
HOUSE BILL 2197

State of Washington

61st Legislature

2009 Regular Session

By Representatives Armstrong, Angel, Haler, Appleton, Short, Morris, Johnson, Hunt, Kretz, Newhouse, Eddy, Lias, Warnick, McCune, Hurst, Roach, Rodne, Rolfes, Blake, Ericksen, Upthegrove, Simpson, Campbell, Takko, Moeller, Cox, Sells, Hope, Springer, Williams, Chase, Pearson, and Kristiansen

Read first time 02/12/09. Referred to Committee on State Government & Tribal Affairs.

1 AN ACT Relating to the department of social and health services;
2 amending RCW 43.17.010 and 43.17.020; reenacting and amending RCW
3 42.17.2401; adding new sections to chapter 41.06 RCW; adding new
4 chapters to Title 43 RCW; creating new sections; providing an effective
5 date; and declaring an emergency.

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

7 NEW SECTION. **Sec. 1.** (1) The legislature finds that the
8 department of social and health services has grown significantly to now
9 encompass thirty percent of the near general fund-state operating
10 budget and thirty-four percent of the total operating budget. The
11 agency has become so large that it: (a) Is difficult to administer;
12 (b) does not have enough focus on critical functions such as protecting
13 children and other vulnerable persons; (c) does not effectively deliver
14 the extensive number of services and programs it is responsible for;
15 (d) leads to higher state costs through the inefficiencies due to the
16 size of the agency; and (e) is difficult to measure the performance of
17 the agency in meeting its goals and responsibilities.

18 (2) The legislature intends to improve the delivery of programs and
19 services, provide more focus on critical functions, and save costs over

1 time by creating four agencies to replace the department of social and
2 health services that are easier to administer and are more flexible in
3 responding to changing circumstances and service delivery. This act
4 abolishes the department of social and health services effective July
5 1, 2011, and creates the following four agencies in its place: (a) The
6 department of economic services, which will conduct financial
7 eligibility evaluations for all the newly created agencies; (b) the
8 department of medical assistance; (c) the department of health and
9 rehabilitative services, which will consist of the long-term care,
10 developmentally disabled, vocational-rehabilitation, mental health, and
11 drug and alcohol substance abuse programs, and the special commitment
12 center; and (d) the department of children's services.

13 (3) The office of financial management and the department of social
14 and health services will develop a plan to implement this act and
15 report to the legislature during the 2010 legislative session. The
16 code reviser will propose changes to the Revised Code of Washington for
17 the 2012 legislative session to make technical corrections necessary as
18 a result of implementing this act.

19 PART I

20 ABOLITION OF THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

21 NEW SECTION. **Sec. 101.** (1) The department of social and health
22 services is abolished and its powers, duties, and functions are
23 transferred to the appropriate department as divided by the transition
24 team established under section 604 of this act. All references to the
25 secretary or the department of social and health services in the
26 Revised Code of Washington shall be construed to mean the director of
27 the appropriate department, or the appropriate department, created
28 under this act.

29 (2)(a) All reports, documents, surveys, books, records, files,
30 papers, or written material in the possession of the department of
31 social and health services shall be delivered to the custody of the
32 transition team created under section 604 of this act to be transferred
33 to the appropriate department created under this act. All cabinets,
34 furniture, office equipment, motor vehicles, and other tangible
35 property employed by the department of social and health services shall
36 be made available to the transition team to be transferred to the

1 appropriate department. All funds, credits, or other assets held by
2 the department of social and health services shall be assigned to the
3 appropriate department by the transition team.

4 (b) Any appropriations made to the department of social and health
5 services shall, on the effective date of this section, be transferred
6 and credited to the appropriate department by the transition team.

7 (3) All employees of the department of social and health services
8 are transferred to the jurisdiction of the transition team established
9 under section 604 of this act to be transferred to the appropriate
10 department. All employees classified under chapter 41.06 RCW, the
11 state civil service law, are assigned to their respective departments
12 to perform their usual duties upon the same terms as formerly, without
13 any loss of rights, subject to any action that may be appropriate
14 thereafter in accordance with the laws and rules governing state civil
15 service.

