parks and recreation
18 commission, for litter collection programs under RCW 70A.200.170. The
19 amount to the department of ecology shall also be used for a central
20 coordination function for litter control efforts statewide; to
21 support employment of youth in litter cleanup as intended in RCW
22 70A.200.020, and for litter pick up using other authorized agencies;
23 and for statewide public awareness programs under RCW 70A.200.150(7).
24 The amount to the department shall also be used to defray the costs
25 of administering the funding, coordination, and oversight of local
26 government programs for waste reduction, litter control, recycling,
27 and composting so that local governments can apply one hundred
28 percent of their funding to achieving program goals. The amount to
29 the department of revenue shall be used to enforce compliance with
30 the litter tax imposed in chapter 82.19 RCW;

31 (b)(i) Twenty percent to the department for local government
32 funding programs for waste reduction, litter control, recycling
33 activities, and composting activities by cities and counties under
34 RCW 70A.200.190, to be administered by the department of ecology;

35 (ii) any unspent funds under (b)(i) of this subsection may be used to
36 create and pay for a matching fund competitive grant program to be
37 used by local governments for the development and implementation of
38 contamination reduction and outreach plans for inclusion in
39 comprehensive solid waste management plans or by local governments

1 and nonprofit organizations for local or statewide education programs
2 designed to help the public with litter control, waste reduction,
3 recycling, and composting of primarily the products taxed under
4 chapter 82.19 RCW. Recipients under this subsection include programs
5 to reduce wasted food and food waste that are designed to achieve the
6 goals established in RCW 70A.205.715(1) and that are consistent with
7 the plan developed in RCW 70A.205.715(3). Grants must adhere to the
8 following requirements: (A) No grant may exceed sixty thousand
9 dollars; (B) grant recipients shall match the grant funding allocated
10 by the department by an amount equal to twenty-five percent of
11 eligible expenses. A local government's share of these costs may be
12 met by cash or contributed services; (C) the obligation of the
13 department to make grant payments is contingent upon the availability
14 of the amount of money appropriated for this subsection (1)(b); and
15 (D) grants are managed under the guidelines for existing grant
16 programs; and

17 (c) Forty percent to the department of ecology to: (i) Implement
18 activities under RCW 70A.200.150 for waste reduction, recycling, and
19 composting efforts; (ii) provide technical assistance to local
20 governments and commercial businesses to increase recycling markets
21 and recycling and composting programs primarily for the products
22 taxed under chapter 82.19 RCW designed to educate citizens about
23 waste reduction, litter control, and recyclable and compostable
24 products and programs; (iii) increase access to waste reduction,
25 composting, and recycling programs, particularly for food packaging
26 and plastic bags and appropriate composting techniques; and (iv) for
27 programs to reduce wasted food and food waste that are designed to
28 achieve the goals established in RCW 70A.205.715(1) and that are
29 consistent with the plan developed in RCW 70A.205.715(3).

30 (2) All taxes imposed in RCW 82.19.010 and fines and bail
31 forfeitures collected or received pursuant to this chapter shall be
32 deposited in the waste reduction, recycling, and litter control
33 account and used for the programs under subsection (1) of this
34 section.

35 (3) Not less than five percent and no more than ten percent of
36 the amount appropriated into the waste reduction, recycling, and
37 litter control account every biennium shall be reserved for capital
38 needs, including the purchase of vehicles for transporting crews and
39 for collecting litter and solid waste. Capital funds shall be
40 distributed among state agencies and local governments according to

1 the same criteria provided in RCW 70A.200.170 for the remainder of
2 the funds, so that the most effective waste reduction, litter
3 control, recycling, and composting programs receive the most funding.
4 The intent of this subsection is to provide funds for the purchase of
5 equipment that will enable the department to account for the greatest
6 return on investment in terms of reaching a zero litter goal.

7 (4) Funds in the waste reduction, recycling, and litter control
8 account, collected under chapter 82.19 RCW, must be prioritized for
9 the products identified under RCW 82.19.020 solely for the purposes
10 of recycling, composting, and litter collection, reduction, and
11 control programs.

