

ESSB 5187 - H AMD TO H AMD (H-1823.1/23) **534**

By Representative Walsh

NOT ADOPTED 04/03/2023

1 On page 36, line 17, decrease the general fund-state appropriation
2 for fiscal year 2025 by \$20,500,000

3
4 On page 36, line 28, decrease the coronavirus state fiscal
5 recovery fund-federal appropriation by \$20,500,000

6
7 On page 36, after line 37, insert the following:
8 "Encampment Cleanup Account-State Appropriation . . . \$500,000,000"

9
10 On page 36, line 38, correct the total.

11
12 On page 48, line 27, after "(35)" strike "\$76,000,000" and insert
13 "\$55,500,000"

14
15 On page 48, line 28, after "2025 and" strike "\$76,000,000" and
16 insert "\$55,500,000"

17
18 On page 63, after line 9, insert the following:
19 "(74)(a) \$500,000,000 of the encampment cleanup account-state
20 appropriation is provided solely for the department to provide
21 grants to local governments for costs associated with responding to
22 and preventing encampments, and other activities to address and
23 prevent homelessness. The department must provide grants to counties
24 who enact an ordinance as described in (b) of this subsection.
25 Counties must subgrant with any cities within the county that enact
26 an ordinance as described in (b) of this subsection. In making
27 subgrants, counties must distribute funds based on the city's

1 relative share of unsheltered homeless individuals living in the
2 county.

3 (b) A local government is eligible to receive a grant under (a)
4 of this subsection if it enacts an ordinance making it unlawful for
5 any person to camp for the purposes of habitation on public property
6 within 500 feet of:

7 (i) Public or private elementary or secondary schools;

8 (ii) School walk areas, as determined under rules promulgated by
9 the superintendent of public instruction pursuant to RCW 28A.150.290;

10 (iii) Child day care centers, as defined in RCW 43.216.010;

11 (iv) Public parks, as defined in RCW 69.50.435; and

12 (v) County courthouses.

13 (c) A local government must submit a copy of the ordinance
14 enacted pursuant to (b) of this subsection to the department in
15 order to receive grant funding.

16 (d) Grantees must first use funding awarded under (a) of this
17 subsection for actions to enforce an ordinance as described in (b)
18 of this subsection, including, but not limited to, costs to clear
19 garbage, debris, or hazardous materials, and costs to prevent future
20 encampments from forming in areas protected under the enacted
21 ordinance. Grantees may also use funding for other activities to
22 address and prevent homelessness, including providing housing and
23 supportive services for homeless individuals and families.

24 (e) The department must distribute funds awarded under (a) of
25 this subsection to eligible counties on a first-come, first-served
26 basis.

27 (f) Of the amounts provided in this subsection, \$2,000,000 of
28 the encampment cleanup account-state appropriation is provided
29 solely for the department to administer the program and create and
30 maintain a data dashboard with performance metrics regarding
31 encampment sites addressed by grantees. The dashboard must allow for
32 viewing data at a statewide level and by county. The dashboard must
33 include the following metrics:

34 (i) The number and location of encampment sites;

1 (ii) The number of individuals living in an encampment site who
2 received an offer of shelter before a local government took action
3 to close the site; and

4 (iii) Total expenditures, by fund source and by type of
5 expenditure, for closing encampment sites.

6 (g) For the purposes of this subsection, "public property" means
7 any street, alley, sidewalk, parking space, pedestrian or transit
8 mall, bike path, greenway, or any other structure or area
9 encompassed within the public right-of-way; any park, parkway,
10 mountain park, or other recreation facility; or any other grounds,
11 buildings, fixtures, or other facilities owned or leased by the
12 state or any public owner, regardless of whether such public
13 property is vacant or occupied and actively used for any public
14 purpose."

15
16 On page 85, line 12, increase the general fund-state
17 appropriation for fiscal year 2024 by \$100,000

18
19 On page 85, line 31, correct the total.

20
21 On page 93, after line 19, insert the following:

22
23 "(14) \$100,000 of the general fund-state appropriation for
24 fiscal year 2024 is provided solely for the office of financial
25 management to collect information from all state agencies and
26 institutions of higher education on expenditures for diversity,
27 equity, and inclusion programs and initiatives, including on
28 staffing for such programs and initiatives, in the most recent
29 fiscal year for which data is available. The office of financial
30 management must compile the information into a report and submit the
31 report to the appropriate legislative committees no later than
32 January 1, 2024."