16 (4) All rules and all pending business before the department of
17 social and health services shall be continued and acted upon by the
18 appropriate department created under this act. All existing contracts
19 and obligations shall remain in full force and shall be performed by
20 the appropriate department.

21 (5) The transfer of the powers, duties, functions, and personnel of
22 the department of social and health services shall not affect the
23 validity of any act performed before the effective date of this
24 section.

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

31 (7) Nothing contained in this section may be construed to alter any
32 existing collective bargaining unit or the provisions of any existing
33 collective bargaining agreement until the agreement has expired or
34 until the bargaining unit has been modified by action of the public
35 employment relations commission as provided by law.

1 **PART II**

2 **DEPARTMENT OF ECONOMIC SERVICES**

3 NEW SECTION. **Sec. 201.** There is created a department of state
4 government to be known as the department of economic services. The
5 department is vested with all powers and duties transferred to it under
6 this chapter, section 604 of this act, and such other powers and duties
7 as may be authorized by law. The department shall be located in the
8 facilities of the department of social and health services.

9 NEW SECTION. **Sec. 202.** The definitions in this section apply
10 throughout this chapter unless the context clearly requires otherwise.

11 (1) "Department" means the department of economic services.

12 (2) "Director" means the director of economic services.

13 NEW SECTION. **Sec. 203.** The executive head and appointing
14 authority of the department is the director. The director shall be
15 appointed by the governor, with the consent of the senate, and shall
16 serve at the pleasure of the governor. The director shall be paid a
17 salary to be fixed by the governor in accordance with RCW 43.03.040.
18 If a vacancy occurs in the position while the senate is not in session,
19 the governor shall make a temporary appointment until the next meeting
20 of the senate.

21 NEW SECTION. **Sec. 204.** It is the intent of the legislature
22 wherever possible to place the internal affairs of the department under
23 the control of the director in order that the director may institute
24 therein the flexible, alert, and intelligent management of its business
25 that changing contemporary circumstances require. Therefore, whenever
26 the director's authority is not specifically limited by law, the
27 director has complete charge and supervisory powers over the
28 department. The director may create such administrative structures as
29 the director considers appropriate, except as otherwise specified by
30 law. The director may employ such assistants and personnel as
31 necessary for the general administration of the department. This
32 employment shall be in accordance with the state civil service law,
33 chapter 41.06 RCW, except as otherwise provided.

1 NEW SECTION. **Sec. 205.** The director shall appoint a deputy
2 director, a department personnel director, and such assistant directors
3 as may be needed to administer the department. The deputy director
4 shall have charge and general supervision of the department in the
5 absence or disability of the director and, in case of a vacancy in the
6 office of director, shall continue in charge of the department until a
7 successor is appointed and qualified, or until the governor appoints an
8 acting director.

9 NEW SECTION. **Sec. 206.** Any power or duty vested in or transferred
10 to the director by law or executive order may be delegated by the
11 director to the deputy director or to any other assistant or
12 subordinate; but the director shall be responsible for the official
13 acts of the officers and employees of the department.

14 NEW SECTION. **Sec. 207.** In furtherance of the policy of the state
15 to cooperate with the federal government in all of the programs under
16 the jurisdiction of the department, such rules as may become necessary
17 to entitle the state to participate in federal funds may be adopted,
18 unless expressly prohibited by law. Any internal reorganization
19 carried out under the terms of this chapter shall meet federal
20 requirements that are a necessary condition to state receipt of federal
21 funds. Any section or provision of law dealing with the department
22 that may be susceptible to more than one construction shall be
23 interpreted in favor of the construction most likely to comply with
24 federal laws entitling this state to receive federal funds for the
25 various programs of the department. If any law dealing with the
26 department is ruled to be in conflict with federal requirements that
27 are a prescribed condition of the allocation of federal funds to the
28 state, or to any departments or agencies thereof, the conflicting part
29 is declared to be inoperative solely to the extent of the conflict.

