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HOUSE BILL 1094

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State of Washington

63rd Legislature

2013 Regular Session

By Representatives Shea, Overstreet, Taylor, Condotta, MacEwen, and Pollet

Read first time 01/16/13. Referred to Committee on Government Operations & Elections.

1 AN ACT Relating to reporting agreements between state agencies and  
2 the federal government; adding a new section to chapter 43.88 RCW; and  
3 creating a new section.

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

5 NEW SECTION. **Sec. 1.** The legislature is responsible for the  
6 oversight and control of the state budget as it applies to the various  
7 state agencies. The legislature finds that state agencies regularly  
8 enter into a wide variety of agreements with the federal government,  
9 requiring the commitment of state resources, but that are neither  
10 reviewed nor expressly approved by the legislature. Accordingly, a  
11 statutory mechanism is needed to provide the legislature with  
12 comprehensive information regarding these federal agreements in order  
13 to enable the legislature to monitor and evaluate the budgetary and  
14 fiscal impacts of the agreements, as well as their policy implications.  
15 This act provides a statutory framework for ongoing legislative  
16 oversight of the agreements between state agencies and the federal  
17 government and will thus enable the legislature to better exercise its  
18 authority to review and control the expenditure of state resources.

1        NEW SECTION.    **Sec. 2.**    A new section is added to chapter 43.88 RCW  
2 to read as follows:

3        (1) On or before November 1, 2013, and not later than November 1st  
4 each year thereafter, each state agency shall submit a written report  
5 to the speaker and minority leader of the Washington house of  
6 representatives, the majority and minority leaders of the Washington  
7 senate, and the governor, providing a comprehensive, detailed  
8 description of every agreement between the agency and the federal  
9 government.    At minimum, the report must contain the following  
10 information:

11        (a) The type of agreement, including a comprehensive description of  
12 its contents;

13        (b) The purposes, goals, and public benefits to be derived from the  
14 agreement;

15        (c) A detailed description, including the dollar amounts, of any  
16 grants, funds, revenues, or fiscal impacts likely to result from the  
17 agreement;

18        (d) The identification of the specific statute, rule, or  
19 constitutional provision providing the legal basis for the agreement;

20        (e) The identification of the specific agencies, both state and  
21 federal, entering into the agreement; and

22        (f) The identification of every state officer, employee, or other  
23 state agent participating in the creation, negotiation, or approval of  
24 the agreement.

25        (2) The definitions in this subsection apply throughout this  
26 section.

27        (a) "Agency" means and includes every state office, officer, and  
28 employee, and every institution, department, board, and commission.

29        (b) "Agreement" means any contract, agreement, memorandum of  
30 understanding, or other arrangement between a state agency and the  
31 federal government that requires an agency or other state governmental  
32 entity to take action or otherwise expend state resources in order to  
33 comply with the terms of the agreement.

34        (3) This section applies to all agreements in effect as of the  
35 effective date of this section and to all agreements entered into or  
36 renewed on or after July 1, 2013.

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