12 (5) During the 2021-2023 fiscal biennium, Washington State
13 University may use funds in the waste reduction, recycling, and
14 litter control account, collected under chapter 82.19 RCW, to conduct
15 an organic waste study.

16 (6) During the 2021-2023 fiscal biennium, and as an exception to
17 the distribution of expenditures otherwise required in this section,
18 the department of ecology may use funds in the waste reduction,
19 recycling, and litter control account to continue a series of food
20 waste reduction campaigns, to continue to invest in litter prevention
21 campaigns, to conduct a recycling study, and to increase litter
22 control on state highways.

23 **Sec. 964.** RCW 71.24.580 and 2021 c 334 s 989 are each amended to
24 read as follows:

25 (1) The criminal justice treatment account is created in the
26 state treasury. Moneys in the account may be expended solely for: (a)
27 Substance use disorder treatment and treatment support services for
28 offenders with a substance use disorder that, if not treated, would
29 result in addiction, against whom charges are filed by a prosecuting
30 attorney in Washington state; (b) the provision of substance use
31 disorder treatment services and treatment support services for
32 nonviolent offenders within a drug court program and, during the
33 2021-23 fiscal biennium, for 180 days following graduation from the
34 drug court program; and (c) the administrative and overhead costs
35 associated with the operation of a drug court. Amounts provided in
36 this subsection must be used for treatment and recovery support
37 services for criminally involved offenders and authorization of these
38 services shall not be subject to determinations of medical necessity.
39 During the 2019-2021 and 2021-2023 fiscal biennia, funding from the

1 criminal justice treatment account may be used to provide treatment
2 and support services through the conclusion of an individual's
3 treatment plan to individuals participating in a drug court program
4 as of February 24, 2021, if that individual wishes to continue
5 treatment following dismissal of charges they were facing under RCW
6 69.50.4013(1). Such participation is voluntary and contingent upon
7 substantial compliance with drug court program requirements. During
8 the 2019-2021 and 2021-2023 fiscal biennia, the legislature may
9 appropriate from the account for municipal drug courts and increased
10 treatment options. During the 2019-2021 fiscal biennium, the
11 legislature may direct the state treasurer to make transfers of
12 moneys in the criminal justice treatment account to the home security
13 fund account created in RCW 43.185C.060. Moneys in the account may be
14 spent only after appropriation.

15 (2) For purposes of this section:

16 (a) "Treatment" means services that are critical to a
17 participant's successful completion of his or her substance use
18 disorder treatment program, including but not limited to the recovery
19 support and other programmatic elements outlined in RCW 2.30.030
20 authorizing therapeutic courts; and

21 (b) "Treatment support" includes transportation to or from
22 inpatient or outpatient treatment services when no viable alternative
23 exists, and child care services that are necessary to ensure a
24 participant's ability to attend outpatient treatment sessions.

25 (3) Revenues to the criminal justice treatment account consist
26 of: (a) Funds transferred to the account pursuant to this section;
27 and (b) any other revenues appropriated to or deposited in the
28 account.

29 (4)(a) For the fiscal year beginning July 1, 2005, and each
30 subsequent fiscal year, the state treasurer shall transfer eight
31 million two hundred fifty thousand dollars from the general fund to
32 the criminal justice treatment account, divided into four equal
33 quarterly payments. For the fiscal year beginning July 1, 2006, and
34 each subsequent fiscal year, the amount transferred shall be
35 increased on an annual basis by the implicit price deflator as
36 published by the federal bureau of labor statistics.

37 (b) In each odd-numbered year, the legislature shall appropriate
38 the amount transferred to the criminal justice treatment account in
39 (a) of this subsection to the department for the purposes of
40 subsection (5) of this section.

1 (5) Moneys appropriated to the authority from the criminal
2 justice treatment account shall be distributed as specified in this
3 subsection. The authority may retain up to three percent of the
4 amount appropriated under subsection (4)(b) of this section for its
5 administrative costs.