30 NEW SECTION. **Sec. 208.** A new section is added to chapter 41.06
31 RCW to read as follows:

32 In addition to the exemptions under RCW 41.06.070, the provisions
33 of this chapter shall not apply in the department of economic services
34 to the director, the director's personal secretary, the deputy

1 director, all division directors and assistant directors, and one
2 confidential secretary for each of these officers.

3 **PART III**

4 **DEPARTMENT OF MEDICAL ASSISTANCE**

5 NEW SECTION. **Sec. 301.** There is created a department of state
6 government to be known as the department of medical assistance. The
7 department is vested with all powers and duties transferred to it under
8 this chapter, section 604 of this act, and such other powers and duties
9 as may be authorized by law. The department shall be located in the
10 facilities of the department of social and health services.

11 NEW SECTION. **Sec. 302.** The definitions in this section apply
12 throughout this chapter unless the context clearly requires otherwise.

13 (1) "Department" means the department of medical assistance.

14 (2) "Director" means the director of medical assistance.

15 NEW SECTION. **Sec. 303.** The executive head and appointing
16 authority of the department is the director. The director shall be
17 appointed by the governor, with the consent of the senate, and shall
18 serve at the pleasure of the governor. The director shall be paid a
19 salary to be fixed by the governor in accordance with RCW 43.03.040.
20 If a vacancy occurs in the position while the senate is not in session,
21 the governor shall make a temporary appointment until the next meeting
22 of the senate.

23 NEW SECTION. **Sec. 304.** It is the intent of the legislature
24 wherever possible to place the internal affairs of the department under
25 the control of the director in order that the director may institute
26 therein the flexible, alert, and intelligent management of its business
27 that changing contemporary circumstances require. Therefore, whenever
28 the director's authority is not specifically limited by law, the
29 director has complete charge and supervisory powers over the
30 department. The director may create such administrative structures as
31 the director considers appropriate, except as otherwise specified by
32 law. The director may employ such assistants and personnel as

1 necessary for the general administration of the department. This
2 employment shall be in accordance with the state civil service law,
3 chapter 41.06 RCW, except as otherwise provided.

4 NEW SECTION. **Sec. 305.** The director shall appoint a deputy
5 director, a department personnel director, and such assistant directors
6 as may be needed to administer the department. The deputy director
7 shall have charge and general supervision of the department in the
8 absence or disability of the director and, in case of a vacancy in the
9 office of director, shall continue in charge of the department until a
10 successor is appointed and qualified, or until the governor appoints an
11 acting director.

12 NEW SECTION. **Sec. 306.** Any power or duty vested in or transferred
13 to the director by law or executive order may be delegated by the
14 director to the deputy director or to any other assistant or
15 subordinate; but the director shall be responsible for the official
16 acts of the officers and employees of the department.

17 NEW SECTION. **Sec. 307.** In furtherance of the policy of the state
18 to cooperate with the federal government in all of the programs under
19 the jurisdiction of the department, such rules as may become necessary
20 to entitle the state to participate in federal funds may be adopted,
21 unless expressly prohibited by law. Any internal reorganization
22 carried out under the terms of this chapter shall meet federal
23 requirements that are a necessary condition to state receipt of federal
24 funds. Any section or provision of law dealing with the department
25 that may be susceptible to more than one construction shall be
26 interpreted in favor of the construction most likely to comply with
27 federal laws entitling this state to receive federal funds for the
28 various programs of the department. If any law dealing with the
29 department is ruled to be in conflict with federal requirements that
30 are a prescribed condition of the allocation of federal funds to the
31 state, or to any departments or agencies thereof, the conflicting part
32 is declared to be inoperative solely to the extent of the conflict.

33 NEW SECTION. **Sec. 308.** A new section is added to chapter 41.06
34 RCW to read as follows:

1 In addition to the exemptions under RCW 41.06.070, the provisions
2 of this chapter shall not apply in the department of medical assistance
3 to the director, the director's personal secretary, the deputy
4 director, all division directors and assistant directors, and one
5 confidential secretary for each of these officers.

