

2SHB 2617 - H AMD 1617

By Representative Driscoll

ADOPTED 3/10/2010

1 On page 139, after line 9, insert the following:

2 "Sec. 151. RCW 43.03.050 and 2003 1st sp.s. c 25 s 915 are each  
3 amended to read as follows:

4 (1) The director of financial management shall prescribe  
5 reasonable allowances to cover reasonable and necessary subsistence  
6 and lodging expenses for elective and appointive officials and state  
7 employees while engaged on official business away from their  
8 designated posts of duty. The director of financial management may  
9 prescribe and regulate the allowances provided in lieu of subsistence  
10 and lodging expenses and may prescribe the conditions under which  
11 reimbursement for subsistence and lodging may be allowed. The  
12 schedule of allowances adopted by the office of financial management  
13 may include special allowances for foreign travel and other travel  
14 involving higher than usual costs for subsistence and lodging. The  
15 allowances established by the director shall not exceed the rates set  
16 by the federal government for federal employees. However, during the  
17 2003-05 fiscal biennium, the allowances for any county that is part of  
18 a metropolitan statistical area, the largest city of which is in  
19 another state, shall equal the allowances prescribed for that larger  
20 city.

21 (2) Those persons appointed to serve without compensation on any  
22 state board, commission, or committee, if entitled to payment of  
23 travel expenses, shall be paid pursuant to special per diem rates  
24 prescribed in accordance with subsection (1) of this section by the  
25 office of financial management.

26 (3) The director of financial management may prescribe reasonable  
27 allowances to cover reasonable expenses for meals, coffee, and light

1 refreshment served to elective and appointive officials and state  
2 employees regardless of travel status at a meeting where: (a) The  
3 purpose of the meeting is to conduct official state business or to  
4 provide formal training to state employees or state officials; (b) the  
5 meals, coffee, or light refreshment are an integral part of the  
6 meeting or training session; (c) the meeting or training session takes  
7 place away from the employee's or official's regular workplace; and  
8 (d) the agency head or authorized designee approves payments in  
9 advance for the meals, coffee, or light refreshment. In order to  
10 prevent abuse, the director may regulate such allowances and prescribe  
11 additional conditions for claiming the allowances.

12 (4) Upon approval of the agency head or authorized designee, an  
13 agency may serve coffee or light refreshments at a meeting where: (a)  
14 The purpose of the meeting is to conduct state business or to provide  
15 formal training that benefits the state; and (b) the coffee or light  
16 refreshment is an integral part of the meeting or training session.  
17 The director of financial management shall adopt requirements  
18 necessary to prohibit abuse of the authority authorized in this  
19 subsection.

20 (5) The schedule of allowances prescribed by the director under  
21 the terms of this section and any subsequent increases in any maximum  
22 allowance or special allowances for areas of higher than usual costs  
23 shall be reported to the ways and means committees of the house of  
24 representatives and the senate at each regular session of the  
25 legislature.

26 (6) Beginning July 1, 2010, through June 30, 2011, no person  
27 designated as a member of a class one through class three or class  
28 five board, commission, council, committee, or similar group may  
29 receive an allowance for subsistence, lodging, or travel expenses if  
30 the allowance cost is funded by the state general fund. Exceptions  
31 may be granted under section 605, chapter 3, Laws of 2010.

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1       **Sec. 152.** RCW 43.03.220 and 1984 c 287 s 2 are each amended to  
2 read as follows:

3       (1) Any part-time board, commission, council, committee, or other  
4 similar group which is established by the executive, legislative, or  
5 judicial branch to participate in state government and which functions  
6 primarily in an advisory, coordinating, or planning capacity shall be  
7 identified as a class one group.

8       (2) Absent any other provision of law to the contrary, no money  
9 beyond the customary reimbursement or allowance for expenses may be  
10 paid by or through the state to members of class one groups for  
11 attendance at meetings of such groups.

12       (3) Beginning July 1, 2010, through June 30, 2011, no person  
13 designated as a member of a class one board, commission, council,  
14 committee, or similar group may receive an allowance for  
15 subsistence, lodging, or travel expenses if the allowance cost is  
16 funded by the state general fund. Exceptions may be granted under  
17 section 605, chapter 3, Laws of 2010. Class one groups, when  
18 feasible, shall use an alternative means of conducting a meeting  
19 that does not require travel while still maximizing member and  
20 public participation and may use a meeting format that requires  
21 members to be physically present at one location only when necessary  
22 or required by law. Meetings that require a member's physical  
23 presence at one location must be held in state facilities whenever  
24 possible, and meetings conducted using private facilities must be  
25 approved by the director of the office of financial management.

26       (4) Beginning July 1, 2010, through June 30, 2011, class one  
27 groups that are funded by sources other than the state general fund,  
28 are encouraged to reduce travel, lodging, and other costs associated  
29 with conducting the business of the group including use of other  
30 meeting formats that do not require travel.

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32       **Sec. 153.** RCW 43.03.230 and 2001 c 315 s 11 are each amended to  
33 read as follows:  
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1 (1) Any agricultural commodity board or commission established  
2 pursuant to Title 15 or 16 RCW shall be identified as a class two  
3 group for purposes of compensation.