6 (a) Seventy percent of amounts appropriated to the authority from
7 the account shall be distributed to counties pursuant to the
8 distribution formula adopted under this section. The authority, in
9 consultation with the department of corrections, the Washington state
10 association of counties, the Washington state association of drug
11 court professionals, the superior court judges' association, the
12 Washington association of prosecuting attorneys, representatives of
13 the criminal defense bar, representatives of substance use disorder
14 treatment providers, and any other person deemed by the authority to
15 be necessary, shall establish a fair and reasonable methodology for
16 distribution to counties of moneys in the criminal justice treatment
17 account. County or regional plans submitted for the expenditure of
18 formula funds must be approved by the panel established in (b) of
19 this subsection.

20 (b) Thirty percent of the amounts appropriated to the authority
21 from the account shall be distributed as grants for purposes of
22 treating offenders against whom charges are filed by a county
23 prosecuting attorney. The authority shall appoint a panel of
24 representatives from the Washington association of prosecuting
25 attorneys, the Washington association of sheriffs and police chiefs,
26 the superior court judges' association, the Washington state
27 association of counties, the Washington defender's association or the
28 Washington association of criminal defense lawyers, the department of
29 corrections, the Washington state association of drug court
30 professionals, and substance use disorder treatment providers. The
31 panel shall review county or regional plans for funding under (a) of
32 this subsection and grants approved under this subsection. The panel
33 shall attempt to ensure that treatment as funded by the grants is
34 available to offenders statewide.

35 (6) The county alcohol and drug coordinator, county prosecutor,
36 county sheriff, county superior court, a substance abuse treatment
37 provider appointed by the county legislative authority, a member of
38 the criminal defense bar appointed by the county legislative
39 authority, and, in counties with a drug court, a representative of
40 the drug court shall jointly submit a plan, approved by the county

1 legislative authority or authorities, to the panel established in
2 subsection (5)(b) of this section, for disposition of all the funds
3 provided from the criminal justice treatment account within that
4 county. The submitted plan should incorporate current evidence-based
5 practices in substance use disorder treatment. The funds shall be
6 used solely to provide approved alcohol and substance use disorder
7 treatment pursuant to RCW 71.24.560 and treatment support services.
8 No more than ten percent of the total moneys received under
9 subsections (4) and (5) of this section by a county or group of
10 counties participating in a regional agreement shall be spent for
11 treatment support services.

12 (7) Counties are encouraged to consider regional agreements and
13 submit regional plans for the efficient delivery of treatment under
14 this section.

15 (8) Moneys allocated under this section shall be used to
16 supplement, not supplant, other federal, state, and local funds used
17 for substance abuse treatment.

18 (9) If a region or county uses criminal justice treatment account
19 funds to support a therapeutic court, the therapeutic court must
20 allow the use of all medications approved by the federal food and
21 drug administration for the treatment of opioid use disorder as
22 deemed medically appropriate for a participant by a medical
23 professional. If appropriate medication-assisted treatment resources
24 are not available or accessible within the jurisdiction, the health
25 care authority's designee for assistance must assist the court with
26 acquiring the resource.

27 (10) Counties must meet the criteria established in RCW
28 2.30.030(3).

29 (11) The authority shall annually review and monitor the
30 expenditures made by any county or group of counties that receives
31 appropriated funds distributed under this section. Counties shall
32 repay any funds that are not spent in accordance with the
33 requirements of its contract with the authority.

34 **Sec. 965.** RCW 74.13.802 and 2020 c 33 s 7 are each amended to
35 read as follows:

36 (1) Beginning July 1, 2020, the department shall establish a
37 child welfare housing assistance pilot program, which provides
38 housing vouchers, rental assistance, navigation, and other support
39 services to eligible families.

1 (a) The department shall operate or contract for the operation of
2 the child welfare housing assistance pilot program under subsection
3 (3) of this section in one county west of the crest of the Cascade
4 mountain range and one county east of the crest of the Cascade
5 mountain range.

6 (b) The child welfare housing assistance pilot program is
7 intended to shorten the time that children remain in out-of-home
8 care.

9 (2) A parent with a child who is dependent pursuant to chapter
10 13.34 RCW and whose primary remaining barrier to reunification is the
11 lack of appropriate housing is eligible for the child welfare housing
12 assistance pilot program.