6 **PART IV**

7 **DEPARTMENT OF HEALTH AND REHABILITATIVE SERVICES**

8 NEW SECTION. **Sec. 401.** There is created a department of state
9 government to be known as the department of health and rehabilitative
10 services. The department is vested with all powers and duties
11 transferred to it under this chapter, section 604 of this act, and such
12 other powers and duties as may be authorized by law. The department
13 shall be located in the facilities of the department of social and
14 health services.

15 NEW SECTION. **Sec. 402.** The definitions in this section apply
16 throughout this chapter unless the context clearly requires otherwise.

17 (1) "Department" means the department of health and rehabilitative
18 services.

19 (2) "Director" means the director of health and rehabilitative
20 services.

21 NEW SECTION. **Sec. 403.** The executive head and appointing
22 authority of the department is the director. The director shall be
23 appointed by the governor, with the consent of the senate, and shall
24 serve at the pleasure of the governor. The director shall be paid a
25 salary to be fixed by the governor in accordance with RCW 43.03.040.
26 If a vacancy occurs in the position while the senate is not in session,
27 the governor shall make a temporary appointment until the next meeting
28 of the senate.

29 NEW SECTION. **Sec. 404.** It is the intent of the legislature
30 wherever possible to place the internal affairs of the department under
31 the control of the director in order that the director may institute
32 therein the flexible, alert, and intelligent management of its business
33 that changing contemporary circumstances require. Therefore, whenever

1 the director's authority is not specifically limited by law, the
2 director has complete charge and supervisory powers over the
3 department. The director may create such administrative structures as
4 the director considers appropriate, except as otherwise specified by
5 law. The director may employ such assistants and personnel as
6 necessary for the general administration of the department. This
7 employment shall be in accordance with the state civil service law,
8 chapter 41.06 RCW, except as otherwise provided.

9 NEW SECTION. **Sec. 405.** The director shall appoint a deputy
10 director, a department personnel director, and such assistant directors
11 as may be needed to administer the department. The deputy director
12 shall have charge and general supervision of the department in the
13 absence or disability of the director and, in case of a vacancy in the
14 office of director, shall continue in charge of the department until a
15 successor is appointed and qualified, or until the governor appoints an
16 acting director.

17 NEW SECTION. **Sec. 406.** Any power or duty vested in or transferred
18 to the director by law or executive order may be delegated by the
19 director to the deputy director or to any other assistant or
20 subordinate; but the director shall be responsible for the official
21 acts of the officers and employees of the department.

22 NEW SECTION. **Sec. 407.** In furtherance of the policy of the state
23 to cooperate with the federal government in all of the programs under
24 the jurisdiction of the department, such rules as may become necessary
25 to entitle the state to participate in federal funds may be adopted,
26 unless expressly prohibited by law. Any internal reorganization
27 carried out under the terms of this chapter shall meet federal
28 requirements that are a necessary condition to state receipt of federal
29 funds. Any section or provision of law dealing with the department
30 that may be susceptible to more than one construction shall be
31 interpreted in favor of the construction most likely to comply with
32 federal laws entitling this state to receive federal funds for the
33 various programs of the department. If any law dealing with the
34 department is ruled to be in conflict with federal requirements that

1 are a prescribed condition of the allocation of federal funds to the
2 state, or to any departments or agencies thereof, the conflicting part
3 is declared to be inoperative solely to the extent of the conflict.

4 NEW SECTION. **Sec. 408.** A new section is added to chapter 41.06
5 RCW to read as follows:

6 In addition to the exemptions under RCW 41.06.070, the provisions
7 of this chapter shall not apply in the department of health and
8 rehabilitative services to the director, the director's personal
9 secretary, the deputy director, all division directors and assistant
10 directors, and one confidential secretary for each of these officers.

11 **PART V**

12 **DEPARTMENT OF CHILDREN'S SERVICES**

13 NEW SECTION. **Sec. 501.** There is created a department of state
14 government to be known as the department of children's services. The
15 department is vested with all powers and duties transferred to it under
16 this chapter, section 604 of this act, and such other powers and duties
17 as may be authorized by law. The department shall be located in the
18 facilities of the department of social and health services.

19 NEW SECTION. **Sec. 502.** The definitions in this section apply
20 throughout this chapter unless the context clearly requires otherwise.