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1 On page 395, line 29, decrease the general fund-state
2 appropriation for fiscal year 2024 by \$231,694,000

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4 On page 395, line 30, decrease the general fund-state
5 appropriation for fiscal year 2025 by \$58,321,000

6
7 On page 395, line 37, correct the total.

8
9 On page 400, line 23, after "rate of" strike "22.98" and insert
10 "17.73"

11
12 On page 400, line 24, after "year and" strike "17.23" and insert
13 "17.73"

14
15 On page 400, line 26, after "rate of" strike "22.94" and insert
16 "21.94"

17
18 On page 400, line 27, after "year and" strike "22.94" and insert
19 "21.44"

20
21 On page 409, line 17, after "rate of" strike "22.34" and insert
22 "17.09"

23
24 On page 409, at the beginning of line 18, strike "16.59" and
25 insert "17.09"

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27 On page 409, line 19, after "staff and" strike "19.44" and
28 insert "18.44"

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30 On page 409, line 20, after "2023-24 and" strike "19.44" and
31 insert "17.94"

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33 On page 409, line 30, decrease the general fund-state
34 appropriation for fiscal year 2024 by \$10,990,000

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2 On page 409, line 31, decrease the general fund-state
3 appropriation for fiscal year 2025 by \$2,409,000

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5 On page 409, line 34, correct the total.

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7 On page 410, line 20, after "allocations at" strike "22.34" and
8 insert "17.09"

9
10 On page 410, line 21, after "year and" strike "16.59" and insert
11 "17.09"

12
13 On page 410, at the beginning of line 23, strike "19.44" and
14 insert "18.44"

15
16 On page 410, line 23, after "year and" strike "19.44" and insert
17 "17.94"

18
19 On page 415, line 11, decrease the general fund-state
20 appropriation for fiscal year 2024 by \$32,730,000

21
22 On page 415, line 12, decrease the general fund-state
23 appropriation for fiscal year 2025 by \$8,465,000

24
25 On page 415, line 17, correct the total.

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27 On page 419, line 28, decrease the general fund-state
28 appropriation for fiscal year 2024 by \$845,000

29
30 On page 419, line 29, increase the general fund-state
31 appropriation for fiscal year 2025 by \$19,000

32
33 On page 419, line 34, correct the total.

34
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1 On page 423, line 8, decrease the general fund-state
2 appropriation for fiscal year 2024 by \$273,000

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4 On page 423, line 9, decrease the general fund-state
5 appropriation for fiscal year 2025 by \$127,000

6
7 On page 423, line 10, correct the total.

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9 On page 425, line 21, decrease the general fund-state
10 appropriation for fiscal year 2024 by \$1,012,000

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12 On page 425, line 22, decrease the general fund-state
13 appropriation for fiscal year 2025 by \$198,000

14
15 On page 425, line 23, correct the total.

16
17 On page 426, line 13, decrease the general fund-state
18 appropriation for fiscal year 2024 by \$3,370,000

19
20 On page 426, line 14, increase the general fund-state
21 appropriation for fiscal year 2025 by \$330,000

22
23 On page 426, line 18, correct the total.

24
25 On page 429, line 15, decrease the general fund-state
26 appropriation for fiscal year 2024 by \$7,125,000

27
28 On page 429, line 16, decrease the general fund-state
29 appropriation for fiscal year 2025 by \$1,389,000

30
31 On page 429, line 18, correct the total.

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33 On page 430, line 31, decrease the general fund-state
34 appropriation for fiscal year 2024 by \$14,167,000

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On page 430, line 32, decrease the general fund-state appropriation for fiscal year 2025 by \$2,760,000

On page 430, line 34, correct the total.

On page 433, line 25, decrease the Washington opportunity pathways account-state appropriation by \$2,329,000

On page 433, line 26, correct the total.

On page 493, line 7, decrease the general fund-state appropriation for fiscal year 2024 by \$21,977,000

On page 493, line 8, decrease the general fund-state appropriation for fiscal year 2025 by \$21,977,000

On page 493, line 14, correct the total.