13 (3) The department shall contract with an outside entity or
14 entities to operate the child welfare housing assistance pilot
15 program. If no outside entity or entities are available to operate
16 the program or specific parts of the program, the department may
17 operate the program or the specific parts that are not operated by an
18 outside entity.

19 (4) Families may be referred to the child welfare housing
20 assistance pilot program by a caseworker, an attorney, a guardian ad
21 litem as defined in chapter 13.34 RCW, a parent ally as defined in
22 RCW 2.70.060, an office of public defense social worker, or the
23 court.

24 (5) The department shall consult with a stakeholder group that
25 must include, but is not limited to, the following:

26 (a) Parent allies;

27 (b) Parent attorneys and social workers managed by the office of
28 public defense parent representation program;

29 (c) The department of commerce;

30 (d) Housing experts;

31 (e) Community-based organizations;

32 (f) Advocates; and

33 (g) Behavioral health providers.

34 (6) The stakeholder group established in subsection (5) of this
35 section shall begin meeting after July 28, 2019, and assist the
36 department in design of the child welfare housing assistance pilot
37 program in areas including, but not limited to:

38 (a) Equitable racial, geographic, ethnic, and gender distribution
39 of program support;

40 (b) Eligibility criteria;

1 (c) Creating a definition of homeless for purposes of eligibility
2 for the program; and

3 (d) Options for program design that include outside entities
4 operating the entire program or specific parts of the program.

5 (7) By December 1, 2021, the department shall report outcomes for
6 the child welfare housing assistance pilot program to the oversight
7 board for children, youth, and families established pursuant to RCW
8 43.216.015. The report must include racial, geographic, ethnic, and
9 gender distribution of program support.

10 (8) The child welfare housing assistance pilot program
11 established in this section is subject to the availability of funds
12 appropriated for this purpose.

13 (9) This section expires June 30, ((2022))2023.

14 **Sec. 966.** RCW 74.46.561 and 2021 c 334 s 993 are each amended to
15 read as follows:

16 (1) The legislature adopts a new system for establishing nursing
17 home payment rates beginning July 1, 2016. Any payments to nursing
18 homes for services provided after June 30, 2016, must be based on the
19 new system. The new system must be designed in such a manner as to
20 decrease administrative complexity associated with the payment
21 methodology, reward nursing homes providing care for high acuity
22 residents, incentivize quality care for residents of nursing homes,
23 and establish minimum staffing standards for direct care.

24 (2) The new system must be based primarily on industry-wide
25 costs, and have three main components: Direct care, indirect care,
26 and capital.

27 (3) The direct care component must include the direct care and
28 therapy care components of the previous system, along with food,
29 laundry, and dietary services. Direct care must be paid at a fixed
30 rate, based on one hundred percent or greater of statewide case mix
31 neutral median costs, but for fiscal year 2023 shall be capped so
32 that a nursing home provider's direct care rate does not exceed ((~~one~~
33 ~~hundred thirty~~))165 percent of its base year's direct care allowable
34 costs except if the provider is below the minimum staffing standard
35 established in RCW 74.42.360(2). The legislature intends to remove
36 the cap on direct care rates by June 30, 2027. Direct care must be
37 performance-adjusted for acuity every six months, using case mix
38 principles. Direct care must be regionally adjusted using countywide
39 wage index information available through the United States department

1 of labor's bureau of labor statistics. There is no minimum occupancy
2 for direct care. The direct care component rate allocations
3 calculated in accordance with this section must be adjusted to the
4 extent necessary to comply with RCW 74.46.421.

5 (4) The indirect care component must include the elements of
6 administrative expenses, maintenance costs, and housekeeping services
7 from the previous system. A minimum occupancy assumption of ninety
8 percent must be applied to indirect care, except during fiscal year
9 2023 when the minimum occupancy assumption must be 75 percent.

10 Indirect care must be paid at a fixed rate, based on ninety percent
11 or greater of statewide median costs. The indirect care component
12 rate allocations calculated in accordance with this section must be
13 adjusted to the extent necessary to comply with RCW 74.46.421.