21 (1) "Department" means the department of children's services.

22 (2) "Director" means the director of children's services.

23 NEW SECTION. **Sec. 503.** The executive head and appointing
24 authority of the department is the director. The director shall be
25 appointed by the governor, with the consent of the senate, and shall
26 serve at the pleasure of the governor. The director shall be paid a
27 salary to be fixed by the governor in accordance with RCW 43.03.040.
28 If a vacancy occurs in the position while the senate is not in session,
29 the governor shall make a temporary appointment until the next meeting
30 of the senate.

31 NEW SECTION. **Sec. 504.** It is the intent of the legislature
32 wherever possible to place the internal affairs of the department under

1 the control of the director in order that the director may institute
2 therein the flexible, alert, and intelligent management of its business
3 that changing contemporary circumstances require. Therefore, whenever
4 the director's authority is not specifically limited by law, the
5 director has complete charge and supervisory powers over the
6 department. The director may create such administrative structures as
7 the director considers appropriate, except as otherwise specified by
8 law. The director may employ such assistants and personnel as
9 necessary for the general administration of the department. This
10 employment shall be in accordance with the state civil service law,
11 chapter 41.06 RCW, except as otherwise provided.

12 NEW SECTION. **Sec. 505.** The director shall appoint a deputy
13 director, a department personnel director, and such assistant directors
14 as may be needed to administer the department. The deputy director
15 shall have charge and general supervision of the department in the
16 absence or disability of the director and, in case of a vacancy in the
17 office of director, shall continue in charge of the department until a
18 successor is appointed and qualified, or until the governor appoints an
19 acting director.

20 NEW SECTION. **Sec. 506.** Any power or duty vested in or transferred
21 to the director by law or executive order may be delegated by the
22 director to the deputy director or to any other assistant or
23 subordinate; but the director shall be responsible for the official
24 acts of the officers and employees of the department.

25 NEW SECTION. **Sec. 507.** In furtherance of the policy of the state
26 to cooperate with the federal government in all of the programs under
27 the jurisdiction of the department, such rules as may become necessary
28 to entitle the state to participate in federal funds may be adopted,
29 unless expressly prohibited by law. Any internal reorganization
30 carried out under the terms of this chapter shall meet federal
31 requirements that are a necessary condition to state receipt of federal
32 funds. Any section or provision of law dealing with the department
33 that may be susceptible to more than one construction shall be
34 interpreted in favor of the construction most likely to comply with
35 federal laws entitling this state to receive federal funds for the

1 various programs of the department. If any law dealing with the
2 department is ruled to be in conflict with federal requirements that
3 are a prescribed condition of the allocation of federal funds to the
4 state, or to any departments or agencies thereof, the conflicting part
5 is declared to be inoperative solely to the extent of the conflict.

6 NEW SECTION. **Sec. 508.** A new section is added to chapter 41.06
7 RCW to read as follows:

8 In addition to the exemptions under RCW 41.06.070, the provisions
9 of this chapter shall not apply in the department of children's
10 services to the director, the director's personal secretary, the deputy
11 director, all division directors and assistant directors, and one
12 confidential secretary for each of these officers.

13 **PART VI**

14 **MISCELLANEOUS PROVISIONS**

15 **Sec. 601.** RCW 43.17.010 and 2007 c 341 s 46 are each amended to
16 read as follows:

17 There shall be departments of the state government which shall be
18 known as (1) ~~((the department of social and health services, (2))~~ the
19 department of ecology, ~~((3))~~ (2) the department of labor and
20 industries, ~~((4))~~ (3) the department of agriculture, ~~((5))~~ (4) the
21 department of fish and wildlife, ~~((6))~~ (5) the department of
22 transportation, ~~((7))~~ (6) the department of licensing, ~~((8))~~ (7)
23 the department of general administration, ~~((9))~~ (8) the department of
24 community, trade, and economic development, ~~((10))~~ (9) the department
25 of veterans affairs, ~~((11))~~ (10) the department of revenue, ~~((12))~~
26 (11) the department of retirement systems, ~~((13))~~ (12) the department
27 of corrections, ~~((14))~~ (13) the department of health, ~~((15))~~ (14)
28 the department of financial institutions, ~~((16))~~ (15) the department
29 of archaeology and historic preservation, ~~((17))~~ (16) the department
30 of early learning, ~~((and (18))~~ (17) the Puget Sound partnership, (18)
31 the department of economic services, (19) the department of medical
32 assistance, (20) the department of health and rehabilitative services,
33 and (21) the department of children's services, which shall be charged
34 with the execution, enforcement, and administration of such laws, and

1 invested with such powers and required to perform such duties, as the
2 legislature may provide.

