

CERTIFICATION OF ENROLLMENT

**SUBSTITUTE SENATE BILL 6341**

61st Legislature  
2010 Regular Session

Passed by the Senate February 10, 2010  
YEAS 48 NAYS 0

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**President of the Senate**

Passed by the House March 3, 2010  
YEAS 98 NAYS 0

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**Speaker of the House of Representatives**

Approved

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**Governor of the State of Washington**

CERTIFICATE

I, Thomas Hoemann, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SUBSTITUTE SENATE BILL 6341** as passed by the Senate and the House of Representatives on the dates hereon set forth.

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**Secretary**

FILED

**Secretary of State  
State of Washington**

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**SUBSTITUTE SENATE BILL 6341**

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Passed Legislature - 2010 Regular Session

**State of Washington                      61st Legislature                      2010 Regular Session**

**By** Senate Agriculture & Rural Economic Development (originally sponsored by Senators Hatfield, Haugen, Schoesler, Prentice, Shin, and Fairley)

READ FIRST TIME 01/29/10.

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

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

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

8            The director of the department may exercise powers and duties with  
9 respect to the administration of food assistance programs in the  
10 department. It is the intent of the legislature in administering the  
11 food assistance programs transferred to the department by chapter  
12 . . . , Laws of 2010 (this act), that programs continue to be provided  
13 through community-based organizations. It is the intent of the  
14 legislature that in accepting the administration of food assistance  
15 programs, the department's core programs administered by the department  
16 by July 1, 2010, not be impacted.

17            The director of the department may adopt rules necessary to  
18 implement the food assistance programs.

1 The director may enter into contracts and agreements to implement  
2 food assistance programs, including contracts and agreements with the  
3 United States department of agriculture, to implement federal food  
4 assistance programs.

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

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

13 (2) These services may include, but not be limited to,  
14 comprehensive education services to preschool children from low-income  
15 families, providing for human service needs and advocacy, promoting  
16 volunteerism and citizen service as a means for accomplishing local  
17 community and economic development goals, (~~coordinating and providing~~  
18 ~~emergency food assistance to distribution centers and needy~~  
19 ~~individuals,~~) and providing for human service needs through community-  
20 based organizations.

21 (3) The department shall provide local communities and at-risk  
22 individuals with programs that provide community protection and assist  
23 in developing strategies to reduce substance abuse. The department  
24 shall administer programs that develop collaborative approaches to  
25 prevention, intervention, and interdiction programs. The department  
26 shall administer programs that support crime victims, address youth and  
27 domestic violence problems, provide indigent defense for low-income  
28 persons, border town disputes, and administer family services and  
29 programs to promote the state's policy as provided in RCW 74.14A.025.

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

34 NEW SECTION. **Sec. 3.** (1) The emergency food assistance program in  
35 the department of commerce is transferred to the department of  
36 agriculture.

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

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

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

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

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

34           (5) The transfer of the powers, duties, functions, and personnel of  
35 the emergency food assistance program in the department of commerce  
36 shall not affect the validity of any act performed before the effective  
37 date of this section.

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

7 (7) All classified employees of the department of commerce assigned  
8 to the department of agriculture under this section whose positions are  
9 within an existing bargaining unit description at the department of  
10 agriculture shall become a part of the existing bargaining unit at the  
11 department of agriculture and shall be considered an appropriate  
12 inclusion or modification of the existing bargaining unit under the  
13 provisions of chapter 41.80 RCW.

14 NEW SECTION. **Sec. 4.** (1) The emergency food assistance program  
15 and the commodity supplemental food program in the department of  
16 general administration are transferred to the department of  
17 agriculture.

18 (2)(a) All reports, documents, surveys, books, records, files,  
19 papers, or written material in the possession of the emergency food  
20 assistance program and the commodity supplemental food program in the  
21 department of general administration shall be delivered to the custody  
22 of the department of agriculture. All cabinets, furniture, office  
23 equipment, motor vehicles, and other tangible property employed by the  
24 emergency food assistance program and the commodity supplemental food  
25 program in the department of general administration shall be made  
26 available to the department of agriculture. All funds, credits, or  
27 other assets held by the emergency food assistance program and the  
28 commodity supplemental food program in the department of general  
29 administration shall be assigned to the department of agriculture.

30 (b) Any appropriations made to the emergency food assistance  
31 program and the commodity supplemental food program in the department  
32 of general administration shall, on the effective date of this section,  
33 be transferred and credited to the department of agriculture.

34 (c) If any question arises as to the transfer of any personnel,  
35 funds, books, documents, records, papers, files, equipment, or other  
36 tangible property used or held in the exercise of the powers and the

1 performance of the duties and functions transferred, the director of  
2 financial management shall make a determination as to the proper  
3 allocation and certify the same to the state agencies concerned.

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

13 (4) All rules and all pending business before the emergency food  
14 assistance program and the commodity supplemental food program in the  
15 department of general administration shall be continued and acted upon  
16 by the department of agriculture. All existing contracts and  
17 obligations shall remain in full force and shall be performed by the  
18 department of agriculture.

19 (5) The transfer of the powers, duties, functions, and personnel of  
20 the emergency food assistance program and the commodity supplemental  
21 food program in the department of general administration shall not  
22 affect the validity of any act performed before the effective date of  
23 this section.

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

30 (7) All classified employees of the department of general  
31 administration assigned to the department of agriculture under this  
32 section whose positions are within an existing bargaining unit  
33 description at the department of agriculture shall become a part of the  
34 existing bargaining unit at the department of agriculture and shall be  
35 considered an appropriate inclusion or modification of the existing  
36 bargaining unit under the provisions of chapter 41.80 RCW.

1        NEW SECTION.   **Sec. 5.**   This act takes effect July 1, 2010.

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