14 (5) The capital component must use a fair market rental system to
15 set a price per bed. The capital component must be adjusted for the
16 age of the facility, and must use a minimum occupancy assumption of
17 ninety percent.

18 (a) Beginning July 1, 2016, the fair rental rate allocation for
19 each facility must be determined by multiplying the allowable nursing
20 home square footage in (c) of this subsection by the RSMMeans rental
21 rate in (d) of this subsection and by the number of licensed beds
22 yielding the gross unadjusted building value. An equipment allowance
23 of ten percent must be added to the unadjusted building value. The
24 sum of the unadjusted building value and equipment allowance must
25 then be reduced by the average age of the facility as determined by
26 (e) of this subsection using a depreciation rate of one and one-half
27 percent. The depreciated building and equipment plus land valued at
28 ten percent of the gross unadjusted building value before
29 depreciation must then be multiplied by the rental rate at seven and
30 one-half percent to yield an allowable fair rental value for the
31 land, building, and equipment.

32 (b) The fair rental value determined in (a) of this subsection
33 must be divided by the greater of the actual total facility census
34 from the prior full calendar year or imputed census based on the
35 number of licensed beds at ninety percent occupancy.

36 (c) For the rate year beginning July 1, 2016, all facilities must
37 be reimbursed using four hundred square feet. For the rate year
38 beginning July 1, 2017, allowable nursing facility square footage
39 must be determined using the total nursing facility square footage as
40 reported on the medicaid cost reports submitted to the department in

1 compliance with this chapter. The maximum allowable square feet per
2 bed may not exceed four hundred fifty.

3 (d) Each facility must be paid at eighty-three percent or greater
4 of the median nursing facility RSMeans construction index value per
5 square foot. The department may use updated RSMeans construction
6 index information when more recent square footage data becomes
7 available. The statewide value per square foot must be indexed based
8 on facility zip code by multiplying the statewide value per square
9 foot times the appropriate zip code based index. For the purpose of
10 implementing this section, the value per square foot effective July
11 1, 2016, must be set so that the weighted average fair rental value
12 rate is not less than ten dollars and eighty cents per patient day.
13 The capital component rate allocations calculated in accordance with
14 this section must be adjusted to the extent necessary to comply with
15 RCW 74.46.421.

16 (e) The average age is the actual facility age reduced for
17 significant renovations. Significant renovations are defined as those
18 renovations that exceed two thousand dollars per bed in a calendar
19 year as reported on the annual cost report submitted in accordance
20 with this chapter. For the rate beginning July 1, 2016, the
21 department shall use renovation data back to 1994 as submitted on
22 facility cost reports. Beginning July 1, 2016, facility ages must be
23 reduced in future years if the value of the renovation completed in
24 any year exceeds two thousand dollars times the number of licensed
25 beds. The cost of the renovation must be divided by the accumulated
26 depreciation per bed in the year of the renovation to determine the
27 equivalent number of new replacement beds. The new age for the
28 facility is a weighted average with the replacement bed equivalents
29 reflecting an age of zero and the existing licensed beds, minus the
30 new bed equivalents, reflecting their age in the year of the
31 renovation. At no time may the depreciated age be less than zero or
32 greater than forty-four years.

33 (f) A nursing facility's capital component rate allocation must
34 be rebased annually, effective July 1, 2016, in accordance with this
35 section and this chapter.

36 (g) For the purposes of this subsection (5), "RSMeans" means
37 building construction costs data as published by Gordian.

38 (6) A quality incentive must be offered as a rate enhancement
39 beginning July 1, 2016.

1 (a) An enhancement no larger than five percent and no less than
2 one percent of the statewide average daily rate must be paid to
3 facilities that meet or exceed the standard established for the
4 quality incentive. All providers must have the opportunity to earn
5 the full quality incentive payment.