3 **Sec. 602.** RCW 43.17.020 and 2007 c 341 s 47 are each amended to
4 read as follows:

5 There shall be a chief executive officer of each department to be
6 known as: (1) ~~((The secretary of social and health services, (2)))~~ The
7 director of ecology, ((+3)) (2) the director of labor and industries,
8 ~~((+4))~~ (3) the director of agriculture, ~~((+5))~~ (4) the director of
9 fish and wildlife, ~~((+6))~~ (5) the secretary of transportation, ~~((+7))~~
10 (6) the director of licensing, ~~((+8))~~ (7) the director of general
11 administration, ~~((+9))~~ (8) the director of community, trade, and
12 economic development, ~~((+10))~~ (9) the director of veterans affairs,
13 ~~((+11))~~ (10) the director of revenue, ~~((+12))~~ (11) the director of
14 retirement systems, ~~((+13))~~ (12) the secretary of corrections,
15 ~~((+14))~~ (13) the secretary of health, ~~((+15))~~ (14) the director of
16 financial institutions, ~~((+16))~~ (15) the director of the department of
17 archaeology and historic preservation, ~~((+17))~~ (16) the director of
18 early learning, ~~((and +18))~~ (17) the executive director of the Puget
19 Sound partnership, (18) the director of economic services, (19) the
20 director of medical assistance, (20) the director of health and
21 rehabilitative services, and (21) the director of children's services.

22 Such officers, except the director of fish and wildlife, shall be
23 appointed by the governor, with the consent of the senate, and hold
24 office at the pleasure of the governor. The director of fish and
25 wildlife shall be appointed by the fish and wildlife commission as
26 prescribed by RCW 77.04.055.

27 **Sec. 603.** RCW 42.17.2401 and 2007 c 341 s 48, 2007 c 241 s 2, and
28 2007 c 15 s 1 are each reenacted and amended to read as follows:

29 For the purposes of RCW 42.17.240, the term "executive state
30 officer" includes:

31 (1) The chief administrative law judge, the director of
32 agriculture, the administrator of the Washington basic health plan, the
33 director of the department of services for the blind, the director of
34 the state system of community and technical colleges, the director of
35 community, trade, and economic development, the secretary of
36 corrections, the director of early learning, the director of ecology,

1 the commissioner of employment security, the chair of the energy
2 facility site evaluation council, the secretary of the state finance
3 committee, the director of financial management, the director of fish
4 and wildlife, the executive secretary of the forest practices appeals
5 board, the director of the gambling commission, the director of general
6 administration, the secretary of health, the administrator of the
7 Washington state health care authority, the executive secretary of the
8 health care facilities authority, the executive secretary of the higher
9 education facilities authority, the executive secretary of the horse
10 racing commission, the executive secretary of the human rights
11 commission, the executive secretary of the indeterminate sentence
12 review board, the director of the department of information services,
13 the executive director of the state investment board, the director of
14 labor and industries, the director of licensing, the director of the
15 lottery commission, the director of the office of minority and women's
16 business enterprises, the director of parks and recreation, the
17 director of personnel, the executive director of the public disclosure
18 commission, the executive director of the Puget Sound partnership, the
19 director of the recreation and conservation office, the director of
20 retirement systems, the director of revenue, (~~the secretary of social
21 and health services,~~) the chief of the Washington state patrol, the
22 executive secretary of the board of tax appeals, the secretary of
23 transportation, the secretary of the utilities and transportation
24 commission, the director of veterans affairs, the president of each of
25 the regional and state universities and the president of The Evergreen
26 State College, (~~and~~) each district and each campus president of each
27 state community college, the director of economic services, the
28 director of medical assistance, the director of health and
29 rehabilitative services, and the director of children's services;

