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SENATE BILL 6341

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State of Washington

61st Legislature

2010 Regular Session

By Senators Hatfield, Haugen, Schoesler, Prentice, Shin, and Fairley

Read first time 01/12/10. Referred to Committee on Agriculture & Rural Economic Development.

1 AN ACT Relating to transferring emergency food assistance programs  
2 to the department of agriculture; amending RCW 43.330.130; adding a new  
3 section to chapter 43.23 RCW; and creating new sections.

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

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 43.23 RCW  
6 to read as follows:

7 The director of the department may exercise powers and duties  
8 prescribed by law with respect to the administration of emergency food  
9 assistance programs that are assigned to the department.

10 **Sec. 2.** RCW 43.330.130 and 1993 c 280 s 16 are each amended to  
11 read as follows:

12 (1) The department shall coordinate services to communities that  
13 are directed to the poor and disadvantaged through private and public  
14 nonprofit organizations and units of general purpose local governments.  
15 The department shall coordinate these programs using, to the extent  
16 possible, integrated case management methods, with other community and  
17 economic development efforts that promote self-sufficiency.

1 (2) These services may include, but not be limited to,  
2 comprehensive education services to preschool children from low-income  
3 families, providing for human service needs and advocacy, promoting  
4 volunteerism and citizen service as a means for accomplishing local  
5 community and economic development goals, (~~coordinating and providing~~  
6 ~~emergency food assistance to distribution centers and needy~~  
7 ~~individuals,~~) and providing for human service needs through community-  
8 based organizations.

9 (3) The department shall provide local communities and at-risk  
10 individuals with programs that provide community protection and assist  
11 in developing strategies to reduce substance abuse. The department  
12 shall administer programs that develop collaborative approaches to  
13 prevention, intervention, and interdiction programs. The department  
14 shall administer programs that support crime victims, address youth and  
15 domestic violence problems, provide indigent defense for low-income  
16 persons, border town disputes, and administer family services and  
17 programs to promote the state's policy as provided in RCW 74.14A.025.

18 (4) The department shall provide fire protection and emergency  
19 management services to support and strengthen local capacity for  
20 controlling risk to life, property, and community vitality that may  
21 result from fires, emergencies, and disasters.

22 NEW SECTION. **Sec. 3.** (1) The emergency food assistance program in  
23 the department of commerce is transferred to the department of  
24 agriculture.

25 (2)(a) All reports, documents, surveys, books, records, files,  
26 papers, or written material in the possession of the emergency food  
27 assistance program in the department of commerce shall be delivered to  
28 the custody of the department of agriculture. All cabinets, furniture,  
29 office equipment, motor vehicles, and other tangible property employed  
30 by the emergency food assistance program in the department of commerce  
31 shall be made available to the department of agriculture. All funds,  
32 credits, or other assets held by the emergency food assistance program  
33 in the department of commerce shall be assigned to the department of  
34 agriculture.

35 (b) Any appropriations made to the emergency food assistance  
36 program in the department of commerce shall, on the effective date of

1 this section, be transferred and credited to the department of  
2 agriculture.

3 (c) If any question arises as to the transfer of any personnel,  
4 funds, books, documents, records, papers, files, equipment, or other  
5 tangible property used or held in the exercise of the powers and the  
6 performance of the duties and functions transferred, the director of  
7 financial management shall make a determination as to the proper  
8 allocation and certify the same to the state agencies concerned.

9 (3) All employees in the emergency food assistance program in the  
10 department of commerce are transferred to the jurisdiction of the  
11 department of agriculture. All employees classified under chapter  
12 41.06 RCW, the state civil service law, are assigned to the department  
13 of agriculture to perform their usual duties upon the same terms as  
14 formerly, without any loss of rights, subject to any action that may be  
15 appropriate thereafter in accordance with the laws and rules governing  
16 state civil service.

17 (4) All rules and all pending business before the emergency food  
18 assistance program in the department of commerce shall be continued and  
19 acted upon by the department of agriculture. All existing contracts  
20 and obligations shall remain in full force and shall be performed by  
21 the department of agriculture.

22 (5) The transfer of the powers, duties, functions, and personnel of  
23 the emergency food assistance program in the department of commerce  
24 shall not affect the validity of any act performed before December 1,  
25 2010.

26 (6) If apportionments of budgeted funds are required because of the  
27 transfers directed by this section, the director of financial  
28 management shall certify the apportionments to the agencies affected,  
29 the state auditor, and the state treasurer. Each of these shall make  
30 the appropriate transfer and adjustments in funds and appropriation  
31 accounts and equipment records in accordance with the certification.

32 (7) The transfer in this section shall take effect on a date that  
33 is mutually agreed to by the director of the department of commerce and  
34 the director of the department of agriculture, but no later than  
35 January 1, 2011.

36 NEW SECTION. **Sec. 4.** (1) The emergency food assistance program in

1 the department of general administration is transferred to the  
2 department of agriculture.

3 (2)(a) All reports, documents, surveys, books, records, files,  
4 papers, or written material in the possession of the emergency food  
5 assistance program in the department of general administration shall be  
6 delivered to the custody of the department of agriculture. All  
7 cabinets, furniture, office equipment, motor vehicles, and other  
8 tangible property employed by the emergency food assistance program in  
9 the department of general administration shall be made available to the  
10 department of agriculture. All funds, credits, or other assets held by  
11 the emergency food assistance program in the department of general  
12 administration shall be assigned to the department of agriculture.

13 (b) Any appropriations made to the emergency food assistance  
14 program in the department of general administration shall, on the  
15 effective date of this section, be transferred and credited to the  
16 department of agriculture.

17 (c) If any question arises as to the transfer of any personnel,  
18 funds, books, documents, records, papers, files, equipment, or other  
19 tangible property used or held in the exercise of the powers and the  
20 performance of the duties and functions transferred, the director of  
21 financial management shall make a determination as to the proper  
22 allocation and certify the same to the state agencies concerned.

23 (3) All employees in the emergency food assistance program in the  
24 department of general administration are transferred to the  
25 jurisdiction of the department of agriculture. All employees  
26 classified under chapter 41.06 RCW, the state civil service law, are  
27 assigned to the department of agriculture to perform their usual duties  
28 upon the same terms as formerly, without any loss of rights, subject to  
29 any action that may be appropriate thereafter in accordance with the  
30 laws and rules governing state civil service.

31 (4) All rules and all pending business before the emergency food  
32 assistance program in the department of general administration shall be  
33 continued and acted upon by the department of agriculture. All  
34 existing contracts and obligations shall remain in full force and shall  
35 be performed by the department of agriculture.

36 (5) The transfer of the powers, duties, functions, and personnel of  
37 the emergency food assistance program in the department of general

1 administration shall not affect the validity of any act performed  
2 before December 1, 2010.

3 (6) If apportionments of budgeted funds are required because of the  
4 transfers directed by this section, the director of financial  
5 management shall certify the apportionments to the agencies affected,  
6 the state auditor, and the state treasurer. Each of these shall make  
7 the appropriate transfer and adjustments in funds and appropriation  
8 accounts and equipment records in accordance with the certification.

9 (7) The transfer in this section shall take effect on a date that  
10 is mutually agreed to by the director of the department of general  
11 administration and the director of the department of agriculture, but  
12 no later than January 1, 2011.

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