On page 543, after line 18, insert the following:

"NEW SECTION. Sec. 763. COMPENSATION-VACCINE BOOSTER INCENTIVE-PARTICIPATION ASSUMPTION

General Fund-State Appropriation (FY 2024).(\$19,286,000)

The appropriations in this section are subject to the following conditions and limitations: Funding is for reductions in the expected cost of vaccine booster incentives for both represented and nonrepresented employees in general government state agencies. The underlying budget assumes an 80 percent participation rate in the incentive, far higher than the 44 percent rate of the population of Washington. This act assumes participation in the vaccine booster incentive program will be 50 percent. Agency allotments shall be adjusted for general fund-state amounts appropriated in part VII of

1 this act for unused vaccine booster incentive payment, and those
2 amounts placed in unallotted status and remain unexpended."

3
4 Renumber the remaining sections consecutively and correct any
5 references accordingly.

6
7 On page 558, after line 35, insert the following:

8 NEW SECTION. **Sec. 7104. FOR THE OFFICE OF FINANCIAL**
9 **MANAGEMENT—ENCAMPMENT CLEANUP ACCOUNT**

10	General Fund—State Appropriation (FY 2024).....	\$250,000,000
11	General Fund—State Appropriation (FY 2025).....	\$250,000,000
12	TOTAL APPROPRIATION.....	\$500,000,000

13 The appropriations in this section are subject to the following
14 conditions and limitations: The appropriations are provided solely
15 for expenditure into the encampment cleanup account created in
16 section 928 of this act.

17
18 NEW SECTION. **Sec. 7105.** From appropriations in this act to
19 state agencies, including institutions of higher education, for the
20 2023-25 fiscal biennium, the office of financial management shall
21 reduce general fund-state allotments by \$38,089,000 for fiscal year
22 2024 and \$38,090,000 for fiscal year 2025 to reflect elimination of
23 funding increases for diversity, equity, and inclusion initiatives
24 and programs, pursuant to allotment schedules prepared by the office
25 of financial management. The allotment reductions under this
26 section must be placed in unallotted status and remain unexpended.

27
28 NEW SECTION. **Sec. 7106. FOR THE DEPARTMENT OF RETIREMENT SYSTEMS**
29 **—CONTRIBUTIONS TO RETIREMENT SYSTEMS—PLAN 1 UNFUNDED LIABILITY**

30	General Fund—State Appropriation (FY 2024)	(\$32,685,000)
31	General Fund—State Appropriation (FY 2025).	(\$48,666,000)
32	General Fund—Federal Appropriation.	(\$17,550,000)
33	General Fund—Local Appropriation.	(\$1,249,000)
34	TOTAL APPROPRIATION.	(\$128,786,000)

1 The appropriations in this section are subject to the following
2 conditions and limitations: The appropriations in this section are
3 provided solely for the increased contribution rate requirements
4 associated with the enactment of Engrossed Substitute Senate Bill
5 No. 5294 (minimum contribution rates for plan 1 unfunded liability).
6 If the bill is not enacted by June 30, 2023, this section is null
7 and void."

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9 On page 574, line 10, after "provided in" strike "House bill No.
10 1201" and insert "Engrossed Substitute Senate Bill No. 5294"

11
12 On page 589, after line 32, insert the following:

13 "NEW SECTION. Sec. 928. A new section is added to chapter 43.185C
14 RCW to read as follows:

15 The encampment cleanup account is created in the state treasury.
16 Revenues to the account consist of appropriations and transfers made
17 to the account by the legislature and all other moneys directed for
18 deposit into the account. Moneys in the account may only be spent
19 after appropriation. Expenditures from the account may be used by the
20 department of commerce for grants to local governments for costs
21 associated with responding to and preventing encampments, and other
22 activities to address and prevent homelessness."

23
24 Renumber the remaining sections consecutively and correct any
25 internal references accordingly.

26
27 On page 1273, beginning on line 8, strike all of section 1709
28 and insert the following:

29 "Sec. 1709. 2021 c 334 s 747 (uncodified) is amended to read
30 as follows:

31 **FOR THE STATE TREASURER-TEACHERS' RETIREMENT SYSTEM PLAN 1 FUND**

32 General Fund-State Appropriation (FY 2023).....	((\$800,000,000))
	<u>\$250,000,000</u>
34 TOTAL APPROPRIATION.....	((\$800,000,000))

1 \$250,000,000

2 The appropriation in this section is subject to the following
3 conditions and limitations: The entire general fund-state
4 appropriation is provided solely for expenditure on June 30, 2023,
5 into the teachers' retirement system plan 1 fund, to be applied to
6 the unfunded actuarial accrued liability."