4 (2) Except as otherwise provided in this section, each member of a  
5 class two group is eligible to receive compensation in an amount not  
6 to exceed one hundred dollars for each day during which the member  
7 attends an official meeting of the group or performs statutorily  
8 prescribed duties approved by the chairperson of the group. A person  
9 shall not receive compensation for a day of service under this section  
10 if the person (a) occupies a position, normally regarded as full-time  
11 in nature, in any agency of the federal government, Washington state  
12 government, or Washington state local government; and (b) receives any  
13 compensation from such government for working that day.

14 (3) Compensation may be paid a member under this section only if  
15 it is authorized under the law dealing in particular with the specific  
16 group to which the member belongs or dealing in particular with the  
17 members of that specific group.

18 (4) Beginning July 1, 2010, through June 30, 2011, no person  
19 designated as a member of a class two board, commission, council,  
20 committee, or similar group may receive an allowance for  
21 subsistence, lodging, or travel expenses if the allowance cost is  
22 funded by the state general fund. Exceptions may be granted under  
23 section 605, chapter 3, Laws of 2010. Class two groups, when  
24 feasible, shall use an alternative means of conducting a meeting  
25 that does not require travel while still maximizing member and  
26 public participation and may use a meeting format that requires  
27 members to be physically present at one location only when necessary  
28 or required by law. Meetings that require a member's physical  
29 presence at one location must be held in state facilities whenever  
30 possible, and meetings conducted using private facilities must be  
31 approved by the director of the office of financial management.

32 (5) Beginning July 1, 2010, through June 30, 2011, class two  
33 groups that are funded by sources other than the state general fund,  
34 are encouraged to reduce travel, lodging, and other costs associated

1 with conducting the business of the group including use of other  
2 meeting formats that do not require travel.

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4 **Sec. 154.** RCW 43.03.240 and 1984 c 287 s 4 are each amended to  
5 read as follows:

6 (1) Any part-time, statutory board, commission, council,  
7 committee, or other similar group which has rule-making authority,  
8 performs quasi judicial functions, has responsibility for the  
9 administration or policy direction of a state agency or program, or  
10 performs regulatory or licensing functions with respect to a specific  
11 profession, occupation, business, or industry shall be identified as a  
12 class three group for purposes of compensation.

13 (2) Except as otherwise provided in this section, each member of a  
14 class three group is eligible to receive compensation in an amount not  
15 to exceed fifty dollars for each day during which the member attends  
16 an official meeting of the group or performs statutorily prescribed  
17 duties approved by the chairperson of the group. A person shall not  
18 receive compensation for a day of service under this section if the  
19 person (a) occupies a position, normally regarded as full-time in  
20 nature, in any agency of the federal government, Washington state  
21 government, or Washington state local government; and (b) receives any  
22 compensation from such government for working that day.

23 (3) Compensation may be paid a member under this section only if  
24 it is authorized under the law dealing in particular with the specific  
25 group to which the member belongs or dealing in particular with the  
26 members of that specific group.

27 (4) Beginning July 1, 2010, through June 30, 2011, no person  
28 designated as a member of a class three board, commission, council,  
29 committee, or similar group may receive an allowance for  
30 subsistence, lodging, or travel expenses if the allowance cost is  
31 funded by the state general fund. Exceptions may be granted under  
32 section 605, chapter 3, Laws of 2010. Class three groups, when  
33 feasible, shall use an alternative means of conducting a meeting  
34 that does not require travel while still maximizing member and

1 public participation and may use a meeting format that requires  
2 members to be physically present at one location only when necessary  
3 or required by law. Meetings that require a member's physical  
4 presence at one location must be held in state facilities whenever  
5 possible, and meetings conducted using private facilities must be  
6 approved by the director of the office of financial management.

7 (5) Beginning July 1, 2010, through June 30, 2011, class three  
8 groups that are funded by sources other than the state general fund,  
9 are encouraged to reduce travel, lodging, and other costs associated  
10 with conducting the business of the group including use of other  
11 meeting formats that do not require travel.

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14 **Sec. 155.** RCW 43.03.250 and 1984 c 287 s 5 are each amended to  
15 read as follows:

16 (1) A part-time, statutory board, commission, council, committee,  
17 or other similar group shall be identified as a class four group for  
18 purposes of compensation if the group:

19 (a) Has rule-making authority, performs quasi-judicial functions,  
20 or has responsibility for the administration or policy direction of a  
21 state agency or program;

22 (b) Has duties that are deemed by the legislature to be of  
23 overriding sensitivity and importance to the public welfare and the  
24 operation of state government; and

25 (c) Requires service from its members representing a significant  
26 demand on their time that is normally in excess of one hundred hours  
27 of meeting time per year.