30 (2) Each professional staff member of the office of the governor;

31 (3) Each professional staff member of the legislature; and

32 (4) Central Washington University board of trustees, the boards of
33 trustees of each community college and each technical college, each
34 member of the state board for community and technical colleges, state
35 convention and trade center board of directors, committee for deferred
36 compensation, Eastern Washington University board of trustees,
37 Washington economic development finance authority, The Evergreen State
38 College board of trustees, executive ethics board, forest practices

1 appeals board, forest practices board, gambling commission, life
2 sciences discovery fund authority board of trustees, Washington health
3 care facilities authority, each member of the Washington health
4 services commission, higher education coordinating board, higher
5 education facilities authority, horse racing commission, state housing
6 finance commission, human rights commission, indeterminate sentence
7 review board, board of industrial insurance appeals, information
8 services board, (~~recreation and conservation funding board,~~) state
9 investment board, commission on judicial conduct, legislative ethics
10 board, liquor control board, lottery commission, marine oversight
11 board, Pacific Northwest electric power and conservation planning
12 council, parks and recreation commission, board of pilotage
13 commissioners, pollution control hearings board, public disclosure
14 commission, public pension commission, shorelines (~~hearings~~)
15 hearings board, public employees' benefits board, recreation and
16 conservation funding board, salmon recovery funding board, board of tax
17 appeals, transportation commission, University of Washington board of
18 regents, utilities and transportation commission, Washington state
19 maritime commission, Washington personnel resources board, Washington
20 public power supply system executive board, Washington State University
21 board of regents, Western Washington University board of trustees, and
22 fish and wildlife commission.

23 NEW SECTION. Sec. 604. (1) By July 1, 2009, the governor shall
24 appoint a transition team to direct the details of administration of
25 this act. The team shall consist of representatives from the office of
26 financial management and the divisions of the department of social and
27 health services.

28 (2) The transition team shall divide up the functions of the
29 department of social and health services into the new departments set
30 out under this act after the effective date of this section.

31 NEW SECTION. Sec. 605. (1) The transition team created in section
32 604 of this act shall, by January 1, 2010, submit a plan and necessary
33 implementing legislation to the legislature for the division of the
34 department of social and health services so that the new agencies will
35 be operating by July 1, 2011.

1 (2) The plan shall include, but is not limited to, the following
2 elements:

3 (a) Strategies for dividing the existing functions and
4 responsibilities of the department into the appropriate new agency
5 including a strategic plan for each new agency created in this act that
6 includes implementation steps, performance measures, evaluation
7 measures, and methods for collaboration among programs;

8 (b) Recommendations for changes in existing programs and functions
9 of the department of social and health services; and

10 (c) Implementation steps necessary to bring about operation of the
11 new agencies.

12 (3) By December 1, 2011, the code reviser's office shall prepare
13 corrective legislation.

14 NEW SECTION. **Sec. 606.** Sections 201 through 207 of this act
15 constitute a new chapter in Title 43 RCW.

16 NEW SECTION. **Sec. 607.** Sections 301 through 307 of this act
17 constitute a new chapter in Title 43 RCW.

18 NEW SECTION. **Sec. 608.** Sections 401 through 407 of this act
19 constitute a new chapter in Title 43 RCW.

20 NEW SECTION. **Sec. 609.** Sections 501 through 507 of this act
21 constitute a new chapter in Title 43 RCW.

22 NEW SECTION. **Sec. 610.** Part headings used in this act are not
23 part of the law.

24 NEW SECTION. **Sec. 611.** Section 604 of this act is necessary for
25 the immediate preservation of the public peace, health, or safety, or
26 support of the state government and its existing public institutions,
27 and takes effect immediately.

28 NEW SECTION. **Sec. 612.** Sections 101, 201 through 208, 301 through
29 308, 401 through 408, 501 through 508, and 601 through 603 of this act
30 take effect July 1, 2011.

1 NEW SECTION. **Sec. 613.** 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.

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