
HOUSE BILL 2863

State of Washington 61st Legislature 2010 Regular Session

By Representatives Blake, Chandler, Liias, Van De Wege, Jacks, and Wallace

Read first time 01/15/10. Referred to Committee on General Government Appropriations.

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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