6 (b) The quality incentive component must be determined by
7 calculating an overall facility quality score composed of four to six
8 quality measures. For fiscal year 2017 there shall be four quality
9 measures, and for fiscal year 2018 there shall be six quality
10 measures. Initially, the quality incentive component must be based on
11 minimum data set quality measures for the percentage of long-stay
12 residents who self-report moderate to severe pain, the percentage of
13 high-risk long-stay residents with pressure ulcers, the percentage of
14 long-stay residents experiencing one or more falls with major injury,
15 and the percentage of long-stay residents with a urinary tract
16 infection. Quality measures must be reviewed on an annual basis by a
17 stakeholder work group established by the department. Upon review,
18 quality measures may be added or changed. The department may risk
19 adjust individual quality measures as it deems appropriate.

20 (c) The facility quality score must be point based, using at a
21 minimum the facility's most recent available three-quarter average
22 centers for medicare and medicaid services quality data. Point
23 thresholds for each quality measure must be established using the
24 corresponding statistical values for the quality measure point
25 determinants of eighty quality measure points, sixty quality measure
26 points, forty quality measure points, and twenty quality measure
27 points, identified in the most recent available five-star quality
28 rating system technical user's guide published by the centers for
29 medicare and medicaid services.

30 (d) Facilities meeting or exceeding the highest performance
31 threshold (top level) for a quality measure receive twenty-five
32 points. Facilities meeting the second highest performance threshold
33 receive twenty points. Facilities meeting the third level of
34 performance threshold receive fifteen points. Facilities in the
35 bottom performance threshold level receive no points. Points from all
36 quality measures must then be summed into a single aggregate quality
37 score for each facility.

38 (e) Facilities receiving an aggregate quality score of eighty
39 percent of the overall available total score or higher must be placed
40 in the highest tier (tier V), facilities receiving an aggregate score

1 of between seventy and seventy-nine percent of the overall available
2 total score must be placed in the second highest tier (tier IV),
3 facilities receiving an aggregate score of between sixty and sixty-
4 nine percent of the overall available total score must be placed in
5 the third highest tier (tier III), facilities receiving an aggregate
6 score of between fifty and fifty-nine percent of the overall
7 available total score must be placed in the fourth highest tier (tier
8 II), and facilities receiving less than fifty percent of the overall
9 available total score must be placed in the lowest tier (tier I).

10 (f) The tier system must be used to determine the amount of each
11 facility's per patient day quality incentive component. The per
12 patient day quality incentive component for tier IV is seventy-five
13 percent of the per patient day quality incentive component for tier
14 V, the per patient day quality incentive component for tier III is
15 fifty percent of the per patient day quality incentive component for
16 tier V, and the per patient day quality incentive component for tier
17 II is twenty-five percent of the per patient day quality incentive
18 component for tier V. Facilities in tier I receive no quality
19 incentive component.

20 (g) Tier system payments must be set in a manner that ensures
21 that the entire biennial appropriation for the quality incentive
22 program is allocated.

23 (h) Facilities with insufficient three-quarter average centers
24 for medicare and medicaid services quality data must be assigned to
25 the tier corresponding to their five-star quality rating. Facilities
26 with a five-star quality rating must be assigned to the highest tier
27 (tier V) and facilities with a one-star quality rating must be
28 assigned to the lowest tier (tier I). The use of a facility's five-
29 star quality rating shall only occur in the case of insufficient
30 centers for medicare and medicaid services minimum data set
31 information.

32 (i) The quality incentive rates must be adjusted semiannually on
33 July 1 and January 1 of each year using, at a minimum, the most
34 recent available three-quarter average centers for medicare and
35 medicaid services quality data.

36 (j) Beginning July 1, 2017, the percentage of short-stay
37 residents who newly received an antipsychotic medication must be
38 added as a quality measure. The department must determine the quality
39 incentive thresholds for this quality measure in a manner consistent

1 with those outlined in (b) through (h) of this subsection using the
2 centers for medicare and medicaid services quality data.

3 (k) Beginning July 1, 2017, the percentage of direct care staff
4 turnover must be added as a quality measure using the centers for
5 medicare and medicaid services' payroll-based journal and nursing
6 home facility payroll data. Turnover is defined as an employee
7 departure. The department must determine the quality incentive
8 thresholds for this quality measure using data from the centers for
9 medicare and medicaid services' payroll-based journal, unless such
10 data is not available, in which case the department shall use direct
11 care staffing turnover data from the most recent medicaid cost
12 report.