28 (2) Each member of a class four group is eligible to receive  
29 compensation in an amount not to exceed one hundred dollars for each  
30 day during which the member attends an official meeting of the group  
31 or performs statutorily prescribed duties approved by the chairperson  
32 of the group. A person shall not receive compensation for a day of  
33 service under this section if the person (a) occupies a position,  
34 normally regarded as full-time in nature, in any agency of the federal

1 government, Washington state government, or Washington state local  
2 government; and (b) receives any compensation from such government for  
3 working that day.

4 (3) Compensation may be paid a member under this section only if  
5 it is authorized under the law dealing in particular with the specific  
6 group to which the member belongs or dealing in particular with the  
7 members of that specific group.

8 (4) Beginning July 1, 2010, through June 30, 2011, class four  
9 groups, when feasible, shall use an alternative means of conducting  
10 a meeting that does not require travel while still maximizing member  
11 and public participation and may use a meeting format that requires  
12 members to be physically present at one location only when necessary  
13 or required by law. Meetings that require a member's physical  
14 presence at one location must be held in state facilities whenever  
15 possible, and meetings conducted using private facilities must be  
16 approved by the director of the office of financial management.

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18 **Sec. 156.** RCW 43.03.265 and 1999 c 366 s 1 are each amended to  
19 read as follows:

20 (1) Any part-time commission that has rule-making authority,  
21 performs quasi-judicial functions, has responsibility for the policy  
22 direction of a health profession credentialing program, and performs  
23 regulatory and licensing functions with respect to a health care  
24 profession licensed under Title 18 RCW shall be identified as a class  
25 five group for purposes of compensation.

26 (2) Except as otherwise provided in this section, each member of a  
27 class five group is eligible to receive compensation in an amount not  
28 to exceed two hundred fifty dollars for each day during which the  
29 member attends an official meeting of the group or performs  
30 statutorily prescribed duties approved by the chairperson of the  
31 group. A person shall not receive compensation for a day of service  
32 under this section if the person (a) occupies a position, normally  
33 regarded as full-time in nature, in any agency of the federal  
34 government, Washington state government, or Washington state local

1 government; and (b) receives any compensation from such government for  
2 working that day.

3 (3) Compensation may be paid a member under this section only if  
4 it is necessarily incurred in the course of authorized business  
5 consistent with the responsibilities of the commission established by  
6 law.

7 (4) Beginning July 1, 2010, through June 30, 2011, no person  
8 designated as a member of a class five board, commission, council,  
9 committee, or similar group may receive an allowance for  
10 subsistence, lodging, or travel expenses if the allowance cost is  
11 funded by the state general fund. Exceptions may be granted under  
12 section 605, chapter 3, Laws of 2010. Class five groups, when  
13 feasible, shall use an alternative means of conducting a meeting  
14 that does not require travel while still maximizing member and  
15 public participation and may use a meeting format that requires  
16 members to be physically present at one location only when necessary  
17 or required by law. Meetings that require a member's physical  
18 presence at one location must be held in state facilities whenever  
19 possible, and meetings conducted using private facilities must be  
20 approved by the director of the office of financial management.

21 (5) Beginning July 1, 2010, through June 30, 2011, class five  
22 groups that are funded by sources other than the state general fund,  
23 are encouraged to reduce travel, lodging, and other costs associated  
24 with conducting the business of the group including use of other  
25 meeting formats that do not require travel.

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27 NEW SECTION. Sec. 157. (1) The director of financial management  
28 shall provide the following information on each permanent and  
29 temporary, statutory and non-statutory board, commission, council,  
30 committee, or other similar group established by the executive and  
31 judicial branches of state government and report the information to  
32 the appropriate policy and fiscal committees of the senate and the  
33 house of representatives by September 1, 2010:

34 (a) Actual annual costs for fiscal years 2008 and 2009 for:

- 1 (i) Agency staff support;  
2 (ii) Travel and lodging allowances;  
3 (iii) Compensation payments for designated members; and  
4 (iv) Other meeting expenses; and  
5 (b) The sources of funds used to pay costs for each board,  
6 commission, council, committee, or other similar group.  
7 (2) This section expires December 31, 2010."  
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9 Renumber the remaining sections consecutively and correct any  
10 internal references accordingly. Correct the title.  
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12 On page 139, line 17, after "126" strike "and 133 through 148" and  
13 insert ", 133 through 148, and 151 through 156"  
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**EFFECT:** (1) Eliminates lodging, subsistence, and travel allowances for members of class one through class three and class five boards, commissions, councils, committees or similar groups whose allowance costs are funded by the State General Fund, beginning July 1, 2010, through June 30, 2011, and provides for exceptions; (2) Directs groups in classes one through five using general fund state money to (a) use alternate methods of conducting meetings that do not require travel and lodging expenses, (b) reduce the number of meetings where a members physical presence is required, and (c) use state facilities for meeting whenever possible, and get approval from the Office of Financial Management (OFM) for meetings conducted in private facilities; (3) Encourages class one through three and class five groups that are funded by sources other than the State General Fund to reduce travel, lodging, and other costs associated with conducting business; and (4) Directs OFM to report to the appropriate fiscal and policy committees of the Legislature on actual costs to operate each board, committee, commission, or council and the funding source for payment of costs.

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