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SECOND SUBSTITUTE HOUSE BILL 2882

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State of Washington

55th Legislature

1998 Regular Session

By House Committee on Appropriations (originally sponsored by Representatives Clements, Dickerson, Backlund, Parlette, Gardner, Gombosky and Delvin)

Read first time 02/07/98. Referred to Committee on .

1 AN ACT Relating to providing technical assistance and training to  
2 agency personnel and state contractors; adding new sections to chapter  
3 43.07 RCW; adding a new section to chapter 39.29 RCW; creating a new  
4 section; and making appropriations.

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

6 NEW SECTION. **Sec. 1.** A new section is added to chapter 43.07 RCW  
7 to read as follows:

8 (1) The secretary of state mentoring grant is established. The  
9 secretary of state shall distribute grant funds for the benefit of  
10 nonprofit entities that provide human services under contract to state  
11 agencies.

12 (2) To receive a mentoring grant, an appropriate state agency  
13 including, but not limited to, contracting agencies and the state  
14 auditor, must submit to the secretary of state a recommendation  
15 indicating that a nonprofit entity needs technical assistance. A  
16 recommendation must also indicate whether the assistance is crucial for  
17 the entity to maintain adequate financial records, to comply with state  
18 or federal law, to continue operations, or to avoid other impediments  
19 to the nonprofit entity's proper use of funds to achieve the purposes

1 set by state contract. A recommendation must further indicate the  
2 importance of the entity to the provision of services by the  
3 contracting agency.

4 (3) The secretary of state shall convene a technical advisory  
5 committee for the purpose of making suggestions regarding agency grant  
6 recommendations, and grant awards. The technical advisory committee  
7 shall additionally determine the categories of technical assistance  
8 which will be made available to nonprofit entities that provide human  
9 services under contract to state agencies.

10 The technical advisory committee shall include in its membership at  
11 least one member representing nonprofit entities that provide human  
12 services under contract to state agencies, and may additionally include  
13 legislative staff. The secretary of state otherwise may decide the  
14 appropriate composition and number of members to be seated on the  
15 technical advisory committee.

16 NEW SECTION. **Sec. 2.** A new section is added to chapter 43.07 RCW  
17 to read as follows:

18 (1) Upon recommendation, the secretary of state may use funds  
19 specifically appropriated to make grants to any state agency, county,  
20 city, public entity, or private individual to provide technical  
21 assistance to nonprofit entities that contract with the state. Such  
22 assistance should be administered to help the nonprofit entity provide  
23 more effective services to the state agency with which it contracts and  
24 to facilitate the nonprofit entity's self-sufficiency and successful  
25 operation. Technical assistance categories will be defined by the  
26 technical advisory committee.

27 (2) Any state agency, county, city, or public entity which already  
28 provides, through dedicated existing funds, technical assistance to  
29 nonprofit entities that provide human services under contract to state  
30 agencies shall not be eligible to receive a mentoring grant if that  
31 grant would replace previously dedicated funds.

32 (3) In making grants, the secretary of state shall consider the  
33 number of times the potential recipient has received previous grants,  
34 and the dollar amount of previous amounts.

35 (4) The secretary of state may adopt rules to govern the use of the  
36 grants in accordance with the purpose of chapter . . . , Laws of 1998  
37 (this act).

1        NEW SECTION.    **Sec. 3.**    A new section is added to chapter 43.07 RCW  
2 to read as follows:

3        The secretary of state shall prepare a report outlining the status  
4 of the program after one year of administration.    The report should  
5 include a determination of whether the office of the secretary of state  
6 is the appropriate governmental entity to be charged with operation of  
7 the mentoring grant program, and if not, which governmental entity or  
8 entities might be more appropriate.    By November 1, 1999, the secretary  
9 of state shall deliver the findings of its report to the house of  
10 representatives vendor contracting and services select committee, or to  
11 the most appropriate house of representatives standing committee in the  
12 event that the vendor contracting and services select committee no  
13 longer exists, and the senate government operations committee.

14        NEW SECTION.    **Sec. 4.**    A new section is added to chapter 39.29 RCW  
15 to read as follows:

16        (1)    The office of financial management may offer technical  
17 assistance to agencies for improved management and administration of  
18 agency contracting.    The training may include, but is not limited to,  
19 the following subjects:

- 20        (a)    Types and methods of contracting;
- 21        (b)    Consultant selection;
- 22        (c)    Performance standards and benchmarks, and performance audits of  
23 such;
- 24        (d)    Financial recordkeeping and appropriate accounting measures;
- 25        (e)    Any other subject related to effective contract management.

26        (2)    The cost of technical services may be charged to the agency  
27 served and must be paid to the office of financial management in the  
28 same manner that other claims against the agency are paid.

29        NEW SECTION.    **Sec. 5.**    The sum of one hundred ninety-four thousand  
30 thirty dollars, or as much thereof as may be necessary, is appropriated  
31 for the fiscal year ending June 30, 1998, from the general fund to the  
32 office of the secretary of state.    The appropriation in this section is  
33 provided solely for the purposes of sections 1 through 3 of this act,  
34 and any portion of this amount that is unnecessary to fulfill these  
35 purposes shall lapse.

1        NEW SECTION.    **Sec. 6.**    The sum of fourteen thousand seven hundred  
2 dollars, or as much thereof as may be necessary, is appropriated for  
3 the fiscal year ending June 30, 1998, from the general fund to the  
4 office of financial management.    The appropriation in this section is  
5 provided solely for the purposes of section 4 of this act, and any  
6 portion of this amount that is unnecessary to fulfill these purposes  
7 shall lapse.

8        NEW SECTION.    **Sec. 7.**    If any provision of this act or its  
9 application to any person or circumstance is held invalid, the  
10 remainder of the act or the application of the provision to other  
11 persons or circumstances is not affected.

12        NEW SECTION.    **Sec. 8.**    If specific funding for the purposes of this  
13 act, referencing this act by bill or chapter number, is not provided by  
14 June 30, 1998, in the omnibus appropriations act, this act is null and  
15 void.

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