13 (7) Reimbursement of the safety net assessment imposed by chapter
14 74.48 RCW and paid in relation to medicaid residents must be
15 continued.

16 (8) (a) The direct care and indirect care components must be
17 rebased in even-numbered years, beginning with rates paid on July 1,
18 2016. Rates paid on July 1, 2016, must be based on the 2014 calendar
19 year cost report. On a percentage basis, after rebasing, the
20 department must confirm that the statewide average daily rate has
21 increased at least as much as the average rate of inflation, as
22 determined by the skilled nursing facility market basket index
23 published by the centers for medicare and medicaid services, or a
24 comparable index. If after rebasing, the percentage increase to the
25 statewide average daily rate is less than the average rate of
26 inflation for the same time period, the department is authorized to
27 increase rates by the difference between the percentage increase
28 after rebasing and the average rate of inflation.

29 (b) It is the intention of the legislature that direct and
30 indirect care rates paid in fiscal year 2022 will be rebased using
31 the calendar year 2019 cost reports. For fiscal year 2021, in
32 addition to the rates generated by (a) of this subsection, an
33 additional adjustment is provided as established in this subsection
34 (8) (b). Beginning May 1, 2020, and through June 30, 2021, the
35 calendar year costs must be adjusted for inflation by a twenty-four
36 month consumer price index, based on the most recently available
37 monthly index for all urban consumers, as published by the bureau of
38 labor statistics. It is also the intent of the legislature that,
39 starting in fiscal year 2022, a facility-specific rate add-on equal

1 to the inflation adjustment that facilities received solely in fiscal
2 year 2021, must be added to the rate.

3 (c) To determine the necessity of regular inflationary
4 adjustments to the nursing facility rates, by December 1, 2020, the
5 department shall provide the appropriate policy and fiscal committees
6 of the legislature with a report that provides a review of rates paid
7 in 2017, 2018, and 2019 in comparison to costs incurred by nursing
8 facilities.

9 (9) The direct care component provided in subsection (3) of this
10 section is subject to the reconciliation and settlement process
11 provided in RCW 74.46.022(6). Beginning July 1, 2016, pursuant to
12 rules established by the department, funds that are received through
13 the reconciliation and settlement process provided in RCW
14 74.46.022(6) must be used for technical assistance, specialized
15 training, or an increase to the quality enhancement established in
16 subsection (6) of this section. The legislature intends to review the
17 utility of maintaining the reconciliation and settlement process
18 under a price-based payment methodology, and may discontinue the
19 reconciliation and settlement process after the 2017-2019 fiscal
20 biennium.

21 (10) Compared to the rate in effect June 30, 2016, including all
22 cost components and rate add-ons, no facility may receive a rate
23 reduction of more than one percent on July 1, 2016, more than two
24 percent on July 1, 2017, or more than five percent on July 1, 2018.
25 To ensure that the appropriation for nursing homes remains cost
26 neutral, the department is authorized to cap the rate increase for
27 facilities in fiscal years 2017, 2018, and 2019.

28 **Sec. 967.** RCW 76.04.516 and 2021 c 298 s 3 are each amended to
29 read as follows:

30 (1) By December 1st of each even-numbered year, and in compliance
31 with RCW 43.01.036, the department must report to the governor and
32 legislature on the following:

33 (a) The type and amount of the expenditures made, by fiscal year,
34 and for what purpose, from the wildfire response, forest restoration,
35 and community resilience account created in RCW 76.04.511 and from
36 expenditures made from the general fund for implementation of this
37 act;

1 (b) The amount of unexpended and unobligated funds in the
2 wildfire response, forest restoration, and community resilience
3 account and recommendations for the disbursement to local districts;

4 (c) Progress on implementation of the wildland fire protection
5 10-year strategic plan including, but not limited to, how investments
6 are reducing human-caused wildfire starts, lowering the size and
7 scale and geography of catastrophic wildfires, reducing the
8 communities, landscapes, and population at risk, and creating
9 resilient landscapes and communities;

10 (d) Progress on implementation of the 20-year forest health
11 strategic plan as established through the forest health assessment
12 and treatment framework pursuant to RCW 76.06.200 including, but not
13 limited to: Assessment of fire prone lands and communities that are
14 in need of forest health treatments; forest health treatments
15 prioritized and conducted by landowner type, geography, and risk
16 level; estimated value of any merchantable materials from forest
17 health treatments; and number of acres treated by treatment type,
18 including the use of prescribed fire;

19 (e) Progress on developing markets for forest residuals and
20 biomass generated from forest health treatments.