7
8 On page 1280, after line 5, insert the following:

9
10 "Washington Student Loan Account: For transfer to the state general
11 fund, \$150,000,000 for fiscal year 2023.....\$150,000,000"

12
13 Correct the title.

14
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EFFECT:

Department of Commerce

EFFECT: Reduces Coronavirus State Fiscal Recovery Fund-Federal and General Fund - State for continued grant funding for emergency housing, shelter capacity, and associated supports.

FISCAL IMPACT: Reduces General Fund - State by \$20,500,000
Reduces Coronavirus State Fiscal Recovery Fund - Federal by \$20,500,000

EFFECT: Creates the Encampment Cleanup Account-State in Part IX of the bill, and deposits General Fund - State into the new account in Special Appropriations. Appropriates from the account for the Department of Commerce to provide grants to local governments who enact an ordinance to make it unlawful for any person to camp on public property within 500 feet of certain areas and public facilities. Grant funding may be used for encampment cleanup, the prevention of future encampments, and other activities to address and prevent homelessness.

FISCAL IMPACT: Increases Encampment Cleanup Account - State expenditure authority by \$500,000,000
Increases General Fund - State by \$500,000,000

Office of Financial Management

EFFECT: Requires OFM to collect information from state agencies and higher education institutions on expenditures for DEI initiatives and programs, including staffing, and to compile

the information into a report due to the legislature no later than January 1, 2024.

FISCAL IMPACT: Increases General Fund - State by \$100,000

EFFECT: Directs OFM to reduce allotments from General Fund-State appropriations to reflect elimination of funding increases for DEI initiatives and programs in state agencies and institutions of higher education.

FISCAL IMPACT: Reduces agency allotments from General Fund - State appropriations by \$76,179,000

Part V - Public Schools

EFFECT: Adjusts the fringe benefit allocations for school compensation for reduced pension contribution rates due to a reduction in the unfunded actuarial accrued liability portion of the pension rates related to plans 1 of PERS and TRS.

Substitutes the policies and contribution rates in Engrossed Substitute Senate Bill No. 5294 (minimum contribution rates for plan 1 unfunded liability) for those in House Bill No. 1201 (minimum contribution rates for plan 1 unfunded liability). Differences in the bills include reducing, rather than eliminating the FY 2023 appropriation from the General Fund-State to the Teachers Retirement System Plan 1 Fund, ending the existing minimum unfunded liability contribution rates after FY 2023, and establishing new long-term minimum rates of 0.5 percent beginning in FY 2028 (in the event funding status of a plan falls below a certain threshold). In fiscal year 2023, a \$250 million transfer is made into the teachers' retirement system plan 1 for application to the unfunded actuarial accrued liability.

FISCAL IMPACT: Reduces General Fund - State by \$207,877,000

Reduces WA Opportunity Path - State by \$2,329,000

Reduces other funds by \$47,435,000

Evergreen State College

EFFECT: Reduces the amount per state funded full-time equivalent student at The Evergreen State College to reflect the average amount for the public regional four-year universities.

FISCAL IMPACT: Reduces General Fund - State by \$43,954,000

State Employee Compensation

EFFECT: Reduces appropriations for vaccination booster incentive payments under the assumption that participation in the incentive program will be 50 percent, rather than 80 percent in the compensation provisions that are funded in the bill.

FISCAL IMPACT: Reduces General Fund - State by \$19,286,000

Transfers

EFFECT: Transfers all funding in the Washington Student Loan Account into the General Fund in fiscal year 2023.

FISCAL IMPACT: Increases General Fund - State resources by \$150,000,000

Reduces WA Student Loan Account - State by \$150,000,000

FISCAL IMPACT:

Reduces General Fund - State by \$17,695,000.

Reduces WA Opportunity Path - State by \$2,329,000.

Reduces Coronavirus State Fiscal Recovery Fund - Federal by \$20,500,000.

Reduces other funds by \$197,435,000.

Increases Encampment Cleanup Account - State by \$500,000,000.

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