21 (2) The department must include recommendations on any
22 adjustments that may be necessary or advisable to the mechanism of
23 funding dispensation as created under chapter 298, Laws of 2021.

24 (3) The report required in this section should support existing
25 department assessments pursuant to RCW 79.10.530 and 76.06.200.

26 (4) (a) (i) Prior to the determination of the 2025-2034 sustainable
27 harvest calculation as required by RCW 79.10.320, the department must
28 hire an independent third-party contractor to assist it in updating
29 its forest inventory by increasing the intensity of forest sample
30 plots on all forestlands over the next two biennium. The department's
31 sustainable harvest calculation technical advisory committee must be
32 involved in the design, development, and implementation of this
33 forest inventory update.

34 (ii) For purposes of this subsection, "forest inventory" means
35 the collection of sample data to estimate a range of forest
36 attributes including, but not limited to, standing volume, stored
37 carbon, habitat attributes, age classes, tree species, and other
38 inventory attributes, including information needed to estimate rates
39 of tree growth and associated carbon sequestration on department
40 lands.

1 (iii) The department's sustainable harvest calculation technical
2 advisory committee must bring forward recommendations for regular
3 maintenance and updates to the forest inventory on a ten-year basis.

4 (b) Prior to the determination of the 2025-2034 sustainable
5 harvest calculation as required by RCW 79.10.320, the department must
6 hire a third-party contractor to review, analyze, and advise the
7 department's forest growth and yield modeling, specific to all types
8 of forested acres managed by the department. The department's
9 sustainable harvest calculation technical advisory committee must be
10 involved in the design, review, and analysis of the department's
11 forest growth and yield modeling.

12 (c) Prior to the determination of the 2025-2034 sustainable
13 harvest calculation as required by RCW 79.10.320 and in the absence
14 of any litigation, pending or in progress, against the department's
15 sustainable harvest calculation, the joint legislative audit and
16 review committee established in chapter 44.28 RCW must oversee and
17 conduct an independent review of the methodologies and data being
18 utilized by the department in the development of the sustainable
19 harvest calculation, including the associated forest inventory,
20 forest growth, harvest and yield data, and modeling techniques that
21 impact harvest levels. In carrying out the review, the joint
22 legislative audit and review committee shall:

23 (i) Retain one or more contractors with expertise in forest
24 inventories, forest growth and yield modeling, and operational
25 research modeling in forest harvest scheduling to conduct the
26 technical review;

27 (ii) Be a member of department's sustainable harvest calculation
28 technical advisory committee, along with one of its contractors
29 selected in (c)(i) of this subsection; and

30 (iii) Prior to the department's determination of the sustainable
31 harvest (~~(calculation)~~) calculation under RCW 79.10.320, ensure that
32 a completed independent review and report with findings and
33 recommendations is submitted to the board of natural resources and
34 the legislature.

35 (d) Upon receiving the report from the joint legislative audit
36 and review committee required under (c)(iii) of this subsection, the
37 board of natural resources shall determine whether modifications are
38 necessary to the sustainable harvest calculation prior to approving
39 harvest level under RCW 79.10.320.

1 NEW SECTION. **Sec. 968.** If any provision of this act or its
2 application to any person or circumstance is held invalid, the
3 remainder of the act or the application of the provision to other
4 persons or circumstances is not affected.

5 NEW SECTION. **Sec. 969.** This act is necessary for the immediate
6 preservation of the public peace, health, or safety, or support of
7 the state government and its existing public institutions, and takes
8 effect immediately.

(End of Bill)

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